

CHAPTER 45.

[H. F. 129.]

REPEALING ACT ALLOWING TOWN SUPERVISORS TO ISSUE BONDS.

AN ACT to Repeal Chapter 144 of the Session Laws of 1885, Entitled "An Act Allowing Town Supervisors to Issue Bonds."

Be it Enacted by the Legislative Assembly of the State of North Dakota:

§ 1. REPEAL.] That chapter 144 of the Session Laws of 1885, entitled "An act allowing town supervisors to issue bonds, approved March 13, 1875," [1885,] be and the same is hereby repealed.

Approved March 6, 1890.

COMMISSIONER OF AGRICULTURE AND LABOR.

CHAPTER 46.

[H. F. 206.]

DEFINING THE DUTIES OF THE COMMISSIONER OF AGRICULTURE
AND LABOR.

AN ACT Defining the Duties of the Commissioner of Agriculture and Labor, and Providing that Until Otherwise Provided by Law, he shall be Ex-officio State Dairy Commissioner.

Be it Enacted by the Legislative Assembly of the State of North Dakota:

§ 1. GENERAL DUTIES—STATISTICS TO BE OBTAINED.] The duties of the Commissioner of Agriculture and Labor shall be to collect, systemitize and present in biennial reports to the Legislative Assembly, statistical details relating to all departments of labor in the State, such as the hours and wages of labor, cost of living, amount of labor required, estimated number of persons depending on daily labor for their support, the estimated number of

persons employed by the several industries within the State, the operation of labor saving machinery in its relation to hand labor, etc. Said statistics may be classified as follows:

First. In agriculture.

Second. In mining.

Third. In mechanical and manufacturing industries.

Fourth. In transportation.

Fifth. In clerical and all other skilled and unskilled labor not above mentioned.

Sixth. The amount of cash capital invested in lands, in building and machinery, severally, and means of production and distribution generally.

Seventh. The number, age, sex and condition of persons employed; the nature of their employment, the extent to which the apprenticeship system prevails in the various skilled industries, the number of hours of labor per day, the average length of time employed per annum, and the net wages received in each of the industries and employments within the State.

Eighth. The number and condition of the unemployed, their age, sex and nationality, together with the cause of their idleness.

Ninth. The sanitary condition of lands, workshops, dwellings; the number and size of rooms occupied by the workers, etc.; the cost of fuel, rent, food, clothing and water in each locality of the State; also the extent to which labor saving processes are employed to the displacement of hand labor.

Tenth. The number and condition of the Chinese in the State, their social and sanitary habits, number of married and of single, the number employed and the nature of their employment; the average wages per day at each employment, and the gross amount yearly; the amount expended by them in rent, food and clothing and in what proportion such amounts are expended for foreign and home productions respectively; to what extent their labor comes in competition with the other industrial classes of the State.

Eleventh. The number, condition, and nature of the employment of the inmates of the State prison, county jails, and reformatory institutions, and to what extent their employment comes in competition with the labor of mechanics, artisans and laborers outside of these institutions.

Twelfth. All such other information in relation to labor as the commissioner may deem essential to further the objects sought to be attained by this statute.

Thirteenth. A description of the different kinds of labor organizations in existence in the State, and what they accomplish in favor of the class for which they were organized.

§ 2. INFORMATION TO BE FURNISHED.] It shall be the duty of all State, county and precinct officers to furnish upon the written request of the commissioner, all the information in their power necessary to assist in carrying out the objects of this act. And not

more than 1,000 copies of the printed report shall be furnished to the commissioner for free distribution to the public.

§ 3. PENALTY.] Any person who willfully impedes or obstructs the commissioner in the full and free performance of his duties, shall be guilty of a misdemeanor, and upon conviction shall be fined not less than ten (10) nor more than fifty (50) dollars, or imprisonment not less than seven nor more than thirty days in the county jail, or both.

§ 4. OFFICE HOURS.] The office of the commissioner shall be open for business from 9 o'clock a. m. until 5 o'clock p. m. every day, except non-judicial days, and the officers thereof shall give to all persons requesting it, all needed information which they may possess.

§ 5. POWER TO SEND FOR PERSONS AND EXAMINE WITNESSES.] The commissioner shall have power to send for persons whenever, in his opinion, it is necessary, and he may examine witnesses under oath, being hereby authorized to administer the same in the performance of his duty, and the testimony so taken must be filed and preserved in the office of said commissioner.

§ 6. OFFICE.] The Secretary of State shall provide a suitable office for said commissioner, properly furnished.

§ 7. MEDIATE IN CASE OF STRIKES AND LOCKOUTS.] If any difference shall arise between any corporation or person, employing twenty-five or more employes, and such employes, threatening to result, or resulting in a strike on the part of such employes, or a lockout on the part of such employer, it shall be the duty of the commissioner, when requested so to do by fifteen or more of said employes, or by the employers, to visit the place of such disturbance and diligently seek to mediate between such employer and employes.

§ 8. IMMIGRATION.] It shall be the duty of the commissioner to look after and devise means to advance the immigration interests of the State, and to encourage and promote the permanent settlement and improvement of all sections of the State. He shall have charge of the preparation in manuscript, the publication and the distribution by mail and otherwise of any and all documents and articles of reading matter designed to convey correct and full information on all matters pertaining to the growth and development of the agricultural, manufacturing, commercial and mining interest of the State. He shall attend to all correspondence relating to immigration and shall do all in his power by letter, by the use of published printed matter and through personal efforts to secure the most liberal and extensive advertisement of the resources and opportunities of the State. It shall be his aim to induce the investment of capital in agriculture, in mining, and in different industrial and merchantile pursuits, and to facilitate the coming to the State of persons and families seeking permanent location for new homes. It shall be the duty of the commissioner to procure the most favorable rates of fare obtainable from rail-

road and other transportation companies for persons coming to the State, and where such persons have formed a colony or party of considerable numbers he shall be required to visit them, if necessary, and do all in his power to direct and assist them in making the necessary arrangements for transportation and in reaching the State.

§ 9. HAVE CHARGE OF PUBLIC EXHIBITS.] The commissioner shall have charge of any exhibit of the products and resources of the State which may be made at any fair or exhibition held at any point in the United States, and shall have authority to co-operate with any railroad company or companies doing business in the State and with any other parties interested with the view of securing such exhibit at any fair or exposition held as aforesaid.

§ 10. STATE'S STATISTICIAN.] The commissioner shall be the State's statistician. It shall be his duty to obtain from county and township assessors and other officers of the organized counties of the State, and to collate and prepare in tabulated form for reference, statistics showing county, township and other municipal indebtedness of all kinds; the assessed valuation of real and personal property; and he shall also ascertain the amount of mortgage indebtedness and assessed value of real property owned by citizens as distinguished from corporations; the acreage in wheat, corn and other kinds of grain; the number of cattle, horses, hogs and other live stock, and the population, vital statistics, and all other information pertaining to and showing the condition, growth and development of the State by counties.

§ 11. REPORT TO LEGISLATURE.] The commissioner shall report to the Legislative Assembly the number of coal mines being operated within the State, the number of tons of coal being mined annually, the number of persons employed in coal mining, the wages paid to coal miners, and the cost per ton to mine coal at the different mines.

§ 12. EX-OFFICIO DAIRY COMMISSIONER.] That until otherwise provided by law the Commissioner of Agriculture and Labor shall be *ex-officio* State Dairy Commissioner.

§ 13. REPEAL.] That Chapter 66 of the General Laws of the Territory of Dakota, entitled "An act creating the office of Commissioner of Immigration and for the appointment of a Commissioner of Immigration for the Territory of Dakota," approved March 11, 1885, and all acts amending the same be and the same are hereby repealed.

§ 14. EMERGENCY.] An emergency exists in this, that there is no law defining the duties of the Commissioner of Agriculture and Labor, therefore this act shall take effect and be in force from and after its passage and approval.

Approved February 17, 1890.

CHAPTER 47.

[H. F. 343.]

APPROPRIATION FOR SALARY OF COMMISSIONER OF AGRICULTURE AND LABOR.

AN ACT Fixing the Salary of the Commissioner of Agriculture and Labor.

Be it Enacted by the Legislative Assembly of the State of North Dakota:

§ 1. SALARY.] The Commissioner of Agriculture and Labor shall receive an annual salary of \$1,800 until such time as the salary of all State officers is readjusted.

§ 2. EMERGENCY.] An emergency existing in that no salary is fixed by law for the Commissioner of Agriculture and Labor, this act shall take effect immediately after its passage and approval.

Approved March 20, 1890.

COUNTY COMMISSIONERS.

CHAPTER 48.

[H. F. 78.]

REGULATING NUMBER OF COUNTY COMMISSIONERS.

AN ACT to Enable Counties to Regulate the Number of County Commissioners.

Be it Enacted by the Legislative Assembly of the State of North Dakota:

§ I. COMMISSIONERS SHALL CALL AN ELECTION.] That the number of county commissioners of any county within this State may be increased to five or reduced to three whenever legal voters of said county equal to one-third of the number of legal votes cast at the last preceding general election petition the board of county commissioners to call an election for determining the number of commissioners which shall constitute such county board, it shall be the duty of the commissioners to call a special election and submit the question to vote. Notice of such election shall be given by publication in the official newspaper of the county, or