GRAIN

CHAPTER 176.

[S. B. No. 131—Thoreson.]

TESTING AND GRADING GRAIN.

AN ACT to Require Public Warehouses to First Clean a Sample of Any Grain Before Testing for the Grade of Such Grain, and Providing a Penalty for the Violation of This Act.

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

§ 1. GRADING OF GRAIN.] All public warehouses within this state, as defined by Section 2244 of the Revised Codes of North Dakota for 1905, when requested by the seller, shall, before testing for grade any grain handled by them, remove therefrom and make due allowance for any dockage of such grain made by reason of the presence of straw, weed seeds, dirt or any other foreign matter. Such test shall be made by taking a fair sample of such grain and cleaning the same before testing for the grade of such grain. And no public warehouse within this state, as defined in Section 2244 of the Revised Codes of 1905, shall grade any grain offered to it for sale in this state, after such request has been made, until due allowance has been made for such dockage and such dockage has been deducted or removed from such grain; and, when such dockage has been removed, deducted or allowance made for the same by such public warehouse, such warehouse shall proceed to test such grain for grade and shall grade the same as if such dockage had been removed, deducted or allowance made therefore as provided herein.

§ 2. MISDEMEANOR. PENALTY FOR VIOLATION.] Any person, association, co-partnership or corporation, or the agent of any person association co-partnership or corporation owning, operating or conducting the business of a public warehouse, in this state, who shall violate any of the provisions of this act shall be guilty of a misdemeanor and shall be punished by a fine of not less than ten dollars nor more than one hundred dollars or by imprisonment in the county jail not less than ten nor more than thirty days or both such fine and imprisonment.

Approved March 12, 1913.