

CHAPTER 238**H. B. No. 284—(Patterson and Lynch.)****WAR ORPHAN TUITION PRIVILEGES**

An Act Providing Educational Opportunities for the children of Soldiers, Sailors and Marines who were killed in action or died during the World War.

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

§ 1. The Board of Administration is hereby authorized to waive all tuition charges and fees for war orphans not under 16 years and not over 21 years of age who are attending or may attend a state educational or training institution or a secondary or college grade. By the term "war orphan" is meant children of those who were killed in action or died from other causes during the World War from April 6, 1917, to July 2, 1921, while serving in the Army, Navy, or Marine Corps of the United States or as a result of such service. The privileges of this Act are limited to the 35 war orphans now domiciled in the State of North Dakota, such orphans having been born between the years 1912 and 1921, both inclusive.

§ 2. The Board of Administration shall determine the eligibility of the children who may make application for the benefits provided in this Act.

Approved March 6, 1933.

STATE INSTITUTIONS**CHAPTER 239****S. B. No. 179—(Burkhart.)****ELIMINATION DUPLICATION, ETC., COURSES OF STUDY
STATE EDUCATIONAL INSTITUTIONS**

An Act directing the Board of Administration to eliminate unnecessary duplication and to co-ordinate courses of study in our state educational institutions in so far as is practicable.

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

§ 1. The Board of Administration is hereby instructed and directed to eliminate all unnecessary duplication of courses as may be found between our state educational institutions and to coordinate the courses of study at our state educational institutions in so far as is practicable.

§ 2. Such duplication to be eliminated and such coordination to be made and brought about gradually, so as not to cause hardship to students attending the different state educational institutions, but

nevertheless to be completed within three years by eliminating a certain percentage each year.

§ 3. EMERGENCY.] This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval.

Approved March 3, 1933.

CHAPTER 240

S. B. No. 121—(Murphy, by request.)

CHANGING NAME OF INSTITUTION FOR FEEBLE MINDED

An Act to amend and re-enact Section 1709 of the Compiled Laws of the year 1913, changing the name of the Institution for Feeble Minded.

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

§ 1. AMENDMENT.] That Section 1709 of the Compiled Laws of the State of North Dakota for the year 1913 be and the same is hereby amended and re-enacted to read as follows:

§ 1709. LOCATION.] There shall be located and permanently maintained at or near the city of Grafton, in the County of Walsh, an institution for the feeble minded, upon the grounds conveyed by the United States of America to the State of North Dakota for that purpose, to be known and designated as "Grafton State School."

§ 2. REPEAL.] That all Acts and parts of Acts in conflict herewith are hereby repealed.

Approved February 18, 1933.

CHAPTER 241

H. B. No. 167—(Place, Noben, and Olson.)

USE OF NATIVE LIGNITE COAL, NATURAL OIL AND GAS BY STATE INSTITUTIONS

An Act to amend and re-enact Section 1, Chapter 78 of the Laws of 1913 (1915), the same being Section 1828 of the Supplement to the Compiled Laws of 1913, Providing that state institutions, counties and public schools in this state, shall use for fuel, native or lignite coal, or lignite coal products, native North Dakota natural oil or native North Dakota natural gas, and providing it shall be unlawful for any officer to purchase for use in such institutions any other of such enumerated products produced, when said products are produced within the state, and providing a penalty for violation thereof.

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

§ 1. That section 1828 of the Supplement to the Compiled Laws of North Dakota for 1913 be amended and re-enacted to read as follows:

§ 1828. PUBLIC INSTITUTIONS TO USE.] The various state institutions, county buildings and public school houses in this state shall use for fuel, North Dakota native or lignite coal, or lignite coal products, North Dakota native natural oil or North Dakota native natural gas, and it shall be unlawful for any officer to purchase for use in such institutions, county buildings and public schools any coal other than that taken from the mines or wells within the boundaries of this State. This section shall not be construed, however, as prohibiting the use of other coal or wood, North Dakota natural oil or natural gas, at such institutions, county buildings and public schools when such other coal or wood or North Dakota natural oil or North Dakota natural gas can be obtained at a cost less than such North Dakota native fuel products, or the use of coal other than North Dakota native lignite coal or lignite coal products, North Dakota native natural oil or native natural gas, at such public schools as are located six miles or more from any mine or railroad station within the boundaries of this state; provided, that the comparative cost of such fuel is not greater than that of lignite coal, lignite coal products, North Dakota native natural oil or native natural gas.

All purchases of lignite coal, or lignite coal products, or North Dakota native natural gas or native natural oil, shall be based upon proposals published in some newspaper, published in and having a general circulation in the State of North Dakota, and copies of said proposals shall be filed in the office of the Secretary of State at Bismarck, North Dakota on or about the date thereof, and said purchases of such products shall be made from the lowest responsible bidder, and shall be based on the following standard contract grade:

Two thousand (2000) pounds shall constitute one (1) ton standard contract grade of lignite coal.

Standard contract grade of lignite coal shall contain as delivered 33% of moisture, as determined at one hundred five (105) degrees centigrade (c). For actual weight of moisture above thirty-five per cent, deduct proportionately the price per ton.

Standard contract grade lignite coal, water-free basis, shall contain from ten (10) to fifteen (15) per cent of ash. For each one (1) per cent of ash above fifteen (15) per cent deduct two and one-quarter ($2\frac{1}{4}$) per cent of the bid price per ton. For the one (1) per cent below the ten (10) per cent, add one and three-fifths ($1\frac{3}{5}$) per cent of the bid price per ton.

Standard contract grade lignite coal shall contain, water-free basis, not over two (2) per cent of sulphur. For each one (1) per cent, or major fraction thereof above two (2) per cent, deduct two (2) per cent of the bid price per ton.

Standard contract grade lignite coal shall contain, water-free basis, nine thousand five hundred (9,500) British thermal units (B. T. U.) and the price per ton shall be based upon that number of heat units. When the British thermal units (B. T. U.) are in

excess of that amount, such excess shall be paid for proportionately; and if the contents are less than nine thousand five hundred (9,500) British thermal units (B. T. U.) then a proportionate amount shall be deducted from the price.

The method of ascertaining the above facts shall be agreed upon between buyer and seller; provided, that any school or institution which does not use to exceed fifty (50) tons of coal in any one year shall not be required to publish for proposals as herein provided.

Approved March 18th, 1933.

CHAPTER 242

H. B. No. 107—(Crockett, Svingen, Hill, and Sundby of McLean.)

MANUFACTURE COFFINS AT PENITENTIARY

An Act authorizing and directing the Board of Administration to engage in the manufacture of coffins at the State Penitentiary.

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

§ 1. The Board of Administration is hereby authorized, empowered and directed to manufacture or cause to be manufactured coffins at the state penitentiary and to use inmates as laborers in the manufacture of said coffins and to do all other things necessary or incidental in carrying out the provisions and purposes of this Act. They are authorized and directed to make all necessary rules and regulations governing the manufacture, sale and distribution of coffins so manufactured, and they are directed to keep a complete record of the accounts of said industry in a separate set of books showing profit or loss as the same may be.

§ 2. The Board of Administration shall sell said coffins at wholesale or retail to the state, any county, municipality, persons, associations, corporations or co-partnerships. The wholesale price shall be 10% and the retail price 20% above cost of manufacture; provided, however, that the coffins purchased by the state, any county or municipality for burial of paupers shall be sold at the cost of manufacture. Provided that the County Commissioners shall keep on hand a reasonable supply of the various sizes of coffins for the burial of paupers. It is further provided that the County Commissioners of any County may in their discretion keep on hand a supply of coffins for sale to the general public. The County Auditor shall act as the agent of the County Commissioners in the matter of sale and disposition of coffins, using the same discretion and care in this business as he is required by law to give to other business of the county.

§ 3. All coffins made under the provisions of this Act shall be properly identified as such by having a metal plate attached to coffin

on which is inscribed the following words "Made in North Dakota Penitentiary." This identification plate shall be placed on the bottom of the coffin where it can be easily found on inspection.

§ 4. That all money and profits derived from the sale of coffins under this Act shall be kept in a separate account and not intermingled with any other funds of the State Penitentiary and shall not be transferred except by authority of law.

§ 5. The Board of Administration shall, so far as compatible with the efficient business of manufacturing coffins, make use of any inmates and employees of the State Penitentiary.

§ 6. APPROPRIATION.] There is hereby appropriated out of any moneys in the State Treasury, not otherwise appropriated, the sum of two thousand dollars (\$2,000.00) or so much thereof as may be necessary to carry out the provisions of this Act.

§ 7. REPEAL.] All Acts and parts of Acts in conflict herewith are hereby repealed.

Approved March 9th, 1933.

CHAPTER 243

H. B. No. 228—(Owings and Lavik.)

EMPLOYMENT PRISON LABOR

An Act to provide for the employment of the labor of prisoners of the State Penitentiary, for the sale of the products of said labor, the use of the receipts from said sales and appropriation of money for the establishment of said industry.

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

§ 1. EMPLOYMENT OF INMATES OF THE PENITENTIARY.] The State Board of Administration is hereby authorized and empowered to employ the labor of the prisoners of the state penitentiary, or so much thereof, as is not otherwise employed, in the manufacture of auto license plates and road signs, which plates and signs may be sold at a price fixed by said Board of Administration to the Motor Vehicle Registration Department and the Highway Departments of the State and to the several counties and municipalities of the state.

§ 2. USE OF RECEIPTS.] The receipts of said sales shall be deposited with the State Treasurer to the credit of Miscellaneous Earnings of the Penitentiary, and so much thereof as is necessary may be used under proper voucher in payment of the expenses incurred in connection with the said industry and the necessary repairs, upkeep, purchase of machinery and other requirements of the said industry. The receipts of said industry over and above the

necessary expense in maintaining the same shall be used under the direction of the Board of Administration to augment any of the funds of the penitentiary.

§ 3. APPROPRIATIONS.] There is hereby appropriated out of any moneys in the State Treasury, not otherwise appropriated, the sum of \$18,000.00 or so much thereof as may be necessary for the purpose of purchasing the equipment and materials necessary to put this account in full force and effect. Provided that in the judgment of the Board of Administration, together with the Governor, it is warranted.

Approved March 10, 1933.

CHAPTER 244

H. B. No. 340—(Carlson.)

PURCHASES STATE INSTITUTIONS

An Act requiring the purchasing agent of the Board of Administration to buy in accordance with the United States Bureau of Standard Specifications.

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

§ 1. The Board of Administration and the Purchasing Agent are hereby required and directed to make all purchase of goods and materials on behalf of the various state institutions in accordance with the standards and specifications of the United States Bureau of Standards Specifications.

Approved March 6th, 1933.

TAXATION

CHAPTER 245

H. B. No. 349—(Committee on Agriculture.)

ASSESSORS DUTIES

An Act amending and re-enacting Section 1904, Compiled Laws 1913, and Section 1905, Supplement to the 1913 Compiled Laws of North Dakota, relating to the duties of the county, township, city, and village assessors in connection with the securing of statistics, relating to agriculture and such other subjects as may be required by the state statistician.

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

§ 1. AMENDMENT.] That Section 1904, Compiled Laws 1913 be amended and re-enacted to read as follows:

§ 1904. WHAT STATISTICAL STATEMENT TO CONTAIN.] The