
GOVERNMENTAL FINANCE

CHAPTER 185

House Bill No. 144
(Committee on Education)

**COUNTY BOND ISSUES FOR COUNTY AGRICULTURAL AND
TRAINING SCHOOL BUILDINGS****AN ACT**

To amend and reenact subdivision a of subsection 1 of section 21-0306 of the North Dakota Revised Code of 1943, relating to purposes and specific limitations of bond issues, authorizing counties maintaining county agricultural and training schools to issue bonds to provide buildings for such schools.

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

SECTION 1. AMENDMENT.) Subdivision a of subsection 1 of section 21-0306 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

21-0306. PURPOSES AND SPECIFIC LIMITATIONS OF BOND ISSUES.) Municipalities are empowered to borrow money, subject to the general limitations of amounts prescribed by section 21-0304 and 21-0305, and subject, in certain cases, to the further limitations prescribed by this section, and to issue bonds thereof for the purposes enumerated in this section. Such bonds may be issued:

1. By any county:
 - a. To provide county buildings, but all outstanding unpaid bonds, for this purpose shall not exceed in amount at any one time one and one-half percent of the value of the taxable property in such county, except that any county maintaining a county agricultural and training school may issue bonds in excess of such limit to provide buildings for such school but all outstanding unpaid bonds for such purpose shall not exceed in amount at any one time one percent of the value of the taxable property in such county.

Approved February 28, 1949.

CHAPTER 186

House Bill No. 13
(Legislative Research Committee)
at the request of
(The League of North Dakota Municipalities)

PURPOSES AND LIMITATIONS CITY AND VILLAGE BONDS

AN ACT

To amend and reenact subsection 2 of section 21-0306 of the 1947 Supplement to the North Dakota Revised Code of 1943 and subsection 3 of section 21-0306 of the North Dakota Revised Code of 1943, relating to purposes and specific limitations of bond issues in cities and villages.

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

SECTION 1. AMENDMENT.) Subsection 2 of section 21-0306 of the 1947 Supplement to the North Dakota Revised Code of 1943 is hereby amended and reenacted as follows:

21-0306. PURPOSES AND SPECIFIC LIMITATIONS OF BOND ISSUES.)

2. By any city:
 - a. For the erection, purchase, construction, enlargement, or repair of municipal or public buildings for the following purposes: city hall, fire protection buildings, waterworks buildings, police stations, city markets, public baths, hospitals, libraries, museums, auditoriums, armories, gymnasiums, and music halls; and to purchase and acquire sites for such buildings, and for the equipment and furnishing thereof;
 - b. For the purchase of fire engines and other equipment and materials for fire protection and for the purchase, construction, and installation of pumps, watermains, reservoirs, and other necessary facilities for fire protection;
 - c. For the construction and extension of water plants or the purchase of existing plants; the construction and improvement of watermains, sewers, and drains; or for the joint construction and establishment of a water and sewer system; or for the erection, planning, construction, and establishment of a sewage disposal plant or system; or for the erection, construction, and enlargement of garbage disposal plants and to purchase sites and grounds, either within or without the limits of the city, for the disposal of sewage, garbage, and other refuse; or for the leasing or

- purchase of lands, either within or without the limits of the city, for the purpose of providing airports or landing fields or for the construction of buildings thereon or the procuring of equipment therefor; and other like municipal purposes;
- d. To construct, acquire, enlarge, extend, or maintain any plant or equipment, or any part of a plant or equipment, for the production, transmission, delivery or furnishing of heat, light, or power, either directly or indirectly, to or for the public, or to enlarge and extend such plants or equipment or any part thereof. This sub-section shall not be construed as an amendment to sections 40-3301 to 40-3309, inclusive, nor to 40-3315;
 - e. To purchase or acquire any public utility or street railway. This section shall not be construed as impairing, altering, or affecting the powers of the public service commission in any such proceedings;
 - f. To provide for acquiring, laying out, and improving parks, parkways, park buildings, public drives, boulevards, highways, streets, state highways and cemeteries, and to acquire land for these purposes;
 - g. To provide money for the payment of any deficiency in the fund of any special improvement district whenever the special assessment or taxes levied and collected for the specific improvements are then insufficient to pay the principal or interest of any special improvement warrants issued for such improvement and then due and unpaid, but only to the extent of such deficiency;
 - h. For the purchase of automobiles, trucks, tractors, flushers, sprinklers, street sweepers, graders, rollers, loaders, plows, conveyors and other machinery, equipment and materials for the cleaning, flushing and sweeping of any street, highway, avenue, alley or public place within the city, the removal of snow and ice therefrom, and other like municipal purposes;
 - i. For the purchase of trucks, garbage collectors, and other vehicles, equipment and materials for the collection, removal and disposal of garbage, rubbish, ashes, refuse and other wastes within the city;
 - j. To provide for the acquiring and constructing of parking lots and facilities for motor vehicle parking;
 - k. To provide funds for the erection, purchase, construction, enlargement or repair of bridges, and to purchase and acquire necessary real estate, sites or easements for such bridges; and
 - l. To provide funds for all works in connection with

flood control and the necessary land or easements for such flood control works.

SECTION 2. AMENDMENT.) Subsection 3 of section 21-0306 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

21-0306. PURPOSES AND SPECIFIC LIMITATIONS OF BOND ISSUES.)

3. By any village:
 - a. For any of the purposes specified for cities by subdivisions b, c, d, f, and g of subsection 2 of this section under the circumstances and subject to the limitations therein expressed;
 - b. For the erection, purchase, construction, and enlargement or repair of municipal or public buildings for the following purposes: village halls, fire protection buildings, waterworks buildings, and police stations, and to purchase or acquire sites for such buildings, and for the equipment thereof;
 - c. To provide for the acquiring and constructing of parking lots and facilities for motor vehicle parking;
 - d. To provide funds for the erection, purchase, construction, enlargement or repair of bridges, and to purchase and acquire necessary real estate, sites, or easements for such bridges; and
 - e. To provide funds for all works in connection with flood control and the necessary land or easements for such flood control works.

Approved February 21, 1949.

CHAPTER 187

House Bill No. 194

(Haugen of McLean, Thompson of McLean, Sailer, Bentz, Hafner)

DISTRIBUTION OF FEDERAL FUNDS IN COUNTIES AFFECTED
BY FEDERAL ACQUISITION OF LANDS FOR PUBLIC USE

AN ACT

Providing for the appropriation and distribution of funds received from the federal government in counties where the federal government has acquired land for the development of projects for public uses and declaring an emergency.

The government of the United States under the provisions of Public Law 526 of the 79th Congress has provided that seventy-five per centum of all monies received and deposited in the treasury of the United States during any fiscal year on account of the leasing of lands acquired by the United States for flood control purposes shall be paid at the end of such year by the secretary of the treasury to the state in which such property is situated, to be expended as the state legislature may prescribe for the benefit of the public schools and public roads of the county or counties in which such property is situated, and

The secretary of the treasury of the United States has paid to the treasurer of the state of North Dakota certain sums of money as provided in said Public Law 526 referred to herein, therefore

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

SECTION 1.) The funds so received, as in said Public Law 526 set forth, by any county in this state, the treasurer of the state of North Dakota shall pay over to the county or counties entitled thereto any sums so received by him as in said public law set forth. The first one-half of such funds shall be paid to the county or counties affected and by them to be distributed to the school districts which suffered a reduction in assessed valuation because of the acquisition of lands by the United States so that the districts will be reimbursed on a per pupil basis for the net loss of revenue resulting from such reduction in valuation, the determination of net loss per pupil to be the income received from all sources by the school districts divided by the number of pupils in the grades and high school thereof in 1947 subtracted from the per pupil cost arrived at in like manner for the current year; and the remainder of the first one-half of such funds to be distributed to the schools of the county on a per pupil basis and second half of such funds shall be paid to such county or counties for road purposes to be expended as the county commissioners may determine.

SECTION 2. 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 11, 1949.

HEALTH AND SAFETY

CHAPTER 188

House Bill No. 279

(Langseth, Lillehaugen, Anderson, Joseph Stevens)

BURIAL DECEASED PERSONS, DUTY OF COUNTIES

AN ACT

To amend and reenact subsection 5 of section 23-0603 of the 1947 Supplement to the North Dakota Revised Code of 1943, relating to the duty of counties to bury deceased persons.

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

SECTION 1. AMENDMENT.) Subsection 5 of section 23-0603 of the 1947 Supplement to the North Dakota Revised Code of 1943, is hereby amended and reenacted to read as follows:

23-0603. DUTY OF BURIAL.) The duty of burying the body of a deceased person devolves upon the following persons:

5. If the deceased left no husband, wife, or kindred answering the foregoing description and did not leave means sufficiently to defray his funeral expenses, including the cost of a casket, upon the county welfare board of the county in which the deceased had residence for poor relief purposes and if such residence cannot be established, then in the county in which the death occurs, and such board shall employ some person to arrange for and supervise the burial. The necessary and reasonable expense thereof, not exceeding one hundred dollars, shall be borne by the county. The county also shall pay reasonable costs of transporting the body to the place of burial when burial is made in a cemetery out of the county in which death occurred, but not exceeding one hundred dollars.

Approved March 10, 1949.