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**OFFICES AND OFFICERS**

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**CHAPTER 292**

Senate Bill No. 155  
(Leno, Shure and Solberg)

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**RESTRICTIONS OF PUBLIC OFFICERS AND EMPLOYEES****AN ACT**

Restricting public officers and employees from using their office to benefit themselves financially, and providing a penalty for violation thereof.

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

SECTION 1. VARIOUS OFFICERS RESTRICTIONS.) No public officer, member of any board, bureau or commission, nor any employee or appointee thereof, shall use his office or position for the purpose of effecting the sale or purchase of any equipment, merchandise or service for which he will benefit financially.

SECTION 2. PENALTY.) Any person violating the provisions of this act is guilty of a misdemeanor and shall be punished by a fine of not less than one hundred dollars nor more than one thousand dollars, and removal from office.

Approved March 8, 1949.

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**CHAPTER 293**

House Bill No. 27  
(Legislative Research Committee)  
(at the request of the State Auditing Board)

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**PUBLIC OFFICERS EXPENSE ACCOUNT; FALSE CLAIM****AN ACT**

To amend and reenact sections 44-0804 and 44-0805 of the North Dakota Revised Code of 1943, relating to expenses allowed public officers and the penalty for a false claim and declaring an emergency.

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

SECTION 1. AMENDMENT.) Section 44-0804 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

44-0804. EXPENSE ACCOUNT: AMOUNT ALLOWED.) No elective officer other than the governor and members of the legislature, nor any appointive officer, employee, representative, or agent of this state, or of any of its subdivisions, agencies, bureaus, boards, or commissions, shall make claim upon any public fund for any sum in excess of four dollars for any one day for meals, and in addition thereto actual lodging expenses not to exceed four dollars per day while engaged in the discharge of a public duty and while upon a public expense account within the state, or in excess of six dollars for any one day for meals, and in addition thereto actual lodging expense, while so engaged within this state. In no event shall any such elective or appointive officer, employee, representative, or agent make claim upon such public expense account for an amount in excess of that actually paid for expenses while engaged in the public service.

SECTION 2. AMENDMENT.) Section 44-0805 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

44-0805. UNLAWFUL EXPENSE AND TRAVELING ACCOUNT PENALTY.) Any person violating any of the provisions of sections 44-0803 and 44-0804 is guilty of a felony and shall be punished by a fine of not less than fifty dollars nor more than one thousand dollars, or by imprisonment in a county jail for not less than ninety days nor more than one year, or by imprisonment in the penitentiary for not more than five years, or by both such fine and imprisonment.

SECTION 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 February 8, 1949.