
CRIMES AND PUNISHMENT

CHAPTER 118

S. B. No. 267
(Committee on Judiciary)

PUNISHMENT FOR INDECENT LIBERTIES; PSYCHIATRIC TREATMENT OF PRISONERS

AN ACT

To amend and reenact section 12-3011 of the North Dakota Revised Code of 1943 as amended by chapter 117 of the 1951 Session Laws of the State of North Dakota, and providing for psychiatric treatment of prisoners.

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

§ 1. AMENDMENT.) Section 12-3011 of the North Dakota Revised Code of 1943 as amended by chapter 117 of the 1951 session laws is hereby amended and reenacted to read as follows:

12-3011. INDECENT LIBERTIES; FELONY.) Every person who shall take any indecent liberty with or on the person of any individual under the age of eighteen years, which act under law does not amount to rape, or attempt to commit rape, or assault with intent to commit rape, or sodomy, or other crime against nature, is guilty of a felony, and shall be punished by imprisonment in the penitentiary for not less than one year nor more than fifteen years, and for any second offense of said crime by punishment in the state penitentiary for not less than five years.

§ 2. PSYCHIATRIC TREATMENT.) The board of pardons may cause any person convicted under chapter 12-30 of the North Dakota Revised Code of 1943, to be given psychiatric treatment or to be transferred to the state hospital for treatment according to such condition as may be prescribed by the board of pardons.

Approved March 11, 1953.

CHAPTER 119

H. B. No. 735

(Overbo, Nelson of Ramsey and Schuler)

**MISUSE OF FRATERNAL AND OTHER EMBLEMS;
MISDEMEANOR****AN ACT**

To amend and reenact section 12-3818 of the North Dakota Revised Code of 1943, relating to the misuse of fraternal and other emblems.

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

§ 1. AMENDMENT.) Section 12-3818 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

12-3818. MISUSE OF FRATERNAL AND OTHER EMBLEMS; MISDEMEANOR.) Every person who wilfully wears or attaches to any vehicle the badge, insignia, rosette, button or emblem of any fraternal, military or patriotic society, or any other society, order or organization, or uses the same or the name of any such society, order, or organization by falsely representing himself to be a member thereof in good standing, to obtain, or in attempting to obtain, aid or assistance within the state, or willfully uses the name of such society, order, or organization, or the titles of its officers, or uses its insignia or emblems, or the forms or designs thereof, or its ritual or ceremonies, unless entitled to use or wear the same under the constitution and by-laws, rules, and regulations of such order, society, or organization, is guilty of a misdemeanor and shall be punished by a fine of not less than ten dollars nor more than one hundred dollars for each offense.

Approved March 7, 1953.

CHAPTER 120

H. B. No. 799
(Representative Bye)

PROPRIETOR OF PLACE OF BUSINESS RESPONSIBLE FOR
LEGALITY OF SALE OF TOBACCO FROM VENDING
MACHINES; PENALTY

AN ACT

Placing the responsibility for the legality of the sale of tobacco from vending machines upon the proprietor of the place of business; providing a penalty; provisions governing operation.

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

§ 1. The responsibility for the legality of the sale from vending machines of cigarettes or other tobacco products to persons prohibited from purchasing such products in section 12-4301 shall be upon the proprietor or operator of the place of business wherein such vending machine is located. Any proprietor or operator of a place of business wherein a cigarette or tobacco vending machine is located who allows sales of cigarettes or tobacco through such machine to persons prohibited from purchasing cigarettes or tobacco in section 12-4301 shall be punished in the manner provided in section 12-4309.

§ 2.) All cigarette or tobacco vending machines shall have a sign posted thereon giving notice that persons under the age limits provided in section 12-4301 shall be prohibited from purchasing cigarettes or tobacco from such machines.

Approved March 5, 1953.