

BOARDS OF TRUSTEES.

CHAPTER 23.

[S. B. No. 69.]

LIABILITY OF BOARDS OF TRUSTEES.

AN ACT Making Boards of Trustees, Commissioners, Directors, Person or Persons Liable For Amounts Expended in Excess of Appropriation and Providing For Emergency Expenditures.

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

§ 1. PROHIBITING EXCESSIVE EXPENDITURES AND PROVIDING FOR EMERGENCY.] It shall be unlawful for any board of trustees, commissioners, directors, person or persons having the control or management of public institutions of the State, or having in any manner whatsoever the responsibility of disbursing or expending any money appropriated by the State, to either directly or indirectly, or in any manner whatsoever, expend or to agree or contract, to expend for the use or benefit of any institution or purpose any amount in excess of the sum appropriated for such institution or purpose, nor shall any amount appropriated for any specific purpose or fund be used for or transferred to any other purpose or fund. *Provided*, That when in the belief of any such board, person or persons, an emergency exists, and the interests of the State are jeopardized by reason of the exhaustion of the amount appropriated, or by cause for which there is no provision of law, the matter with all relative facts, shall be referred to a commission consisting of the Governor, Secretary of State and State Auditor, who may authorize the transfer of money from one fund to another fund, of the same institution or purpose, or who may in extreme cases authorize money to be drawn from the State treasury to meet the emergency.

§ 2. PENALTY FOR VIOLATION.] Any board of trustees, commissioners, directors, person or persons violating the provisions of this act shall be conjointly and individually liable for all amounts so used or transferred and shall forfeit his or their offices.

Approved, February 18, 1895.