

CHAPTER 162.

[S. B. No. 37—Kretschmar.]

OIL INSPECTION FEES.

An Act to Amend and Re-enact Section 13 of Chapter 188 of the Session Laws of North Dakota for the year 1915.

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

§ 1. AMENDMENT.] That Section 13 of Chapter 188 of the Session Laws of North Dakota for the year 1915 be and the same is hereby amended to read as follows:

§ 13. INSPECTION FEES.] Each and every Inspector and Deputy Inspector who shall inspect any consignment of illuminating oils or gasoline or petroleum products of less than one hundred (100) degrees Fahrenheit, flash test, as provided in this Article, shall charge the consignor or consignee of such goods the sum of three (3) cents for testing a barrel or less quantity. Fifty gallons shall constitute a barrel. Every such Inspector or Deputy Inspector, shall keep an accurate record of all such goods inspected, rejected, branded or certified to by him, which record shall state the date of such inspection, the number of packages, barrels, casks, or tanks approved, the number rejected, the name of the person for whom inspected, the name of the person to whom consigned, with his address, the sum of money charged for such inspection, and such records shall be open to all persons interested. The State Inspector of Oils shall, in the month of January, in each year, make and deliver to the Governor a report of his acts, and those of his deputies, during the year preceding, together with remarks and suggestions for the benefit of the service, which shall include a copy and summary of the report submitted by said deputies as provided for in this section.

Approved February 14, 1917.

PEDDLERS

CHAPTER 163.

[H. B. No. 248—Weld of Wells.]

TRANSIENT MERCHANTS AND PEDDLERS.

An Act to Amend Section 3036 of the Compiled Laws of North Dakota for 1913, Relating to Transient Merchants and Peddlers.

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

§ 1. AMENDMENT.] Section 3036 of the Compiled Laws of North Dakota for 1913, is hereby amended to read as follows:

§ 3036. TRANSIENT MERCHANT DEFINED. FEE.] A transient merchant within the meaning of this Act is defined as one who engages in the vending or sale of merchandise at any place temporarily, and who does not intend to become and does not become a permanent merchant of such place, provided that the word merchandise as used herein shall not be construed to mean any agricultural product. No person shall engage in or follow the business or occupation of a transient merchant as hereinbefore defined at any place in this state, without first obtaining a license authorizing him to do so. Any person desiring a license as a transient merchant shall before receiving the same pay into the state treasury the sum of seventy-five dollars and he shall in addition to such amount, after receiving such license, also pay to the treasurer of any city or village where he may be conducting his business, a sum not to exceed twenty-five dollars per day for each day that he may be engaged in carrying on his business, such amount to be determined by ordinance or resolution of such city or village; provided, further, that if complaint be made to the mayor of any city or president of any village that any person doing business therein is a transient merchant, and that such person may claim to be a permanent merchant, he may be required as a condition of transacting business in any such city or village, without the payment of a license fee to such city or village, to give bond to such city or village, or secure the payment of the state and local license, in the event that he fails to become a permanent merchant, under the terms of this Act, in a penal sum not to exceed five hundred dollars to be determined by resolution or ordinance of such city or village, with sureties to be approved by the auditor or clerk of the municipality and which bond shall be enforced in case of breach thereof by the proper local officers of the city or village and upon its collection the amount of state license shall be paid to the state treasurer and the remainder shall be paid into the treasury of the city or village and become a part of the license fund. The application for a license as a transient merchant shall be made in writing to the secretary of state upon the blank to be furnished by him, and upon the filing of such application with the secretary of state, and the presentation to him of a receipt from the state treasurer showing the payment of the license fee hereinbefore provided for, the secretary of state shall issue such applicant a license for the period of one year from the date of its issue and no longer.

§ 2. REPEAL.] All Acts or parts of Acts in conflict with this Act are hereby repealed.

Approved March 10, 1917.