

stating the amount that will be loaned. If the amount is satisfactory to the applicant he shall present to the Attorney General of the State an abstract continued to date.

The Attorney General shall carefully examine the same and ascertain the amount necessary to release each encumbrance, if any. The applicant shall also execute and deliver to the Attorney General a mortgage and note executed by the owner of said premises, by wife or husband or both as the case may be, with the State of North Dakota as mortgagee. The mortgage shall be recorded and abstract continued to date subsequent. The Attorney General shall then certify in duplicate to the Land Commissioner and State Auditor as to the condition of the title and as to the amount or amounts necessary to release each encumbrance and deliver the certificates, abstract, mortgage and note to the State Auditor. If the Attorney General finds the title satisfactory and that the encumbrances do not exceed the amount of the loan, he shall place the certificate and abstract before the State Auditor, who shall draw his warrant in favor of the County Treasurer of the county in which the loan is made for the amount of the loan. The County Treasurer shall obtain and file with the proper county officer the releases necessary to release the land from all encumbrances, as stated in the certificate. The County Treasurer shall also ascertain the amount of the unpaid recording, appraisal and abstract fees in connection with the loan, and file a statement of such fees with the State Land Commissioner. The County Treasurer shall then draw checks disbursing the proceeds of the loan in the following manner:

First: To each of the parties holding an encumbrance against the property, if any, the amount thereof;

Second: The balance to the applicant, and shall cause all releases to be recorded and continued on the abstract and forward to the State Land Commissioner, the abstract and all other instruments in connection with the loan.

Approved February 25, 1919.

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## SCHOOLS

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### CHAPTER 199.

(S. B. No. 142—Mortenson.)

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#### CONSOLIDATION OF SCHOOLS.

An Act to Amend and Re-enact Section 1190 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 127 of the Session Laws of 1915, Relating to the Consolidation of Schools.

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

Sec. 1. AMENDMENTS.) That Section 1190 of the Compiled Laws of North Dakota for the year 1913, as amended by Chap-

ter 127 of the Session Laws of 1915 be amended and re-enacted so as to read as follows:

Sec. 1190. CONSOLIDATION OF SCHOOLS.) The district school board may call, and if petitioned by one-third of the voters in the district shall call an election to determine the question:

(1) "To consolidate two or more schools or the territory usually served by two or more schools and select a site and provide a suitable building," or

(2) "To select a school already established and, if necessary, make suitable additions thereto to accommodate the pupils of the schools to be vacated."

Said election shall be conducted, both as to notices and as to manner of canvassing the votes, in the same manner as the annual school elections. If a majority of the votes cast at such an election are in favor of either proposal, then the board shall carry out the decision of the district within four months thereafter. In the event of carrying out either proposal prior to or after the passage of this Act, it shall be the duty of the board to provide for the transportation of the pupils at public expense to and from the consolidated school, except to those pupils living less than one and one-half miles from such school; and it shall also be the duty of the board, if deemed expedient, to move to the site selected school houses already built or to sell such school houses. Provided, that transportation may be furnished either by public conveyance or by allowing to each family as compensation a sum of not less than twenty cents nor more than one dollar and twenty-five cents per school day of attendance, such compensation to be equitably based upon the distance traveled and the number of children transported. Provided, further, that the sum total of expenses to a district for transportation shall not be greater where the family system of payment is used than would be the case under a system of public conveyances.

Approved February 28, 1919.

## CHAPTER 200.

(S. B. No. 80—Hunt.)

### SCHOOLS—HEALTH INSPECTION.

An Act to Amend and Re-enact Section 1346 of the Compiled Laws of North Dakota for 1913, as Amended by Section 1 of Chapter 133 of the Session Laws of 1915, and Section 1 of Chapter 210 of the Session Laws of 1917, Relating to Health Inspection of Pupils in Public Schools.

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

Sec. 1. AMENDMENT.) That Section 1346 of the Compiled Laws of 1915 as amended by Section 1 of Chapter 133 of the Session Laws of 1915, and Section 1 of Chapter 210 of the Session Laws of 1917 be amended and re-enacted to read as follows:

Sec. 1346. HEALTH INSPECTION OF PUPILS IN PUBLIC SCHOOLS.) Upon being petitioned in writing by a majority of the school directors of the county, the Board of County Commissioners shall employ one or more licensed physicians or graduate nurses, duly registered and licensed to practice nursing under the laws of this State, whose duty it shall be to visit the schools in the county and to inspect and examine the pupils attending said schools. The nurse or physician so appointed shall, under the supervision of the county board of health, examine at least once annually all children enrolled in the public schools of the county, except those who present a certificate of health from a licensed physician; and such nurse or physician shall make out suitable records for each child, a copy of which shall be filed with the County Superintendent of Schools and a copy with the County Superintendent of Public Health. Notice of physical defects or abnormalities of diseased or abnormal children shall be sent to the parents, with recommendations for the guidance of the parents in conserving the health of such child. The nurse or physician thus appointed shall co-operate with the state, county, city and township boards of health in dealing with contagious and infectious diseases and in securing medical treatment for abnormal or diseased indigent children.

The school board or board of education of any school corporation in the state may, and when petitioned by a majority of the persons having children attending the schools of the district shall, employ one or more licensed physicians or graduate nurses, duly registered and licensed to practice nursing in this state. The school nurse or physician thus appointed shall, under the supervision of the local board of health, inspect and examine at least once annually all children enrolled in the public schools of the district, except those who present a certificate of health from a licensed physician, and such inspector shall make out suitable records for each child examined, one copy of which shall be filed with the County Superintendent of Schools and one with the County Superintendent of Health; but in districts within incorporated cities, one copy of such report shall be filed with the City Superintendent of Schools, one with the County Superintendent of Schools and one with the County Superintendent of Health. Notice of physical defects or abnormalities of diseased or abnormal children shall be given to the parents or guardians as prescribed in the preceding paragraph of this section, and such inspector shall co-operate with the state, county, city and township boards of health in the manner provided in the preceding paragraph of this Section. It shall be the duty of the city and county superintendents of schools to co-operate with school boards and boards of education in promoting health inspection. Where health inspection is provided by the school district, the board of education or the school board therein shall furnish all blanks

and other needed supplies; and where inspection is furnished by the County Commissioners, the county shall furnish the blanks and all necessary supplies.

Approved February 14, 1919.

CHAPTER 201.  
(H. B. No. 94—Harris.)

NIGHT SCHOOLS.

An Act Providing for an Appropriation and Levy by the County Commissioners of Each County in the State for the Purpose of Furnishing Aid to Night Schools.

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

Sec. 1. APPROPRIATION AND LEVY TO BE MADE BY COUNTY COMMISSIONERS FOR NIGHT SCHOOLS.) The Board of County Commissioners of each county in the state shall when petitioned by the school board of any common, independent, special, or consolidated school district, or the school board of any organized territory annually make an appropriation of five hundred dollars and may levy a tax upon all of the taxable property of the county to raise that amount for the purpose of aiding and promoting night schools established by the school boards of any common, independent, special or consolidated school district, or the school board of any organized territory. Provided, that the school board or board of education in any district receiving aid from the county shall contribute to the maintenance of such evening school an amount equal to the amount received from the county.

Sec. 2. FUND. HOW EXPENDED.) The fund raised in accordance with the provisions of this Act shall be expended by and under the direction and control of the County Superintendent of Schools in such manner as he deems best adapted to accomplishing the purpose set forth herein.

Approved February 28, 1919.

CHAPTER 202.  
(S. B. No. 112—Hunt.)

TESTING AND CLASSIFYING AGRICULTURAL PRODUCTS IN PUBLIC SCHOOLS.

An Act to Encourage and Promote the Teaching of Grading, Testing and Classifying Agricultural Products in the Public Schools of the State; Providing that the Necessary Equipment shall be Furnished for Such Purposes in Certain Instances by the County Commissioners and in Others by School Board; and Designating the Duties of Various Officials with Respect Thereto.

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

Sec. 1. COUNTY COMMISSIONERS MUST FURNISH EQUIPMENT.) The County Commissioners of each county in this State shall, on or before July 1, 1919, provide and purchase one or more stand-

ard grain grading and cream testing outfits and any other necessary equipment which is ordinarily used for grading, testing and classifying agricultural products.

Sec. 2. DISPOSITION OF EQUIPMENT.) Said equipment shall at all times be kept in good repair and shall remain the property of the county, to be replaced or added to as circumstances require, and the same shall be placed in the custody of the County Superintendent of Schools as a part of the educational equipment of that office.

Sec. 3. HOW USED.) It shall be the duty of the County Superintendent of Schools to arrange a plan so that such equipment shall be in continuous use in the schools of the county which are not consolidated, and to arrange for the instruction of teachers therein in the use of such equipment.

Sec. 4. SCHOOL BOARDS OF CONSOLIDATED DISTRICTS SHALL FURNISH EQUIPMENT.) It may be the duty of the school board of each consolidated school district in this state to provide and purchase, within six months after the passage and approval of this Act, a standard grain grading and cream testing outfit, as provided for in Section 1 of this Act.

Sec. 5. EQUIPMENT. HOW USED.) Said equipment shall at all times be kept in good repair, to be replaced or added to as circumstances require, and it shall be the duty of the County Superintendent of Schools to supervise the use of such equipment in the various consolidated schools in his district, and to arrange for the instruction of teachers therein in its use.

Sec. 6. MAY CONSULT STATE GRAIN INSPECTOR, STATE DAIRY COMMISSIONER AND COUNTY AGENT.) It shall be the duty of the State Grain Inspector, his deputy or assistants, the State Dairy Commissioner and his assistants and the county agent to advise and assist the County Commissioners and the school board of consolidated school districts in purchasing such equipment; also to aid the County Superintendent of Schools and teachers to successfully establish the teaching of grading, testing and classifying agricultural products in such schools.

Approved February 28, 1919.

CHAPTER 203.  
(S. B. No. 63—Church.)

VOCATIONAL EDUCATION.

An Act to Provide for the Acceptance of the Benefits of an Act to Promote Vocational Education Passed by the Senate and House of Representatives of the United States of America, in Congress Assembled, and Approved February Twenty-third, Nineteen Hundred Seventeen; and to Make an Appropriation for Providing Vocational Education Within the State.

*Be it Enacted by the Legislative Assembly of the State of North Dakota.*

Sec. 1. ACCEPTANCE OF PROVISIONS.) The State of North Dakota hereby accepts all the provisions and benefits of an Act

passed by the Senate and the House of Representatives of the United States of America in Congress assembled, entitled "An Act to provide for the promotion of vocational education, to provide for co-operation with the states in the promotion of such education in agriculture and trades and industries; to provide for co-operation with the states in the preparation of teachers of vocational subjects; and to appropriate money and regulate its expenditures" and approved February twenty-third, nineteen hundred seventeen.

Sec. 2. STATE TREASURER TO BE CUSTODIAN OF FUNDS.) The State Treasurer is hereby designated and appointed custodian of all moneys received by the State from the appropriation made by said Act of Congress, and he is authorized to receive and to provide for the proper custody of the same and to make disbursement thereof in the manner provided in said Act and for the purposes therein specified. He shall also pay out any moneys appropriated by the State of North Dakota for the purposes of carrying out the provisions of this Act upon the order of the State board for vocational education.

Sec. 3. STATE BOARD FOR VOCATIONAL EDUCATION.) The State Board of Education shall be the board designated as the state board for vocational education and shall have all necessary authority to co-operate with the federal board for vocational education in the administration of said Act of Congress; to administer any legislation pursuant thereto enacted by the State of North Dakota; and to administer the funds provided by the Federal government and the State of North Dakota under the provisions of this Act, for the promotion of vocational education in agricultural subject, trade and industrial subjects, and home economics subjects. It shall have full authority to formulate plans for the promotion of vocational education in such subjects as are an essential and integral part of the public school system of education in the State of North Dakota, and to provide for the preparation of teachers of such subjects. It shall have authority to fix the compensation of such officers and assistants as may be necessary to administer the Federal Act and the Act for the State of North Dakota and to pay such compensation and other necessary expenses of administration from funds appropriated in this Act. It shall have authority to make studies and investigations relating to vocational education in such subjects; to promote and aid in the establishment by local communities of schools, departments, or classes giving training in such subjects; to co-operate with local communities in the maintenance of such schools, department, or classes; to prescribe the qualifications for the teachers, directors and supervisors of such subjects and to have full authority to provide for the certification of such teachers, directors and supervisors; to co-operate in the maintenance of classes, supported and controlled by the public for the preparation of teachers, directors and supervisors of such

subjects or to maintain such classes under its own direction and control; to establish and control by general regulations the qualifications to be possessed by persons engaged in the training of vocational teachers.

Sec. 4. POWERS AND DUTIES OF STATE BOARD.) The State Board of Education shall have power to appoint and shall appoint a State Director for Vocational Education and such assistants as may be necessary to carry out the provisions of this Act. The duties, term of office and compensation of such director and assistants shall be as may be determined by the State Board of Education. The State Director shall be a graduate of a standard college or university and shall have had at least five years of experience as Superintendent of Schools.

Sec. 5. CO-OPERATION OF SCHOOL BOARDS.) The School Board or Board of Education of any school district or the Board of Trustees for the county training and agricultural schools may co-operate with the State Board of Education in the establishment and maintenance of vocational schools, departments, or classes, giving instruction in agricultural subjects, in trade or industrial subjects, or in home economics subjects, and may use any moneys raised in public taxation in the same manner as moneys for other school purposes are used for maintenance and support of public schools. Whenever any school, department, or class giving instruction in vocational subjects, as provided for in this Act and the rules and regulations adopted by the State Board of Education shall have been approved by the State Board of Education, it shall be entitled to share in the Federal and State funds available.

Sec. 6. REIMBURSEMENT OF SCHOOLS.) The State Board of Education shall reimburse such approved vocational schools, departments or classes from Federal funds to the extent of one-half of the salaries of teachers of such vocational subjects; provided that if the amounts of Federal funds shall not be sufficient to reimburse to the full extent the amount due the schools, departments or classes as reimbursement, the State Board of Education may prorate the sums available among the various schools, departments or classes, meeting the requirements of this Act and the rules and regulations of the State Board of Education.

Sec. 7. APPROPRIATION.) There is hereby appropriated for the purpose of carrying out the provisions of this Act out of any moneys in the State Treasury not otherwise appropriated the sum of twelve thousand dollars annually or so much thereof as may be deemed necessary by the State Board of Vocational Education.

Sec. 8. APPROPRIATION. HOW USED.) The moneys appropriated by Section 7 of this Act shall be used by the State Board of Education for the promotion of vocational education as provided for in the Federal Act and for the purposes set forth in this Act.

Sec. 9. REPORT TO GOVERNOR.) The State Board of Education shall make a report biennially to the Governor, setting forth the condition of vocational education in the State of North Dakota, a list of the schools to which Federal and State aid has been given, and a statement of the expenditures of Federal funds and the State funds provided in Section 7 of this Act.

Sec. 10. REPEAL.) All laws and parts of laws in conflict with the provisions of this Act are hereby repealed.

Sec. 11. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval.

Approved March 4, 1919.

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## SIMULATION

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### CHAPTER 204.

(H. B. No. 133—Judiciary Committee.)

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#### CORPORATION NAMES.

An Act Making the Simulation of Organization Names a Crime.

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

Sec. 1. The officers, members and agents of any voluntary association, organization or corporation, which shall adopt and use as its own a name so similar to that of some existing association, organization, corporation or stock company as to confuse or tend to confuse the identities of such association, organization or corporation with intent to cause confusion of identity, shall be guilty of a misdemeanor.

Approved February 18, 1919.

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## SLEDS

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### CHAPTER 205.

(S. B. No. 25—Pendray.)

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#### SLEDS AND SLEIGHS.

An Act Prohibiting the Sale of Any New Draft Sleds or New Sleighs Within the State of Which the Runners Measure Less than Four Feet, Six Inches from Center to Center and Making the Sale of Same a Misdemeanor.

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

Sec. 1. That on or after the first day of May, 1919, it shall be unlawful for any person, firm or corporation to sell in this State any first hand or new draft sleds to any person or persons residing in this State for use therein unless the width of such sleds measured from center to center of the runners are four feet and six inches apart.