

sand Dollars or so much thereof as may be necessary, and to the State Seed Commissioner the sum of One Thousand Dollars, or so much thereof as may be necessary, for analysis, tests, inspections, clerical assistance, traveling expenses, stationery, postage express, and such other expenses as may be by them deemed necessary in carrying out the provisions of this act.

§ 5. All Acts and parts of Acts in conflict herewith are hereby repealed.

§ 6. 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 8:30 p. m. December 11, 1919.

SOLDIERS' FUND

CHAPTER 55.

[H. B. No. 2—Committee on State Affairs.]

INCREASING LEVY AND PURPOSES.

An Act to Amend and Re-enact Section 1 and Section 3 of Chapter 206 of the Session Laws of 1919, Relating to the Levying of a Tax of One-half of One Mill Upon Each Dollar of Assessed Valuation of All Taxable Property Within the State for Each Year for the Purpose of Creating a Fund to Be Known as the "Returned Soldiers' Fund"; Providing for the Payment Thereof to Returned Soldiers; Defining the Powers and Duties of the Adjutant General and of the Industrial Commission With Reference Thereto.

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

§ 1. That Section 1 of Chapter 206 of the Session Laws of 1919 is hereby amended and re-enacted to read as follows:

§ 1. AMENDMENT.] There shall be levied upon each dollar of assessed valuation of all taxable property within this state for the year 1920, and every year thereafter, to be paid during said years, three-fourths of one mill, and all such revenues as may be collected thereby shall be paid into a special fund to be known as the "Returned Soldiers' Fund," which fund shall be paid to returned soldiers as compensation and shall be used for the following and no other purposes: (a) To secure a home or a farm home and improve, furnish or repair same; (b) To make payments on pre-existing indebtedness on such home or farm home or on any improvements or furniture connected therewith; (c) To procure farm machinery, seed grain, livestock, poultry and feed for same, and to pay off any pre-existing liens or mortgages against same; (d) To establish, or invest in, a business or trade, including the tools of a craftsman or to pay off any pre-existing indebtedness, mortgage or liens

against same; (e) To complete or procure an education in any approved educational institution, including correspondence schools; (f) To secure medical care or treatment and surgical services provided that in the event that any returned soldier is mentally incompetent, application be made therefor on his behalf by any person having the custody of any such soldier; provided that nothing herein shall be held to repeal, affect or prevent the levy, collection and disbursement of the one-half of one mill tax levied upon each dollar of assessed valuation of all taxable property within the state for the year 1919, under the provisions of Section 1 of Chapter 206 of the Session Laws of 1919; but such tax so levied and when collected shall be available under the provisions of this Act whether application has been heretofore filed with the Adjutant General or not; any application so filed may be amended by the applicant to comply with the provisions of this Act.

§ 2. That Section 3 of Chapter 206 of the Session Laws of 1919 is hereby amended and re-enacted to read as follows:

§ 3. AMENDMENT.] Any returned soldier, as hereinafter defined, upon proof thereof to the satisfaction of the Adjutant General of the State of North Dakota, and after application, in such form as the Adjutant General may prescribe therefor, shall be entitled to receive from said fund Twenty-five Dollars per month for each and every month or fraction thereof, as computed by the Federal Government in like instances, that any such returned soldier was engaged in the service of the United States or the service of any government associated with the United States in the present war; but such computed time shall not commence at a date prior to the declaration of war by the United States nor continue longer than November 1, 1919, except as to soldiers who prior to the signing of the armistice were sent to Russia and are still in the service under such original enlistment, for the purposes defined and enumerated in Section 1 of this Act. Payments shall be made in one payment from such fund to such returned soldiers in the order in which their applications are received, filed and approved, out of any funds available therefor, on vouchers issued by the Adjutant General, and approved by the State Auditor; provided, that in the case of the death of any soldier while in service or before his application has been received, approved and paid, the said payment so shown to be due shall be payable to an orphan child or the orphan children, under lawful age, or to the widow, if still single, or to the mother or to the father if reasonably in need of same, of the deceased soldier, in the order named; provided further, that the Adjutant General, with the consent of the Industrial Commission, may in his discretion give priority to claims under this Act. No proceedings in county court shall be required to establish the relationship of either the children, wife, mother or father; but all such claims shall be presented to the Adjutant General, and when such relationship has been established to his satisfaction he may allow such claims and they shall then be paid in accordance with the

provisions of this Act without further procedure; provided further, that no payments shall be made under the provisions of this Act, save for the time spent in the service, and provided further, that the compensation paid under this Act shall be used for the purposes mentioned herein, within the State of North Dakota only, unless the said Adjutant General, under the direction and consent of the Industrial Commission, shall in individual cases direct otherwise; provided further that when it shall be made to appear to the Adjutant General that any such returned soldier shall have deserted his wife or minor children and when no divorce shall have been granted, then the amount to which such returned soldier shall be entitled under the provisions of this Act may be paid to such wife or minor children.

§ 3. EMERGENCY.] This Act is hereby declared an emergency measure and shall be in full force and effect from and after its passage and approval.

Approved 7:15 P. M. December 11, 1919.

STATE SHERIFF

CHAPTER 56.

[H. B. No. 54—Alberts.]

STATE SHERIFF.

An Act to Provide for the Better Enforcement of the Laws of This State, Constituting the County Sheriffs of This State a State Constabulary and Defining Their Duties; Creating the Office of State Sheriff and Defining His Duties; Making an Appropriation Therefor and Repealing All Acts and Parts of Acts in Conflict Herewith.

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

§ 1. The several Sheriffs and Deputy Sheriffs of this state, in addition to their present duties, are hereby constituted a State Constabulary for the purpose of detecting crime; apprehending criminals; suppressing riots; preventing affrays and preserving and enforcing law and order throughout the state.

§ 2. The head of the State Constabulary shall be the State Sheriff who shall be appointed by the Governor and serve during the pleasure of the Governor.

§ 3. He shall receive a salary of Three Thousand Dollars per annum and his actual and necessary traveling expenses when engaged in the discharge of his duty, and furnish bond in the sum of Ten Thousand Dollars for the faithful performance of his duties.

§ 4. The State Sheriff shall have the same power and authority as other sheriffs and, in addition, it shall be his duty, under the direction of the Governor: To enforce all the criminal laws of