

North Dakota for the year 1913, be hereby amended and re-enacted to read as follows:

§ 1109. (Prescribe Courses of Study.) He shall have charge and supervision of the certification of teachers, standardization of schools and uniformity of text books, examinations for eighth grade and high school pupils and preparation of courses of study for the several classes of public schools.

§ 2. All acts and parts of acts inconsistent herewith are hereby repealed.

Approved November 2, 1920, 114,571 to 104,722.

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## CONSTITUTIONAL AMENDMENTS

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Chapter 93, Session Laws 1919.

Adopted March 16, 1920.

29,262 to 17,255.

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### ARTICLE 33.

The qualified electors of the state or of any county, or of any congressional, judicial or legislative district may petition for the recall any elective congressional, state, county, judicial or legislative officer by filing a petition with the officer with whom the petition for nomination to such office in the primary election is filed, demanding the recall of such officer. Such petition shall be signed by at least thirty per cent of the qualified electors who voted at the preceding election for the office of Governor in the state, county or district from which such officer is to be recalled. The officer with whom such petition is filed shall call a special election to be held not less than forty or more than forty-five days from the filing of such petition.

The officer against whom such petition has been filed shall continue to perform the duties of his office until the result of such special election shall have been officially declared. Other candidates for such office may be nominated in the manner as is provided by law in primary elections. The candidate who shall receive the highest number of votes shall be deemed elected for the remainder of the term. The name of the candidate against whom the recall petition is filed shall go on the ticket unless he resigns within ten days after the filing of the petition. After one such petition and special election, no further recall petition shall be filed against the same officer during the term for which he was elected. This article shall be self executing and all of its provisions shall be treated as mandatory. Laws may be enacted to facilitate its operation, but no law shall be enacted to hamper, restrict or impair the right of recall.

Chapter 96, Session Laws 1919.

Adopted March 16, 1920.

31,579 to 14,153.

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#### ARTICLE 34.

Section 161, Article 9. The Legislative Assembly shall have authority to provide by law for the leasing of lands granted to the state for educational and charitable purposes; but no such law shall authorize the leasing of said lands for a longer period than five years. Said lands shall only be leased for pasturage and meadow purposes and at a public auction after notice as heretofore provided in case of sale; provided, that all of said school lands now under cultivation may be leased, at the discretion and under the control of the Board of University and School Lands, for other than pasturage and meadow purposes until sold. All rents shall be paid in advance.

Provided further, that coal lands may also be leased for agricultural cultivation upon such terms and conditions and for such a period, not exceeding five years as the legislature may provide.

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Chapter 91, Session Laws 1919, as Amended by Chapter 26, Special Session Laws 1919. Adopted March 16, 1920.

24,869 to 18,923.

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#### ARTICLE 35.

Section 183. The debt of any county, township, city, town, school district or any other political sub-division shall never exceed five per centum upon the assessed value of the taxable property therein; provided that any incorporated city may, by a two-thirds vote, increase such indebtedness three per centum on such assessed value beyond said five per centum limit, and a school district, by a majority vote may increase such indebtedness five per cent on such assessed value beyond said five per centum limit; provided also that any county or city by a majority vote may issue bonds upon any revenue producing utility owned by such county or city, or for the purchasing or acquiring the same or building or establishment thereof, in amounts not exceeding the physical value of such utility, industry or enterprise.

In estimating the indebtedness which a city, county, township, school district or any other political subdivision may incur, the entire amount, exclusive of the bonds upon said revenue producing utilities, whether contracted prior or subsequent to the adoption of this constitution, shall be included; provided further, that any incorporated city may become indebted in any amount not exceeding four per centum of such assessed value without regard to the existing indebtedness of such city for the

purpose of constructing or purchasing water works for furnishing a supply of water to the inhabitants of such city, or for the purpose of constructing sewers and for no other purposes whatever. All bonds and obligations in excess of the amount of indebtedness permitted by this Constitution, given by any city, county, township, town, school district, or any other political subdivision shall be void.

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Chapter 28, Special Session Laws 1919.

Adopted March 16, 1920.

31,082 to 16,366.

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ARTICLE 36.

Amendment. Every qualified elector who shall have resided in the state one year, and in the county ninety days, and in the precinct thirty days next preceding any election, shall be entitled to vote at such election; provided, that where a qualified elector moves from one precinct to another within the same county, he shall be entitled to vote in the precinct from which he moved, until he establishes his residence in the precinct to which he moved.

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Chapter 89, Session Laws 1917.

Chapter 92, Session Laws 1919.

Adopted November 2, 1920.

135,370 to 60,772.

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ARTICLE 37.

Section 121. Every person of the age of twenty-one years or upwards, belonging to either of the following classes who shall have resided in the state one year and in the county ninety days and in the precinct thirty days next preceding any election shall be a qualified elector at such election. First, citizens of the United States; second, civilized persons of Indian descent who have severed their tribal relation two years next preceding such election.

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Chapter 86, Session Laws 1917.

Chapter 94, Session Laws 1919.

Adopted November 2, 1920.

129,628 to 63,569.

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ARTICLE 38.

Section 215. The following public institutions of the State are permanently located at the places hereinafter named, each to have the lands specifically granted to it by the United States in the Act of Con-

gress approved February 22, 1889, to be disposed of and used in such manner as the Legislative Assembly may prescribe subject to the limitations provided in the article on school and public lands contained in this Constitution.

First: The seat of government at the City of Bismarck in the County of Burleigh.

Second: The State University and the School of Mines at the city of Grand Forks, in the County of Grand Forks.

Third: The Agricultural College at the City of Fargo, in the County of Cass.

Fourth: A State Normal School at the city of Valley City, in the County of Barnes, and the Legislative Assembly, in apportioning the grant of eighty thousand acres of land for normal schools made in the act of Congress referred to shall grant to the said Normal School at Valley City, as aforementioned, fifty thousand (50,000) acres, and said lands are hereby appropriated to said institution for that purpose.

Fifth: The School for the Deaf and Dumb of North Dakota at the City of Devils Lake, in the County of Ramsey.

Sixth: A State Training School at the City of Mandan, in the County of Morton.

Seventh: A State Normal School at the City of Mayville, in the County of Traill, and the Legislative Assembly in apportioning the grant of lands made by Congress in the act aforesaid for State Normal Schools shall assign thirty thousand (30,000) acres to the institution hereby located at Mayville, and said lands are hereby appropriated for said purpose.

Eighth: A State Hospital for the Insane at the City of Jamestown, in the County of Stutsman. And the Legislative Assembly shall appropriate twenty thousand acres of the grant of lands made by the Act of Congress aforesaid for other educational and charitable institutions to the benefit and for the endowment of said institution, and there shall be located at or near the City of Grafton, in the County of Walsh, an institution for the Feeble Minded, on the grounds purchased by the Secretary of the Interior for a Penitentiary building.

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Chapter 94, Session Laws 1917.

Chapter 95, Session Laws 1919.

Adopted November 2, 1920.

124,431 to 56,526.

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## ARTICLE 39.

Section 162. The moneys of the permanent school fund and other educational funds shall be invested only in bonds of school corporations or of counties, or of townships, or of municipalities within the state, bonds issued for the construction of drains under authority of law within the

state, bonds of the United States, bonds of the State of North Dakota, or on first mortgages on farm lands in this state, not exceeding in amount one-half of the actual value of any sub-division on which the same may be loaned, such value to be determined by the board of appraisal of school lands.

FINIS.