

fine of not less than twenty-five dollars (\$25.00) nor more than two hundred fifty dollars (\$250.00), or by imprisonment in the county jail not to exceed thirty (30) days, and any shipment of bees, brood, combs for breeding or used beekeeping appliances and equipment unlawfully transported as herein provided may be confiscated by the state inspector.

§ 2. EMERGENCY.] This act is hereby declared to be an emergency measure, and shall be in force and effect from and after its passage and approval.

Approved March 9, 1929.

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## BRANDS

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### CHAPTER 92

(H. B. No. 178—Hoffman.)

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#### MARKING AND BRANDING ANIMALS AND POULTRY

An Act to amend and re-enact Sections 2595 and 9992 of the Compiled Laws of North Dakota of the year 1913, relating to marking and branding of animals and poultry, and collection of fees therefor; and providing penalty for unlawfully branding and stealing animals or poultry.

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

§ 1. AMENDMENT.] That Section 2595 of the Compiled Laws of North Dakota for the year 1913, be amended and re-enacted as follows:

§ 2595. MARKS AND BRANDS: HOW OBTAINED AND RECORDED.] Whenever any person desires the exclusive use of any mark or brand, he may make application therefor to the commissioner of agriculture and labor, setting forth a description of the mark or brand of which he desires the exclusive use, accompanying the same with the fascimile thereof, and stating for what the same is to be used and the place or position it is to occupy, and it shall be the duty of the Commissioner to record such mark or brand with the description of the place or position such mark or brand shall occupy on the animal or poultry, consulting always the choice and convenience of the applicant therefor, so far as may be, without conflicting or interfering with any previous mark or brand, provided that the fee hereinafter mentioned for live stock brand registration be the same for branding or stenciling or tattooing or indelibly marking poultry, the poultry to be marked or branded on either wing.

§ 2. AMENDMENT.] That Section 9992 of the Compiled Laws of North Dakota of the year 1913, be amended and re-enacted to read as follows:

§ 9992. UNLAWFULLY BRANDING OR STEALING STOCK OR POULTRY.] Every person who wilfully and unlawfully marks, brands, kills or sells, or causes to be marked, branded, killed or sold, any horse, mule, cow, calf or other neat cattle, or any sheep or swine, or poultry, the property of another, is guilty of a felony, and upon conviction thereof, is punishable by imprisonment in the penitentiary for not less than one and not exceeding five years, or by fine of not less than five hundred dollars and not exceeding one thousand dollars, or by both. Every person who commits grand larceny of any livestock or poultry above specified, the property of another, shall, upon conviction thereof, be punished by imprisonment in the penitentiary not less than one and not exceeding ten years, or by a fine of not less than five hundred dollars, and not exceeding one thousand dollars or by both such fine and imprisonment.

§ 3. EMERGENCY.] Whereas there is no provision under the law whereby poultry may be marked or branded an emergency is hereby declared to exist and this act shall take effect and be in full force immediately upon its passage and approval.

Approved March 9, 1929.

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## BUDGET BOARD

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### CHAPTER 93

(S. B. No. 63—Committee on Appropriations.)

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#### STATE BUDGET BOARD

An Act to amend and re-enact Section 710a1 of the Supplement to the 1913 Compiled Laws of North Dakota, relating to the state budget board.

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

§ 1. AMENDMENT.] Section 710a1 of the Supplement to the 1913 Compiled Laws of North Dakota is hereby amended and re-enacted to read as follows:

§ 710a1. There shall be, and there is hereby, constituted and established a state budget board which shall be composed of five members, as follows: The governor, the chairman of the appropriations committee of the senate of the preceding legislative assembly, the chairman of the appropriations committee of the house of rep-