

to the various state officers and departments in the City of Bismarck. Such custodian shall also act as official guide in and about the capitol buildings and grounds; and to the end that he may properly discharge such duties the board of administration shall provide him with appropriate insignia and uniform so that visitors at the capitol may be able to identify him.

§ 2. In order to fully and properly discharge the duties prescribed such custodian is hereby constituted a peace officer and given full authority when engaged in the discharge of his duties to make arrests upon the capitol grounds in the same manner and with the same force and effect as a sheriff or constable of the county in which such grounds are located; provided, however, that in case of arrest the custodian may cause the person so arrested by him to be delivered to the sheriff or any other peace officer of said county, to be dealt with as provided by law.

§ 3. That William Laist, now employed in the state capitol, be and he hereby is appointed such custodian and he shall occupy such position during good behavior but shall be removable by the governor for cause; and he shall, until otherwise provided by law, receive for his services a salary of two thousand dollars (\$2,000.00) per annum, payable monthly as are other employees of the state.

Approved March 8, 1929.

CHIROPODY

CHAPTER 95

(H. B. No. 90—Lindgren and Thatcher.)

PRACTICE OF CHIROPODY

An Act to regulate the practice of chiropody, to create a state board of chiropody, to provide for the examination and licensing of chiropodists and providing penalties for the violation thereof.

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

§ 1. It shall be unlawful for any person in this state to practice chiropody or hold himself out to be a chiropodist or assume or attempt to act as a chiropodist unless such person shall have first obtained a license so to do as hereinafter provided.

§ 2. For the purpose of and within the meaning of this act, a chiropodist is defined as one who examines, diagnoses and treats abnormal nail conditions, excrescences occurring on the feet, includ-

ing corns, warts, callosities, bunions and arch disorders, or one who treats medically, mechanically or by physiotherapy chiropodal the human foot.

§ 3. A board of examiners is hereby created and established to be known by the name and title of "Board of Registration in Chiropody."

The Governor of the State of North Dakota within thirty days after this act shall become effective shall appoint three persons who have practised chiropody for a period of not less than two years in the State of North Dakota, said persons so appointed to constitute and be the Board of Registration in Chiropody of the State of North Dakota. One member of the original board appointed as aforesaid shall serve for a term of one year, the second member so appointed shall serve for a term of two years, and the third member so appointed shall serve for a term of three years. Upon the expiration of the terms of each of the aforesaid appointed members of said board the Governor of the State of North Dakota shall appoint a successor for a term of three years. In the event of a vacancy on the board for any cause, the Governor of the State of North Dakota shall fill such vacancy by appointment and such appointee shall serve out the remainder of the term of his predecessor.

§ 4. The Board of Registration in Chiropody, as above provided for, shall meet within sixty days after the passage and approval of this act and shall select and designate from its own members a president, vice-president and secretary-treasurer of the Board of Registration in Chiropody of the State of North Dakota. Thereafter said board shall hold an annual meeting and elect officers, as aforesaid, and said board shall have the power to call special meetings at any time which may be determined, provided notice of such meeting is given to all members of the board. At any special meeting at which all members are in attendance a waiver of notice of meeting may be executed in lieu of the original notice.

§ 5. The secretary-treasurer of the Board of Registration in Chiropody shall collect all fees and moneys paid into said board under the provisions of this act and shall give bond in the sum of not less than one thousand dollars (\$1,000.00) conditioned upon the faithful performance of his duties as secretary-treasurer and for the proper accounting of all funds coming into his possession as secretary-treasurer, said bond to run to the State of North Dakota. At least once each month the secretary-treasurer of said board shall deposit all funds collected by him with the State Treasurer of the State of North Dakota, which said funds shall be credited to the Board of Registration in Chiropody of the State of North Dakota by the State Treasurer. A receipt for all said funds so deposited

with the State Treasurer shall be filed by the secretary-treasurer of the board with the State Auditor of the State of North Dakota. All warrants drawn against said fund shall be approved by the Board of Registration in Chiropody or two members thereof. Said warrants or vouchers approved by said board as aforesaid shall be certified monthly by the secretary-treasurer of said board to the State Auditor who shall draw warrants therefor upon the State Treasurer and the State Treasurer shall pay the same out of the Board of Registration in Chiropody fund and from that fund alone.

§ 6. No person shall engage in the practise of chiropody in this state until he shall have presented to the Board of Registration in Chiropody, who shall act as a board of examiners, satisfactory evidence that he is twenty-one years of age, of good moral character, has completed a four-year course in a reputable high school or an institution of equal standing and shall have had at least two years day course of instruction and shall be a graduate of a chartered school of chiropody acceptable in standard to the board of examiners. No school of chiropody shall be approved or accredited by the board of examiners unless said school requires for graduation a course of study of at least two years of nine months each. Said applicant shall also file with the said board of examiners a certificate of good health from a doctor of medicine in good standing in the State of North Dakota.

§ 7. The applicant for a license, provided for in the preceding section shall, at the time of filing his application with the secretary of the board, which application must be filed on or before the first day of June of any year, pay to said secretary the sum of fifty dollars (\$50.00) as a fee.

§ 8. Provided, however, that all chiropodists who have been engaged in the practise of chiropody in the State of North Dakota for twelve months prior to the date of approval of this bill shall, upon furnishing proof thereof to the board and paying a fee of ten dollars (\$10.00) be entitled to a license without examination.

§ 9. The Board in its discretion may issue a license without examination to chiropodists of other states granting like privileges to chiropodists of this state and maintaining equal statutory requirements for practising chiropody and upon the payment of a fee of fifty dollars (\$50.00) be admitted to practise chiropody in this state without examination provided said applicant has been legally engaged in the active practise of chiropody for at least two years immediately preceding the date of his application to the North Dakota board.

§ 10. Regular examination shall begin on the second Tuesday in June of each year, but special meetings for the purpose of giving

examinations may be designated from time to time by the board of examiners.

§ 11. Applicants for license shall be examined in anatomy, histology, pathology, bacteriology, dermatology, physical diagnosis, chemistry, clinical and orthopedic chiropody, physiology and materia medica, limited in their scope to the treatment of the human foot. The minimum requirement for the license shall be a general average of seventy-five per cent and not less than fifty per cent in any one subject. Any applicant failing in the examination and being refused a license shall be entitled within one year of such refusal to a re-examination upon additional fee of \$10.00 for each examination, but two such re-examinations shall exhaust his privileges under the original application.

§ 12. Each member of said board shall receive \$6.00 per day for each day employed in the actual discharge of his duties and his necessary expenses incurred in connection therewith.

§ 13. Each licensed chiropodist in this state shall pay an annual renewal license fee of \$2.00 on or before the first day of June of each year and shall be entitled to an annual certificate or license upon payment of said fee. If aforesaid fee is not paid within three months after June 1st of each year, the license of said delinquent shall be revoked and shall not be re-issued except upon a new application and the payment of the sum of \$25.00.

§ 14. After notice and due hearing the board of examiners may refuse to renew a license or may revoke an existing license for any one or more of the following causes: prescribing for or treating any disease or defect of any part of the human body which in the opinion of the state board of examiners is outside the scope of the practise of chiropody; the use of untruthful or improbable statements to patients or in his or her advertisements; the wilful betrayal of professional secrets of a patient; false statement of any person in any application or affidavit in connection therewith or any application for a certificate or license under the provisions of this act or when any person coming within the provisions of this act either as an applicant or licensee has been convicted of any crime involving moral turpitude or when any person either as applicant or licensee has been proven to indulge in the use of morphine, opium, cocaine, or any other substance or drug having a similar effect, or when any said person prescribes or gives away any substance or compound containing morphine, opium, cocaine or similar drugs or exchanges the same for money or its equivalent or vends or barter the same for other than legal and legitimate therapeutic purposes.

§ 15. This act shall not apply to physicians and surgeons licensed by the State Board of Medical Examiners of the State of

North Dakota or to physicians and surgeons of the United States Army, Navy and the United States Public Health Service, nor to duly licensed osteopaths, nor chiropractors.

§ 15a. Provided, however, that nothing in this act shall prohibit the sale of orthopedic shoes or arch supports in the stores of this state.

§ 16. Any person violating the provisions of this act shall be punished by a fine of not less than \$100.00 nor more than \$500.00 or imprisonment in the county jail of not less than ninety days nor more than one year or by both such fine and imprisonment.

§ 17. The Board of Registration in Chiropody shall have full power to make rules and regulations not inconsistent with the provisions of this Act as may be necessary to give full force and effect to this Act.

§ 18. This act is hereby declared to be an emergency measure, and shall be in full force and effect immediately upon its passage and approval.

Approved March 7, 1929.

CONSERVANCY DISTRICTS

CHAPTER 96

(H. B. No. 194—Muus, R. A. Johnson, Lindgren and Burns.)

CONSERVANCY DISTRICTS

An Act providing for the organization of conservancy districts and to define the powers and purposes thereof, authorizing the levying of taxes, issuance of bonds, providing for the election of officers thereof and authorizing the construction of improvements by special assessment of property to be benefited thereby, and to authorize and empower counties to construct bridges, bridge approaches, and highways in connection with improvements made in such districts.

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

§ 1. SHORT TITLE.] This act may be known and cited as "The Conservancy Act of North Dakota."

§ 2. DECLARATION OF PUBLIC PURPOSE.] The control of waters for the purpose of preventing or alleviating floods, the protection of public and private property from inundation, the reclaim-