

The Superintendent shall cooperate with such officials in the apprehension and conviction of criminals, within and without the state, believed to be guilty of such felonies committed within the state. The Superintendent and his assistants shall under the direction of the Attorney General, conduct such investigation throughout the state as may be necessary to apprehend and convict persons guilty of such felonies. The Superintendent and assistant superintendents are hereby authorized and empowered to make arrests without warrants for all violations of law they may witness, and to serve and execute criminal warrants issued by proper authorities.

§ 4. AMENDMENT.] Section 12 of the Laws of 1929 is hereby amended and re-enacted to read as follows:

§ 12. Any and all moneys collected or received, including all rewards for the apprehension or conviction of any criminal earned and collected by the Superintendent or his assistants, or any employee in his office, shall be forthwith paid into the Criminal Bureau Fund.

Approved March 11, 1931.

## DEPOSITORS GUARANTY FUND

### CHAPTER 135

(H. B. No. 205—Aljets and Rulon.)

#### ADMINISTRATION DEPOSITORS' GUARANTY FUND

An Act relating to the administration of the Depositors' Guaranty Fund by the State Examiner, limiting the time within which claims may be presented against the Depositors' Guaranty Fund, providing for the distribution of unclaimed dividends, providing for the disposition of receiver's certificates held by said fund, and providing for a transfer of any balance in the appropriation made for the Depositors' Guaranty Fund Commission to the credit of the State Examiner.

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

§ 1. A depositor whose claim shall have heretofore been certified for approval by the Depositors' Guaranty Fund Commission may perfect such claim by filing with the State Examiner the proofs required by said Depositors' Guaranty Fund Commission at any time within six months after this act shall take effect, but in the event of the failure of such depositor to so perfect his claim within such period, such claim shall be forever barred as a claim against the said Depositors' Guaranty Fund.

§ 2. The State Examiner is hereby authorized to pass upon the sufficiency of the proofs so adduced, and his action in accepting or rejecting such proofs shall be final and conclusive.

§ 3. Any dividends heretofore declared by the Depositors' Guaranty Fund Commission which shall remain unclaimed for a

period of six months after this Act takes effect, and any dividend checks heretofore issued which shall not be presented for payment within said six months' period, shall be annulled and cancelled and no payment shall be made thereon; and the claims upon which such dividends were based shall be barred as claims against the Depositors' Guaranty Fund. The funds reserved for the payment of such dividends shall be covered into the general fund of the said Depositors' Guaranty Fund.

§ 4. After the dividends heretofore declared by the Depositors' Guaranty Fund Commission have been paid or the same have been barred as hereinbefore provided, the moneys then remaining in the Depositors' Guaranty Fund shall be disbursed pro rata by the State Examiner among depositors holding claims approved by said Depositors' Guaranty Fund Commission who have not theretofore received a dividend from the Guaranty Fund.

§ 5. The State Examiner in paying dividends from said Depositors' Guaranty Fund may make such distribution directly or through the receivers of the several banks, and said State Examiner is hereby authorized to make all necessary rules and regulations for the distribution of the said fund.

§ 6. In the event any depositor shall fail to present his certificate of indebtedness, or do any other act requisite for the payment of any dividend within six months after the same shall have been required by the State Examiner, or in the event any depositor shall fail to present for payment any dividend check hereafter issued to him within six months after the same shall have been issued, all rights of such depositor to such dividend shall cease and terminate, and no payment shall be made upon such dividend check; and the same shall be cancelled upon the records of the State Examiner and the funds represented thereby shall revert to the Depositors' Guaranty Fund.

§ 7. All right, title, and interest of the Depositors' Guaranty Fund, in and to all receiver's certificates which have heretofore been assigned or issued to said Depositors' Guaranty Fund, shall inure to the benefit of the holder of the certificate of indebtedness issued by Depositors' Guaranty Fund Commission upon the claim represented by such receiver's certificate. All such receiver's certificates, issued upon claims against banks which are still in process of liquidation, shall be, by the State Examiner, surrendered to the receiver of such bank, together with a certificate showing the name and address of the holder of the respective certificates of indebtedness as shown by the records in his office, and the receiver of said bank may thereafter pay all dividends payable by him to the holder of such certificate of indebtedness. The person, shown by the certificate of the State Examiner to be the owner of such certificate of indebtedness, shall be deemed the owner thereof until proof to the contrary shall be made, in accordance with the rules of such receiver, and the court having jurisdiction thereof.

§ 8. Any claims of depositors which had been presented to the receiver of a closed bank before December 1, 1930 and allowed by such receiver, but upon which final action had not been taken by the Depositors' Guaranty Fund Commission may be heard and determined by the State Examiner, and his action thereon shall be final. The State Examiner may make rules and regulations for the hearing and determination of such claims.

§ 9. The State Examiner shall have authority to issue certificates of indebtedness in lieu of those which have heretofore been issued, provided no additional liability is created thereby, and he may prescribe rules and regulations in connection therewith.

§ 10. The State Examiner may employ such assistance, as may be necessary, to carry out the provisions of this act.

§ 11. Any balance, remaining in the biennial appropriation made by the Twenty-first Legislative Assembly for the benefit of the Depositors' Guaranty Fund Commission, is hereby transferred to the State Examiner for his use in carrying out the provisions of this act.

§ 12. In the event such appropriation shall be insufficient to meet the expenses of administering such Fund and carrying out the provisions of this act, the State Examiner may pay such expenses out of the Guaranty Fund, but all expenses so paid shall be audited as are other expenses.

§ 13. Any moneys which shall remain in the Guaranty Fund after the payment of the expenses of administration, and after the payment of said dividends has been completed, either by reason of unclaimed dividends or otherwise, shall be transferred into the general fund of the state.

§ 14. EMERGENCY.] An emergency is hereby declared to exist and this act shall take effect and be in force from and after its passage and approval.

Approved March 9, 1931.

## ELECTIONS

### CHAPTER 136

(H. B. No. 156—Halvorson.)

#### ABSENT VOTERS BALLOT

An act to amend Sections 992, 993 and 996 of the Compiled Laws of North Dakota of 1913 and Repealing Section 995 of the Compiled Laws of North Dakota of 1913; to provide a method of voting at general or primary elections by absent voters.

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

§ 1. AMENDMENT.] Section 992 of the Compiled Laws of North Dakota of 1913 is hereby amended and re-enacted to read as follows: