

at least fifteen (15) units as is not offered in the District in which the pupil resides. The School Board or Boards of Education of the District in which the standardized high school is located shall be entitled and is hereby authorized to charge a tuition fee for such non-resident pupil not to exceed two dollars per week for the time such non-resident pupils are in attendance and the School Board or Board of Education of the District in which the standardized graded school is located shall be entitled and is hereby authorized to charge a tuition fee for such non-resident pupils not to exceed two dollars per week for the time such non-resident pupils are enrolled.

Approved March 10, 1931.

SEEDS

CHAPTER 257

(H. B. No. 142—Anderson of Sargent.)

SECURITY FOR SEED OR LOANS BY PUBLIC AGENCIES

An Act to provide for security for seed furnished, or for funds loaned or advanced by public agencies for the purchase of seed.

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

§ 1. Any County of this State or the United States of America, or any bureau, agency or department thereof, which shall furnish seed, or money for the purchase of seed, to any farmer within the State of North Dakota to be sown or planted upon lands owned, rented or contracted to be purchased, used, occupied or rented by such person, shall upon filing the statement provided for in the next section, have a lien upon the crop produced from the seed so furnished, or from the seed purchased with the money so furnished, to secure the purchase price of the said seed, or the payment of the money advanced for the purchase of such seed.

§ 2. Such lien shall be perfected by the filing in the office of the Register of Deeds of the County in which said seed is to be sown or planted, within thirty days after the furnishing thereof, of the statement in writing, verified by the oath of the officer having charge of the furnishing of such seed, which said statement shall show the kind and quantity of seed furnished, and its value, or the amount of money so advanced for the purchase of such seed, and the name of the person to whom the seed was furnished or the money advanced, and a description of the lands upon which the same is to be sown, or has been planted or sown.

§ 3. The lien given by this chapter shall, as to the crops covered thereby have priority over all the other liens and encumbrances, excepting only liens given by Chapter 97 of the Revised Codes of 1913.

§ 4. Whereas, an emergency exists, in that many farmers in this State are without seed or means to secure the same, and whereas the present state of the law makes the procedure to secure loans from the Federal Government for the purchase of seed complicated, slow, and in many cases impractical, this act shall be in full force and effect immediately upon its passage and approval by the Governor.

Approved March 4, 1931.

CHAPTER 258

(S. B. No. 70—Brunsdale and Brostuen.)

STATE SEED DEPARTMENT

An Act to establish a State Seed Department and provide for its operation and maintenance, and to establish regulations for the handling and sale of seed in general, and for the proper production, handling and sale of registered and certified seed, and providing an appropriation therefor, and repealing Sections 2898 to 2909, inclusive, Supplement to the Compiled Laws of 1913, Chapters 250 and 251 of the Session Laws of 1927, Chapter 221 of the Session Laws of 1929, and other acts in conflict with the provisions of this act.

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

§ 1. STATE SEED DEPARTMENT.] There is hereby established a department of the State to be known as the Seed Department of the State of North Dakota. Its headquarters, main offices, and other principal operating facilities and equipment shall be located at the North Dakota Agricultural College at Fargo, North Dakota. The State Seed Commissioner may, with the approval of the Board of Administration, locate and establish branch offices and laboratories at other locations in this State as in his judgment are necessary in order to properly and effectively carry out the provisions of this Act or other Acts in which he is charged with duty and responsibility.

§ 2. STATE SEED COMMISSIONER AND HIS AGENTS AND EMPLOYEES.] The Seed Department of the State of North Dakota, hereinbefore named, shall be directly managed and operated by the State Seed Commissioner, who shall hereinafter be referred to as the "Commissioner". The said Commissioner shall be appointed by, and his salary shall be fixed by the Board of Administration of the State of North Dakota, and he shall be subject to removal by the said Board at its pleasure. The Commissioner shall, subject to the approval and supervision of the Board of Administration, designate the necessary divisions of work, duties and operations for the said Department, as shall be provided by law or by regulations made in accordance with law; appoint and designate deputies to assist in handling and directing the work and affairs of such respective divisions and of other duties assigned to him by law; determine, select, and appoint analysts, inspectors and other necessary aids, employees, and agents; and fix

their salaries; provided that all such appointees shall be directly subject to the direction and supervision of the Commissioner.

§ 3. DEFINITION OF TERMS.] In this Act, unless otherwise specified or implied:

(a) The term "Seed" shall be construed to mean both the singular and the plural, as the case requires, and shall include the seeds of Canada blue grass, Kentucky blue grass, brome grass, slender and crested wheat grasses, timothy, red top, fescues, millets, orchard grass, oat grass, perennial rye grasses, Sudan grass, sorghum, alfalfa, alsike clover, the red clovers, crimson clover, sweet clover, white clover, Canada field peas, cowpeas, soy beans, vetches and other grasses, clovers and forage plants, buckwheat, rape, emmer, field corn, flax, barley, oats, rye, wheat and other cereals and field crops and the tubers of the white or Irish potato, which are distributed, sold, offered or exposed for sale, or as a sample representing any lot of seed elsewhere stored and for sale within this state, for sowing or planting purposes.

(b) The term "Person" shall be construed to mean both the singular and the plural as the case requires, and shall include individuals, copartnerships, companies, societies, associations, firms or corporations.

(c) The term "Label" or its plural form, when used as a noun, shall mean and include any tag, label, brand, or device attached to, or written, stamped, printed, or stenciled on any container of seed or supplied with any bulk lot of seed, purporting to set forth the kind, variety, grade, purity, quality or condition of such seed or any other information relating thereto, and when used as a verb, it shall mean the act or the fact of the use of the aforesaid labeling items and methods in connection with seed, and when used as an adjective, its descriptive meaning shall be interpreted from its use and meaning as a noun and verb as here prescribed.

(d) The term "Agent" or its plural form, when used in connection with the Commissioner shall mean and include the Commissioner's deputies, inspectors, analysts, specialists, and any other aids, agents, and employees of the Commissioner and the Seed Department, when they are acting officially for the Commissioner or performing any duty or duties as provided in this Act or in the regulations duly made thereunder.

§ 4. OFFICIAL SEAL.] The Commissioner may adopt and designate a design or mark which may be used and characterized as the official seal or identification for use in connection with the affairs and work of the Seed Department and of the Commissioner, and a copy or facsimile of said design, mark or seal shall be filed and recorded with the Secretary of State, and after written acknowledgment is made to the Commissioner from the office of the Secretary of State of such due filing, the said seal or design or mark, and the

privilege of its use, becomes the exclusive property and rights of the Commissioner and his deputies or authorized agents. The use of the said seal or design or mark in a manner other than as provided herein or by the Commissioner's regulations, shall constitute a violation of this Act.

§ 5. OFFICIAL LABORATORIES.] The Commissioner shall, subject to the approval and supervision of the Board of Administration, provide and maintain under his direction the necessary laboratories and other facilities, properly equipped to make analyses, tests, variety and disease determinations on seed and plants and to effect such other results and work as may be necessary to carry out the provisions of this Act, and for these purposes he may have the premises, space and equipment at the State Agricultural College which may be assigned to him by the Board of Administration. When a report or certificate relating to the findings and determinations made in a laboratory as herein provided for, is issued and signed by the Commissioner or a duly authorized agent, it shall be accepted as prima facie evidence of the statements therein contained.

The Commissioner may publish reports or explanatory material concerning seed or inspections, tests, analyses or other determinations made in accordance with the provisions of this Act, and amplify the same with material setting forth the value or condition of such seed stocks which are produced in this State or which North Dakota persons are interested in, and also publish lists of registered or certified seed.

§ 6. SAMPLING OF SEED.] The Commissioner shall have the authority to make rules and regulations governing the size and nature of the sample of seed or plants to be submitted to the laboratory, which will be necessary in order to make a reliable or official test, analysis, description, or a determination of grade, quality, or condition of disease infection on any lot of seed or any plants. The Commissioner may also prescribe the necessary manner of taking samples from given lots of seed in order to represent properly the various circumstances and purposes for which samples are taken from lots of seed, and in order to preserve the proper identity and to provide for proper delivery to the laboratory of said seed samples or plant specimens.

§ 7. PROVISIONS FOR FREE LABORATORY SERVICE.] Any person who is a resident of this State may, in accordance with regulations prescribed by the Commissioner, send a sample or samples of seed to the Commissioner for examination, analysis or test, but not to exceed three samples per year per person shall be examined and reported on free of charge. For all samples submitted by any resident person of the State in excess of the number herein stated, a fee of fifty cents shall be paid for each purity analysis and for each germination test. The fees for all tests and analyses for non-resident persons shall be one dollar for each germination test and one dollar and fifty cents

for each purity analysis. The charges for making the necessary tests on seed potatoes for registration and certification purposes shall be handled as hereinafter provided for registered and certified seed.

The Commissioner shall provide the facilities and services of the official laboratories to the use and purposes of the North Dakota Agricultural College on plans which he may make with it, subject to the approval of the Board of Administration.

§ 8. WEED SEEDS.] For the purposes of this Act, from and after the first day of July, A. D. 1931, the seeds of quack grass (*agropyron repens*), Canada thistle (*Carduus arvensis*), perennial sow thistle (*Sonchus arvensis*), Dodder (*Cuscuta species except coryli*), leafy spurge (*Euphorbia esula*), and Field bindweed (*Convolvulus arvensis*) shall be known and designated as "noxious weed seeds", and, unless otherwise provided in this Act, any lot of seed containing said noxious weed seeds shall be properly labeled as hereinafter provided to indicate their presence if the said noxious weed seeds are present singly or collectively as follows: (a) in excess of one seed in each twenty grams of timothy, red top, oat grass, brome grass, rye grass, orchard grass, Canada blue grass, Kentucky blue grass, fescues, alfalfa, sweet clover, alsike clover, red clovers, and all other small seeded grass and clovers not otherwise classified; (b) one in fifty grams of millets, rape, flax and other seeds of similar size not included in groups (a) or (c) of this section; (c) one in one hundred grams of wheat, oats, barley, rye, buckwheat, vetches, and other seeds as large or larger than wheat.

The term "Weed Seeds" as used in this Act shall be defined as the noxious weed seeds named in this section and all seeds not included in sub-division (a) of Section 3 of this Act.

§ 9. LABELING REQUIREMENTS OF SEED.] From and after the first day of July, A. D. 1931, every lot of seed in this State, except as otherwise provided in this Act, when in bulk, packages or any other containers, shall have affixed thereon, or attached thereto, in a conspicuous place on the exterior of each container, or be properly delivered with bulk sales or movements of said seed, a plainly written or printed label in the English language, stating:

- (a) The commonly accepted name of such seed.
- (b) The approximate percentage, by weight, of purity; meaning the freedom of such seed from inert matter and from other seed distinguishable by their appearance.
- (c) The approximate total percentage, by weight, of "weed seeds", as defined in Section 8 of this Act.
- (d) The name and approximate number per ounce or pound of each kind of "noxious weed seeds" which are present in excess of the tolerances specified in Section 8 of this Act.
- (e) The approximate percentage of germination of such seed together with the month and year such germination was determined.

(f) The name of the county and state where grown, in the case of seed corn, and the name of the state where grown in the case of the seed of alfalfa and the clovers.

(g) The full name and address of the vendor of such seed.

The word "Approximate" as used in this Section and in Sections 10 and 11 of this Act shall be defined in the regulations under this Act by Commissioner who shall be guided by the "Rules and Methods of Testing" adopted and approved by the Association of Official Seed Analysts of North America.

§ 10. LABELING REQUIREMENTS OF MIXTURES.] From and after the first day of July, A. D. 1931, mixtures of seed which contain not more than two kinds of such seed in excess of five per cent by weight of each, when sold, offered or exposed for sale, shall have affixed thereon, or attached thereto, in a conspicuous place on the exterior of each container thereof, or be properly delivered with bulk sales or movements of said seed mixtures, a plainly written or printed label in the English language stating:

(a) That such seed is a mixture.

(b) The name and approximate percentage by weight of each kind of seed present in such mixture in excess of five per cent by weight of the total mixture.

(c) The approximate percentage by weight of "weed seeds", as defined in Section 8 of this Act.

(d) The name and approximate number per ounce or pound of each kind of "noxious weed seeds" which are present singly or collectively in excess of one seed in each fifteen grams of such mixture.

(e) The approximate percentage of germination of each kind of seed present in such mixture in excess of five per cent by weight, together with the month and year such germinations were determined.

(f) The name of the county and state where grown in the case of seed corn, and the name of the state where grown in the case of the seed of alfalfa and the clovers.

(g) The full name and address of the vendor of such mixture.

§ 11. LABELING REQUIREMENTS OF SPECIAL MIXTURES.] From and after the first day of July, A. D. 1931, special mixtures of seed except as specified in Section 10 of this Act, when sold, offered or exposed for sale, in bulk or any kind of containers, must have affixed thereon, or attached thereto, in a conspicuous place on the exterior of each container, or be properly delivered with bulk sales or movements of said seed mixtures, a plainly written or printed label in the English language, stating:

(a) That such seed is a mixture.

(b) The name of each kind of seed which is present in proportion of five per cent or more of the total mixture.

(c) The approximate total percentage by weight of weed seeds, as defined in Section 8 of this Act.

- (d) The approximate percentage by weight of inert matter.
- (e) The name and approximate number per ounce or pound of each kind of "noxious weed seeds" as defined in Section 8 of this Act, which are present singly or collectively in excess of one seed in each fifteen grams of such mixture.
- (f) The name of the county and state where each variety of seed corn that may be in the mixture, was grown.
- (g) The full name and address of the vendor of such mixture.

§ 12. EXEMPTIONS.] The provisions of Sections 9, 10 and 11 of this Act shall not be construed to apply to:

- (a) Potatoes, whether the same are sold or intended for food, manufacturing or planting purposes;
- (b) Seed which is possessed, sold, offered or exposed for sale or distributed or transported for food, feed or manufacturing purposes, and not for planting or sowing;
- (c) Seed which is sold, offered or transported to merchants to be recleaned before being sold, offered or distributed for sowing purposes;
- (d) Seed which is held in storage for the purpose of being cleaned or graded, or not possessed, stored, sold or offered for sale for seeding purposes.
- (e) Seeds which are sold or exchanged by farmers within any community and who are not engaged in commercial seed business.
- (f) Vegetable and flower seeds, as said kinds of seeds shall in no way be construed as seed for field seeding purposes when sold, offered or exposed for sale in packages or bulk lots of five pounds or less, net weight.

§ 13. REGISTERED AND CERTIFIED SEED.] It shall be the duty of the Commissioner, and he shall have authority as follows: (a) to establish a seed registration and certification system for North Dakota for which he shall make and promulgate rules and regulations governing application for service, acceptance of suitable seed stocks for the production of a registered, certified or inspected crop, field inspection, bin inspections, harvesting, handling, storage, cleaning or grading and preparation and handling for market; (b) to designate kinds, varieties, strains, the names thereof and establish the grades and standards of quality, degree of disease infection and amounts of any admixtures, foreign seeds or noxious weeds or other weed seeds that may be allowed in any lot or stock of seed, which may be or become eligible for Field Registration or for Registration or Certification of the seed crop; (c) to prescribe all labels, seals, certificates or similar statements that shall be used for, or in relation to any seed or the various kinds, grade and qualities of any seed grown, or handled, or stored, or held for sale, or sold or offered or exposed for sale in North Dakota as Registered, or Certified or Elite or Foundation seed or Inspected seed, and specify what written or printed words,

terms or figures such labels, seals, certificates or the containers of such seed shall bear; (d) to co-operate with the managers of any seed cleaning, seed treating or processing plants, or any commercially established seed firm, or any individual or person within or outside of the State that has proper facilities and equipment to store, clean, grade, process and otherwise handle seed which is eligible for Registration or Certification, for the purposes of handling and marketing Registered or Certified or Pedigreed or Elite or Foundation Seed or Inspected seed; (e) to cooperate and assist in the selection, testing and growing of seed for registration and certification purposes and in the arrangement for increase and distribution of improved and foundation seed stocks suitable for the production of registered and certified seed; (f) to fix and establish an equitable schedule of fees and charges which shall be uniform throughout the State for the inspecting, testing, analyzing, recording, and other work and duties incident to: the growing, handling, marketing, registering and certifying of North Dakota seed, and to collect all such fees and charges.

§ 14. LABELING AND REPRESENTING REGISTERED AND CERTIFIED SEED.] Any and all seed grown in North Dakota or grown elsewhere and transported into this state, which is sold, offered or exposed for sale, stored, transported, distributed or held with intent for sale or planting, must not be represented, advertised, labeled or characterized in any way, either orally or in writing, typing, printing, or marking, with or by use of the term "Registered" or "Certified" or "Pedigreed" or "Elite" or "Foundation Seed", or "Inspected" or any term or terms conveying a meaning substantially equivalent to the meaning of any of said terms, without the approval and authorization of the Commissioner, who is authorized to make such rules and regulations as he finds necessary in this connection for the proper regulation and protection of the pure seed growing and marketing industry, and for further defining said terms and clarifying the conditions for their use.

§ 15. COOPERATIVE FUNCTIONS.] The Commissioner may cooperate with the United States Department of Agriculture, State Department and Agricultural Colleges of any of the states, organized agricultural fairs or exhibitions or other organizations or persons in matters relating to the protection, inspection, analysis and testing, registering and certifying of North Dakota seed, and the promotion and protection of the interests and welfare of North Dakota seed growers and crop producers, and further to recognize and deal with growers, organizations or with institutions as affiliating agencies with the Commissioner in pure seed matters.

§ 16. COMMISSIONER'S DUTY TO EXAMINE AND PRIVILEGE OF FREE ACCESS.] It shall be the duty of the Commissioner, either by himself or his agents, to inspect, examine and make analysis of and test any seed sold, offered or exposed for sale, held or distributed within this State for sowing or planting purposes, at such time and place, and to such extent as he may determine.

For the purpose of carrying out and enforcing the provisions of this Act, and the regulations duly made thereunder, the Commissioner and his agents shall at all reasonable times have the right of free access upon and into the premises or structures controlled, owned or operated by any person who may be, or whose seed, or the seed he may be holding or storing or transporting, may be investigated or proceeded against, and upon and into any premises or structures or any kind of vehicle or conveyance where any seed may be located or in process of transportation within the State, when not prohibited by Interstate Commerce Laws and Regulations, for the purpose of inspecting, examining and sampling any seed or seed plants.

It shall be the duty of any and all persons involved in any way in the handling, transportation, storage, buying or selling of seed to cooperate with the Commissioner and his agents and render all possible assistance to aid the Commissioner and his agents in the carrying out and enforcement of the provisions of this Act and the regulations duly made thereunder.

It shall be the duty of the Commissioner, in his discretion, to publish or cause to be published, the results of the examinations, analyses and tests of any samples of seed or mixtures of seed, together with any information he may deem advisable.

§ 17. MISLABELING.] It shall be unlawful for any person knowingly either for himself or while acting as agent or servant for any other person to sell, consign for sale, offer or expose for sale, have in possession or storage with intent for sale, or to deliver or distribute within the State or to convey or to cause to be conveyed out of the State, any seed which shall be mislabeled within the meaning of this Act or the regulations made thereunder, or which is falsely labeled, represented or advertised in any respect. In the event of the shipment into this State, from any point outside thereof, of any seed it shall be the duty of the purchaser or vendor or any person receiving such seed to have the same labeled in accordance with and conforming to the requirements of this Act: Provided, however, that certain standardized grades and labeling of seed in use elsewhere may be permitted by the Commissioner, in connection with shipments of seed into this State from points outside thereof, in lieu of the labeling provided for in this Act: Provided, further, that the provisions of this Act shall not apply to any common carrier in respect to any seed transported or delivered for transportation in the ordinary course of its business as a common carrier; and provided further, that no person, excepting common carriers as herein provided, shall knowingly distribute, sell, offer, expose or have in possession with intent for sale for sowing or planting purposes, any seed included in Section 3, subsection (a) of this Act, or any garden vegetable seed or any other kind or nature of seed that is falsely represented by labeling or in any form of advertising or in any other way as to quality, condition, grade, viability, purity, character, nature, variety or any other description.

§ 18. COMMISSIONER'S AUTHORITY TO MAKE RULES AND REGULATIONS.] It shall be the duty of the Commissioner, and he shall have the authority to from time to time adopt, publish, and amend uniform rules and regulations, not inconsistent with the provisions of this Act, for carrying out the purposes and enforcing the provisions of this Act, and to alter or to suspend such rules, regulations, and definitions from time to time as he finds such actions necessary. Such rules, regulations and definitions of terms and conditions shall be approved by the Attorney General of the State as to form and legality and shall be filed in the office of the Commissioner, and shall be published once in a newspaper of general circulation to be designated by the Commissioner, in the city where the Commissioner's main office is located, and such rules, regulations, and definitions shall have the force and effect of law. An affidavit of such publication setting forth the rules, regulations, definitions or amendments thereto as published, shall be made by the publisher of such newspaper or by his agent or the newspaper manager, and shall be filed in the office of the Commissioner. Such affidavits, or copies thereof, certified by the Commissioner, shall be prima facie evidence of the fact therein contained and of the due adoption and publication of such rules, regulations, definitions, or amendments.

§ 19. ENFORCEMENT AND PROSECUTION.] The Commissioner shall be charged with the enforcement of the provisions of this Act and of the regulations duly made thereunder. Upon complaint made by the Commissioner alleging violation of this Act or of the regulations duly made thereunder, it shall be the duty of the Attorney General and of the States Attorney in the county where the case arises, to cause appropriate legal proceedings to be commenced and prosecuted in the proper courts without delay for the enforcement of the penalties as provided in this Act: Provided, however, that no prosecution under this Act shall be instituted except in the manner following: when the Commissioner is of the opinion that a violation of this Act or the regulations duly made thereunder, exists, he shall give notice to the person involved, designating a time and place for a hearing. Said hearing shall be private and the person so involved shall have the right to introduce evidence in person, by agent or attorney. If, after said hearing, or without such hearing in the event said person fails or refuses to appear in any manner, the Commissioner decides that the evidence warrants prosecution, he shall proceed as herein provided.

Any seed when condemned by the court as mislabeled or misrepresented within the meaning of this Act, shall be liable to be seized for confiscation by a process of libel for condemnation, and shall be disposed of in the discretion of the court; (a) by sale; or (b) by delivery to the owner thereof upon payment of the legal costs and charges, and the execution and delivery of a good and sufficient bond to the effect that such seed will not be sold, distributed or disposed of contrary to the provisions of this Act or the regulations duly made

thereunder ; or (c) by destruction. If said seed is disposed of by sale, the proceeds of the sale, less the legal costs and charges, shall be paid to the State Treasurer and credited to the Seed Department fund as miscellaneous receipts.

Either party in such libel cases may demand trial by jury on any issue of fact if the value of the controversy exceeds \$20.00, and facts so tried shall not be re-examined other than in accordance with the rules of law.

The Commissioner and his agents are hereby authorized and empowered to administer oaths and to take testimony for any purpose relating to carrying out the provisions of this Act.

§ 20. PENALTY FOR VIOLATION.] Any person who violates any of the provisions of, or who fails or refuses to comply with any of the requirements of this Act, or of the regulations duly made thereunder, or who wilfully interferes with the Commissioner or any of his agents in the execution or on account of the execution of his or their duties under this Act, and the regulations duly made thereunder, shall on conviction be fined not more than \$100.00 and costs of prosecution for the first offense, nor more than \$500.00 and costs of prosecution for each subsequent offense.

§ 21. EFFECT OF PARTIAL INVALIDITY.] If any provision in a clause or section of this Act, or the application thereof to any person or circumstances, is held invalid, the validity of the remaining portions of the clause or section and of the application of such provisions to other persons or circumstances shall not be affected thereby.

§ 22. APPROPRIATION.] For the purposes of carrying out and administering the provisions of this Act and the regulations duly made thereunder and to pay the salaries and wages each month of the appointees and employees under this Act, and other expenses and costs, there is hereby appropriated out of any moneys in the State Treasury not otherwise appropriated, the sum of \$60,000.00, or as much thereof as may be necessary, for the biennial period beginning July 1, A. D. 1931 ; provided, however, that said sum of money shall be available for use on and after the date that this Act shall become effective. This appropriation shall be held and retained in the custody of the State Treasurer and placed in and to the credit of the Seed Department fund, and shall be disbursed upon order of the Commissioner by the use of itemized and duly verified vouchers and with the approval of the Board of Administration.

§ 23. DISPOSITION OF FEES AND OTHER COLLECTIONS.] All moneys arising from the collection of fees and other charges under the provisions of this Act shall be placed by the Commissioner, with the State Treasurer and be credited to the Seed Department revolving fund, and shall be disbursed upon order of the Commissioner and with the approval of the Board of Administration.

§ 24. REPEAL.] Sections 2898 and 2909, inclusive, Supplement to the Compiled Laws of 1913, Chapters 250 and 251 of the Session Laws of 1927, Chapter 221 of the Session Laws of 1929, and all other Acts or parts of Acts in conflict with the provisions of this Act are hereby repealed.

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

Approved March 10, 1931.

SOLDIERS CLAIMS

CHAPTER 259

(S. B. No. 78—Hamilton and Sperry.)

CLAIMS AGAINST RETURNED SOLDIER'S FUND

An Act authorizing the Adjutant General to file as claims against the Returned Soldier's Fund, applications received subsequent to July 1, 1927.

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

§ 1. The Adjutant General is hereby authorized to file as claims against the Returned Soldier's Fund, and proceed to carry the same to a final conclusion, as if the same had been filed prior to July 1, 1927, applications of those returned soldiers who were residents of North Dakota at the date of their draft, enlistment or induction into the service of the United States, which through error, misapprehension or neglect were not so filed prior to July 1, 1927.

§ 2. EMERGENCY.] This act is hereby declared an emergency measure and shall take effect on and after its passage and approval.

Approved March 10, 1931.

STANDARD TIME

CHAPTER 260

(S. B. No. 4—Martin.)

REPEAL STANDARD TIME

An Act to repeal Chapter 223 of the Session Laws of North Dakota for the year 1929, relating to the establishment of a standard time for the State of North Dakota.

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

§ 1. REPEAL.] That Chapter 223 of the Session Laws of the State of North Dakota for the year 1929, be, and the same is hereby repealed.