

the par value thereof, shall be available to the Commission as a continuing revolving fund, and moneys so appropriated, and any unexpended balances thereof, shall not revert to the state general fund at the end of any biennial fiscal period but shall be available for use by the Commission to insure and guarantee, to the extent herein provided, the payment of interest and principal of its said bonds until otherwise required by law.

§ 3. AMENDMENT.] That Section 22 of Chapter 256 of the Session Laws of 1939 be, and the same is hereby, amended and re-enacted so as to read as follows:

§ 22. LIEN UPON BOND PROCEEDS.] All moneys received from bonds of any series issued pursuant to this act shall be placed in the Water Conservation Commission Bond Payment Fund and shall be used solely for the purpose of paying the cost of the works or projects for the construction of which such bonds have been issued, or for the purpose of acquiring lands and preparing and developing same for irrigation, and there shall be, and is hereby, created and granted a lien upon such moneys, until so used in favor of the holders of the bonds or the trustee hereinafter provided for in respect to such bonds.

§ 4. 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 14, 1941.

---

## WEIGHTS AND MEASURES

---

### CHAPTER 301

H. B. No. 146—(Kee, Olson of Barnes, Bymers, Johnson of Cass and Crockett) (Companion Bill to House Bill 20)

---

#### WEIGHTS AND MEASURES INSPECTION FEES

An Act to amend and re-enact Section 9 of Chapter 311 of the Session Laws for the Year 1931 as amended and re-enacted by Chapter 269 of the Session Laws for the year 1933; relating to fees for inspection of Weights and Measures, and declaring an emergency.

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

§ 1. AMENDMENT.] That Section 9 of Chapter 311 of the Session Laws for the year 1931 as amended and re-enacted by

Chapter 269 of the Session Laws for the year 1933 is hereby amended and re-enacted to read as follows:

§ 9. The Chief Inspector or other employee of the Department of Weights and Measures shall charge and collect fees annually in accordance with the following schedule:

For inspection and sealing of railroad and track scales of capacity of 20 tons and upwards.....	\$ 8.00
For inspection and sealing of vehicle scales and livestock scales of 8000 pounds capacity and over.....	4.00
For inspection and sealing dormant scales, less than 8000 pounds capacity, or hopper scales each.....	2.00
For inspecting and sealing movable platform scales (other than coin weighing machines or scales) .....	.50
For inspecting and sealing all counter or computing scales each .....	.50
For inspecting and sealing every patent balance, beam steel yard or other instrument used for weighing other than the above enumerated, each.....	.50
For inspecting and sealing any two bushel or one bushel measure .....	.25
For inspecting and sealing any other dry measure, each.....	.10
For inspecting and sealing any liquid measure or computing pump .....	.50
For inspecting and sealing liquid measures of five gallon or less capacity, each .....	.25
For inspecting and sealing any board of cloth measure, each..	.10
For calibrating truck tanks of 1000 gallon capacity and under ..	5.00
For calibrating truck tanks over 1000 gallon capacity.....	10.00

Where weighing and measuring devices have been rejected and have been re-conditioned or replaced by new equipment the same must be re-inspected and certificate issued before being put in use and the same fees charged for such re-inspection or certification as enumerated above. When the Inspector or other employees of the Department of Weights and Measures shall find any of the instruments or articles used in weighing or measuring to be wrongly adjusted or out of repair, it shall be his duty to correct such scale or measure and he shall collect for such service one dollar and twenty-five cents (\$1.25) per hour for the actual time consumed in making such corrections and shall receive just compensation for any material used in such corrections.

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

Approved March 4, 1941.

## CHAPTER 302

H. B. No. 175—(Gackle and Haugen)

## WEIGHING OF FUEL

An Act Requiring Fuel to be Weighed and Scale Weight Ticket Delivered Purchaser at Time of Delivery Thereof in any City or Village; Declaring Failure to do so a Misdemeanor and Prescribing Penalty Therefor.

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

§ 1. FUEL REQUIRED TO BE WEIGHED, CORRECT SCALE WEIGHT SLIP DELIVERED, MISDEMEANOR, PENALTY.] Any person, partnership, association or corporation, selling or delivering within any City or Village in this State, where adequate weighing facilities exist, any coal lignite or briquette fuel without the same being first weighed or without a duplicate scale weight slip showing the true weight thereof, being delivered the purchaser, therewith, shall be guilty of a misdemeanor and on conviction punished by a fine of not less than ten or more than one hundred dollars, or by imprisonment in the county jail for not to exceed thirty days.

Approved March 4, 1941.

## WORKMEN'S COMPENSATION

## CHAPTER 303

H. B. No. 115—(Allen and Tuff by Request)

## INCLUDING ELECTIVE OFFICIALS UNDER THE WORKMEN'S COMPENSATION ACT

An Act to include certain elective officials of the State and of the counties thereof Under the Terms of the Workmen's Compensation Act, and to Amend and Re-enact Section 4 of Chapter 286, Session Laws of 1935 (Being Section 10-1 of Chapter 162 of the Session Laws of 1919, as amended) Relating to Disbursements of the Workmen's Compensation Fund; Repealing All acts or Parts of Acts in Conflict Herewith.

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

§ 1. That all elective officials of the State of North Dakota, including the members of the Legislative Assembly, and all elective