

JUDICIAL BRANCH OF GOVERNMENT

CHAPTER 216

H. B. No. 57

Introduced by Representatives Johnson of Richland,
Graham and Ohnstad

COURT REPORTERS SALARY AND EXPENSES

An Act To amend and re-enact section 27-0602 of the North Dakota Revised Code of 1943 providing for the salary and expenses of court reporters.

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

§ 1. AMENDMENT.] That Section 27-0602 of the North Dakota Revised Code of 1943 is hereby amended and re-enacted to read as follows:

§ 27-0602. SALARY AND EXPENSES OF COURT REPORTERS.] Each court reporter shall receive a salary of three thousand dollars per annum, payable in equal monthly installments by the counties constituting the judicial district in which such reporter is employed. Such salary shall be apportioned according and in proportion to the number of suits entered and commenced in the district court of the respective counties of such district in the preceding year. The presiding judge of each judicial district, on the first day of January of each year, or as soon thereafter as may be, shall apportion the amount of such salary to be paid by each county in his district on the basis aforesaid, and the county auditors of the respective counties in such judicial district shall issue to the order of such court reporter a warrant for the amount shown to be due by such apportionment. As reimbursement for expenses incurred in the performance of official duties outside of the county where the district court chambers are situated, the court reporter shall receive for actual living expenses a sum not to exceed five dollars per day and his actual transportation expenses. Such sums shall be paid monthly by the county wherein such court reporter is attending to such official duties, upon the order of the district judge issued upon itemized statements submitted to him.

Approved February 17, 1945.

CHAPTER 217

S. B. No. 49

Introduced by Committee on Judiciary

RETIREMENT OF DISTRICT JUDGES

An Act Providing for the retirement of District Court Judges, providing the manner of making application, compensation in case of retirement, method of filling such vacancy, and declaring an emergency.

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

§ 1. RETIREMENT OF DISTRICT COURT JUDGES.] Whenever a judge of the District Court in this state shall become unable because of permanent disability from performing the judicial duties of his office during the remainder of his term of office and shall make a written application to the Governor for his retirement, setting forth the nature and extent of such disability, the Governor shall make such investigation as he shall deem advisable, and if he shall thereby determine that such disability exists, and that public service is injured and will continue to be injured by reason of such disability, he shall thereupon by written order, to be filed in the office of the Secretary of State, direct the retirement of such judge for the unexpired portion of the term for which such judge was elected, which retirement shall create a vacancy in said office which shall be filled by appointment as provided by law.

Provided, that when the disability is mental and to an extent that renders such judge incompetent to make such application, the same may be made by the legally appointed guardian of such judge.

§ 2. COMPENSATION.] When a judge of the District Court shall be retired under the provisions of this act, he shall receive the compensation allotted to his office for the remainder of his said term.

§ 3. 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, 1945.