

or grievance, prepare recommendations thereon in writing and submit a signed copy to the governor in the case of a dispute in the state employee field, to the chairman of the county board or commission in the case of a county dispute and to the mayor or city manager in the case of a dispute in city service, and a signed copy to the employer and to the representative of the employees.

§ 4.) The employer and the employees concerned shall in good faith study the recommendations so prepared by the mediation board and if either party to the dispute or grievance after such consideration of the recommendations feels that for some reason it cannot accept the recommendation it shall notify the opposing party in writing and give reasons therefor. In such event either party to the dispute shall be entitled to ask the board of mediators for further consideration. Whenever further consideration is so requested both parties to the dispute shall be bound to respond a second time as hereinbefore provided and the mediation board shall be privileged to exercise all of the powers with which it is clothed.

§ 5.) The members of boards of mediation shall not receive compensation for their work but they shall be reimbursed for any actual or necessary expenses incurred in connection therewith, and the unit of government involved shall be obligated upon proper affidavit therefor to pay from the treasury actual costs including subpoena services and other expenses.

Approved March 10, 1951.

LIVESTOCK

CHAPTER 220

S. B. No. 72
(Legislative Research Committee)
at the request of
The Livestock Sanitary Board and Board of
Veterinary Medical Examiners

PRACTICE OF VETERINARY SCIENCE; QUALIFICATIONS

AN ACT

To amend and reenact section 36-0205 of the North Dakota Revised Code of 1943, relating to the practice of veterinary science.

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

§ 1. AMENDMENT.) Section 36-0205 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

36-0205. GRADUATION FROM RECOGNIZED SCHOOL AND CERTIFICATE OR PERMIT FROM BOARD REQUIRED.) No person shall practice, or hold himself out as a practitioner in veterinary medicine, surgery, or dentistry, or any department thereof, unless he is a graduate of the veterinary course offered in a veterinary school or in a college or university recognized by the livestock sanitary board, nor unless he possesses a certificate or permit issued by the state board of veterinary medical examiners which is in full force and effect.

Approved February 27, 1951.

CHAPTER 221

S. B. No. 242
(Committee on Agriculture)

LIVESTOCK, POULTRY AND WOOL DEALERS; BOND; LICENSE

AN ACT

To amend and reenact sections 36-0401, 36-0402, 36-0405, 36-0406 and 36-0407 of the North Dakota Revised Code of 1943, relating to livestock, poultry and wool dealers.

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

§ 1. AMENDMENT.) Section 36-0401 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

36-0401. "DEALER" DEFINED.) In this chapter unless the context or subject matter otherwise requires:

1. "Dealer" shall mean any person, copartnership, association, or corporation engaged in the business of buying, selling and dealing in horses, mules, cattle, hogs, sheep, poultry, or wool from the producer or live stock sales ring for re-sale and shipment within the state, and also resale in the local market.
2. "Commission" shall mean the public service commission.

§ 2. AMENDMENT.) Section 36-0402 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

36-0402. RESTRICTIONS ON APPLICATION OF PROVISIONS OF CHAPTER.)

The provisions of this chapter shall not apply to:

1. Farmers who or farm associations which buy and sell livestock, poultry, or wool among themselves as producers;
2. Farmers who or farm associations which purchase livestock or wool to complete a load of their own livestock or wool shipment to market if the amount so purchased does not exceed twenty-five percent of a railroad carload;
3. Cooperative livestock or wool marketing associations of producers of livestock or wool in their dealings with their members; or
4. Livestock or poultry purchased by local butchers or dealers for slaughter or processing in their business for local home consumption or for the purpose of trading the same for merchandise or machinery.

§ 3. AMENDMENT.) Section 36 0405 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

36-0405. DEALER TO FILE BOND WITH COMMISSION; ADDITIONAL BOND MAY BE REQUIRED.) Each applicant for a license under the provisions of this chapter shall file with his application a bond issued by an approved surety company. The commission shall be named as the obligee in each such bond but the bond shall be held for the purpose of protecting and for the benefit of any person selling livestock, wool, or poultry, as the case may be, to the licensed dealer or to his agent. Such bond shall be conditioned for:

1. The faithful performance by the dealer of his duties as such;
2. The compliance by the dealer with all of the provisions of this code relating to the purchase of livestock, wool, or poultry, as the case may be;
3. The full and complete payment to the seller for all livestock, wool, or poultry purchased by the dealer; and
4. The full protection of any person who deals with such dealer. Each such bond shall cover the entire license period of the dealer and shall be approved as to amount, form, and sufficiency by the commission. The commission may demand an additional bond for either the principal or agent whenever in its judgment the volume of business of the principal or of any agent named by the principal warrants such demand.

§ 4. AMENDMENT.) Section 36-0406 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

36-0406. AMOUNT OF BONDS.) The minimum amount of the bond required under the provisions of section 36-0405 shall be dependent upon the kind of license issued by the commission and shall be in the following amounts:

1. For a dealer in livestock five thousand dollars and for agents of livestock dealers fifteen hundred dollars each;
2. For a dealer in poultry only, two thousand dollars, and for agents of poultry dealers one thousand dollars each;
3. For a dealer in wool only, five thousand dollars and for agents of wool dealers, fifteen hundred dollars each;
4. For a dealer in more than one of any such classifications, in the highest amount required for any such classification.

§ 5. AMENDMENT.) Section 36-0407 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

36-0407. ISSUANCE OF LICENCES: FEES: LICENSE NOT ISSUED TO FELON: TERM OF LICENSE.) The commission shall issue to each applicant who has complied with the provisions of this chapter a license of the kind applied for upon the payment by him of fees as follows:

1. For a livestock dealer's license, ten dollars;
2. For a poultry dealer's license, four dollars;
3. For a wool dealer's license, ten dollars.

For each agent appointed by the dealer and licensed by the commission, the amount of such license fee shall be increased in the amount of ten dollars if the principal's license is a livestock dealer's license or a wool dealer's license, and in the amount of four dollars if the principal's license is a poultry dealer's license. No license shall be issued to a dealer or to an agent who has been convicted of a felony in this state or elsewhere. Each license issued under the provisions of this chapter shall license the conduct of the business described therein at the place or places named in the application therefor, and shall expire on the thirty-first day of December next following the date of its issue provided that any person, co-partnership, association or corporation licensed for the year 1951 under the provisions of Chapter 36-04 of the North Dakota Revised Code for the year 1943 at the time of the taking effect of this Act, shall not be required to qualify hereunder until the year 1952.

Approved March 8, 1951.

CHAPTER 222

S. B. No. 191
(Krenz, by request)

LIVESTOCK SALES RINGS; BOND; LICENSE

AN ACT

To amend and reenact sections 36-0503, 36-0504 and 36-0509 of the North Dakota Revised Code of 1943, relating to livestock sales ring.

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

§ 1. AMENDMENT.) Section 36-0503 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

36-0503. LICENSE REQUIRED; APPLICATION; FEE.) No person, partnership, firm, or corporation shall establish or operate a livestock sales ring within this state without first procuring a license to do so from the commission. An applicant for such license shall:

1. Make a written application therefor in the form prescribed by the commission;
2. File with the commission a statement showing that he or it is financially responsible to operate such sales ring and that he or it owns or controls adequate facilities for the care, sorting, feeding, loading and unloading, and shipment of livestock; and
3. Pay to the commission a license fee of one hundred dollars;

§ 2. AMENDMENT.) Section 36-0504 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

36-0504. BOND TO ACCOMPANY APPLICATION FOR LICENSE; AMOUNT; APPROVAL; CONDITIONS; TERM.) Each applicant for a license to operate a livestock sales ring shall file his application for such license, or for a renewal thereof, a surety bond in the minimum amount of ten thousand dollars. Such bond shall be approved as to amount, form, and surety by the commission. The commission shall be the obligee in the bond, and it shall be for the benefit of, and for the purpose of protecting, any person selling to or through or buying livestock through or from the licensee or his or its agent. The commission may demand an additional

bond of the licensee whenever in its judgment the volume of the business of the licensee warrants such demand. The bond shall be conditioned for:

1. The payment of all money received by the licensee and operator of such livestock sales ring as such operator, less reasonable expenses and agreed commissions;
2. The faithful performance by the licensee of his duties as such licensee; and
3. The faithful performance by the licensee of all the provisions of this code relating to the purchase, sale or holding of livestock.

Such bond shall cover the entire license period.

§ 3. AMENDMENT.) Section 36-0509 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

36-0509. RECORDS TO BE KEPT BY OPERATOR OF SALES RING; CONTENTS; EXAMINATION; REPORT.) The operator of such livestock sales ring shall keep on file an accurate record of:

1. The date on which each consignment of animals was received and sold;
2. The name and address of the buyer and seller of such animals;
3. The number and species of the animals received and sold; and
4. The marks and brands on each such animal.

Such record, together with the gross selling price, commission, and other proper care, handling, and sales charges on each consignment of livestock shall be available for inspection by the commission or its authorized inspector, and a copy thereof shall be supplied to the owner of such livestock. All records of sales during the preceding twelve months shall be kept readily accessible for immediate examination.

Approved March 5, 1951.

CHAPTER 223

S. B. No. 201
(Freed and Duffy)

MINIMUM STANDARDS FOR MEAT INSPECTION, SANITATION,
ETC. BY LIVESTOCK SANITARY BOARD

AN ACT

Relating to the minimum standards for the inspection, sanitation, and distribution of meat and meat products within the State of North Dakota; providing for the inspection of establishments engaged in the production of meat and meat products for human consumption by the state livestock sanitary board; providing for the free course of trade between the various municipalities within the state of the products governed by this regulation; and declaring an emergency.

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

SECTION 1. STATE LIVESTOCK SANITARY BOARD TO INSPECT.) The state livestock sanitary board is hereby authorized and required to inspect all slaughtering and manufacturing establishments engaged in the production of meat and meat products for human consumption and delivering such products for use in the course of trade or business in various municipalities in the state of North Dakota.

SECTION 2. HOW COST OF INSPECTION PAID.) The cost of furnishing veterinary inspectors shall be borne by the establishment receiving the services of such inspectors, or by the municipalities which by ordinance control the inspection of such establishments within the jurisdiction of the municipality.

§ 3. FREE INTRASTATE TRADE IN INSPECTED PRODUCT.) No municipality shall prohibit the sale of meats or meat products originating in another municipality providing such products have originated in establishments which have complied with the standards provided for by this Act, and provided further that such products are in substantially the same condition as when they left the establishment in which they originated.

§ 4. EXEMPTIONS.) Retail and wholesale butchers and retail and wholesale dealers in meats or meat products supplying customers only within the municipality in which their slaughter or manufacturing establishment is located or adjacent thereto or anyone slaughtering or manufacturing meats and meat products for home consumption and all slaughterers under federal inspec-

tion, or markets and manufacturing establishments buying federal or state inspected meats shall be exempt from the provisions of this Act.

§ 5. STATE LIVESTOCK SANITARY BOARD TO LICENSE AND TO MAKE RULES AND REGULATIONS.) The state livestock sanitary board shall make proper rules and regulations for the control and inspection of all establishments covered by this Act processing meat or meat products for human consumption within this State and may fix maximum fees for the licensing of such establishments not to exceed ten dollars annually.

No establishment, subject to the provisions of this Act, may sell or deliver meat or meat products without a license issued under this Act.

§ 6. 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 13, 1951.

MILITARY

CHAPTER 224

H. B. No. 629
(Bourgeois and Fleck)

SALE AND CONVEYANCE OF CERTAIN TRACTS OF NATIONAL GUARD PREMISES TO CITY OF BISMARCK

AN ACT

Authorizing the adjutant general to sell and convey to the city of Bismarck, North Dakota, a certain tract of land located on part of the state of North Dakota property used for national guard purposes.

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

§ 1. AUTHORIZATION TO SELL AND CONVEY.) The adjutant general of the state of North Dakota, for and in behalf of the state of North Dakota, and with the consent and approval of the secretary of the interior of the United States, is hereby authorized to sell and convey to the city of Bismarck, North Dakota, for the consideration of one dollar the following described real property, to-wit: