

JUDICIAL BRANCH OF GOVERNMENT

CHAPTER 195

S. B. No. 135
(Judiciary Committee)

JUDICIAL DISTRICTS; APPOINTMENT OF ADDITIONAL JUDGE

AN ACT

Relating to and providing for judges of the Fourth Judicial District of the state; amending and reenacting subsection 4 of section 27-0501 of the North Dakota Revised Code of 1943.

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

§ 1. **Amendment.**) Subsection 4 of section 27-0501 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

4. District Number Four shall consist of the counties of Stutsman, Wells, Foster, Eddy, McLean, Sheridan, Burleigh, and Kidder, and shall have three judges;

§ 2.) The governor shall appoint a judge of the Fourth Judicial District to serve until the next general election at which no judge of such district is otherwise to be elected due to the expiration of an elective term and until his successor is elected and has qualified.

Approved March 1, 1955.

CHAPTER 196

H. B. No. 620
(Davis and Mueller)

FILING FEES IN COUNTY COURTS

AN ACT

To amend and reenact section 27-0740 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to filing fees in county courts.

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

§ 1. **Amendment.**) Section 27-0740 of the 1953 Supplement to the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

27-0740. Filing Fees For Estates and Guardianships: Amount; When and Where To Be Paid.) Before a petition for letters testamentary, of administration, of guardianship, of proceedings in heirship, or an application in joint tenancy to determine estate tax, is filed in a county court of this state, the petitioner, or someone on his behalf, shall pay a filing fee into the county treasury of the county in which the court is located which shall be in the sum of seven dollars and fifty cents, except that the filing fee for applications in joint tenancy to determine estate tax shall be in the sum of three dollars and such filing fee for applications in joint tenancy to determine estate tax shall not be subject to the provisions of section 27-0741 of the 1953 Supplement to the North Dakota Revised Code of 1943.

Approved February 26, 1955.

CHAPTER 197

H. B. No. 685
(Haugland, Saugstad,
(Simonson (9th), Brooks)
(and Baldwin)

CLERKS OF COUNTY COURTS WITH INCREASED JURISDICTION

AN ACT

To amend and reenact section 27-0812 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to clerks of the county court with increased jurisdiction, their appointment and salary.

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

§ 1. **Amendment.**) Section 27-0812 of the 1953 Supplement to the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

27-0812. County Judge May Appoint Clerk of County Court In Certain Counties; Salary.) In a county having a population of twenty-five thousand inhabitants or more, and having a county court with increased jurisdiction, the clerk of such county court, if one is appointed by the judge thereof, shall be the clerk of such court for all purposes. In such case, the clerk shall receive, as full compensation for his services, such salary as may be fixed by the county commissioners. Such salary shall be paid monthly by the county in the same manner as the salaries of other county officers are paid.

Approved March 1, 1955.

CHAPTER 198

H. B. No. 595

(Brooks)

REPORTERS OF COUNTY COURTS WITH INCREASED
JURISDICTION; APPOINTMENT, ETC.

AN ACT

To amend and reenact section 27-0818 of the North Dakota Revised Code of 1943, relating to court reporters in county courts of increased jurisdiction.

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

§ 1. Amendment.) Section 27-0818 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

27-0818. Reporters of County Court Having Increased Jurisdiction: Appointment; Term; Method of Qualifying; Compensation.) The judge of a county court having increased jurisdiction may appoint a court reporter of such court who shall hold office at the pleasure of such judge. Such reporter shall qualify in the same manner as the reporter of a district court and his duties shall be governed by the provisions of law relating to the duties of the reporter of a district court. Such reporter shall receive such compensation as may be fixed by the judge and approved by the county commissioners. His fees for transcripts shall be the same as those of district court reporters.

Approved February 26, 1955.

CHAPTER 199

H. B. No. 683
(Brooks and Gefreh)

COUNSEL FOR INDIGENT DEFENDANTS IN COUNTY COURTS
WITH INCREASED JURISDICTION

AN ACT

To amend and reenact section 27-0831 of the North Dakota Revised Code of 1943, relating to assignment of counsel for indigent defendants in county courts having increased jurisdiction and compensation thereof.

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

§ 1. Amendment.) Section 27-0831 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

27-0831. Assignment of Counsel For Indigent Defendants In County Courts Having Increased Jurisdiction.) In all criminal cases in the county court having increased jurisdiction, when it is satisfactorily shown to the court that the defendant has no means and is unable to employ counsel, the court shall assign counsel for the defense and allow and direct to be paid by the county in which said court is held a reasonable and just compensation to the attorney or attorneys assigned for such services as they may render, but such compensation shall not exceed fifty dollars in any one case.

Approved March 1, 1955.

CHAPTER 200

H. B. No. 714

(Frank, Thompson of McLean)

JURORS FEES AND MILEAGE

AN ACT

To amend and reenact subdivision 2, 3 and 4 of section 27-0905 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to fees and mileage for jurors.

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

§ 1. Amendment.) Subsections 2, 3 and 4 of section 27-0905 of the 1953 Supplement to the North Dakota Revised Code of 1943 are hereby amended and reenacted to read as follows:

2. Four dollars for each day's attendance as a juror in justice court;
3. Four dollars, payable by the county, for each day's attendance at a coroner's inquest; and
4. Traveling expenses, payable by the county, of seven and one-half cents per mile for each mile actually and necessarily traveled each way.

Approved February 28, 1955.

CHAPTER 201

S. B. No. 141

(Day, Duffy, Holand and Knudson)

ANNUAL ATTORNEYS' LICENSE TO PRACTICE LAW; FEES

AN ACT

To amend and reenact sections 27-1122 and 27-1204 of the North Dakota Revised Code of 1943, relating to annual attorneys' licenses to practice law, the fee therefor, and payment from the state bar fund.

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

§ 1. Amendment.) Section 27-1122 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

27-1122. Annual Licenses To Practice Law: Requirement of; Issuance of; Fees For.) Every person who has an unrevoked certificate of admission to the bar of this state and who desires to engage in the practice of law therein, on or before the first day of January of each calendar year, shall secure an annual license to practice from the state bar board. Such license shall be issued by the secretary-treasurer of such board upon payment of a fee of fifteen dollars and shall be good for one year from and after the first day of January of the year for which it is issued.

§ 2. Amendment.) Section 27-1204 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

27-1204. Moneys Payable From State Bar Fund To Bar Association of State of North Dakota.) The bar association of the state of North Dakota, out of the state bar fund, annually shall receive the sum of ten dollars per licensed member for the purpose of paying for the printing and distribution of the annual report and proceedings of said association and for the payment of other necessary expenses of the association. Such sum shall be paid quarterly into the treasury of the said association by the secretary-treasurer of the state bar board upon vouchers drawn by the president and secretary-treasurer of said association.

Approved March 1, 1955.

CHAPTER 202

H. B. No. 563

(Brooks)

COMPENSATION OF JUVENILE COMMISSIONERS,
REPORTERS OR ASSISTANTS

AN ACT

To amend and reenact section 27-1603 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to the compensation of juvenile commissioners and providing for a reporter or an assistant and their compensation.

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

§ 1. **Amendment.)** Section 27-1603 of the 1953 Supplement to the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

27-1603. Juvenile Commissioners; Compensation.) Each juvenile commissioner shall receive as full compensation for his services such amount as may be fixed and approved by one of the judges of the judicial district, either upon a per diem basis for the time actually and necessarily employed in the duties of his office, or upon a salary basis. In no event, however, shall the amount paid exceed the monthly salary of the county auditor of the county in which the office of juvenile commissioner is maintained or more than ten dollars per day, if paid on a per diem basis. Such commissioner shall be paid mileage and expenses for trips made for investigation or to conduct hearings within the judicial district and away from the place where such commissioner maintains his office. Mileage shall be at the rate fixed by law for county officials. The salary or per diem and expenses shall be paid by the county or shall be equitably apportioned among the several counties of the judicial district by the judge or judges thereof. Such compensation shall be paid monthly by the county treasurers of such counties respectively, on bills duly made out and verified as other bills and accounts against the county are made out and verified, and upon the order of the judges of the judicial district. In a judicial district having not less than two cities with a population in excess of twenty thousand each, as determined by the last federal census, the judges of said judicial district may provide for the employment of a reporter or assistant at a monthly compensation to be fixed and approved by the judges of such judicial district, and not to exceed the amount fixed for the compensation of the juvenile commissioner.

Approved March 7, 1955.