

# GENERAL PROVISIONS

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## CHAPTER 95

H. B. No. 845

(Buechler, Johnston, Loder, Aamoth, Hofstrand)

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### TIME LIMIT FOR FILING OF PETITIONS

#### AN ACT

To create and enact section 1-01-50 of the North Dakota Century Code, establishing a time limit for the filing of petitions.

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

§ 1.) Section 1-01-50 of the North Dakota Century Code is hereby created and enacted to read as follows:

**1-01-50. Filing or Presentation of Petitions—Time Limit.)**

Whenever in this code provision is made for the filing or presentation of a petition with or to any officer or governing body or board of the state or any agency, instrumentality, or political subdivision thereof as a prerequisite to the calling of an election, or the performance or prohibition of any act, such petition must be filed with or presented to such officer or governing body or board not later than one year from the date such petition is first placed in circulation, or the date the first signature is affixed thereto, whichever date is the latest. The provisions of this section shall not apply in any case where the law governing a particular petition specifies a shorter or a longer period of time.

Approved March 11, 1961.

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## CHAPTER 96

S. B. No. 1

(Gefreh, Brooks, Holand, Ringsak, Wartner)

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### NORTH DAKOTA CENTURY CODE

#### AN ACT

To enact the North Dakota Century Code together with chapter 13-03 in pocket part supplement form attached to Volume 3 of such code; to provide for the effective date of sections 4-01-14, 6-01-21.4, 6-09-17, chapters 10-24, 10-25, 10-26, 10-27, and 10-28, sections 11-03-08, 11-05-16, 11-08-06, 11-08-08, 11-08-13, 11-09-28, 11-10-02, 11-10-06, 11-11-10, 11-19-08, 11-19-13, 11-19-14, 11-19-15, 11-19-19,

11-30-16, 12-45-01, 12-49-06, 12-53-13, 15-21-02, 15-39-16, 15-39-21, 15-39-32, 15-40-07, 15-40-19, 15-40-20, 15-44-02, 15-44-03, 18-03-05, 18-03-04, 18-03-05, 18-03-07, 18-03-08, 18-04-02, 18-04-03, 18-04-05, 18-04-06, 18-05-12, 18-05-13, 19-01-08, 19-05-08, 19-05-09, 19-05-10, 20-13-07, 20-14-08, 24-02-12, 24-02-13, 24-02-37, 24-07-22, subsection 5 of section 25-01-01, subsection 12 of section 25-01-01, the last sentence of section 25-04-01, sections 25-04-12, 25-05-01, 25-08-10, 25-08-11, 25-08-13, 25-08-14, 25-08-15, 25-08-16, 25-08-17, 25-08-19, 25-08-20, 25-08-21, 26-22-09, 27-07-02, 27-08-20, 27-18-01, 27-18-02, 27-18-03, 27-18-04, 27-18-05, 29-01-14, 29-05-07, 29-05-29, 29-05-31, 29-07-06, 29-07-25, 29-08-18, 29-29-06, 32-12-03, 32-12-04, 32-14-09, 32-22-18, 33-01-00.1, 33-01-01, 33-01-03, 33-01-04, 33-01-08, 33-01-09, 33-01-11, 33-01-12, 33-01-15, 33-01-16, 33-01-17, 33-01-19, 33-01-20, 33-01-21, 33-01-22, 33-01-23, 33-01-24, 33-01-25, 33-02-12, 33-03-05, 33-03-12, 33-04-17, 33-05-03, 33-05-04, 33-05-08, 33-05-12, 33-08-17, 33-09-01, 33-09-09, 33-09-12, 33-10-01, 33-10-03, 33-11-03, 33-11-05, 33-11-07, 33-11-09, 33-11-10, 33-11-11, 33-11-12, 33-11-13, 33-11-14, 33-12-01, 33-12-06, 33-12-12, 33-12-34, 33-12-41, 36-01-17, 36-01-18, 36-11-10, 36-11-11, 36-16-04, 36-16-05, 36-16-06, 36-16-07, 36-16-08, 36-16-09, 36-16-10, 36-16-12, 36-22-09, 37-06-02, 37-06-03, 37-06-06, 37-15-13, 37-15-15, 38-06-59, 39-03-08, 39-06-16, 40-05-07, 40-07-08, 40-14-01, 40-15-01, 40-18-01, 40-18-03, 40-18-05, 40-18-06, 40-18-07, 40-18-08, 40-18-09, 40-18-10, 40-18-11, 40-18-13, 40-18-14, 40-18-15, 40-18-16, 40-18-17, 40-18-18, 40-18-19, 40-20-05, 40-49-17, 42-01-07, 42-03-01, 42-03-03, 44-05-01, 44-08-09, 44-09-01, 44-11-12, 47-19-14, 47-19-37, 49-01-09, 50-06-14, 54-06-06, 54-06-08, 54-10-01, 54-10-02, 54-10-03, 54-10-04, 54-11-01, 54-11-02, 54-11-03, 54-12-07, 54-14-01, 54-14-02, 54-15-04, 54-15-05, 54-15-06, 54-15-08, 54-15-09, 54-15-13, 54-16-08, 54-16-09, 54-18-14, 54-23-06, 54-23-41, 54-27-03, 54-27-04, 54-27-05, 54-27-06, 54-27-07, 54-27-08, 54-27-09, 54-27-11, 54-27-14, 54-27-15, 54-27-15.1, 54-27-15.4, 54-30-16, chapter 54-44, sections 55-01-04, 55-01-07, 57-37-24, 57-45-08, 58-04-02, 58-04-10, 58-05-02, 58-05-05, 58-05-07, 58-07-03, 58-11-01, and 61-02-13; to amend and reenact section 46-04-18 of the North Dakota Century Code relating to sales of the code; to provide for the repeal of sections 1-01-01.1, 1-01-01.2, 1-01-43, 1-02-33.1, chapters 4-03, and 4-04, sections 4-05-03.2, 4-05-08.2, 4-05-08.3, 5-01-24, 5-02-10, 5-03-18, 5-05-06, 5-05-18, 5-05-19, 6-03-29.1, 6-03-30, 6-03-75, 6-09-31, 10-04-20, 10-12-05, 10-13-09, 10-23-18, 10-23-19, 11-10-10.3, 11-10-10.4, 11-14-01, 12-21-08, 12-22-18, 15-03-14.1, 15-07-19, 15-08-18.2, 15-08-18.4, 15-08-18.5, subsection 14 of section 15-29-08, sections 15-36-03, 15-36-09, 15-36-14, 15-41-22, 15-56-01, 15-56-01.1, 15-56-02, 15-56-03, 15-56-04, 15-56-05, 15-56-06, 15-56-07, 15-56-08, 15-56-09, 16-17-18.2, 16-18-08, the first paragraph of section 19-02-14.1, sections 19-02-30, 19-02-31, 19-02-32, 19-02-33, 19-19-01, 20-01-04.2, 20-01-04.3, 20-05-02.2, 23-16-13, 23-20-01, chapter 24-A01, sections 24-01-24, 24-12-10, 24-13-11, 24-13-12, 24-13-13, 24-13-14, 25-05-12, 25-05-32, 26-22-40, 27-04-08.1, 28-02-02, 28-05-06, 28-06-11, 28-06-12, 28-06-13, 28-06-14, 28-06-15, 28-06-18, 28-07-21, 28-09-08, 28-12-11, 28-15-05, 28-15-06, 28-15-07, 28-15-08, 28-15-11, 28-28-04, 28-28-05, 28-28-08, 28-28-09, 29-26-22.3, 29-30-12, 29-30-17, 30-23-18, 30-23-19, 31-12-05, 32-15-03.1, 32-15-07, 32-15-08, 32-15-09, 32-15-10, 32-15-11, 32-15-12, 32-15-15, 33-04-05, 33-04-08, 33-04-09, 33-04-10, 33-04-12, 33-04-13, 33-08-03, 34-01-09.2, 34-01-09.3, 34-01-11, 34-06-21, 34-09-07, chapter 35-16, sections 35-24-23, 35-25-12, 36-01-20, 36-08-10, 36-09-21, 36-11-05, 36-11-05.1, 37-01-25.2, chapter 37-13, section 37-18-10, chapter 37-22, sections 38-04-05, 38-09-01.4, 39-06-41, 39-11-01.1, 39-16-33, 39-16-34, 39-16-35, 39-16-36, 39-16-37, 39-17-06.1, 40-05-01.2, 40-15-04, 40-22-41, 40-22-42, 40-23-07.1, 40-52-01, 41-02-24, 41-02-25, 41-17-15, 41-17-18, 43-09-24, 43-15-37, chapter 43-16, sections 43-19-17, 43-21-06,

44-01-15, 46-03-04, 47-04-13, 47-04-15, 47-04-16, 47-04-17, 47-04-18, 49-02-13, 49-02-19, 49-05-13, 49-15-05, 49-20-07, 50-01-11, 50-04-09, 50-07-40, chapter 51-03, sections 51-05-07, 51-05-12, 51-07-05, 51-07-06, 51-08-09, 51-08-10, 51-08-12, 52-01-05, chapter 52-07, sections 53-02-11, 53-02-14, 54-06-13, 54-15-15, 54-18-16, chapter 54-20, sections 54-23-44, 54-23-46, 54-23-47, 54-23-48, chapter 54-26, sections 54-27-09.1, 54-27-09.2, chapter 54-33, sections 57-15-06.1, 57-15-06.2, 57-15-25, 57-15-29, 57-15-29.1, 57-15-47, 57-40-15, 57-48-17, 58-05-17, 58-10-01, 58-10-02, 58-14-04, 61-21-59, 61-21-60, 61-21-61, 65-05-18, and 65-11-07; to provide for the delayed repeal of sections 6-01-21, chapters 10-08, 10-09, 10-10, and 10-11, sections 11-10-03, 40-18-02, 54-10-05, 54-10-06, 54-10-07, 54-10-08, 54-10-09, 54-10-11, chapter 54-13, sections 54-15-12, 54-15-14, 54-21-15, 54-21-16, 54-27-15.2, 58-10-01, 58-10-02, 58-14-04, and 65-02-10; to provide for the citation of sections in the North Dakota Century Code and pocket part supplements thereto; and declaring an emergency.

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

**§ 1. Effective Date of Certain Sections.)** Sections 4-01-14, 6-01-21.4, 6-09-17, chapters 10-24, 10-25, 10-26, 10-27, and 10-28, sections 11-03-08, 11-05-16, 11-08-06, 11-08-08, 11-08-13, 11-09-28, 11-10-02, 11-10-06, 11-11-10, 11-19-08, 11-19-13, 11-19-14, 11-19-15, 11-19-19, 11-30-16, 12-45-01, 12-49-06, 12-53-13, 15-21-02, 15-39-16, 15-39-21, 15-39-32, 15-40-07, 15-40-19, 15-40-20, 15-44-02, 15-44-03, 18-03-03, 18-03-04, 18-03-05, 18-03-07, 18-03-08, 18-04-02, 18-04-03, 18-04-05, 18-04-06, 18-05-12, 18-05-13, 19-01-08, 19-05-08, 19-05-09, 19-05-10, 20-13-07, 20-14-08, 24-02-12, 24-02-13, 24-02-37, 24-07-22, subsection 5 of section 25-01-01, subsection 12 of section 25-01-01, the last sentence of section 25-04-01, sections 25-04-12, 25-05-01, 25-08-10, 25-08-11, 25-08-13, 25-08-14, 25-08-15, 25-08-16, 25-08-17, 25-08-19, 25-08-20, 25-08-21, 26-22-09, 27-07-02, 27-08-20, 27-18-01, 27-18-02, 27-18-03, 27-18-04, 27-18-05, 29-01-14, 29-05-07, 29-05-29, 29-05-31, 29-07-06, 29-07-25, 29-08-18, 29-29-06, 32-12-03, 32-12-04, 32-14-09, 32-22-18, 33-01-00.1, 33-01-01, 33-01-03, 33-01-04, 33-01-08, 33-01-09, 33-01-11, 33-01-12, 33-01-15, 33-01-16, 33-01-17, 33-01-19, 33-01-20, 33-01-21, 33-01-22, 33-01-23, 33-01-24, 33-01-25, 33-02-12, 33-03-05, 33-03-12, 33-04-17, 33-05-03, 33-05-04, 33-05-08, 33-05-12, 33-08-17, 33-09-01, 33-09-09, 33-09-12, 33-10-01, 33-10-03, 33-11-03, 33-11-05, 33-11-07, 33-11-09, 33-11-10, 33-11-11, 33-11-12, 33-11-13, 33-11-14, 33-12-01, 33-12-06, 33-12-12, 33-12-34, 33-12-41, 36-01-17, 36-01-18, 36-11-10, 36-11-11, 36-16-04, 36-16-05, 36-16-06, 36-16-07, 36-16-08, 36-16-09, 36-16-10, 36-16-12, 36-22-09, 37-06-02, 37-06-03, 37-06-06, 37-15-13, 37-15-15, 38-06-59, 39-03-08, 39-06-16, 40-05-07, 40-07-08, 40-14-01, 40-15-01, 40-18-01, 40-18-03, 40-18-05, 40-18-06, 40-18-07, 40-18-08, 40-18-09, 40-18-10, 40-18-11, 40-18-13, 40-18-14, 40-18-15, 40-18-16, 40-18-17, 40-18-18, 40-18-19, 40-20-05, 40-49-17, 42-01-07, 42-03-01, 42-03-03, 44-05-01, 44-08-09, 44-09-01, 44-11-12, 47-19-14, 47-19-37, 49-01-09, 50-06-14, 54-06-06, 54-06-08, 54-10-01, 54-10-02, 54-10-03, 54-10-04, 54-11-01, 54-11-02, 54-11-03, 54-12-07, 54-14-01, 54-14-02, 54-15-04, 54-15-05,



54-15-06, 54-15-08, 54-15-09, 54-15-13, 54-16-08, 54-16-09, 54-18-14, 54-23-06, 54-23-41, 54-27-03, 54-27-04, 54-27-05, 54-27-06, 54-27-07, 54-27-08, 54-27-09, 54-27-11, 54-27-14, 54-27-15, 54-27-15.1, 54-27-15.4, 54-30-16, chapter 54-44, sections 55-01-04, 55-01-07, 57-37-24, 57-45-08, 58-04-02, 58-04-10, 58-05-02, 58-05-05, 58-05-07, 58-07-03, 58-11-01, and 61-02-13 of the North Dakota Century Code are not effective until July 1, 1961.

**§ 2. Repeal.)** Sections 1-01-01.1, 1-01-01.2, 1-01-43, 1-02-33.1, chapters 4-03, and 4-04, sections 4-05-03.2, 4-05-08.2, 4-05-08.3, 5-01-24, 5-02-10, 5-03-18, 5-05-06, 5-05-18, 5-05-19, 6-03-29.1, 6-03-30, 6-03-75, 6-09-31, 10-04-20, 10-12-05, 10-13-09, 10-23-18, 10-23-19, 11-10-10.3, 11-10-10.4, 11-14-01, 12-21-08, 12-22-18, 15-03-14.1, 15-07-19, 15-08-18.2, 15-08-18.4, 15-08-18.5, subsection 14 of section 15-29-08, sections 15-36-03, 15-36-09, 15-36-14, 15-41-22, 15-56-01, 15-56-01.1, 15-56-02, 15-56-03, 15-56-04, 15-56-05, 15-56-06, 15-56-07, 15-56-08, 15-56-09, 16-17-18.2, 16-18-08, the first paragraph of section 19-02-14.1, sections 19-02-30, 19-02-31, 19-02-32, 19-02-33, 19-19-01, 20-01-04.2, 20-01-04.3, 20-05-02.2, 23-16-13, 23-20-01, chapter 24-A01, sections 24-01-24, 24-12-10, 24-13-11, 24-13-12, 24-13-13, 24-13-14, 25-05-12, 25-05-32, 26-22-40, 27-04-08.1, 28-02-02, 28-05-06, 28-06-11, 28-06-12, 28-06-13, 28-06-14, 28-06-15, 28-06-18, 28-07-21, 28-09-08, 28-12-11, 28-15-05, 28-15-06, 28-15-07, 28-15-08, 28-15-11, 28-28-04, 28-28-05, 28-28-08, 28-28-09, 29-26-22.3, 29-30-12, 29-30-17, 30-23-18, 30-23-19, 31-12-05, 32-15-03.1, 32-15-07, 32-15-08, 32-15-09, 32-15-10, 32-15-11, 32-15-12, 32-15-15, 33-04-05, 33-04-08, 33-04-09, 33-04-10, 33-04-12, 33-04-13, 33-08-03, 34-01-09.2, 34-01-09.3, 34-01-11, 34-06-21, 34-09-07, chapter 35-16, sections 35-24-23, 35-25-12, 36-01-20, 36-08-10, 36-09-21, 36-11-05, 36-11-05.1, 37-01-25.2, chapter 37-13, section 37-18-10, chapter 37-22, sections 38-04-05, 38-09-01.4, 39-06-41, 39-11-01.1, 39-16-33, 39-16-34, 39-16-35, 39-16-36, 39-16-37, 39-17-06.1, 40-05-01.2, 40-15-04, 40-22-41, 40-22-42, 40-23-07.1, 40-52-01, 41-02-24, 41-02-25, 41-17-15, 41-17-18, 43-09-24, 43-15-37, chapter 43-16, sections 43-19-17, 43-21-06, 44-01-15, 46-03-04, 47-04-13, 47-04-15, 47-04-16, 47-04-17, 47-04-18, 49-02-13, 49-02-19, 49-05-13, 49-15-05, 49-20-07, 50-01-11, 50-04-09, 50-07-40, chapter 51-03, sections 51-05-07, 51-05-12, 51-07-05, 51-07-06, 51-08-09, 51-08-10, 51-08-12, 52-01-05, chapter 52-07, sections 53-02-11, 53-02-14, 54-06-13, 54-15-15, 54-18-16, chapter 54-20, sections 54-23-44, 54-23-46, 54-23-47, 54-23-48, chapter 54-26, sections 54-27-09.1, 54-27-09.2, chapter 54-33, sections 57-15-06.1, 57-15-06.2, 57-15-25, 57-15-29, 57-15-29.1, 57-15-47, 57-40-15, 57-48-17, 58-05-17, 58-10-01, 58-10-02, 58-14-04, 61-21-59, 61-21-60, 61-21-61, 65-05-18, and 65-11-07 of the North Dakota Century Code are hereby repealed.

**§ 3. Delayed Repeals.)** Sections 6-01-21, chapters 10-08, 10-09, 10-10, and 10-11, sections 11-10-03, 40-18-02, 54-10-05,

54-10-06, 54-10-07, 54-10-08, 54-10-09, 54-10-11, chapter 54-13, sections 54-15-12, 54-15-14, 54-21-15, 54-21-16, 54-27-15.2, 58-10-01, 58-10-02, 58-14-04, and 65-02-10 of the North Dakota Century Code are repealed July 1, 1961.

§ 4. **Amendment.)** Section 46-04-18 of the North Dakota Century Code is hereby amended and reenacted to read as follows to correct an error which appears in the North Dakota Century Code:

**46-04-18. Secretary of State to Sell Certain Laws.)** Volumes of the laws of this state, excluding the North Dakota Century Code, shall be sold by the secretary of state to any person applying therefor at cost plus ten percent. All moneys received under the provisions of this section shall be paid over to the state treasurer and credited to the general fund.

§ 5. **Citations.)** All amendments of and additions to the North Dakota Century Code appearing in pocket part supplements shall be cited as sections of the North Dakota Century Code.

§ 6. **Emergency.)** This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its approval.

§ 7.) The North Dakota Century Code, together with chapter 13-03 thereof, which is a special pocket part supplement attached to Volume 3 of the North Dakota Century Code, is hereby enacted to read as follows:

Approved January 9, 1961.