
HEALTH AND SAFETY

CHAPTER 172

H. B. No. 542
(Legislative Research Committee)
(at the request of)
(The Department of Health)

FEES OF STATE REGISTRAR OF VITAL STATISTICS

AN ACT

To amend and reenact section 23-0205 of the North Dakota Revised Code of 1943, relating to fees of the state registrar of vital statistics.

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

§ 1. AMENDMENT.) Section 23-0205 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

23-0205. FEES OF STATE REGISTRAR.) The state registrar shall collect the following fees:

1. For a certified copy of a birth or death certificate, one dollar;
2. For a registrar's certificate of record of birth, one dollar; and
3. For filing a delayed registration of birth for any person twelve years of age and over, two dollars. This fee shall be collected in addition to the one dollar fee for registrar's certificate or certified copy.

Such fees shall be paid by the applicant to the state registrar, who shall keep a correct account thereof and turn the same over to the state treasurer.

Approved February 27, 1953.

CHAPTER 173

H. B. No. 648
(Fitch)

COMPENSATION OF COUNTY SUPERINTENDENT OF
PUBLIC HEALTH

AN ACT

To amend and reenact section 23-0305 of the North Dakota Revised Code of 1943, relating to the compensation of the County Superintendent of Public Health.

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

§ 1. AMENDMENT.) Section 23-0305 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

23-0305. COMPENSATION OF COUNTY SUPERINTENDENT OF PUBLIC HEALTH.) The county superintendent of public health shall receive such compensation as the board of county commissioners may determine.

Approved March 5, 1953.

CHAPTER 174

H. B. No. 592
(Lindberg of Stutsman and Heimes)

PRE-ARRANGED FUNERAL PLANS; PENALTY

AN ACT

Relating to payments made under pre-arranged funeral plans, and requiring the proceeds thereof to be deposited in a bank or trust company for the purposes intended under certain conditions; requiring banks to keep a record of deposit, and providing for penalty thereof.

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

§ 1. PAYMENTS ON PRE-ARRANGED FUNERALS TO BE DEPOSITED IN A BANK OR TRUST COMPANY UNDER CERTAIN CONDITIONS.) Whenever payments are made upon pre-arranged funeral plans to a funeral director, cemetery association or other person, for professional service or in payment of personal property to be used in funeral services, and such services or property are not immediately required, all payments made under the agreement shall be deposited within thirty days in a bank or trust company carrying federal deposit insurance and located within the state of North Dakota. Such funds may be released by the bank or trust company to the depositor upon the death of the person for whose benefit the funds were paid. A certified copy of the certificate of death shall be furnished to the bank or trust company as prima facie evidence of death. Such funds may be released by the bank or trust company to the person making such payment, prior to the death of the person for whose benefit the funds are paid, upon a five day written notice by registered mail made by the bank or trust company to the depositor at the request of the person making such payment.

§ 2. BANK SHALL KEEP RECORD OF DEPOSIT.) Any bank or trust company receiving such a deposit shall keep a complete record thereof, showing the name of the depositor, name of the person making payment, name of the person for whose benefit payment is made, and any other pertinent information.

§ 3. PENALTY.) Any person who shall violate any provision of sections 1 and 2 hereof shall be guilty of a misdemeanor.

Approved March 20, 1953.

CHAPTER 175

S. B. No. 115
(Duffy)MEETINGS OF DISTRICT BOARD OF HEALTH;
HEALTH FUND

AN ACT

To amend and reenact sections 23-1409 and 23-1411 of the North Dakota Revised Code of 1943, relating to meetings and organizations of district board of health, providing for election and bonding of treasurer, and authorizing disbursement of health district fund by the treasurer, and increasing the maximum mill levy.

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

§1. AMENDMENT.) Section 23-1409 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

23-1409. MEETINGS OF BOARD OF HEALTH.) The district board of health shall meet at least quarterly at the courthouse in the county seat of the county, and if two or more counties constitute the local health district the first meeting shall be held at the courthouse in the county seat of the larger county as determined by the most recent state and federal census. Subsequent quarterly meetings and special meetings shall be held at a place to be determined by the board, with the thought of rotating the meeting place among the various counties of the district. At the first meeting after their appointment, and annually thereafter, the members of the board shall organize by electing a president, a treasurer, and such other officers as they deem necessary. The treasurer shall be bonded in an amount to be fixed by the board. Upon his appointment and qualification, the district health officer shall be, ex officio, the secretary of the board and shall keep such records and make such reports as may be required by the board and by the state department of health. The office of secretary and treasurer may be combined.

§ 2. AMENDMENT.) Section 23-1411 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

23-1411. HEALTH FUND; HOW PROVIDED.) All salaries, mileage, compensation, and expenses provided for herein shall be paid as the salaries, mileage, compensation, and expenses of other county officers now are paid, out of a health district fund as follows:

1. The district board of health, as provided in this chapter, shall prepare a budget for the next fiscal year at the time at which and in the manner in which a county budget is adopted and it shall be submitted to the joint board of county commissioners for approval. The amount budgeted and approved shall be prorated, in health districts composed of more than one county, among the various counties in the health district according to the assessed valuation of the respective counties comprising the said health district, and shall be certified by the district health board to the respective county auditors of such counties within ten days thereafter, and shall be included in the levies of such counties. The amount called for in the budget shall not exceed the amount which can be raised by a levy of three-fourths mill on the assessed valuation. Such levy shall not be subject to the limitation on county tax levy for general and special county purposes, and the amount derived therefrom shall be placed in a special health fund. The health fund shall be deposited with and disbursed by the treasurer of the district board of health, and all counties comprising the health district shall remit and make settlements with such treasurer quarterly. Any funds remaining at the end of any fiscal year may be carried over to the next fiscal year;
2. All claims against the district health fund shall be audited by the district board of health, and shall be paid from the district health fund by the treasurer upon order of the district board of health.

Approved March 12, 1953.

CHAPTER 176

S. B. No. 116
(Nordhougen, Streibel, Duffy)

LICENSING OF MEDICAL HOSPITALS

AN ACT

To amend and reenact section 23-1601 of the 1949 Supplement to the North Dakota Revised Code of 1943.

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

§ 1. AMENDMENT.) That section 23-1601 of the 1949 Supplement to the North Dakota Revised Code of 1943 be, and the same is hereby amended and reenacted to read as follows:

23-1601. LICENSURE OF MEDICAL HOSPITALS.) After July 1, 1947, no person, partnership, association, corporation, county or municipal corporation, or agency thereof, which maintains and operates organized facilities for the diagnosis, treatment and/or care of two or more non-related persons suffering from illness, injury, or deformity, or where obstetrical or other care is rendered over a period exceeding twenty-four hours shall be established, conducted, or maintained in the state of North Dakota without obtaining annually a license therefor in the manner hereinafter provided in sections 11 and 12 (23-1602 and 23-1603). Hospitals maintained and operated by the state board of public welfare such as those for the aged and infirm and those for unmarried mothers and chiropractic hospitals and sanatoriums (and emergency or transfer beds not to exceed four in number attached to and forming a part of the office of a licensed medical doctor) are not required to obtain a license under this Act (chapter). In the case of hospitals maintained and operated by the state or in the case of homes licensed by the state board of public welfare, the state department of health shall have the responsibility of inspecting, rendering consultation service, and making recommendations on phases of hospital administration covered in the standards promulgated by the health council.

In the case of emergency or transfer beds attached to and forming a part of a licensed medical doctor's office the state department of health shall have the right of inspection.

Approved March 14, 1953.