

PUBLIC UTILITIES

CHAPTER 315

H. B. No. 770
(Wheeler)

PUBLIC SERVICE COMMISSION CHARGES FOR COPIES AND RECORDS

AN ACT

To amend and reenact section 49-0115 of the North Dakota Revised Code of 1943 relating to charges for copies and records determined by the public service commission.

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

§ 1. Amendment.) Section 49-0115 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

49-0115. Charges For Copies And Records Determined By The Public Service Commission.) The commission shall determine and fix all charges for furnishing copies, records, reports and evidence. All fees charged and collected under this section, except those for transcripts of evidence which shall be paid to the person preparing such transcripts, shall be paid into the general fund of the state treasury.

Approved March 13, 1957.

CHAPTER 316

H. B. No. 663
(Wheeler)

MOTOR CARRIER PERMITS AND CERTIFICATES

AN ACT

To amend and reenact section 49-1826 of the North Dakota Revised Code of 1943 relating to certificates and permits of motor carriers.

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

§ 1. Amendment.) Section 49-1826 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

49-1826. Certificates And Permits; Duration; Transfer.) Certificates and permits issued to carriers by the commission under this chapter shall remain in force and effect subject to the regulatory and annual fee provisions of said chapter, and subject to all limitations and requirements thereof. Such certificate or permit shall be transferable only upon approval by the commission, after opportunity for hearing, giving notice to all interested parties.

Approved March 13, 1957.

CHAPTER 317

H. B. No. 786
(Committee on Appropriations)

AUTO TRANSPORTATION FUND FEES

AN ACT

To amend and reenact section 49-1842 of the North Dakota Revised Code of 1943 relating to the auto transportation fund.

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

§ 1. Amendment.) Section 49-1842 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

49-1842. Auto Transportation Fund.) All fees collected by the commission, under the provisions of this chapter, shall be paid into the state treasury monthly and shall be credited to the general fund for the purpose of defraying the general expenses of the state government.

Approved March 7, 1957.

CHAPTER 318

S. B. No. 40

(Legislative Research Committee)

PATROL TO ENFORCE MOTOR CARRIER LAWS

AN ACT

To amend and reenact section 49-1845 of the North Dakota Revised Code of 1943 relating to the enforcement of motor carrier laws, and making an appropriation.

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

§ 1. Amendment.) Section 49-1845 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

49-1845. Enforcement Of Chapter; Appointment Of Additional Highway Patrolmen.) Any peace officer of the state may make an arrest for any violation of this chapter, and the state's attorney of the county wherein such offense was committed shall prosecute the same. The highway patrol shall enforce the provisions of this chapter in any part of the state. Upon written request of the commission or the highway patrol, the attorney general shall prosecute or assist in the prosecution of any person alleged to have violated any provision of this chapter, or any rule laid down by the commission thereunder. The commission, together with its officers and employees and the highway patrol, shall assist in the enforcement of this chapter and shall institute, or cause to be instituted, prosecutions for the violation of any of the provisions hereof.

§ 2. Appropriation.) There is hereby appropriated out of any moneys in the general fund, not otherwise appropriated, the sum of eighty thousand dollars, or so much thereof as may be necessary, to the state highway patrol to compensate the highway patrol for assuming the enforcement of chapter 49-18 of the North Dakota Revised Code of 1943 for the biennium

beginning July 1, 1957, and ending June 30, 1959. The superintendent of the state highway patrol is authorized to appoint additional patrolmen, not to exceed five, to aid in the enforcement of chapter 49-18 of the North Dakota Revised Code of 1943.

Approved March 15, 1957.

CHAPTER 319

S. B. No. 61
(Wadeson)

PARTY LINE SURRENDER

AN ACT

Providing that subscribers of a party line telephone circuit shall surrender the use of such party line in case of emergency; providing that distributors of telephone directories shall print notice thereof in all directories issued by them, and providing a penalty.

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

§ 1. **Definitions.**) In this Act unless the context or other subject matter otherwise requires

1. "Party line" shall mean a subscribers' line telephone circuit, consisting of two or more main telephone stations connected therewith, each station with a distinctive ring or telephone number.
2. "Emergency" shall mean a situation in which property or human life are in jeopardy and the prompt summoning of aid is essential.

§ 2. **Party Line; Refusal To Surrender; Emergency.**) It shall be unlawful for any person willfully to refuse to yield or surrender the use of a party line to another person when such party line is needed by such other person requesting it for the purpose of permitting such other person to report a fire or summon police, medical or other aid in case of emergency. It shall also be unlawful for any person willfully to ask for or request the use of a party line on the pretext that an emergency exists, knowing that no emergency in fact exists.

§ 3. **Distributors Of Telephone Directories To Print Notice Therein.**) On and after the effective date of this Act, every telephone directory distributed to the members of the general

public in this state or in any portion thereof which lists the calling numbers of telephones of any telephone exchange located in this state shall contain a notice which explains the offenses provided for in section one of this Act, such notice to be printed in type which is not smaller than any other type on the same page and to be preceded by the word "warning" printed in type at least as large as the largest type on the same page. The provisions of this Act shall not apply to those directories distributed solely for business advertising purposes, commonly known as classified directories, nor to any telephone directory first distributed to the general public prior to the date specified above.

§ 4. Penalty.) Any person who shall violate any of the provisions of this Act shall be guilty of a misdemeanor and shall be punished by a fine of not less than fifty dollars nor more than one hundred dollars, or by imprisonment in the county jail for not less than ten days nor more than thirty days, or by both such fine and imprisonment.

Approved March 6, 1957.