

NEW STATE LAWS

ENACTED BY THE RECENT LEGISLATURE AND SIGNED BY GOVERNOR.

THREE MEASURES ARE VETOED

Complete Digest of the Bills Passed by the Thirty-first Session of the Nebraska Legislature Which Have Become Laws.

The thirty-first session of the Nebraska legislature passed 203 acts, 124 of them originating in the house and seventy-nine in the senate. Two senate bills and one house bill were vetoed by Governor Shallenberger. The senate bills which failed to receive executive approval were No. 355, Brown's indeterminate sentence act and No. 174, an irrigation bill by Raymond. The house measure vetoed was No. 60, by Gates, to allow the licensing of saloons within two and one-half miles of military posts. A complete digest of the bills passed and signed follows:

House Bills.

41, by Clark—Appropriates \$20,000 for legislative expenses.
42, by Clark—Appropriates \$80,000 for legislative salaries.
29, by Begole—Appropriates \$3,600 for the purchase of 400 copies of Cobbe's statutes.
79, by Skeen—Joint resolution memorializing congress to place a clock on the federal building in Lincoln.
103, by Clark—Appropriates \$600 for deficiency in governor's office.
181, by Clark—Appropriates \$16,000 for penitentiary deficiency.
129, by Leidigh—Charter for cities of 5,000 to 25,000 population, providing that franchises may be granted only upon a majority vote of the electors.
1, by Humphrey—Oregon plan for electing U. S. senators. Candidates for legislature may pledge or refuse to pledge themselves to vote for the candidate receiving the highest popular vote and the fact that they have pledged or refused to pledge themselves shall be printed on the ballots.
90, by Carr—Commission merchants required to secure license from state food commissioner upon payment of \$10 and give bond for \$2,000.
80, by Dolezal—Prohibits sale of fire crackers over five inches long, blank cartridge revolvers or blank cartridges. Effective January 1, 1910.
19, by Griffin—Election officers to be appointed fifteen days prior to date of primary and serve one year.
49, by Thomas—Establishes a police relief fund for Omaha.
73, by Taylor of Custer—School district moderator may administer oath to other members of board.
76, by Katonc—Separates engineering school from school of agriculture in state university.
89, by Hadsell—Requires binding twine to be labelled with name of manufacturer or importer, number of feet to the pound, material, tensile strength, date of manufacture and percentage of oil.
110, by Fries—Precinct officers not to be nominated by primary.
132, by Barrett—Appropriates matriculation fees of Kearney normal school for purchase of books and library supplies for the school.
170, by Moore—Curative act for weight per bushel statute.
201, by Case—Appropriates 90 per cent of the university 1-mill levy and \$30,000 of delinquent tax collections.
36, by Henry—Appropriates \$20,000 for statute of Lincoln.
47, by Young—Empowers village boards to appoint truant officers.
127, by West—Stallions for public breeding must be registered with professor of animal husbandry of state university, otherwise they must be advertised as "grade stallions."
140, by Killen—Packages of paint must be labelled with percentage of each ingredient, liquid and solid, the quantity in gallons or fraction thereof and name of manufacturer.
13, by Taylor of York—County judge may extend time for payment of debts to estates six months at a time but not to exceed three years.
12, by Taylor of York—County judge may pay to his successor funds received by him for heirs who have not been found.
22, by Talcott—Parties charged with crime and are found to be insane shall be committed to an asylum and detained there until discharged by due process of law.
27, by Taylor of Hitchcock—Prohibits dealers in grain, lumber or other commodities from paying a higher price or selling at a lower price in one place than in another, freight considered, for the purpose of injuring a competitor.
34, by Sink—Hotels must air mattresses once in three months; top sheet must be ninety-nine inches long; individual towels must be furnished guests; water closets in house in towns where there are water works and sewers.
99, by Bushee—The proposition to re-survey a county may be submitted upon a petition by 20 per cent of the voters. Majority vote carries the proposition.

137, by Chase—If a majority of cattle and horse owners in a county petition the county board a county stock inspector shall be appointed to inspect all stock shipped except to Chicago, Kansas City, Omaha and Sioux City. Fee, 10 cents per head for horses; 4 cents for cattle.
10, by Taylor of York—Fixes fees of county judges.
11, by Taylor of York—County judge shall keep a probate record, fee book, general index to probate records and index to wills deposited.
357, by Hospodsky—Appropriates \$10,000 for a barn, horses, harness, wagons and carriage for Kearney industrial school.
39, by Kelley—Appropriates \$3,000 to re-imburse old soldiers for pension money taken by board of public lands and buildings.
70, by Case—Requires professional nurses to be graduates of training school and be registered. The board of health to appoint three secretaries who will conduct the examinations, applicants to pay a fee of \$5.
114, by Carr—Appropriates \$15,000 for an agricultural experiment station to be located in Sioux, Dawes, Box Butte, Sheridan, Cherry, Keya Paha, Brown or Rock county.
126, by Hector—Appropriates matriculation fees of the Peru normal school for purchase of books and library supplies for the school.
158, by Bushee—Proceedings for the issuance of irrigation bonds may be confirmed by district court upon application of the board of directors or bond holders.
235, by Clark—Increasing the salary of deputy secretary of state to \$1,800 per year.
149, by Carr—County superintendent may divide and attach to other districts any district in which no school is held.
128, by Lawrence—State military code.
159, by Kuhl—Amendments to primary law. County committeemen shall be selected by delegates to county convention, who shall also select delegates to state convention. State convention to be held last Tuesday in July at place designated by committee. It will formulate platform and select state committee.
214, by Skeen—Precinct or township assessors to be elected every two years. In every village or city having 1,000 population a city assessor shall be elected, and in cities of 4,000 or more population a district assessor shall be elected for each 4,000 or fraction.
215, by Skeen—Changes title of deputy assessor to precinct assessor. Provides that the average capital of grain broker shall include that invested in grain at time of assessment, which shall not be considered tangible property.
228, by Griffin—Subjects persons obstructing drainage ditch or water course to fine of \$50 and damages.
423, by Banking Committee—The deposit guarantee law.
112, by Fries—Allows county boards to levy a special emergency bridge tax of 1 mill.
131, by Bowman—Prohibits the coercion of any voter at any primary, caucus, convention or election by threatening his discharge or to close place of business in case of the success or failure of any candidate or party. Penalty, \$100 fine or forty days in jail or both.
227, by Gates—Appropriates \$3,000 for improvements at the South Bend fish hatchery.
242, by McVicker—Treasurers of political committees shall file with county clerk 15 days before election all campaign contributions of \$50 or more and shall continue to report such contributions of \$50 or more within two days of election. Treasurers must file within twenty days a statement of all receipts and how expended; shall not receive more than \$1,000 from one person and everyone giving \$250 or more must file a statement of same with county clerk.
270, by Blystone—Appropriates \$1,000 for furniture for G. A. R. room at state house.
369, by Fish and Game Committee—Appropriates \$2,000 for the Cherry county fish hatchery.
397, by Taylor of Hitchcock—Appropriates \$525 for re-survey of Fifth guide meridian in Dundey county.
123, by Bushee—Appropriates \$75,000 to aid weak districts in maintaining five months' school.
203, by Killen—Provides for an additional deputy oil inspector. Kerosene must stand a gravity and color test. Specific gravity must be 46 degrees at 60 degrees temperature, except that coming from Kansas, Colorado or Oklahoma, which must test 42 degrees specific gravity at 60 degrees temperature. All gasoline must test 62 degrees specific gravity at 60 degrees temperature. Oils coming from above states must have container stamped with name of state.
57, by Begole—Appropriates \$70,000 for two new buildings at Beatrice institute for feeble minded.
33, by Armstrong—Appropriates \$50,000 for wing for normal school building at Kearney.
150, by Thomas—Fixes salary of bailiffs in district court in Douglas county at \$1,200 per year.
189, by Skeen—Appropriates \$40,000 for an administration building and to complete library building at Peru normal school.
236, by Miller—County boards to pay for blanks for county superintendent, who shall furnish each district with the course of study prescribed by state superintendent.
254, by Smith—School trustees may submit question of making levy or

not to exceed 10 mills for a special fund for building. Majority of voters at annual meeting to decide.
533, by Wilson—National banks may reorganize and take advantage of guarantee law or may take advantage of same when allowed to by act of congress or decision of federal court.
4, by Evans—Railroad companies must supply good cars for transportation of grain and must load same without discrimination.
18, by Bushee—Appropriates \$5,000 for an agricultural experiment station west of the 102d meridian.
19, by Stoecker—One member of the Omaha school board to be elected from each ward.
144, by Taylor of Hitchcock—Dormant judgments cannot be revived after ten years.
179, by Bushee—State board of irrigation may appoint ditch superintendent to measure water and supply those entitled to same to their pro rata share.
246, by Connolly—Firemen in metropolitan and first class cities who have served twenty-one years to receive pension equal to one-half of salary at time of retirement, not less than \$50 per month.
374, by Clark—Trains on main lines must carry engineer, fireman, conductor and flagman; trains having less than five cars may run with a crew of four. Main line trains running 100 miles or more shall carry three brakemen.
391, by Clark—Provides that the permanent school fund may be invested in Nebraska municipal bonds.
86, by Leidigh—Supreme court shall pay the treasury all fees collected. He shall receive a salary of \$4,000 per year and the deputy clerk and deputy reporter shall receive \$2,500 per year each.
136, by Bowman—Hogs dying of cholera must be burned at once. Penalty, \$10 fine.
168, by Bushee—Judges in vacation may give permission for service by publication if place of residence of defendant is unknown to plaintiff.
198, by Raper—Requires county boards to provide metal markers for graves of soldiers when petitioned to do so by five freeholders.
286, by Talcott—Provides that the governor shall at once appoint a new normal school board of five, the state treasurer and superintendent being ex-officio members. Board has control of state and junior normals.
322, by Pool—Counties to provide for indigent consumptives, vaccine therapy treatment at hospitals, cost not to exceed \$10 per week each.
247, by Scheele—Provides that where tile drains have been in use for ten years the right of use shall be in the owner of the land drained regardless of ownership of land through which drain passes.
287, by W. Z. Taylor—Misdemeanor to leave animals tied on the street in cold for two hours or more or to pick live fowls. Penalty, fine of \$5 to \$50.
385, by Pool—Increases pay of sheriffs in counties of 6,000 to 16,000 population to \$3,200 per year.
125, by Holmes—Mayor of Omaha to appoint a fire warden at \$1,500 per year.
509, by Humphrey—Legalizes Nebraska Corn Improvers' Association and appropriates \$2,000.
418, by E. A. Brown—Empowers Sherman county to pay W. T. Gibson \$512 for bridge work done by him.
66, by Wilson—Grand jury to be called for first day of first term of court each year.
271, by Young—Appropriates \$18,000 for permanent improvements at Norfolk asylum.
153, by Taylor of Custer—Commissioner of public lands and buildings to appoint deputy surveyors to settle disputes.
359, by Bates—Governor, auditor and secretary of state to constitute printing board; governor to appoint secretary.
499, by Groves—Governor in July, 1909, to appoint four secretaries of the board of health and a state health inspector.
515, by Connolly—Persons convicted of non-support may give bond to provide for family.
419, by Brown of Sherman—Empowers Sherman county to pay W. T. Gibson \$566 for bridge work.
172, by Shoemaker—Joint resolution for constitutional amendment providing that foreign born males shall complete their citizenship within five years after making declaration of intention or lose the right to vote.
202, by McVicker—Authorizes county boards to issue drainage bonds.
512, by claims committee—Governor, auditor and attorney general shall investigate surety and fidelity companies and fix maximum rates for bonds, effective July 1, 1909.
26, by Sink—Hotels, lodging houses, theatres and other public buildings two or more stories high must have outside fire escapes.
98, by Botts—Public roads which have been used for ten years can only be vacated with the consent of majority of voters residing within five miles of road.
263, by Eastman—Upon petition of one-fourth of the voters, county board shall submit the proposition to make 5 mill levy for not to exceed five years to build court house or jail. Majority vote carried proposition.
9, Taylor of York—County boards made divide county into road districts, but no such district shall be in more than one voting precinct.
139, by Pilger—Appropriates \$90,000 for the purchase of the Wayne normal school.
192, by West—Allows railroads to

furnish free transportation for members of families of employees who die in the service.
245, by McVicker—Village board to consist of the clerk, assessor and justice of the peace receiving the highest vote.
372, by Griffin—County board required to furnish supplies for county surveyors.
72, by Brown of Lancaster—Governor shall appoint a chief deputy fire commissioner at salary of \$2,000 per year and two deputies at \$1,500. They shall investigate and report on all fires and may inspect buildings and require improvements in conditions. Department to be supported by an additional tax of 1 1/2 per cent on gross premiums of insurance companies.
232, by Chase—Appropriates \$35,000 for a normal school in Sixth congressional district.
233, by Baker—Annual town meetings shall be held on the first Tuesday in March.
273, by Hospodsky—Changes the Nebraska institute for Deaf and Dumb to Nebraska School for the Deaf.
69, by Taylor of Custer—School districts unable to maintain nine months school need not pay tuition of resident pupils attending high school in another district.
83, by W. J. Taylor—Damages caused by laying out, discontinuing or opening a county road shall be paid from the general fund.
130, by Krous—Provides for uniform warehouse receipts. The National Bankers' Association's uniform warehouse bill.
163, by Nettleton—The attorney general shall consult and advise with county attorneys in criminal matters arising in their counties and shall give advice to state officials. He may request the assistance of county attorneys in district and supreme court in matters arising in their counties.
171, by Gerdes—The state auditor may refuse to issue or may revoke license for insurance agent.
224, by Noyes—Buffalo, carp and catfish may be seized with two-inch mesh net from June 1 to November 1, seiner to pay deputy game warden \$2 for license and give bond for \$100. Open season for squirrels from October 1 to November 20. No open season for quail, ducks and geese, September 15 to April 5.
284, by Henry—Prohibits the sale of liquor to Indians, whole or mixed blood.
358, by Wilson—Maximum rates for transportation of crude petroleum and fuel oil.
463, by Clark—Current expense appropriation bill.
465, by Clark—Salary appropriation bill.
464, by Wilson—Creates a board of examiners for public accountants, consisting of the state auditor and two to be appointed by the governor. Those passing the examination to be known as certified public accountants.
468, by Broderick—Appropriates \$50 for a building at the school for the deaf in Omaha.
474, by Connolly—The board of dental secretaries shall issue license to licentiates from other states upon payment of a fee of \$25.
478, by Byland—Repeals wolf bounty law.
486, by Smith—Bleaching of flour with nitrogen peroxide is not adulteration. Packages of dairy products, the products of wheat, corn or oats, sugar, syrup and molasses, lard or lard substitutes, dried or preserved fruits must be branded on the outside with the net weight or volume.
514, by Snyder—Applications for pardon shall not be made oftener than once yearly and hearings on such applications shall be granted at the discretion of the governor.
516, by committee on deficiencies—Deficiency appropriation bill.
529, by Snyder—Miscellaneous claims appropriation bill.
578, by Pool, at request of the governor—Common carriers or public service corporations forbidden to issue stocks, bonds, or notes running more than one year without permission of state railway commission. Such evidence of indebtedness can only be issued for the purpose of acquiring property, construction, completing extensions or improving facilities, improvement or maintenance of its service or the discharge or refunding of its obligations.

SENATE BILLS.

117, by Randall—State depository banks may deposit as security for public funds, real estate mortgages or municipal bonds.
122, by Randall—County depository banks may deposit as security for public funds, real estate mortgages or municipal bonds.
133, by Ollis—State railway commission to make physical valuation of all steam railroads, telegraph, telephone and express companies and the transportation facilities of stock yards companies.
191, by Brown—Husband charged with wife or child desertion may be discharged upon payment or giving bond for the payment of from \$200 to \$1,000.
275, by Bartos—Makes it a felony to steal journal brasses from a car or engine or tamper with electrical signal devices. If death results murder may be charged.
283, by Wiltsie—Unlawful to sell liquor between 8 o'clock p. m. and 7 o'clock a. m. or on a primary election day.
288, by Banning—Railways required to mow weeds on right of way before seed time. Otherwise the work shall be done by the highway overseer and costs taxed to the company.

390, by Klein—Cities of the second class may issue bonds for water-works and sewer construction upon the affirmative vote of three-fifths of those voting on the proposition.
340, by Majors—Makes proceedings of G. A. R. department of Nebraska a part of the state military archives and provides that they shall be printed by the state.
350, by Miller—Governor shall appoint three commissioners to have charge of the home for the friendless, which shall be known as the state school. This board shall select an agent at \$1,500 per year, whose duty it shall be to find homes for the children sent to the school. If sufficient number of free homes cannot be found for all, state may pay \$2 per week board in families.
386, by Howell—Where no inquest is held coroner to receive \$5 for viewing dead body and \$5 for taking same to the morgue.
394, by Laverty—County boards shall establish public roads on either side of drainage ditches when petitioned to do so by a majority of the owners of the land adjoining ditch.
136, by Howell—Joint resolution memorializing congress to issue \$500,000,000 of 2 per cent bonds for improvement of rivers and harbors.
50, by Ransom—Repeals act making the county comptroller of Douglas county ex officio comptroller of Omaha.
44, by Ransom—Regulates issue of bonds by city of Omaha.
15, by Tanner—Governor to designate papers in which proposed constitutional amendments shall be published.
159, by Miller—Prohibits fraternities in high schools and empowers boards to expel students who belong to such organizations.
93, by Randall—Cities may condemn land for park purposes.
26, by Fuller—Empowers deputy assessors to administer oaths.
89, by Ransom—District court may grant to guardian right to mortgage real estate of a minor for the benefit of the latter.
52, by Miller—Blackmail or extortion made a felony; three years in the penitentiary or a fine of from \$200 to \$500.
65, by King—District clerk shall return divorce statistics to state board of health annually.
66, by King—County judge shall return marriage statistics to state board of health annually.
120, by Miller—Applicant for divorce must have lived in state at least one year unless marriage occurred in Nebraska and residence has been continuous since. Where cause of action arose outside of state two years residence are required before petition can be filed. Decree not to become final until six months after being entered.
13, by Tibbets—Acknowledgments of deeds in other states must be in accord with the law of such state or of Nebraska.
149, by Bartos—Cities of the second class having more than 1,500 inhabitants may adopt village form of government by a majority vote, the question to be submitted when petitioned for by one-fourth of the legal voters.
1, by Howell—Omaha charter bill.
315, by Howell—Provides a retiring pension fund for teachers in Omaha public schools.
16, by Tanner—City treasurer of South Omaha to be ex officio county treasurer to collect taxes.
241, by committee of drainage—Drainage districts may borrow money for five years when authorized by the board of directors; they may dissolve upon a three-fifth vote of the members; may enlarge when petitioned by one-fourth of the land owners in the new territory and upon a majority vote of those in the district; may overlap and the land be assessed in both districts. They may go beyond their bonds for an outlet which may be purchased or condemned.
58, by Ollis—Trains carrying live stock must have caboose which must be supplied with toilet closets.
95, by Wiltsie—Freight damage claims against railroads must be settled within sixty days, or if the shipment was an interstate one, within ninety days. Otherwise claimant may collect 7 per cent interest, penalty of \$50 and attorney fee.
271, by Buhrman—Quieting title to lots sold by Howard county more than ten years ago.
71, by Banning—Reciprocal demurrage act. Freight must be moved at least sixty miles per day; penalty \$1 per day per car. Cars must be furnished promptly or penalty be paid.
18, by Ransom—Governor to appoint board of osteopathy of five members to examine applicants for registration and license.
163, by Buck—Cider vinegar must contain 1 6-10 per cent cider vinegar solids.
176, by Miller—Conveying to the city of Lincoln title to block No. 29, Lincoln.
263, by Cain—Allows a supplemental assessment to pay drainage bonds.
264, by Cain—Curative of drainage act, article 4, chapter 89, compiled statutes.
94, by Randall—Party to suit may designate paper in which notices are to be published.
123, by Volpp—Mutual benefit companies may pay annuity equal to one-tenth of the face of the policy to members who have reached the age of seventy, same to be deducted from amount finally paid.
134, by King—District judge may investigate record of persons found guilty of felony. If first offense he may defer sentence and parole of fender from term to term for no less

a length of time than the maximum sentence would amount to and if the parole is not broken may then be discharged.
152, by Miller—Requests the board of regents to establish a school of citizenship in the state university whenever deemed advisable by them.
260, by Banning—Governor to appoint an assistant dairy inspector at \$1.50 per year.
262, by Banning—Provides for the branding of milk and cream cans and bottles and prohibits the use of such branded containers by any but the owner.
408, by Ransom—Cures defect in Omaha charter bill.
115, by Myers—Makes it unlawful to lower or divert the water of any lake of twenty acres area and requiring permission from the state board of irrigation to drain any natural lake.
137, by Buhrman—Prohibits taking any part of the pension of an inmate of a soldiers' home or considering the amount of such pension in determining qualifications for admission.
143, by Bartos—Requires railroads to connect their depots with local telephone exchange.
164, by Bodinson—Board of public lands and buildings may lease and gravel rights on school lands.
345, by Bartos—Limits liability of hotel keepers to \$200 for valuables lost; trunks and contents, \$150 each; valises and contents, \$50 each; package, \$50. Hotel keepers shall have lien on baggage of guests which shall be exempt from other attachment.
101, by Tanner—South Omaha charter.
3, by Buck—Funds deposited in a bank in the name of two or more persons may be paid to either or the survivor, in the due course of business.
10, by King—All corporations except banks, insurance companies and building and loan associations shall pay an annual tax of from \$5 to \$200.
28, by Fuller—State board of equalization must give notice to county officials of intention to raise the assessed valuation of such county.
51, by Bartos—Increases the salary of the county attorney of Douglas county to \$4,000 per year.
81, by Randall—Prohibits being intoxicated or drinking liquors on railroad trains after being told by conductor to desist. Conductor may remove passenger who refuses to desist, at first stopping place, giving him order for return of price of unused transportation.
100, by Donohue—All candidates for supreme, district or county judge, for regents of the state university, state and county superintendent to be nominated by petition only and names to be printed on a separate ballot, marked "Non-partisan ballot." No party may endorse or criticize such candidate and no person holding such office shall be a candidate for any office requiring a party nomination.
109, by Ollis—Amends primary election law. Names of candidates must be rotated. Candidates of all parties shall be printed on the same ballot, side by side. If an elector votes for candidates in more than one column his ballot will be thrown out. Precinct committeemen to be elected at the primary and they to select the county chairman.
140, by Randall—State food commissioner may inspect and enforce cleanliness and sanitary conditions in hotel and restaurant kitchens and other places where food is prepared or stored.
156, by Bartos—Incorporates certain Bohemian fraternal societies.
175, by Raymond—Providing for the refunding of irrigation bonds.
193, by Brown—Cities of the second class having less than 5,000 population may park and pave streets and charge cost to abutting property.
196, by Ransom—Fee bill for clerks of district courts.
225, by Howell—All insurance contracts written by companies licensed in the state must be signed by a resident agent.
247, by Raymond—Prescribes procedure for the issue of irrigation bonds and requires annual reports by irrigation districts to the state board of irrigation.
255, by Randall—Railroads which interest each other must build transfer switches and platforms.
284, by Brown—Allows county attorney of Lancaster county to expend \$500 annually for detective work.
325, by Raymond—Requires the proceedings of irrigation boards to be published in a paper of general circulation in the district.
330, by Miller—Street railway companies may extend their lines ten miles into the country and may acquire interurban lines for that distance.
339, by Ollis—Gasoline motor trains must carry two motormen; must have two toilet closets and a smoking compartment.
302, by Miller—Stock insurance companies must deposit with the state auditor securities to the value of their policies, not to exceed \$100,000.
304, by Brown—A village of 1,500 or more population shall be one school district and come under the provisions of the law now relating to incorporated places of the same size.
314, by Howell—Repeals law creating county comptroller for Douglas county.
218, by Miller—Stamps bought for use of state to be perforated with the letters, "NEB." Use of such stamps for private use forbidden.
321, by Tibbets—Legalizes contracts made by foreign real estate loan companies which have no agent in the state.
348, by Ganmill—Precincts, townships, cities of the second class, and villages, may vote bonds in aid of electric railroads.