

TITLE 67
STATE GOVERNMENT AND STATE AFFAIRS

CHAPTER 34
CIVIL STATE DEPARTMENTS -- AMENDMENTS AND REPEALS

67-3401. OFFICES ABOLISHED. The following offices, boards, commissions, arms and agencies of the state government heretofore created by law, are hereby abolished: state board of agriculture and its officers, director of farm markets, state board of horticultural inspection and its officers, state horticultural inspector and his deputies, state bee inspector and his deputies, state livestock sanitary board and its officers, state veterinary surgeon and his assistants, state recorder of brands, state sealer of weights and measures and his deputies and assistants, fish and game warden and his deputies, state banking department, state bank commissioner and his deputies, board of appeal from decisions of bank commissioner, insurance department of state, insurance commissioner and his deputy, state insurance manager, state examiner and his deputy, state depository board and its secretary, commissioner of immigration, labor and statistics, state highway commission and its secretary, state board of medical examiners and its officers, state board of dental examiners and its officers, board of osteopathic examination and registration and its officers, state board of examiners in optometry and its officers, board of pharmacy and its officers, state board of examination and registration of graduate nurses and its officers, examining committee of the state board of health for the examination of embalmers, Idaho state board of veterinary medical examiners and its officers, state board of accountancy, state board of examiners of architects and its officers, state board of examining surveyors and its officers, board of directors of Northern Idaho Sanitarium, its president and secretary, board of directors of Idaho state sanitarium, its president and secretary, board of trustees of soldiers' home, its chairman and secretary, state board of health and its secretary, bureau of vital statistics, state registrar of vital statistics, assistant state registrar of vital statistics, dairy, food and sanitary inspector and his deputies, state chemist, state highway engineer and other employees of state highway commission, trustees of capitol building, Heyburn Park board of control, state engineer, register of state board of land commissioners.

[(67-3401) 1919, ch. 8, sec. 38, p. 43; C.S., sec. 351; I.C.A., sec. 65-3301.]

67-3402. DEPARTMENT OF COMMERCE AND INDUSTRY ABOLISHED -- DUTIES TRANSFERRED. The department of commerce and industry is hereby abolished and the duties thereof transferred to the department of finance. The office of commissioner of commerce and industry is hereby abolished and the duties thereof transferred to the commissioner of finance.

[(67-3402) 1921, ch. 104, sec. 1, p. 233; I.C.A., sec. 65-3302.]

67-3403. DEPARTMENT OF COMMERCE AND INDUSTRY -- TRANSFER OF RIGHTS, POWERS AND DUTIES TO DEPARTMENT OF FINANCE. All the rights, powers and duties which have heretofore been vested in or exercised by the department of commerce and industry or any officer thereof and all rights, powers and duties which may be imposed upon said department of commerce and industry or

any officer thereof by any law passed at this session of the legislature are hereby vested in and shall be exercised by the department of finance. Every act done in the exercise of such rights, powers and duties by the department of finance shall have the same legal effect as if done by the department of commerce and industry or its officers. Every person shall be subject to the same obligations and duties with respect to all laws to be administered by the department of finance under this act and shall have the same rights arising from the exercise of such rights, powers and duties as if such rights, powers and duties were exercised by the department of commerce and industry or its officers. Every person shall be subject to the same penalty or penalties, civil or criminal for failure to perform any such obligation or duty or for doing a prohibited act as if such obligation or duty arose from or such act were prohibited in the exercise of such right, power or duty by the department of commerce and industry. Every officer and employee shall for any offense be subject to the same penalty or penalties, civil or criminal as are prescribed by existing law for the same offense by any officer or employee whose powers or duties devolve upon him under this act. All books, records, papers, documents, property, unexpended appropriations and pending business belonging to or pertaining to the department of commerce and industry shall be delivered and transferred to the department of finance.

Whenever reports or notices are now required to be made or given or papers or documents furnished or served by any person to or upon the department of commerce and industry or any officers thereof, the same shall be made, given, furnished or served in the same manner to or upon the department of finance; and every penalty for failure so to do shall continue in effect.

This act shall not affect any act done, ratified or confirmed or right accrued or established or any action or proceeding had or commenced in a civil or criminal cause by or against or in relation to the department of commerce and industry before this act takes effect; but such actions or proceedings may be prosecuted and continued by the department of finance.

[(67-3403) 1921, ch. 104, sec. 9, p. 233; I.C.A., sec. 65-3303.]

67-3404. EFFECT OF LAW ON CONSTITUTIONAL OFFICERS. By this act the legislature does not intend to deprive any of the constitutional officers or boards of duties imposed upon them by the express or implied provisions of the constitution.

[(67-3404) 1919, ch. 8, sec. 49, p. 43; C.S., sec. 352; I.C.A., sec. 65-3304.]

67-3405. VALIDITY OF LAW. If any part or section of this act be decided by the courts to be unconstitutional or invalid, the same shall not affect the validity of the act as a whole, or any part thereof which can be given effect without the part so decided to be unconstitutional or invalid.

[(67-3405) 1919, ch. 8, sec. 50, p. 43; C.S., sec. 353; I.C.A., sec. 65-3305.]