

NORTH DAKOTA LEGISLATIVE MANAGEMENT

Minutes of the

NORTH DAKOTA COMMISSION ON UNIFORM STATE LAWS

National Conference of Commissioners on Uniform State Laws

Saturday, July 11, 2015

The Williamsburg Lodge

Williamsburg, Virginia

Commissioner William E. Kretschmar, Chairman, called the meeting to order on Saturday, July 11, 2015, at 7:45 a.m.

Members Present: William E. Kretschmar, Jay E. Buringrud, Timothy J. Dawson, Gail H. Hagerty, Lawrence R. Klemin, Bradley Myers, Jake Rodenbiker, Candace Zierdt

Members Absent: Owen Anderson, David Hogue, David Nething

Commissioner Dawson said North Dakota Century Code Section 54-55-02 provides for two-year terms of the Chairman and secretary, and the current officers were elected at the 2013 meeting.

It was moved by Commissioner Hagerty, seconded by Commissioner Zierdt, and carried on a recorded vote that Commissioner Kretschmar be re-elected Chairman and Commissioner Dawson be elected secretary of the Commission. All commissioners present voted "aye." No negative votes were cast.

It was moved by Commissioner Hagerty, seconded by Commissioner Rodenbiker, and carried on a recorded vote that Commissioner Buringrud be thanked for his years of service as secretary. All commissioners present voted "aye." No negative votes were cast.

It was moved by Commissioner Hagerty, seconded by Commissioner Buringrud, and carried on a recorded vote that the North Dakota Commission vote to waive the two reading rule for the revised Uniform Fiduciary Access to Digital Assets Act. All commissioners present voted "aye." No negative votes were cast.

Commissioner Hagerty said the waiver of the two reading rule will have the effect of treating the revision like amendments. She said this way the Act does not have to wait another year for approval. She said it is important that the Act is approved and sent out to the states before industry supports other legislation that will compete with the work of the Uniform Law Commission.

Commissioner Hagerty said distributing the Acts among the commissioners for presentation to the Legislative Assembly has worked well.

Commissioner Klemin said it is too early to have a plan for the 2017 legislative session.

Commissioner Kretschmar said the commission will wait until the next meeting to make recommendations to the 2017 Legislative Assembly.

The consensus was to inform the interim Judiciary Committee that the commission was considering recommending the following:

- Revised Athlete Agent Act;
- Uniform Home Foreclosure Procedures Act;
- Uniform Commercial Real Estate Receivership Act;
- Revised Uniform Residential Landlord and Tenant Act;
- Uniform Trust Decanting Act;
- Uniform Recognition and Enforcement of Canadian Domestic Violence Protection Orders Act; and
- Revised Uniform Fiduciary Access to Digital Assets Act.

No further business appearing, Chairman Kretschmar adjourned the meeting at 8:00 a.m.

Timothy J. Dawson, Secretary