

**Fifty-fifth Legislative Assembly, State of North Dakota, begun in the  
Capitol in the City of Bismarck, on Monday, the sixth day of January,  
one thousand nine hundred and ninety-seven**

HOUSE BILL NO. 1042  
(Legislative Council)  
(Criminal Justice Committee)  
(Representatives Kretschmar, Brown, Mahoney, R. Kelsch,  
Bernstein)  
(Senator Nalewaja)

AN ACT to amend and reenact subsection 8 of section 28-32-01 of the North Dakota Century Code,  
relating to the definition of a party to an administrative proceeding.

**BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

**SECTION 1. AMENDMENT.** Subsection 8 of section 28-32-01 of the 1995 Supplement to the  
North Dakota Century Code is amended and reenacted as follows:

8. "Party" means each person named or admitted as a party or properly seeking and entitled  
as of right to be admitted as a party. An administrative agency may be a party. In a  
hearing for the suspension, revocation, or disqualification of an operator's license under  
title 39, the term may include each city and each county in which the alleged conduct  
occurred, but the city or county may not appeal the decision of the hearing officer.

\_\_\_\_\_  
Speaker of the House

\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Chief Clerk of the House

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Secretary of the Senate

This certifies that the within bill originated in the House of Representatives of the Fifty-fifth Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1042.

House Vote:      Yeas    94      Nays    1      Absent    3

Senate Vote:    Yeas    47      Nays    0      Absent    2

\_\_\_\_\_  
Chief Clerk of the House

Received by the Governor at \_\_\_\_\_ M. on \_\_\_\_\_, 1997.

Approved at \_\_\_\_\_ M. on \_\_\_\_\_, 1997.

\_\_\_\_\_  
Governor

Filed in this office this \_\_\_\_\_ day of \_\_\_\_\_, 1997,  
at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Secretary of State