

**FIRST ENGROSSMENT
with Conference Committee Amendments****ENGROSSED HOUSE BILL NO. 1059**

Introduced by

Legislative Council

(Tribal and State Relations Committee)

1 A BILL for an Act to amend and reenact sections 54-36-01 and 54-36-03 of the North Dakota
2 Century Code, relating to the members and the powers and duties of the Indian affairs
3 commission; and to provide a continuing appropriation.

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

5 **SECTION 1. AMENDMENT.** Section 54-36-01 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **54-36-01. Commission - Members - Officers - Expenses of members.** The North
8 Dakota Indian affairs commission consists of the governor, three members appointed by the
9 governor from the state at large, two of whom must be of Indian descent, must be enrolled
10 members of a tribe, and must be current voting residents of the state of North Dakota, and the
11 chairperson, or the chairperson's designee, of the Standing Rock Sioux Tribe; the Spirit Lake
12 Tribe; the Three Affiliated Tribes of the Fort Berthold Reservation; the Turtle Mountain Band of
13 Chippewa Indians; and the Sisseton-Wahpeton Oyate of the Lake Traverse Reservation. The
14 governor is the chairperson of the commission. The commission shall meet quarterly or as
15 otherwise agreed. Members of the commission or the chairperson's designee are entitled to
16 receive mileage and expenses for attending each meeting as are allowed other state officers.

17 **SECTION 2. AMENDMENT.** Section 54-36-03 of the North Dakota Century Code is
18 amended and reenacted as follows:

19 **54-36-03. Powers and duties - Continuing appropriation.** The Indian affairs
20 commission ~~shall have the power to~~ may assist and ~~to~~ mobilize the support of state and federal
21 agencies in assisting Indian individuals and groups in North Dakota, especially the five tribal
22 councils, as ~~they~~ the Indian individuals and tribal councils seek to develop their own goals,
23 project plans for achieving those goals, and implement those plans. The commission may

1 accept gifts, grants, donations, and services from any source which are appropriated on a
2 continuing basis for the purposes of the commission. The commission's duties are to:

- 3 1. ~~To investigate~~ Investigate any phase of Indian affairs and to assemble and make
4 available the facts needed by tribal, state, and federal agencies to work effectively
5 together.
- 6 2. ~~To assist~~ Assist tribal, state, and federal agencies in developing programs
7 whereby Indian citizens may achieve more adequate standards of living.
- 8 3. ~~To assist~~ Assist tribal groups in developing increasingly effective institutions of
9 self-government.
- 10 4. ~~To work~~ Work for greater understanding and improved relationships between
11 Indians and non-Indians.
- 12 5. ~~To seek~~ Seek increased participation by Indian citizens in local and state affairs.
- 13 6. ~~To confer~~ Confer with and coordinate officials and agencies of other governmental
14 units and congressional committees with regard to Indian needs and goals.
- 15 7. ~~To encourage~~ Encourage and propose agreements and accords between federal,
16 state, and local agencies and the several tribal governments, and, pursuant to
17 chapter 54-40.2, to assist in monitoring and negotiating agreements and accords
18 when ~~asked~~ requested by an affected tribe.