

Sixty-third  
Legislative Assembly  
of North Dakota

**HOUSE BILL NO. 1371**

Introduced by

Representatives Brabandt, Brandenburg, Rohr, Schmidt

Senator Erbele

1 A BILL for an Act to amend and reenact section 11-10-02.3 of the North Dakota Century Code,  
2 relating to the appointment of state's attorneys.

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

4 **SECTION 1. AMENDMENT.** Section 11-10-02.3 of the North Dakota Century Code is  
5 amended and reenacted as follows:

6 **11-10-02.3. Appointment of state's attorney upon voter approval.**

7 Upon the submission to the board of county commissioners of a petition signed by ten  
8 percent or more of the total number of qualified electors of the county voting for governor at the  
9 most recent gubernatorial election or upon resolution of the board of county commissioners, the  
10 county auditor shall place the question of appointing the state's attorney on the ballot at the next  
11 ~~regular primary or general election~~ election, whichever occurs first. If a majority of the qualified  
12 electors of the county voting on the question approves the change from elective to appointive,  
13 the change is effective at the end of the term of office of the state's attorney holding office at the  
14 time of the election.