

PROPOSED AMENDMENTS TO SENATE BILL NO. 2068

Page 1, line 1, after "enact" insert "a new section to chapter 16.1-01 and"

Page 1, line 2, after "official" insert "; to amend and reenact subsections 2 and 4 of section 16.1-01-09.1 of the North Dakota Century Code, relating to the recall of an elected official of a political subdivision; and to provide for a legislative management study"

Page 1, after line 3, insert:

"**SECTION 1.** A new section to chapter 16.1-01 of the North Dakota Century Code is created and enacted as follows:

Recall - Responsibility for costs.

Up to twenty-five thousand dollars of any costs associated with the recall of an elected official, or an appointed official of a vacated elected office, of a legislative district, county, or other political subdivision must be paid by the legislative district, county, or political subdivision in which the individual being recalled is an elected or appointed official.

SECTION 2. AMENDMENT. Subsections 2 and 4 of section 16.1-01-09.1 of the North Dakota Century Code are amended and reenacted as follows:

2. An individual may not sign a recall petition circulated pursuant to article III of the Constitution of North Dakota or section 44-08-21 unless the individual is a qualified elector. An individual may not sign a petition more than once, and each signer shall also legibly print the signer's name, complete residential, rural route, or general delivery address, and the date of signing on the petition. Every qualified elector signing a petition must do so in the presence of the individual circulating the petition. A petition must be in substantially the following form:

RECALL PETITION

We, the undersigned, being qualified electors request that _____ (name of the individual being recalled) the _____ (office of individual being recalled) be recalled for the reason or reasons of _____.

RECALL SPONSORING COMMITTEE

The following are the names and addresses of the qualified electors of the state of North Dakota and the political subdivision who, as the sponsoring committee for the petitioners, represent and act for the petitioners in accordance with law:

Complete Residential,
Rural Route,

		or General
Name		Delivery Address
1.	_____ (Chairperson)	_____
2.	_____	_____
3.	_____	_____
4.	_____	_____
5.	_____	_____

INSTRUCTIONS TO PETITION SIGNERS

You are being asked to sign a petition. You must be a qualified elector. This means you are eighteen years old, you have lived in North Dakota for thirty days, and you are a United States citizen. All signers shall also legibly print their name, complete residential, rural route, or general delivery address, and date of signing on the petition. Every qualified elector signing a petition must do so in the presence of the individual circulating the petition. If the individual being recalled is an official of a legislative district, county, or other political subdivision, the legislative district, county, or political subdivision is responsible for up to twenty-five thousand dollars of any costs associated with the recall.

QUALIFIED ELECTORS

	Signed	Printed	Complete Residential,	
Month,	Name of	Name of	Rural Route,	City
Day,	Qualified	Qualified	or General	State,
Year	Elector	Elector	Delivery Address	Zip Code
1.	_____	_____	_____	_____
2.	_____	_____	_____	_____
3.	_____	_____	_____	_____
4.	_____	_____	_____	_____
5.	_____	_____	_____	_____
6.	_____	_____	_____	_____
7.	_____	_____	_____	_____
8.	_____	_____	_____	_____

The number of signature lines on each page of a printed petition may vary if necessary to accommodate other required textual matter.

4. A petition for recall must include, before the signature lines for the qualified electors as provided in subsection 2, the name of the individual being recalled, the office from which that individual is being recalled, and a list of the names and addresses of not less than five qualified electors of the state, political subdivision, or district in which the official is to be recalled

who are sponsoring the recall. If the individual being recalled is an official of a legislative district, county, or other political subdivision, the notice also must state the legislative district, county, or political subdivision in which the individual being recalled is responsible for up to twenty-five thousand dollars of any costs associated with the recall."

Page 1, line 6, replace "All" with "Up to twenty-five thousand dollars in"

Page 1, line 8, replace the first underscored comma with "or"

Page 1, line 8, remove ", or district"

Page 1, line 9, replace "officer" with "official"

Page 1, after line 9, insert:

**"SECTION 4. RECALL COSTS FOR POLITICAL SUBDIVISIONS -
LEGISLATIVE MANAGEMENT STUDY.** During the 2021-22 interim, the legislative management shall consider studying how the passage of sections 1, 2, and 3 of this Act regarding the responsibility for the costs associated with a recall of an elected official or an appointed official of a vacated elected office impacts political subdivisions. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations to the sixty-eighth legislative assembly."

Renumber accordingly

