

**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. 1127
(Political Subdivisions Committee)
(At the request of the Secretary of State)

AN ACT to amend and reenact subsection 5 of section 15-28-03, and sections 15-28-06 and 40-21-02 of the North Dakota Century Code, relating to election notices in combined county, city, or school district elections.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Subsection 5 of section 15-28-03 of the 1995 Supplement to the North Dakota Century Code is amended and reenacted as follows:

5. If the school election is held in conjunction with the primary election, the school board may enter into an agreement with the governing body of the county or counties in which the district lies concerning use of a single canvassing board, the sharing of election personnel, the printing of election materials, the publishing of legal notices, and the apportioning of election expenses.

SECTION 2. AMENDMENT. Section 15-28-06 of the North Dakota Century Code is amended and reenacted as follows:

15-28-06. Annual and special elections - Notice. Notice of the annual school district election and notice of special school elections must be given by the school board. At least fourteen days before the date the election is to be held the school board must cause to be published, in the official newspaper of the school district, notice of the election. ~~Such~~ The notice must be signed by the business manager of the school district, or in the business manager's absence by the president of the school board, and must state the time and place of holding the election, and the matter to be voted upon. When a school district enters into an agreement with the county to hold the school district election in conjunction with the primary election pursuant to section 15-28-03, the deadline for giving notice of the school district election along with the matter to be voted upon may be adjusted in order to meet the publishing requirements of the county.

SECTION 3. AMENDMENT. Section 40-21-02 of the 1995 Supplement to the North Dakota Century Code is amended and reenacted as follows:

40-21-02. City elections - When held - Notice - Polls - Agreements with counties - Judges and inspectors. Biennial municipal elections must be held on the second Tuesday in June in each even-numbered year. Ten days' notice of the time and place of the election and of the offices to be filled at ~~such~~ the election must be given by the city auditor by publication in the official newspaper of the city as provided by section 40-01-09. The governing body of a city shall enter into an agreement with the governing body of the county or counties in which the city lies concerning the use of a single canvassing board, the sharing of election personnel, the printing of election materials, the publishing of legal notices, and the apportioning of election expenses. For city elections that are not held under an agreement with any county the governing body of the city shall appoint one inspector, two clerks, and two judges of election for each precinct in the city at least ten days before the election is held and the polls must be opened and closed as provided for the opening and closing of polls at statewide elections. For a city election that is not held under an agreement with any county in a precinct in which seventy-five or fewer votes were cast in the last city election, the governing body of the city may appoint one inspector and one judge. When a city enters into an agreement with the county to hold the city election in conjunction with the county election, the deadline for giving notice of the city election

along with the offices to be filled at the election may be adjusted in order to meet the publishing requirements of the county.

Speaker of the House

President of the Senate

Chief Clerk of the House

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. 1127.

House Vote: Yeas 93 Nays 0 Absent 5

Senate Vote: Yeas 49 Nays 0 Absent 0

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