

SENATE BILL NO. 2198

Introduced by

Senators Cook, Wardner

Representatives Glassheim, Timm

1 A BILL for an Act to amend and reenact section 40-05.1-07 of the North Dakota Century Code,
2 relating to the amendment or repeal of city home rule charters.

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

4 **SECTION 1. AMENDMENT.** Section 40-05.1-07 of the 1997 Supplement to the North
5 Dakota Century Code is amended and reenacted as follows:

6 **40-05.1-07. Amendment or repeal.** The home rule charter adopted by any city may
7 be amended or repealed by proposals submitted to and ratified by the qualified electors of the
8 city in the same general manner provided in section 40-05.1-02 and section 40-05.1-04 for the
9 adoption of ~~such~~ the charter. Amendments may be proposed by the governing body of the city
10 or by petition of the number of electors provided in section 40-05.1-02 and submitted to the
11 voters at the same election. The voters may at their option accept or reject any or all of ~~such~~
12 the amendments by a majority vote of qualified electors voting on the question at the election.
13 A proposal to repeal a home rule charter that has been adopted ~~shall~~ must likewise be
14 submitted to the electors of the city as set forth in this section. One copy of a ratified
15 amendment or a repeal of a home rule charter must be filed with the secretary of state, one with
16 the clerk of the district court for the county in which the city is located, and one with the city
17 auditor. Upon proper filing of the amendment or repeal, the courts shall take judicial notice of
18 the amendment or repeal.