

**Fifty-sixth Legislative Assembly, State of North Dakota, begun in the  
Capitol in the City of Bismarck, on Tuesday, the fifth day of January,  
one thousand nine hundred and ninety-nine**

SENATE BILL NO. 2291  
(Senators W. Stenehjem, Kringstad, Robinson)  
(Representatives Aarsvold, Bernstein, Martinson)

AN ACT to amend and reenact section 54-44.3-20 of the North Dakota Century Code, relating to exemption of the teaching staff of institutions of higher education from the state classified service.

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

**SECTION 1. AMENDMENT.** Section 54-44.3-20 of the 1997 Supplement to the North Dakota Century Code is amended and reenacted as follows:

**54-44.3-20. Categories of positions in the state service.** All positions in the state service are included in the classified service except:

1. Each official elected by popular vote and each person appointed to fill vacancies in an elective office, one principal assistant, and one private secretary.
2. Members of boards and commissions required by law.
3. Administrative heads of departments required by law, other than the superintendent of the school for the blind, the superintendent of the school for the deaf, and the state librarian.
4. Officers and employees of the legislative branch of government.
5. Members of the judicial branch of government of the state of North Dakota and their employees and jurors.
6. Persons temporarily employed in a professional or scientific capacity as consultants or to conduct a temporary and special inquiry, investigation, or examination for the legislative branch of government or a department of the state government.
7. ~~Officers and members of the teaching staff of universities and other institutions of higher education.~~
8. Positions deemed to be inappropriate to the classified service due to the special nature of the position as determined by the division and approved by the board.
9. ~~8. The classified employees at~~ Employees of the institutions of higher education under the control of the state board of higher education, ~~until July 1, 1976.~~
10. ~~9.~~ 9. Members and employees of occupational and professional boards.
11. ~~10.~~ 10. Officers and employees of the North Dakota mill and elevator association.
12. ~~11.~~ 11. The director of the committee on employment of people with disabilities of the department of human services.
13. ~~12.~~ 12. Positions referred to under law as serving at the pleasure of or at the will of the appointing authority.
14. ~~13.~~ 13. Certificated teachers engaged in teaching at the North Dakota youth correctional center, the school for the blind, and the school for the deaf.

~~15.~~ 14. Officers and employees of the workers compensation bureau.

\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Speaker of the House

\_\_\_\_\_  
Secretary of the Senate

\_\_\_\_\_  
Chief Clerk of the House

This certifies that the within bill originated in the Senate of the Fifty-sixth Legislative Assembly of North Dakota and is known on the records of that body as Senate Bill No. 2291.

Senate Vote:    Yeas    46        Nays    1        Absent    2

House Vote:    Yeas    90        Nays    0        Absent    8

\_\_\_\_\_  
Secretary of the Senate

Received by the Governor at \_\_\_\_\_ M. on \_\_\_\_\_, 1999.

Approved at \_\_\_\_\_ M. on \_\_\_\_\_, 1999.

\_\_\_\_\_  
Governor

Filed in this office this \_\_\_\_\_ day of \_\_\_\_\_, 1999,  
at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Secretary of State