

Introduced by

1 A BILL for an Act to amend and reenact sections 54-09-02 and 54-35-16 of the North Dakota  
2 Century Code, relating to the return of vetoed legislation to the house of origin and the calling of  
3 a reconvened legislative session; and to declare an emergency.

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

5 **SECTION 1. AMENDMENT.** Section 54-09-02 of the North Dakota Century Code is  
6 amended and reenacted as follows:

7 **54-09-02. Duties of secretary of state.**

8 In addition to the duties prescribed by the constitution, the secretary of state shall:

- 9 1. Receive bills and resolutions from every session of the legislative assembly, and shall  
10 perform such other duties as may devolve upon the secretary of state by resolution of  
11 the two houses, or either of them.
- 12 2. During a special or reconvened legislative session, upon the request of the secretary  
13 of the senate or chief clerk of the house, return to the house of origin for  
14 reconsideration any legislation vetoed by the governor after the legislative assembly  
15 adjourned sine die.
- 16 3. Keep a register of and attest the official acts of the governor.
- 17 3.4. Affix the great seal with the secretary of state's attestation to commissions and other  
18 public instruments to which the official signature of the governor is required.
- 19 4.5. Record and maintain records of all conveyances made to the state and all articles of  
20 incorporation filed in the secretary of state's office.
- 21 5.6. Maintain records for all books distributed by the secretary of state and direct the  
22 county auditor of each county to do the same as provided by law.

1     ~~6-7.~~   Furnish on demand to persons paying the fees therefor a certified copy of all or any  
2           part of any law, record, or other instrument filed, deposited, or recorded in the  
3           secretary of state's office.

4     ~~7-8.~~   Keep records of all the fees, commissions, and compensation of whatever nature or  
5           kind earned, collected, or charged by the secretary of state, with the date, name of  
6           payer, and the nature of the services in each case.

7     ~~8-9.~~   Biennially report to the governor with copies filed in the secretary of state's office as  
8           prescribed by section 54-06-04 all moneys received from any source for services  
9           performed and accompany the report with a detailed statement under oath of the  
10          manner in which the appropriations for the secretary of state's office have been  
11          expended during the preceding two fiscal years.

12    ~~9-10.~~ Immediately after the laws, resolutions, and journals of the legislative assembly are  
13          bound, distribute the laws, resolutions, and journals to the persons entitled thereto by  
14          law or rules of the senate and house of representatives.

15    ~~10-11.~~ Keep records of cities as prescribed by law.

16    ~~11-12.~~ Indicate on each bill passed by the legislative assembly the date of filing in the  
17          secretary of state's office.

18    ~~12-13.~~ Perform all other duties as are prescribed by law.

19       **SECTION 2. AMENDMENT.** Section 54-35-16 of the North Dakota Century Code is  
20    amended and reenacted as follows:

21       **54-35-16. Authority to determine if legislative assembly meets.**

22       1.    The legislative management may issue a call for the legislative assembly to convene  
23           after it has adjourned under subsection 2 of section 54-03-02. The length of a  
24           legislative session called under this section may not exceed the number of natural  
25           days available under the constitution which have not been used by that legislative  
26           assembly.

27       2.    The legislative management may exercise this authority, and the legislative assembly  
28           shall meet, regardless of whether the motion to close the regular session of the  
29           legislative assembly was to recess to a time certain, adjourn to a time certain, or  
30           adjourn sine die.

- 1        3. If the legislative management issues a call for the legislative assembly to convene for  
2        purposes of reconsidering legislation vetoed by the governor after the legislative  
3        assembly adjourned sine die, the legislative assembly shall convene beginning on the  
4        third Wednesday in June following adjournment sine die.

5        **SECTION 3. EMERGENCY.** This Act is declared to be an emergency measure.