

HOUSE BILL NO. 1138

Introduced by

Representatives Pyle, Schreiber-Beck, Warrey

Senators Axtman, Schaible

1 A BILL for an Act to amend and reenact section 21-03-11 of the North Dakota Century Code,
2 relating to bonding elections.

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

4 **SECTION 1. AMENDMENT.** Section 21-03-11 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **21-03-11. Elections - When and how called and held.**

7 1. Upon or after the adoption of an initial resolution by the governing body, or at the first
8 meeting of the governing body held after the filing of a petition and proposed initial
9 resolution by the qualified electors as specified in subsection 2 of section 21-03-10,
10 the governing body by resolution shall ~~provide for submitting~~ submit the initial
11 resolution to the qualified electors of the municipality ~~the question whether the initial~~
12 ~~resolution shall be approved~~ for approval.

13 2. The date of the election ~~must be not~~ may not be less than ~~twentysixty-four~~ days after
14 the passage of the initial resolution by the governing body or ~~in~~ the filing date of a
15 sufficient petition ~~therefor by the~~ filed by the qualified electors of the municipality.

16 3. The governing body shall designate the date of the election, the polling hours, and
17 polling place, which must be the same as for municipal elections ~~therein, and~~ held
18 within the municipality. The governing body shall appoint an inspector, two judges, and
19 two clerks of election for each polling place. ~~In case of the absence of any election-~~
20 ~~official, or the official's inability to act at the opening of the polls,~~

21 4. If an election official is absent or unable to serve as an election official when a polling
22 place is open, the remaining election officials for the polling place shall appoint a
23 qualified elector to fill the vacancy. The election must be conducted and the election

Sixty-ninth
Legislative Assembly

- 1 returns thereof must be made and canvassed ~~as in the case of~~ in the same manner of
- 2 elections of members of the governing body of the municipality.