Sixty-ninth
Legislative Assembly
of North Dakota

**PROPOSED AMENDMENTS TO
FIRST ENGROSSMENT**

ENGROSSED HOUSE BILL NO. 1455

Introduced by

Representatives Brown, Finley-DeVille, Holle, Ista, Dobervich, Davis

Senators Boschee, Hogan, Marcellais, Patten

1 A BILL for an Act to create and enact a new section to chapter 54-36 of the North Dakota

2 Century Code, relating to the review of ~~legislative measures~~introduced legislation by the Indian

3 affairs commission and tribal consultation.

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

5   **SECTION 1.** A new section to chapter 54-36 of the North Dakota Century Code is created

6 and enacted as follows:

7   **Review of ~~legislative measures~~introduced legislation - Tribal consultation.**

8   1.   Each legislative session, the director of the Indian affairs commission shall review

9   ~~each measure~~all legislation introduced to the legislative assembly and determine if the

10   ~~measure~~legislation pertains to matters with tribal implications.

11   2.   If the director determines a bill pertains to matters with tribal implications, the director

12   shall consult with the tribal chairpersons of each tribe.

13   3.   For purposes of this section:

14   a.   "Consult" means the direct and interactive involvement of the North Dakota tribal

15   governments in the development of policy on matters with tribal implications,

16   which includes a proactive, affirmative process of identifying and seeking input

17   from appropriate tribal governments and considering the tribal governments' input

18   as a necessary and integral part of the decisionmaking process.

19   b.   "Matters with tribal implications" means a legislative measure that has a

20   substantial direct effect on one or more tribal nations within the geographical

1   boundaries of the state or on the distribution of power and responsibilities

2   between the state and tribal governments.