

HOUSE BILL NO. 1384

Introduced by

Representative Heilman

1 A BILL for an Act to amend and reenact section 11-10-02 of the North Dakota Century Code,
2 relating to the election of a full-time county auditor.

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

4 **SECTION 1. AMENDMENT.** Section 11-10-02 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **11-10-02. Number and election of county officers.**

7 1. Each organized county, unless it has adopted one of the optional forms of county
8 government provided by the code or has combined or separated the functions of
9 county offices or redesignated offices as elective or appointive pursuant to ~~under~~
10 chapter 11-10.2 or 11-10.3, must have the following officers:

11 ~~1.~~ a. One county auditor.

12 ~~2.~~ b. One recorder.

13 ~~3.~~ c. One county treasurer.

14 ~~4.~~ d. One coroner.

15 ~~5.~~ e. A board of county commissioners consisting of three or five members as provided
16 in this title.

17 2. Notwithstanding chapter 11-10.2 or 11-10.3, if the county auditor as provided for in
18 subsection 1 is a full-time employee of the county, the county auditor must be an
19 elective office. A county may not exercise any power under a home rule charter to
20 circumvent this subsection.

21 3. In addition, unless otherwise provided in section 11-10-02.3, each county must have
22 an elected state's attorney and an elected sheriff.

23 4. In counties having a population of six thousand or less, the recorder also serves as ex
24 officio clerk of the district court. The required officers must be chosen by the qualified

1 electors of the respective counties at the general election in each even-numbered
2 year, except the recorder, county auditor, treasurer, sheriff, and state's attorney, who
3 must be chosen in 1966 and every four years thereafter, the members of the board of
4 county commissioners, who must be chosen in the manner prescribed in section
5 11-11-02, and the county coroner, who must be chosen in the manner prescribed in
6 section 11-19.1-03.