

MICROFILM DIVIDER

OMB/RECORDS MANAGEMENT DIVISION

SFN 2053 (2/85) 5M



ROLL NUMBER

DESCRIPTION

1381

2007 HOUSE GOVERNMENT AND VETERANS AFFAIRS

HB 1381

2007 HOUSE STANDING COMMITTEE MINUTES

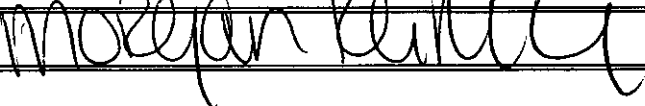
Bill/Resolution No. HB 1381

House Government and Veterans Affairs Committee

Check here for Conference Committee

Hearing Date: February 1, 2007

Recorder Job Number: 2514

Committee Clerk Signature 

Minutes:

Al Jaeger: Testimony Attached

Rep. Haas: Is there any additional testimony to HB 1381? If not we will close the hearing on HB 1381.

2007 HOUSE STANDING COMMITTEE MINUTES

Bill/Resolution No. HB 1381

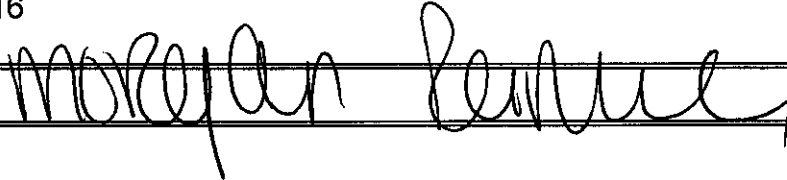
House Government and Veterans Affairs Committee

Check here for Conference Committee

Hearing Date: February 1, 2007

Recorder Job Number: 2516

Committee Clerk Signature



Minutes:

Rep. Haas: Lets look at HB 1381.

Rep. Boehning: I move a do pass

Rep. Dahl: I second that

Rep. Haas: Is there any discussion? If not we will take a roll call vote on HB 1381. The motion passes 12-0-1. Is there a volunteer to carry this on the floor?

Rep. Boehning: I will.

2007 HOUSE STANDING COMMITTEE MINUTES

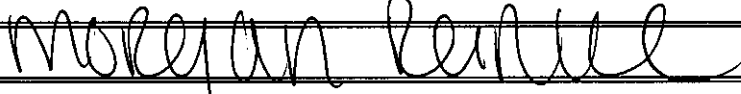
Bill/Resolution No. HB 1381

House Government and Veterans Affairs Committee

Check here for Conference Committee

Hearing Date: February 8, 2007

Recorder Job Number: 3138

Committee Clerk Signature 

Minutes:

Rep. Haas: I'm asking for a motion to reconsider HB 1381.

Rep. Meier: I move to reconsider.

Rep. Potter: I second that.

Rep. Haas: All in favor of the motion say 'aye', all opposed say 'no'. The motion is carried. We now have HB 1381 before us.

Rep. Boehning: I just basically did a little more clean up then there was before. On lines 1 Page 9, I talked to the Secretary of State's office and they did the clean up work on this. We are going to remove in. We are going to move or before of the first Monday. We just went through and moved or before Monday in the rest of the bill. So now they will be taking office on the first Monday of January, or whenever their duties start on the first of January.

Rep. Dahl: I move the amendment.

Rep. Kasper: I second that.

Rep. Haas: We will take a voice vote. All in favor say 'aye', all opposed say 'no'. The amendment is carried.

Rep. Dahl: I move a do pass as amended.

Rep. Meier: I Second that.

Rep. Haas: Is there any further discussion? If not we will take a roll call vote on HB 1381. The do pass as amended motion for HB 1381 passes with a vote of 13-0-0. Is there a volunteer to carry it on the floor?

Rep. Boehning: I will.

Date: 2-1-07
Roll Call Vote #:

2007 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. "Click here to type Bill/Resolution No."

House Government and Veterans Affairs Committee

Check here for Conference Committee

Legislative Council Amendment Number HB 1381

Action Taken Do Pass

Motion Made By Rep. Boehning Seconded By Rep. Dahl

| Representatives | Yes | No | Representatives | Yes | No |
|-------------------------|-----|----|-----------------------|-----|----|
| Rep. C. B Haas Chairman | X | | Rep. Bill Amerman | X | |
| Rep. Bette Grande VC | | | Rep. Louise Potter | X | |
| Rep. Randy Boehning | X | | Rep. Jasper Schneider | X | |
| Rep. Stacey Dahl | X | | Rep. Lisa Wolf | X | |
| Rep. Glen Froseth | X | | | | |
| Rep. Karen Karls | X | | | | |
| Rep. Jim Kasper | X | | | | |
| Rep. Lisa Meier | X | | | | |
| Rep. Dave Weiler | X | | | | |
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Total (Yes) 12 No 0

Absent 1

Floor Assignment Rep. Boehning

If the vote is on an amendment, briefly indicate intent:

REPORT OF STANDING COMMITTEE (410)
February 1, 2007 1:02 p.m.

Module No: HR-22-1795
Carrier: Boehning
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE

HB 1381: Government and Veterans Affairs Committee (Rep. Haas, Chairman)
recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING).
HB 1381 was placed on the Eleventh order on the calendar.

Date: 2-8-07
Roll Call Vote #: (

2007 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. "Click here to type Bill/Resolution No."

House Government and Veterans Affairs Committee

Check here for Conference Committee

Legislative Council Amendment Number HB 1381

Action Taken Reconsider amendment

Motion Made By Rep. Meier Seconded By Rep. Potter

| Representatives | Yes | No | Representatives | Yes | No |
|-------------------------|-----|----|-----------------------|-----|----|
| Rep. C. B Haas Chairman | | | Rep. Bill Amerman | | |
| Rep. Bette Grande VC | | | Rep. Louise Potter | | |
| Rep. Randy Boehning | | | Rep. Jasper Schneider | | |
| Rep. Stacey Dahl | | | Rep. Lisa Wolf | | |
| Rep. Glen Froseth | | | | | |
| Rep. Karen Karls | | | | | |
| Rep. Jim Kasper | | | | | |
| Rep. Lisa Meier | | | | | |
| Rep. Dave Weiler | | | | | |
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Total (Yes) _____ No _____

Absent _____

Floor Assignment _____

If the vote is on an amendment, briefly indicate intent:

Date: 2-8-07
Roll Call Vote #: 1

2007 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. "Click here to type Bill/Resolution No."

House Government and Veterans Affairs Committee

Check here for Conference Committee

Legislative Council Amendment Number HB 1381

Action Taken move amendment

Motion Made By Rep Danl Seconded By Rep. Kasper

| Representatives | Yes | No | Representatives | Yes | No |
|-------------------------|-----|----|-----------------------|-----|----|
| Rep. C. B Haas Chairman | | | Rep. Bill Amerman | | |
| Rep. Bette Grande VC | | | Rep. Louise Potter | | |
| Rep. Randy Boehning | | | Rep. Jasper Schneider | | |
| Rep. Stacey Dahl | | | Rep. Lisa Wolf | | |
| Rep. Glen Froseth | | | | | |
| Rep. Karen Karls | | | | | |
| Rep. Jim Kasper | | | | | |
| Rep. Lisa Meier | | | | | |
| Rep. Dave Weiler | | | | | |
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Total (Yes) _____ No _____

Absent _____

Floor Assignment _____

If the vote is on an amendment, briefly indicate intent:

Date: 2-8-07
Roll Call Vote #: 1

2007 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. "Click here to type Bill/Resolution No."

House Government and Veterans Affairs Committee

Check here for Conference Committee

Legislative Council Amendment Number HB 1381

Action Taken DO Pass as amended

Motion Made By Rep Dahl Seconded By Rep. Meier

| Representatives | Yes | No | Representatives | Yes | No |
|-------------------------|-----|----|-----------------------|-----|----|
| Rep. C. B Haas Chairman | X | | Rep. Bill Amerman | X | |
| Rep. Bette Grande VC | X | | Rep. Louise Potter | X | |
| Rep. Randy Boehning | X | | Rep. Jasper Schneider | X | |
| Rep. Stacey Dahl | X | | Rep. Lisa Wolf | X | |
| Rep. Glen Froseth | X | | | | |
| Rep. Karen Karls | X | | | | |
| Rep. Jim Kasper | X | | | | |
| Rep. Lisa Meier | X | | | | |
| Rep. Dave Weiler | X | | | | |
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Total (Yes) 13 No 0

Absent 0

Floor Assignment Rep. Boehning

If the vote is on an amendment, briefly indicate intent:

REPORT OF STANDING COMMITTEE

HB 1381: Government and Veterans Affairs Committee (Rep. Haas, Chairman)
recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends
DO PASS (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1381 was placed
on the Sixth order on the calendar.

Page 1, line 9, overstrike "Monday in" and insert immediately thereafter "of"

Page 1, line 10, overstrike "or before" and overstrike "Monday in" and insert immediately
thereafter "of"

Page 1, line 22, overstrike "or before" and overstrike "Monday"

Page 2, line 4, overstrike "or before"

Page 2, line 5, overstrike "Monday"

Renumber accordingly

2007 SENATE GOVERNMENT AND VETERANS AFFAIRS

HB 1381

2007 SENATE STANDING COMMITTEE MINUTES

Bill/Resolution No. 1381

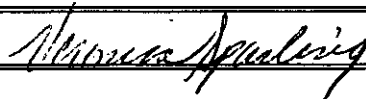
Senate Government and Veterans Affairs Committee

Check here for Conference Committee

Hearing Date: 03/09/07

Recorder Job Number: 4792

Committee Clerk Signature



Minutes:

Roll was taken and all members were present.

Senator Dever, Chairman, opened the hearing on HB 1381.

Secretary of State Al Jaeger introduced the bill. He stated this bill was initiated because of the sheriff's race. See attachment # 1. He mentioned there is one typo; there is no page 5.

There was some discussion that this does not solve the sheriff problem.

Secretary Jaeger agreed. That will be addressed in another bill.

There was some discussion about when different officials take office and why the dates vary.

Senator Lee suggested the Association of Counties do interim work to look into the inconsistencies and figure out the most suitable way to go about it.

Opposition: -

Neutral: -

Chairman Dever closed the hearing on HB 1381.

A do pass motion was made by Senator Lee.

The motion was seconded by Senator Horne.

Roll Call Vote: Yes 6 No 0 Absent 0

Carrier: Marcellais

Date : 3-9-07
Roll Call Vote # : 1

2007 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 1381

Senate Government and Veterans Affairs Committee

Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken do pass

Motion Made By Lee Seconded By Horne

| Senators | Yes | No | Senators | Yes | No |
|-------------------------------|-----|----|----------------------------|-----|----|
| Senator Dick Dever - Chairman | ✓ | | Senator Robert Horne | ✓ | |
| | | | | | |
| Senator Dave Oehlke - VC | ✓ | | Senator Richard Marcellais | ✓ | |
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| Senator Judy Lee | ✓ | | Senator Carolyn Nelson | ✓ | |
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Total (Yes) 6 No 0

Absent 0

Floor Assignment Marcellais

If the vote is on an amendment, briefly indicate intent:

REPORT OF STANDING COMMITTEE (410)
March 9, 2007 12:05 p.m.

Module No: SR-45-4864
Carrier: Marcellais
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE

HB 1381, as engrossed: Government and Veterans Affairs Committee (Sen. Dever, Chairman) recommends DO PASS (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1381 was placed on the Fourteenth order on the calendar.

2007 TESTIMONY

HB 1381

ALVIN A. JAEGER
SECRETARY OF STATE

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SECRETARY OF STATE

STATE OF NORTH DAKOTA
600 EAST BOULEVARD AVENUE DEPT 108
BISMARCK ND 58505-0500

February 1, 2007

TO: Representative Haas, Chairman,
and Members of the House Government and Veterans Affairs Committee

FR: Al Jaeger, Secretary of State

RE: HB 1381 – Commencement of Term for County Officer

In all three sections of this bill, the words "or within ten days thereafter" are eliminated.

For all other elected positions, the beginning date of an official's term of office is clearly stated as starting on a specific day.

However, for reasons we have been unable to find, the law dating back many years provided county officials with a beginning range of days. While the law stated a specific beginning date for a county official's term of office, it also allowed the term to begin "or within ten days thereafter".

ALVIN A. JAEGER
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SECRETARY OF STATE
STATE OF NORTH DAKOTA
600 EAST BOULEVARD AVENUE DEPT 108
BISMARCK ND 58505-0500

March 9, 2007

Attachment #1

TO: Senator Dever, Chairman,
and Members of the Senate Government and Veterans Affairs Committee

FR: Al Jaeger, Secretary of State

RE: HB 1381 – Commencement of Term for County Officer

For reasons we have been unable to find, the law dating back for many years provided county officials with a beginning range of days when their term of office began. That is, "or within ten days thereafter".

Therefore, in all three sections of this bill, the words "or within ten days thereafter" are eliminated.

Page 1, Line 11

Page 1, Line 23

~~Page 5, Line 5~~

In addition, rather than having a specific beginning date, e.g., December 1, January 1, the beginning date of the official's term was the first Monday of the designated month.

Therefore, in all three section of this bill, the beginning date of an official's term of office is clearly stated as the 1st day of the month.

Page 1, Line 10

Page 1, Line 22

Page 2, Lines 4 and 5