

2017 HOUSE JUDICIARY

HB 1058

2017 HOUSE STANDING COMMITTEE MINUTES

Judiciary Committee
Prairie Room, State Capitol

HB 1058
1/4/2017
26541

- Subcommittee
 Conference Committee

Committee Clerk Signature



Explanation or reason for introduction of bill/resolution:

Relating to registration requirements for sexual offenders.

Minutes:

Testimony 1

Chairman K. Koppelman: Opened the hearing on HB 1058.

Representative Paur: Bill sponsor presented the bill. (Testimony #1) Just a word change.

Representative Nelson: Are these talking about 3 calendar days or working days?

Representative Paur: It would be within 3 working days I think.

Jon Byers, Attorney General's office: In support of this bill. It is only a one word change and it is a 3 calendar day, but this is a police department so someone would always be there. This amendment pertains to someone that gets kicked out of school or fired from their job; otherwise they have to do it before they move or change their employment.

Opposition: None

Hearing closed.

Chairman K. Koppelman: Representative Maragos needed to leave us for a dental appointment in Minot but he had volunteered to carry this bill to the floor.

DO Pass motion made by Representative Nelson: Seconded by Representative Magrum:

Roll call Vote: 13-0-2 Carrier: Representative Maragos:

**2017 HOUSE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. HB 1058**

House **Judiciary** Committee

Subcommittee

Amendment LC# or Description: _____

Recommendation: Adopt Amendment

- Do Pass Do Not Pass Without Committee Recommendation
 As Amended Rerefer to Appropriations
 Place on Consent Calendar

Other Actions: Reconsider _____

Motion Made By Representative Nelson: Seconded By Representative Magrum:

Representatives	Yes	No	Representatives	Yes	No
Chairman K. Koppelman	x		Rep. Hanson	X	
Vice Chairman Karls	x		Rep. Nelson	X	
Rep. Blum	--				
Rep. Johnston	X				
Rep. Jones	X				
Rep. Klemin	X				
Rep. Magrum	X				
Rep. Maragos	-				
Rep. Paur	X				
Rep. Roers-Jones	X				
Rep. Satrom	X				
Rep. Simons	X				
Rep. Vetter	X				

Total (Yes) 13 No 0

Absent 2

Floor Assignment Representative Maragos:

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

REPORT OF STANDING COMMITTEE

HB 1058: Judiciary Committee (Rep. K. Koppelman, Chairman) recommends **DO PASS**
(13 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1058 was placed on the
Eleventh order on the calendar.

2017 SENATE JUDICIARY

HB 1058

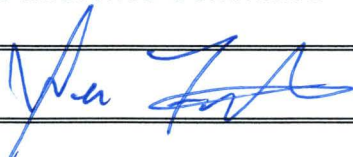
2017 SENATE STANDING COMMITTEE MINUTES

Judiciary Committee
Fort Lincoln Room, State Capitol

HB 1058
3/6/2017
28715

- Subcommittee
 Conference Committee

Committee Clerk Signature



Explanation or reason for introduction of bill/resolution:

Relating to registration requirements for sexual offenders.

Minutes:

Testimony attached #

1

Chairman Armstrong called the committee to order on HB 1058. All committee members were present.

Gary Paur, North Dakota State Representative District 19, testified in support of the bill. (see attachment 1)

Chairman Armstrong: "This is to get consistency in the code, correct?"

Representative Paur: "Correct. In 2015, this section was changed four times. In 2011 it was changed three times."

Chairman Armstrong: "Do you know if changing it from 5-3 will make it more consistent in other areas of the code?"

Representative Paur: "I do not."

Dallas Carlson, Director of North Dakota Bureau of Criminal Investigation, was called up to answer some of Chairman Armstrong's questions.

Chairman Armstrong: "Will changing five to three make it more consistent throughout the code?"

Dallas Carlson: "I believe so. It does make it more consistent throughout."

Chairman Armstrong: "Representative Paur mentioned it is provided in writing, is that necessary? How else can you do it besides writing?"

Dallas Carlson: "We are moving toward electronic monitoring but we are not quite there yet. So to answer your question I don't know for sure."

Chairman Armstrong: “Should we change it from “writing to law enforcement” to “register to law enforcement?”

Dallas Carlson: “I’d be ok with that.”

Chairman Armstrong closed the hearing on HB 1058.

No motions were made.

2017 SENATE STANDING COMMITTEE MINUTES

Judiciary Committee
Fort Lincoln Room, State Capitol

HB 1058 Committee Work
3/6/2017
28750

- Subcommittee
 Conference Committee

Committee Clerk Signature



Explanation or reason for introduction of bill/resolution:

Relating to registration requirements for sexual offenders.

Minutes:

Attachments

1

Chairman Armstrong began the discussion on HB 1058. **Senator Luick** absent during discussion but came back to vote after the hearing was closed and the recording was off.

Proposed Amendment was handed out and reviewed by the committee. (see attachment 1)

Chairman Armstrong: "Essentially all this bill does is change a five-day registration requirement to a three-day registration requirement for consistency."

Chairman Armstrong briefly went over the Amendment. (see attachment 1)

Senator Larson: "If the bill I testified on today passes they are moving to have them all on computers because my bill was on sex offender registration being at the jurisdiction where you reside. So that would be certainly in line with that same thing."

Chairman Armstrong: "This still requires that 3-day registration, it just allows it to be done in the manner in which they are doing it. I think we will begin to move out of this "in writing" part much more significantly anyway."

Senator Myrdal motioned to Adopt the Amendment. **Senator Larson** seconded.

Discussion followed:

Senator Nelson asked to go over the Amendment again.

Chairman Armstrong discussed the Amendment.

"The purpose of this is to make it consistent with other language."

A Roll Call Vote was taken. Yea: 6 Nay: 0 Absent: 0.

The motion carried.

Senate Judiciary Committee

HB 1058

3/6/2017

Page 2

Senator Larson motioned for Do Pass as Amended. **Senator Myrdal** seconded.

A Roll Call Vote was taken. Yea: 6 Nay: 0 Absent: 0.

The motion carried.

Senator Larson carried the bill.

Chairman Armstrong ended the discussion on HB 1058.

March 6, 2017

21
3-6-17
p. 1 of 1

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1058

Page 1, line 23, overstrike "inform"

Page 1, line 24, overstrike "in writing" and insert immediately thereafter "register"

Page 1, line 24, after the second comma insert "with"

Page 2, line 3, overstrike "inform in writing" and insert immediately thereafter "register"

Page 2, line 4, after the comma insert "with"

Page 2, line 8, after "section" insert ", the individual"

Page 2, line 8, overstrike "inform in writing" and insert immediately thereafter "register"

Page 2, line 8, after "termination" insert "with"

Renumber accordingly

2017 SENATE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. HB 1058

Senate Judiciary Committee

Subcommittee

Amendment LC# or Description: 17.0317.01001

Recommendation: Adopt Amendment
 Do Pass Do Not Pass Without Committee Recommendation
 As Amended Rerefer to Appropriations
 Place on Consent Calendar
Other Actions: Reconsider _____

Motion Made By Senator Myrdal Seconded By Senator Larson

Senators	Yes	No	Senators	Yes	No
Chairman Armstrong	X		Senator Nelson	X	
Vice-Chair Larson	X				
Senator Luick	X				
Senator Myrdal	X				
Senator Osland	X				

Total (Yes) 6 No 0

Absent 0

Floor Assignment _____

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

**2017 SENATE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. HB 1058**

Senate Judiciary Committee

Subcommittee

Amendment LC# or Description: 17.0317.01001

Recommendation: Adopt Amendment
 Do Pass Do Not Pass Without Committee Recommendation
 As Amended Rerefer to Appropriations
 Place on Consent Calendar
Other Actions: Reconsider _____

Motion Made By Senator Larson Seconded By Senator Myrdal

Senators	Yes	No	Senators	Yes	No
Chairman Armstrong	X		Senator Nelson	X	
Vice-Chair Larson	X				
Senator Luick	X				
Senator Myrdal	X				
Senator Osland	X				

Total (Yes) 6 No 0

Absent 0

Floor Assignment Senator Larson

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

REPORT OF STANDING COMMITTEE

HB 1058: Judiciary Committee (Sen. Armstrong, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1058 was placed on the Sixth order on the calendar.

Page 1, line 23, overstrike "inform"

Page 1, line 24, overstrike "in writing" and insert immediately thereafter "register"

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Page 2, line 3, overstrike "inform in writing" and insert immediately thereafter "register"

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Page 2, line 8, after "section" insert ", the individual"

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Page 2, line 8, after "termination" insert "with"

Re-number accordingly

2017 TESTIMONY

HB 1058

#1
1-4-17
1058

HB 1058
Rep. Gary Paur
A bill relating to registration requirements for sexual offenders
January 4, 2017

House bill 1058 is a very simple bill with just a one-word change and is the result of testimony heard during the Interim Judiciary Committee.

The legal counsel for the North Dakota Association of Counties gave several examples for improvement of the sex offender registration statute and one of these was to: "Consider harmonizing time frames for registration." I have highlighted in yellow on the attached bill the change the bill requests (p.2 line 8 'fivethree') and in green two instances where that change would harmonize with existing law (p.1 line 23 'within three days' and p. 2 line 14 'within three days').

Thank You

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HB 1058

Rep. Gary Paur

A bill relating to registration requirements for sexual offenders

Senate Judiciary --March 6, 2017

House bill 1058 is a very simple bill with just a one-word change and is the result of testimony heard during the Interim Judiciary Committee.

The legal counsel for the North Dakota Association of Counties gave several examples for improvement of the sex offender registration statute and one of these was to: "Consider harmonizing time frames for registration." I have highlighted in yellow on the attached bill the change the bill requests (p.2 line 8 'fivethree') and in green two instances where that change would harmonize with existing law (p.1 line 24 'within three days' and p. 2 line 14 'within three days').

Thank You

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3/6/17

17.0317.01000

Sixty-fifth
Legislative Assembly
of North Dakota

INTERN DRAFT AMENDMENT HOUSE BILL NO. 1058

Page 1, line 23, remove "inform"

Page 1, line 24, replace "in writing" with "register"

Page 1, line 24, after the second comma insert "with"

Page 2, line 3 replace "inform in writing" with "register"

Page 2, line 4, after the first comma insert "with"

Page 2, line 8 after "section" insert ", the individual shall register"

Page 2, line 8, after "termination" insert "with"