

Fifty-sixth
Legislative Assembly
of North Dakota

Introduced by

Senators Solberg, Grindberg, O'Connell

A concurrent resolution for the amendment of section 11 of article IV of the Constitution of North Dakota, relating to the filling of vacancies in the legislative assembly.

STATEMENT OF INTENT

This amendment would require the legislative assembly to provide by law a specific method for filling vacancies in the legislative assembly to replace the requirement that the governor issues writs of election to fill vacancies.

BE IT RESOLVED BY THE SENATE OF NORTH DAKOTA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

That the following proposed amendment to section 11 of article IV of the Constitution of North Dakota is agreed to and must be submitted to the qualified electors of North Dakota at the primary election to be held in 2000, in accordance with section 16 of article IV of the Constitution of North Dakota.

SECTION 1. AMENDMENT. Section 11 of article IV of the Constitution of North Dakota is amended and reenacted as follows:

Section 11. ~~The governor shall issue writs of election~~ legislative assembly shall provide by law a procedure to fill such vacancies as may occur occurring in either house of the legislative assembly. The procedure must provide that the district executive committee of the political party of the member whose position becomes vacant select a person to fill the vacancy until the next general election, at which time the office must be filled by election for the remainder of the term. If the former member was elected as an independent candidate or if the executive committee does not make an appointment within ten days after receiving the notice of the vacancy from the secretary of state, the governor shall appoint a resident of the district to serve until the next general election, at which time the office must be filled by election for the remainder of the term.