

MICROFILM DIVIDER

OMB/RECORDS MANAGEMENT DIVISION
SFN 2053 (2/85) 5M



ROLL NUMBER

DESCRIPTION

1100

The micrographic images on this film are accurate reproductions of records delivered to Modern Information Systems for microfilming and were filmed in the regular course of business. The photographic process meets standards of the American National Standards Institute (ANSI) for archival microfilm. NOTICE: If the filmed image above is less legible than this Notice, it is due to the quality of the document being filmed.

Operator's Signature

Salvatore Rickford

Date

10/2/03

2003 HOUSE JUDICIARY

HB 1100

The micrographic images on this film are accurate reproductions of records delivered to Modern Information Systems for microfilming and were filmed in the regular course of business. The photographic process meets standards of the American National Standards Institute (ANSI) for archival microfilm. NOTICE: If the filmed image above is less legible than this notice, it is due to the quality of the document being filmed.

Salvatore Rickford
Operator's Signature

10/2/03
Date

2003 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1100

House Judiciary Committee

☐ Conference Committee

Hearing Date 2-3-03

Tape Number	Side A	Side B	Meter #
1	xx		0-3.6
1	xx		18-19.3
Committee Clerk Signature <i>W. Penick</i>			

Minutes: 10 members present, 3 members absent (Rep. Galvin, Rep. Bernstein, Rep. Eckre)

Chairman DeKrey: We will open the hearing on HB 1100.

Ed Nagel, Director, Office of State Auditor: (see attached testimony)

Chairman DeKrey: Thank you. Anyone else wishing to testify in support of HB 1100. In opposition to HB 1100. We will close the hearing

(Was reopened later in the same session)

Chairman DeKrey: What are the committee's wishes in regard to HB 1100.

Rep. Maragos: I move a Do Pass on the amendments.

Rep. Kingsbury: Seconded.

Voice vote: 10 Yes.

Rep. Maragos: Do Pass as amended.

Rep. Delmore: Seconded.

10 YES 0 NO 3 ABSENT DO PASS AS AMENDED CARRIER: Rep. Kingsbury

The micrographic images on this film are accurate reproductions of records delivered to Modern Information Systems for microfilming and were filmed in the regular course of business. The photographic process meets standards of the American National Standards Institute (ANSI) for archival microfilm. NOTICE: If the filmed image above is less legible than this Notice, it is due to the quality of the document being filmed.

Halston Rickford
Operator's Signature

10/2/03
Date

38059.0101
Title.0200

Adopted by the Judiciary Committee
February 3, 2003

VK
2/3/03

HOUSE AMENDMENTS TO HOUSE BILL NO. 1100 JUD 2-03-03

Page 1, line 1, remove "54-10-26,"

Page 1, line 2, remove "and working papers"

Page 1, remove lines 11 through 23

HOUSE AMENDMENTS TO HB 1100 JUD 2-03-03

Page 2, remove lines 1 and 2

Renumber accordingly

Page No. 1

38059.0101

The micrographic images on this film are accurate reproductions of records delivered to Modern Information Systems for microfilming and were filmed in the regular course of business. The photographic process meets standards of the American National Standards Institute (ANSI) for archival microfilm. NOTICE: If the filmed image above is less legible than this Notice, it is due to the quality of the document being filmed.

Yalosta Rickford
Operator's Signature

10/2/03
Date

Date: 2/3/03
Roll Call Vote #: 1

2003 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 1100

House Judiciary Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number 38059.0161 .0200

Action Taken Do Pass as Amended

Motion Made By Rep. Maragos Seconded By Rep. Delmore

Representatives	Yes	No	Representatives	Yes	No
Chairman DeKrey	✓		Rep. Delmore	✓	
Vice Chairman Maragos	✓		Rep. Eckre	AB	
Rep. Bernstein	AB		Rep. Onstad	✓	
Rep. Boehning	✓				
Rep. Galvin	AB				
Rep. Grande	✓				
Rep. Kingsbury	✓				
Rep. Klemin	✓				
Rep. Kretschmar	✓				
Rep. Wrangham	✓				

Total (Yes) 10 No 0

Absent 3

Floor Assignment Rep. Kingsbury

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

The micrographic images on this film are accurate reproductions of records delivered to Modern Information Systems for microfilming and were filmed in the regular course of business. The photographic process meets standards of the American National Standards Institute (ANSI) for archival microfilm. NOTICE: If the filmed image above is less legible than this Notice, it is due to the quality of the document being filmed.

Yalosta Rickford
Operator's Signature

10/2/03
Date

REPORT OF STANDING COMMITTEE (410)
February 3, 2003 1:52 p.m.

Module No: HR-20-1543
Carrier: Kingsbury
Insert LC: 38059.0101 Title: .0200

REPORT OF STANDING COMMITTEE

HB 1100: Judiciary Committee (Rep. DeKrey, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (10 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). HB 1100 was placed on the Sixth order on the calendar.

Page 1, line 1, remove "54-10-26,"

Page 1, line 2, remove "and working papers"

Page 1, remove lines 11 through 23

Page 2, remove lines 1 and 2

Renumber accordingly

2003 SENATE JUDICIARY

HB 1100

The micrographic images on this film are accurate reproductions of records delivered to Modern Information Systems for microfilming and were filmed in the regular course of business. The photographic process meets standards of the American National Standards Institute (ANSI) for archival microfilm. NOTICE: If the filmed image above is less legible than this Notice, it is due to the quality of the document being filmed.

Operator's Signature

Valista Rickford

Date

10/2/03

2003 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1100

Senate Judiciary Committee

☐ Conference Committee

Hearing Date 02/26/03

Tape Number	Side A	Side B	Meter #
1	X		0.0 -14.0
Committee Clerk Signature <i>Maria L. Salberg</i>			

Minutes: Senator Stanley W. Lyson, Vice Chairman, called the meeting to order. Roll call was taken and not all committee members present. Sen. Lyson requested meeting starts with testimony on the bill:

Testimony Support of HB 1100

Ed Nagel - Office of the State Auditor, (meter .08) Read Testimony - Attachment 1

Senator Thomas L. Trenbeath asked about line 6 and line 9 - why would you delete county officers (meter 3.0) discussion.

Senator Carolyn Nelson referenced the "old" language on line 14-19. discussion on the "electronic" equivalent of record keeping process. Discussed the same language clean-up on SB 2118 - Attachment #2.

Testimony in opposition of HB 1100

None

Testimony Neutral to HB 1100

Page 2

Senate Judiciary Committee

Bill/Resolution Number HB1100

Hearing Date 02/26/03

Kathy Kershman - discussed an amendment to modernize the language. We still do paper copies but they are not published books and everything is computerized.

Senator Stanley W. Lyson, Vice Chairman, closed the hearing

The micrographic images on this film are accurate reproductions of records delivered to Modern Information Systems for microfilming and were filmed in the regular course of business. The photographic process meets standards of the American National Standards Institute (ANSI) for archival microfilm. NOTICE: If the filmed image above is less legible than this Notice, it is due to the quality of the document being filmed.

Yolanda Rickford
Operator's Signature

10/2/03
Date

2003 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1100

Senate Judiciary Committee

☐ Conference Committee

Hearing Date 03/05/03

Tape Number	Side A	Side B	Meter #
1	X		39 - 45.5
Committee Clerk Signature <i>Maria L. Solberg</i>			

Minutes: Senator John T. Traynor, Chairman, called the meeting to order. Roll call was taken and all committee members present. Sen. Traynor requested meeting starts with further testimony on the bill: Amendment submitted by Kathy Gilmore with the change of shall to may to update language on the bill. (Meter 39)

Motion Made to DO PASS Amendment on HB 1100 Senator Stanley W. Lyson, Vice Chairman and seconded by Senator Thomas L. Trenbeath

Roll Call Vote: 5 Yes. 0 No. 1 Absent

Motion Passed

Motion Made to DO PASS HB 1100 as amend by Sen. Dever seconded by Sen. Trenbeath

Roll Call Vote: 5 Yes. 0 No. 1 Absent

Motion Passed

Floor Assignment: Sen. Dever

Senator John T. Traynor, Chairman closed the hearing

38059.0201

Prepared for the state treasurer

Proposed Amenments to Engrossed House Bill No. 1100

Page ~~A~~, overstrike line ~~19~~ 14 + 15

Page 4, overstrike line 20 2 become #1
 3 become 2

Page 4, line 24, overstrike "Such other books as the state auditor shall prescribe" and insert immediately thereafter "Records created and published by electronic devices deemed necessary by the state treasurer".

Renumber accordingly.

Nb

38059.0201
Title.0300

Adopted by the Judiciary Committee
March 5, 2003

JV
3-5-3

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1100

Page 1, line 14, overstrike "cash book in which must be entered the amount" and insert immediately thereafter "record"

Page 1, line 16, overstrike "ledger in which" and insert immediately thereafter "record that" and overstrike "be kept" and insert immediately thereafter "keep"

Page 1, line 17, overstrike "book in which" and insert immediately thereafter "record that" and overstrike "be shown" and insert immediately thereafter "show"

Page 1, line 19, after "prescribe" insert "The records may be created and published via electronic devices and must be in compliance with state audit guidelines" and remove the overstrike over the overstruck period

Renumber accordingly

Page No. 1

38059.0201

The micrographic images on this film are accurate reproductions of records delivered to Modern Information Systems for microfilming and were filmed in the regular course of business. The photographic process meets standards of the American National Standards Institute (ANSI) for archival microfilm. NOTICE: If the filmed image above is less legible than this Notice, it is due to the quality of the document being filmed.

Yolanda Rickford
Operator's Signature

10/2/03
Date

Date: March 5, 2003
Roll Call Vote #: 1

2003 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. HB 1100

Senate JUDICIARY Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number 38059.0201

Action Taken DO PASS Amendment Submitted by Kathy Gilmore-changing may to shall

Motion Made By Sen. Lyson Seconded By Sen. Trenbeath

<u>Senators</u>	<u>Yes</u>	<u>No</u>	<u>Senators</u>	<u>Yes</u>	<u>No</u>
Sen. John T. Traynor - Chairman	X		Sen. Dennis Bercier	A	A
Sen. Stanley Lyson - Vice Chair	X		Sen. Carolyn Nelson	A	A
Sen. Dick Dever	X				
Sen. Thomas L. Trenbeath	X				

Total (Yes) Four (4) No ZERO (0)

Absent TWO (2)

Floor Assignment _____

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

The micrographic images on this film are accurate reproductions of records delivered to Modern Information Systems for microfilming and were filmed in the regular course of business. The photographic process meets standards of the American National Standards Institute (ANSI) for archival microfilm. NOTICE: If the filmed image above is less legible than this Notice, it is due to the quality of the document being filmed.

Yalosta Rickford
Operator's Signature

10/2/03
Date

Date: March 5, 2003
Roll Call Vote #: 2

2003 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. HB 1100

Senate JUDICIARY Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number 38059.0201

Action Taken DO PASS as Amended

Motion Made By Sen. Lyson Seconded By Sen. Trenbeath

Senators	Yes	No	Senators	Yes	No
Sen. John T. Traynor - Chairman	X		Sen. Dennis Bercier	A	A
Sen. Stanley. Lyson - Vice Chair	X		Sen. Carolyn Nelson	X	
Sen. Dick Dever	X				
Sen. Thomas L. Trenbeath	X				

Total (Yes) FIVE (5) No ZERO (0)

Absent ONE (1)

Floor Assignment Sen. Dever

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

The micrographic images on this film are accurate reproductions of records delivered to Modern Information Systems for microfilming and were filmed in the regular course of business. The photographic process meets standards of the American National Standards Institute (ANSI) for archival microfilm. NOTICE: If the filmed image above is less legible than this Notice, it is due to the quality of the document being filmed.

Yolanda Rickford
Operator's Signature

10/2/03
Date

REPORT OF STANDING COMMITTEE (410)
March 6, 2003 8:43 a.m.

Module No: SR-40-4059
Carrier: Dever
Insert I.C: 38059.0201 Title: .0300

REPORT OF STANDING COMMITTEE

HB 1100, as engrossed: Judiciary Committee (Sen. Traynor, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (5 YEARS, 0 DAYS, 1 ABSENT AND NOT VOTING). Engrossed HB 1100 was placed on the Sixth order on the calendar.

Page 1, line 14, overstrike "cash book in which must be entered the amount" and insert immediately thereafter "record"

Page 1, line 16, overstrike "ledger in which" and insert immediately thereafter "record that" and overstrike "be kept" and insert immediately thereafter "keep"

Page 1, line 17, overstrike "book in which" and insert immediately thereafter "record that" and overstrike "be shown" and insert immediately thereafter "show"

Page 1, line 19, after "~~prescribe~~" insert "The records may be created and published via electronic devices and must be in compliance with state audit guidelines" and remove the overstrike over the overstruck period

Renumber accordingly

2003 TESTIMONY

HB 1100

The micrographic images on this film are accurate reproductions of records delivered to Modern Information Systems for microfilming and were filmed in the regular course of business. The photographic process meets standards of the American National Standards Institute (ANSI) for archival microfilm. NOTICE: If the filmed image above is less legible than this Notice, it is due to the quality of the document being filmed.

Operator's Signature

Valista Rickford

Date

10/2/03

STATE AUDITOR
ROBERT A. PETERSON



STATE OF NORTH DAKOTA
OFFICE OF THE STATE AUDITOR
STATE CAPITOL
600 E. BOULEVARD AVE., DEPT. 117
BISMARCK, ND 58505

PHONE
(701) 329-2241
FAX
(701) 329-1406

**TESTIMONY BEFORE THE HOUSE
JUDICIARY COMMITTEE**
February 3, 2003

House Bill No. 1100

Testimony - Presented by Ed Nagel, Jr.
Director

Chairman DeKrey, members of the committee, my name is Ed Nagel. I am here to testify in support of House Bill No. 1100.

This bill proposes 4 changes to existing law that pertain to the State Auditor's duties and responsibilities.

The first change is on lines 7 through 10, of page 1. This change will allow the State Auditor and the Attorney General to use their discretion in determining what action should be taken, if any, when an agency refuses to obey a recommendation made by the State Auditor. The current language is inflexible and not practical if the recommendation made by the State Auditor does not require compliance with law.

The second change is on lines 16 through 21 on page 1. This change includes draft audit reports in the definition of working papers and would make draft audit reports exempt from the open records law. We are proposing an amendment to this bill which would remove the proposed changes on lines 16 through 21, since HB 1051 has been passed by the House and addresses the draft audit report issue.

The third change is in section 3, line 12 on page 2. The State Auditor does not prescribe any books specifically for the state treasurer to maintain. The State Auditor recommends that all agencies, including the State Treasurer, maintain appropriate records. The language in line 12 is outdated and serves no useful purpose.

The last change proposed by this bill is on line 20 of page 2. The change would make the director of the Office of Management and Budget responsible for determining the form for state warrants, instead of the State Auditor. This duty would be better handled by the Office of Management and Budget, than by the State Auditor's Office. The Office of Management and Budget works closely with the Information Technology Department and the Treasurer's Office. Also, the Office of Management and Budget is responsible for the state's accounting system which is tied into the checking writing process.

I urge your favorable consideration of this bill and I will answer any questions you have regarding the bill.

The micrographic images on this film are accurate reproductions of records delivered to Modern Information Systems for microfilming and were filmed in the regular course of business. The photographic process meets standards of the American National Standards Institute (ANSI) for archival microfilm. NOTICE: If the filmed image above is less legible than this Notice, it is due to the quality of the document being filmed.

Halosta Rickford
Operator's Signature

10/2/03
Date

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1100

Page 1, line 16, remove the overstrike over "and"

Page 1, line 16, remove "all auditor"

Page 1, line 17, remove "internal and other correspondence relating to an audit or investigation, and all draft reports or"

Page 1, line 18, remove "portions thereof"

Page 1, line 19, remove "A draft audit report given to a state"

Page 1, line 20, remove "agency or political subdivision being audited is confidential until the final audit report is"

Page 1, line 21, remove "completed or work ceases on the audit."

Renumber accordingly

STATE AUDITOR
ROBERT R. PETERSON



STATE OF NORTH DAKOTA
OFFICE OF THE STATE AUDITOR
STATE CAPITOL
600 E. BOULEVARD AVE. - DEPT. 117
BISMARCK, ND 58505

PHONE
(701) 328-2241
FAX
(701) 328-1406

AH #1

**TESTIMONY BEFORE THE SENATE
JUDICIARY COMMITTEE
February 26, 2003**

**Engrossed House Bill No. 1100
Testimony - Presented by Ed Nagel, Jr.
Director**

Chairman Traynor, members of the committee, my name is Ed Nagel. I'm here to testify in support of Engrossed House Bill No. 1100.

This bill proposes 3 changes to existing law that pertain to the State Auditor's duties and responsibilities.

The first change is on page 1, lines 6 through 10. This change will allow the State Auditor and the Attorney General to use their discretion in determining what action should be taken, if any, when an agency refuses to obey a recommendation made by the State Auditor. The current language is inflexible and not practical when recommendations made by the State Auditor do not require compliance with law.

The second change is on line 19 of page 1. The State Auditor does not prescribe any books specifically for the State Treasurer to maintain. The State Auditor recommends that all agencies, including the State Treasurer, maintain appropriate records. The language in line 19 is outdated and serves no worthwhile purpose.

The last change proposed by this bill is page 2, line 4. The change would make the director of the Office of Management and Budget responsible for determining the form for state warrants, instead of the State Auditor. This duty would be better handled by the Office of Management and Budget, than by the State Auditor's Office. The Office of Management and Budget works closely with the Information Technology Department and the Treasurer's Office. Also, the Office of Management and Budget is responsible for the state's accounting system which is tied into the checking writing process.

I urge your favorable consideration of this bill and I will answer any questions you have regarding the bill.

The micrographic images on this film are accurate reproductions of records delivered to Modern Information Systems for microfilming and were filmed in the regular course of business. The photographic process meets standards of the American National Standards Institute (ANSI) for archival microfilm. NOTICE: If the filmed image above is less legible than this Notice, it is due to the quality of the document being filmed.

Operator's Signature

Yolanda Rickford

Date

10/2/03

PROPOSED AMENDMENTS TO HOUSE BILL 1100

- Line 14 1. A ~~cash book in which must be entered the amount~~ record of all moneys received or paid
Line 15 out, showing from whom received or to whom paid and on what account or fund.
Line 16 2. A ~~ledger in record~~ which must ~~be kept~~ keep an account with each fund.
Line 17 3. A daily balance ~~book in record~~ which must ~~be shown~~ show the amount in state
Line 18 depositories and the amount in cash on hand.
Line 19 4. ~~Such other books as the state auditor shall prescribe.~~ Records ^{may} be created and
Line 20 published via electronic devices and shall be in compliance with state audit guidelines.
Line 21 These records must be disposed of in accordance with the procedures established pursuant
Line 22. to Chapter 54-46.

Line 23 **SECTION 3. AMENDMENT.** Section 54-27-08 of the North Dakota Century Code
Line 24 is Amended and reenacted as follows:

4
AH # 2

38123.0200

FIRST ENGROSSMENT

Fifty-eighth
Legislative Assembly
of North Dakota

ENGROSSED SENATE BILL NO. 2118

Introduced by

Government and Veterans Affairs Committee

(At the request of the State Treasurer)

- 1 A BILL for an Act to amend and reenact sections 1-02-35, 54-11-01, and 54-11-04 of the North
2 Dakota Century Code, relating to warrants, duties, and records of the state treasurer; and to
3 repeal section 54-11-03 of the North Dakota Century Code, relating to the redemption of
4 warrants by the state treasurer.

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

6 **SECTION 1. AMENDMENT.** Section 1-02-35 of the North Dakota Century Code is
7 amended and reenacted as follows:

8 **1-02-35. Date of taking effect of code.** This code is hereby declared to be an
9 emergency measure and this code shall take effect and be in force immediately upon its
10 passage by the legislative assembly and approval of the governor with the following exceptions:
11 4-01-14, 6-01-21.4, 6-09-17, 11-10-02, 11-10-06, 12-49-06, 15-21-02, 15-39-16, 15-39-21,
12 15-39-32, 15-40-07, 15-40-19, 15-40-20, 15-44-02, 15-44-03, 18-03-03, 18-03-04, 18-03-05,
13 18-03-07, 18-03-08, 18-04-02, 18-04-03, 18-04-05, 18-04-06, 18-05-12, 18-05-13, 19-01-08,
14 19-05-08, 19-05-09, 19-05-10, 20-13-07, 20-14-08, 24-02-12, 24-02-13, 24-02-37, 25-08-10,
15 25-08-11, 25-08-13, 25-08-14, 25-08-15, 25-08-16, 25-08-17, 25-08-19, 25-08-20, 25-08-21,
16 26-22-09, 27-07-02, 27-08-20, 27-18-01, 27-18-02, 27-18-03, 27-18-04, 27-18-05, 29-01-14,
17 29-07-06, 32-12-03, 32-12-04, 33-01-00.1, 33-01-08, 33-01-23, 33-03-12, 33-12-12, 36-22-09,
18 37-06-02, 37-06-03, 37-06-06, 37-15-13, 37-15-15, 39-03-08, 40-07-08, 40-14-01, 40-15-01,
19 40-18-01, 40-18-03, 40-18-05, 40-18-06, 40-18-07, 40-18-08, 40-18-10, 40-18-11, 40-18-13,
20 40-18-14, 40-18-16, 40-18-17, 40-18-18, 40-18-19, 50-06-14, 54-06-06, 54-06-08, 54-10-01,
21 54-10-02, 54-10-03, 54-10-04, 54-11-01, 54-11-02, ~~54-11-03~~, 54-12-07, 54-14-01, 54-14-02,
22 54-15-04, 54-15-05, 54-15-06, 54-15-08, 54-15-09, 54-15-13, 54-16-08, 54-16-09, 54-18-14,
23 54-23-06, 54-23-41, 54-26-14, 54-27-03, 54-27-04, 54-27-05, 54-27-06, 54-27-07, 54-27-08,
24 54-27-09, 54-27-11, 54-27-14, 54-27-15, 54-27-15.1, 54-27-15.4, 54-30-16, 55-01-04,

Page No. 1

38123.0200

The micrographic images on this film are accurate reproductions of records delivered to Modern Information Systems for microfilming and were filmed in the regular course of business. The photographic process meets standards of the American National Standards Institute (ANSI) for archival microfilm. NOTICE: If the filmed image above is less legible than this Notice, it is due to the quality of the document being filmed.

Yalosta Rickford
Operator's Signature

10/2/03
Date

Fifty-eighth
Legislative Assembly

1 55-01-07, 57-37-24, 57-45-08, 58-05-02, 58-05-07, 61-02-13, and chapter 54-44, except that
2 any portion of those above sections or chapters relating to state purchases and printing, the
3 state printing commission and the state printer are effective upon the final passage and
4 approval of this code. The equivalent sections of the North Dakota Revised Code of 1943 and
5 the 1957 Supplement to the North Dakota Revised Code of 1943 of the above sections are in
6 effect through June 30, 1961.

7 The following chapters and sections are repealed on July 1, 1961: chapters 10-08,
8 10-09, 10-10, 10-11, 54-13; sections 6-01-21, 11-10-03, 40-18-02, 54-10-05, 54-10-06,
9 54-10-07, 54-10-08, 54-10-09, 54-10-11, 54-15-12, 54-15-14, 54-21-15, 54-21-16, 54-27-15.2,
10 and 65-02-10.

11 **SECTION 2. AMENDMENT.** Section 54-11-01 of the North Dakota Century Code is
12 amended and reenacted as follows:

13 **54-11-01. Duties of state treasurer.** The state treasurer shall:

- 14 1. Receive and keep all the moneys belonging to the state not required to be
15 received and kept by some other person.
16 2. Register the orders or certificates of the office of management and budget
17 delivered to the state treasurer when moneys are paid or to be paid into the
18 treasury.
19 3. Prepare a receipt for each deposit of money into the treasury. The receipt must
20 show the amount, the source from which the money accrued, and the funds into
21 which it is paid. The receipts must be numbered in order. Duplicates, if requested,
22 must be delivered to the office of management and budget and the person paying
23 money into the treasury.
24 4. Pay warrants drawn by the office of management and budget and signed by the
25 state auditor out of the funds upon which they are drawn and in the order in which
26 they are presented.
27 5. Keep an account of all moneys received and disbursed.
28 6. Keep separate accounts of the different funds.
29 7. Keep a record of all revenues and expenditures of state agencies and all moneys
30 received and disbursed by the treasurer in accordance with the requirements of
31 the state's central accounting system.
- Example*

Fifty-eighth
Legislative Assembly

- 1 8. Receive in payment of public dues the warrants drawn by the office of
- 2 management and budget and signed by the state auditor in conformity with law.
- 3 9. Redeem warrants drawn by the office of management and budget and signed by
- 4 the state auditor in conformity with law, if there is money in the treasury
- 5 appropriated for that purpose.
- 6 10. Report to the office of management and budget on the last day of each month the
- 7 amount disbursed for the redemption of bonds and the payment of warrants during
- 8 the month. The report must show:
- 9 a. The date and number of each bond and warrant;
- 10 b. The fund out of which each was paid; and
- 11 c. The balance in cash on hand in the treasury to the credit of each fund.
- 12 11. At the request of either house of the legislative assembly, or of any committee
- 13 thereof, give information in writing as to the condition of the treasury, or upon any
- 14 subject relating to the duties of office.
- 15 12. Submit a biennial report to the governor and the secretary of state in accordance
- 16 with section 54-06-04. In addition to any requirements established pursuant to
- 17 section 54-06-04, the report must show the exact balance in the treasury to the
- 18 credit of the state. The report also must show in detail the receipts and
- 19 disbursements, together with a summary thereof, the balances in the various funds
- 20 at the beginning and ending of the biennium, and also must show where the funds
- 21 of the state are deposited. It must be certified by the state treasurer and approved
- 22 by the governor.
- 23 13. Authenticate with the official state seal ~~of the state treasurer~~ all writings and
- 24 papers issued from the treasurer's office.
- 25 14. ~~Keep a book in which the state treasurer shall enter all warrants paid, giving the~~
- 26 ~~name of the owner and the number and amount of each warrant.~~
- 27 45. Keep and disburse all moneys belonging to the state in the manner provided by
- 28 law.
- 29 46. 15. Keep books of the state treasurer open at all times for the inspection of the
- 30 governor, the state auditor, the commissioner of financial institutions, the office of

Fifty-eighth
Legislative Assembly

- 1 management and budget, and any committee appointed to examine them by either
2 house of the legislative assembly.
3 ~~47~~ 16 Unless otherwise specified by law, credit all income earned on the deposit or
4 investment of all state moneys to the state's general fund. This subsection does
5 not apply to:
6 a. Income earned on state moneys that are deposited or invested to the credit of
7 the industrial commission or any agency, utility, industry, enterprise, or
8 business project operated, managed, controlled, or governed by the industrial
9 commission.
10 b. Income earned by the Bank of North Dakota for its own account on state
11 moneys that are deposited in or invested with the Bank.
12 c. Income earned on college and university funds not deposited in the state
13 treasury.
14 ~~48~~ 17 Perform all other duties as are prescribed by law.

15 **SECTION 3. AMENDMENT.** Section 54-11-04 of the North Dakota Century Code is
16 amended and reenacted as follows:

17 **54-11-04. Records of state treasurer.** The state treasurer shall keep the following
18 records:

- 19 1. ~~A cash book in which must be entered the amount of all moneys received or paid~~
20 ~~out, showing from whom received or to whom paid and on what account or fund.~~
21 2. A ledger in which must be kept an account with each fund.
22 ~~3.~~ 2. A daily balance book in which must be shown the amount in state depositories and
23 the amount in cash on hand.
24 ~~4.~~ 3. *records are created & published via electronic devices as necessary.*
~~Such other books as the state auditor shall prescribe.~~

25 These records must be disposed of in accordance with the procedures established pursuant to
26 chapter 54-46.

27 **SECTION 4. REPEAL.** Section 54-11-03 of the North Dakota Century Code is
28 repealed.

*State
Kathy Galmore*