

Sixty-ninth
Legislative Assembly
of North Dakota

**PROPOSED AMENDMENTS TO
FIRST ENGROSSMENT**

ENGROSSED HOUSE BILL NO. 1374

Introduced by

Representatives Klemin, Fegley, Warrey

Senator Barta

1 A BILL for an Act to create and enact a new section to chapter 44-04 and a new section to
2 chapter 58-03 of the North Dakota Century Code, relating to an open meeting exemption for a
3 board of township supervisors when conducting an onsite inspection.

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

5 **SECTION 1.** A new section to chapter 44-04 of the North Dakota Century Code is created
6 and enacted as follows:

7 **Township onsite inspections - Exemption.**

8 An onsite inspection conducted under section 2 of this Act is an exempt meeting.

9 **SECTION 2.** A new section to chapter 58-03 of the North Dakota Century Code is created
10 and enacted as follows:

11 **Onsite inspections - Exempt meeting.**

12 ~~— If a township officer is unable to perform an onsite inspection to execute a power afforded to~~
13 ~~a township officer under this title, or the board of township supervisors is serving as the~~
14 ~~township officers and the staff of the township, a~~

15 1. A gathering of the members of a board of township supervisors to conduct an onsite
16 inspection under this title is an exempt meeting as defined under section 44-04-17.1 if:

17 a. Township officers are not capable of performing the inspection;

18 b. Township officers are unavailable to perform the inspection;

19 c. A township officer position is vacant; or

1 d. Members of the board of township supervisors are serving as township officers or
2 staff.

3 2. The board of township supervisors shall make good-faith efforts to provide notice of
4 the inspections to each news medium that has filed a written request for notice if the
5 request includes the news medium's telephone number. The notice must be given by
6 telephone or by any other method used to notify the members of the public body.