

**FIRST ENGROSSMENT
with House Amendments**

Fifty-ninth
Legislative Assembly
of North Dakota

ENGROSSED SENATE BILL NO. 2345

Introduced by

Senators Every, Triplett

Representatives Devlin, Nelson, Vigesaa

1 A BILL for an Act to amend and reenact section 23-11-05 of the North Dakota Century Code,
2 relating to the compensation of housing authority commissioners.

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

4 **SECTION 1. AMENDMENT.** Section 23-11-05 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **23-11-05. Commissioners of authority - Appointment, qualifications, tenure,**
7 **compensation.** When the governing body of a city adopts a resolution, declaring there is need
8 for a housing authority, ~~it~~ the governing body promptly shall notify the mayor of ~~such~~ the
9 adoption. Upon receiving ~~such~~ the notice, the mayor shall appoint five persons as
10 commissioners of the authority ~~created for said city~~. When the governing body of a county
11 adopts a resolution declaring there is need for a housing authority, ~~said~~ the governing body
12 shall appoint five persons as commissioners of the authority ~~created for said county~~. The
13 commissioners who are first appointed must be designated to serve for terms of one, two,
14 three, four, and five years, respectively, from the date of ~~their~~ appointment, and ~~thereafter,~~ after
15 that time each commissioner must be appointed for a term of office of five years except that all
16 vacancies must be filled for the unexpired term. A commissioner shall hold office until a
17 successor has been appointed and has qualified. A certificate of the appointment or
18 reappointment of any commissioner must be filed with the auditor of the city or county, as the
19 case may be, and ~~such~~ the certificate is conclusive evidence of the due and proper
20 appointment of ~~such~~ the commissioner. A commissioner, other than one who is a county
21 commissioner, may receive ~~ten dollars up to forty-five dollars~~ a day for each day necessarily
22 devoted to the work of the office ~~and is entitled to the necessary expenses, including traveling~~
23 ~~expenses, incurred in the discharge of these duties~~. The per diem compensation provided for
24 in this section may not exceed ~~three~~ six hundred dollars in any one fiscal year. A

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- 1 commissioner, other than one who is a county commissioner, also may be compensated for the
- 2 necessary expenses, including travel expenses, incurred in the discharge of the
- 3 commissioner's duties.