

**HOUSE CONCURRENT RESOLUTION NO. 3044**

Introduced by

Representative Kretschmar

1 A concurrent resolution directing the Legislative Council to study the filling of vacancies in the  
2 Legislative Assembly.

3 **WHEREAS**, Article IV, Section 11 of the Constitution of North Dakota authorizes the  
4 Legislative Assembly to provide by law a procedure to fill vacancies occurring in either house of  
5 the Legislative Assembly; and

6 **WHEREAS**, in 2001 and 2003 the Legislative Assembly revised the procedures for  
7 filling vacancies in legislative offices; and

8 **WHEREAS**, vacancies in the Legislative Assembly are now filled by political party  
9 officials who select individuals to fill vacancies and the qualified electors of legislative districts  
10 may subsequently petition for special elections to fill the vacancies; and

11 **WHEREAS**, the current procedures for filling legislative vacancies can be confusing and  
12 may serve to limit the ability of residents of a legislative district to elect an individual of their  
13 choosing to the Legislative Assembly;

14 **NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES**  
15 **OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:**

16 That the Legislative Council study the filling of vacancies in the Legislative Assembly;  
17 and

18 **BE IT FURTHER RESOLVED**, that the Legislative Council report its findings and  
19 recommendations, together with any legislation required to implement the recommendations, to  
20 the Sixtieth Legislative Assembly.