

**FIRST ENGROSSMENT
with House Amendments
ENGROSSED SENATE BILL NO. 2300**

Introduced by

Senators Unruh, Cook, Poolman

Representatives Delzer, Guggisberg, Headland

1 A BILL for an Act to amend and reenact sections 54-35.2-01, 54-35.2-02, 54-35.2-03,
2 54-35.2-04, and 54-35.2-05 of the North Dakota Century Code, relating to transforming the
3 advisory commission on intergovernmental relations into legislative management appointed
4 task forces on intergovernmental issues.

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

6 **SECTION 1. AMENDMENT.** Section 54-35.2-01 of the North Dakota Century Code is
7 amended and reenacted as follows:

8 **54-35.2-01. ~~Advisory commission~~Task force on intergovernmental relations -**
9 **Membership -~~Terms - Meetings.~~**

10 1. ~~The advisory commission~~legislative management may appoint task forces on
11 intergovernmental relations ~~consists of twelve members:~~

12 a. ~~The North Dakota league of cities executive committee shall appoint two~~
13 ~~members of the commission.~~

14 b. ~~The North Dakota association of counties executive committee shall appoint two~~
15 ~~members of the commission.~~

16 e. ~~The North Dakota township officers association executive board of directors shall~~
17 ~~appoint one member of the commission.~~

18 d. ~~The North Dakota recreation and park association executive board shall appoint~~
19 ~~one member of the commission.~~

20 e. ~~The North Dakota school boards association board of directors shall appoint one~~
21 ~~member of the commission.~~

22 f. ~~The governor or the governor's designee is a member of the commission.~~

23 g. ~~The legislative management shall appoint four members of the legislative~~
24 ~~assembly as members of the commission~~issues assigned by the legislative

1 management based on a study directive of a legislative bill or resolution and may
2 appoint to each task force representatives of political subdivisions, the governor
3 or the governor's designee, and members of the legislative assembly. The
4 majority of the members of any task force appointed must be members of the
5 legislative assembly. Task force appointees as representatives of political
6 subdivisions may be selected from nominees of the North Dakota league of
7 cities, association of counties, township officers association, recreation and park
8 association, and school boards association.

- 9 2. The legislative management shall designate the chairman and vice chairman and the
10 study directive of the commission~~each task force.~~
- 11 3. ~~All members of the commission shall serve for a term of two years, beginning July first~~
12 ~~of each odd-numbered year, and may be reappointed for additional terms.~~
- 13 4. ~~If any member of the commission resigns or ceases to be a member of the class the~~
14 ~~member represents, that person's membership on the commission ceases~~
15 ~~immediately and the appropriate appointing authority may appoint a new member for~~
16 ~~the remainder of the term.~~
- 17 5. ~~The commission~~Each task force shall meet at least semiannually at the call of its
18 chairman.

19 **SECTION 2. AMENDMENT.** Section 54-35.2-02 of the North Dakota Century Code is
20 amended and reenacted as follows:

21 **54-35.2-02. Functions and duties.**

22 ~~The advisory commission~~Each task force on intergovernmental relations~~issues shall:~~

- 23 1. ~~Serve~~ serve as a forum for the discussion of resolution of intergovernmental-
24 ~~problems~~issues relating to its study directive.
- 25 2. ~~Engage in activities and studies relating to the following subjects:~~
- 26 a. ~~Local governmental structure.~~
- 27 b. ~~Fiscal and other powers and functions of local governments.~~
- 28 c. ~~Relationships between and among local governments and the state or any other~~
29 ~~government.~~
- 30 d. ~~Allocation of state and local resources.~~

- 1 e. Interstate issues involving local governments, including cooperation with-
- 2 appropriate authorities of other states.
- 3 f. Statutory changes required to implement commission recommendations.
- 4 3. Present reports and recommended legislative bills to the legislative management for
- 5 consideration in the same manner as legislative management interim committees.
- 6 4. Prepare model ordinances or resolutions for consideration by officials of political
- 7 subdivisions.

8 **SECTION 3. AMENDMENT.** Section 54-35.2-03 of the North Dakota Century Code is
9 amended and reenacted as follows:

10 **54-35.2-03. Staff services.**

11 ~~The advisory commission~~Each task force on intergovernmental relationsissues may request
12 provision of appropriate staff services from the legislative council.

13 **SECTION 4. AMENDMENT.** Section 54-35.2-04 of the North Dakota Century Code is
14 amended and reenacted as follows:

15 **54-35.2-04. Finances**~~Compensation and expenses.~~

16 4. A member of the ~~advisory commission~~task force on intergovernmental relationsissues
17 who is a member of the legislative assembly is entitled to receive, from funds available to the
18 ~~commission~~task force, compensation per day for each day spent in attendance at
19 ~~commission~~task force meetings in the same amount as provided for members of interim
20 committees of the legislative management and reimbursement for travel and other necessary
21 expenses incurred in the performance of official duties in the amounts provided by law for other
22 state officers. Members of the ~~advisory commission~~task force on intergovernmental
23 relationsissues who are appointed by an organization representing represent political
24 subdivisions may be reimbursed for attendance at ~~commission~~task force meetings by the
25 organization by which they were appointedthey represent.

- 26 2. The commission may apply for, contract for, receive, and expend for its purposes any
- 27 appropriation or grant from any public or private source.
- 28 3. Political subdivisions of the state may appropriate funds to the commission to share in
- 29 the cost of its operations.

30 **SECTION 5. AMENDMENT.** Section 54-35.2-05 of the North Dakota Century Code is
31 amended and reenacted as follows:

1 **54-35.2-05. Reports.**

2 ~~The advisory commission~~Each task force on intergovernmental relationsissues shall report
3 its findings and recommendations and any proposed legislation necessary to implement the
4 recommendations to the legislative management ~~at the time and in the manner reports are~~
5 ~~made by interim committees of the legislative management. The legislative management may~~
6 ~~accept, reject, or amend the report of the advisory commission on intergovernmental relations.~~
7 ~~The legislative management shall include the report, or any portion of it, as accepted, rejected,~~
8 ~~or amended, in the legislative management's final report. Copies of the report of the advisory~~
9 ~~commission on intergovernmental relations, as accepted, rejected, or amended by the~~
10 ~~legislative management, must be available to counties, cities, townships, appropriate state~~
11 ~~departments and agencies, and the public~~by the deadline provided by the legislative
12 management when the task force was appointed. A majority of the members of each task force
13 and a majority of the legislative assembly members of each task force must vote in favor of any
14 proposed legislation before the proposed legislation may be recommended to the legislative
15 management.