## Sixty-fifth Legislative Assembly of North Dakota In Regular Session Commencing Tuesday, January 3, 2017

SENATE BILL NO. 2136 (Senators Grabinger, Oehlke) (Representatives Dobervich, Pollert, Satrom)

AN ACT to amend and reenact section 23-11-05 of the North Dakota Century Code, relating to the appointment of housing authority commissioners.

## BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

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

## 23-11-05. Commissioners of authority - Appointment, qualifications, tenure, compensation.

When the governing body of a city adopts a resolution declaring there is need for a housing authority, the governing body promptly shall notify the mayor of the adoption. Upon receiving the notice, the mayor shall appoint no fewer than five persons as commissioners of the authority. When the governing body of a county adopts a resolution declaring there is need for a housing authority, the governing body shall appoint no fewer than five persons as commissioners of the authority. The commissioners who are firstmust be appointed must be designated to serve for terms of one, two, three, four, and five years, respectively, from the date of appointment, and after that time eachcommissioner must be appointed for a term of office for terms of five years, except that all vacancies must be filled for the unexpired term. The terms of the commissioners must be staggered to ensure an approximately equal number of appointments expire each year and the term of one or more commissioners may initially be less than five years to accommodate the required staggering of terms. A commissioner shall hold office until a successor has been appointed and has qualified. A certificate of the appointment or reappointment of any commissioner must be filed with the auditor of the city or county, as the case may be, and the certificate is conclusive evidence of the due and properappointment of the commissioner. The governing body of the city or county shall establish the rate of compensation for commissioners and actual expenses incurred by commissioners may be reimbursed at the official reimbursement rates of the appointing authority.

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	Preside	President of the Senate			Speaker of the House	
	Secreta	ary of the Senate		Chief Clerk of the House		
This certifies the Dakota and is	nat the within bi known on the re	ll originated in the cords of that body	Senate of the S as Senate Bill N	ixty-fifth Legislative o. 2136.	Assembly of North	
Senate Vote:	Yeas 46	Nays 0	Absent 1			
House Vote:	Yeas 69	Nays 23	Absent 2			
				Secretary of the S	enate	
Received by the Governor atM. on					, 2017.	
Approved at	M. on _				, 2017.	
				Governor		
Filed in this office thisday of					, 2017,	
at o	clock	_M.				
				Secretary of State	<u> </u>	