

2021 HOUSE POLITICAL SUBDIVISIONS

HB 1390

2021 HOUSE STANDING COMMITTEE MINUTES

Political Subdivisions Committee Room JW327B, State Capitol

HB1390
1/29/2021
House Political Subdivisions

An act to provide an appropriation to the state board or higher education relating to training for election workers; and to provide for a report

Chairman Dockter: (10:10). Opened the hearing.

Representatives	
Representative Jason Dockter	P
Representative Brandy Pyle	P
Representative Mary Adams	P
Representative Claire Cory	P
Representative Sebastian Ertelt	A
Representative Clayton Fegley	P
Representative Patrick Hatlestad	P
Representative Mary Johnson	A
Representative Lawrence R. Klemin	P
Representative Donald Longmuir	P
Representative Dave Nehring	P
Representative Marvin E. Nelson	P
Representative Luke Simons	P
Representative Nathan Toman	P

Discussion Topics:

- Election worker training development
- Appropriation of \$50,000

Rep. Dobervich: Introduced the bill.

Brian Neweby, Election Official: No written testimony.

Lisa Johnson, Vice Chancellor for University System: No written testimony.

Vice Chairman Pyle: Made a motion for an amendment Higher Board of Education in conjunction with Secretary of State.

Rep. Adams: Second the motion.

Voice vote carried.

Rep. Adams: Made a do pass as amended.

Rep. Nelson: Second the motion.

Representatives	Vote
Representative Jason Dockter	Y
Representative Brandy Pyle	Y
Representative Mary Adams	Y
Representative Claire Cory	N
Representative Sebastian Ertelt	A
Representative Clayton Fegley	Y
Representative Patrick Hatlestad	Y
Representative Mary Johnson	A
Representative Lawrence R. Klemin	A
Representative Donald Longmuir	Y
Representative Dave Nehring	Y
Representative Marvin E. Nelson	Y
Representative Luke Simons	N
Representative Nathan Toman	N

Roll call vote 8-3-3 carried.

Rep. Hatlestad: Will carry the bill.

Chairman Dockter: (10:50). Closed the hearing.

Chairman Dockter: (11:30). Reopened

Rep. Hatlestad: Will reconsider his motion.

Rep. Adams: Will reconsider her second to the motion.

Rep. Hatlestad: Made a motion to amend the bill and make it into a Legislative Management study with no appropriation.

Rep. Adams: Second the motion.

Voice vote carried.

Rep. Hatlestad: Made a motion do pass as amended.

Rep. Adams: Second the motion.

Rep. Hatlestad: Withdrew his motion.

Rep. Adams: Withdrew her second.

Rep. Ertelt: Made a do pass motion on the original bill in conjunction with the Secretary of State and State Board of Higher Education and re-referred to appropriations.

Rep. Adams: Second the motion.

Representatives	Vote
Representative Jason Dockter	Y
Representative Brandy Pyle	Y
Representative Mary Adams	Y
Representative Claire Cory	N
Representative Sebastian Ertelt	N
Representative Clayton Fegley	N
Representative Patrick Hatlestad	N
Representative Mary Johnson	A
Representative Lawrence R. Klemin	N
Representative Donald Longmuir	N
Representative Dave Nehring	N
Representative Marvin E. Nelson	Y
Representative Luke Simons	N
Representative Nathan Toman	N

4-9-1 Motion failed.

Rep. Hatlestad: Amendment to remove the appropriations and turn into a legislative management study. Proposed amendment 21.0395.02001.

Vice Chairman Pyle: Second the motion.

Voice vote carried.

Rep. Hatlestad: Do pass as amended.

Representatives	Vote
Representative Jason Dockter	Y
Representative Brandy Pyle	Y
Representative Mary Adams	Y
Representative Claire Cory	N
Representative Sebastian Ertelt	N
Representative Clayton Fegley	Y
Representative Patrick Hatlestad	Y
Representative Mary Johnson	A
Representative Lawrence R. Klemin	Y
Representative Donald Longmuir	Y
Representative Dave Nehring	Y
Representative Marvin E. Nelson	N
Representative Luke Simons	N
Representative Nathan Toman	N

Roll call vote 8-5-1 carried.

Chairman Dockter: (11:45). Closed committee work.

Carmen Hickle, Committee Clerk

January 29, 2021

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1/29/21

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1390

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to provide for a legislative management study of training for election workers.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. LEGISLATIVE MANAGEMENT STUDY - TRAINING FOR ELECTION WORKERS. During the 2021-23 interim, the legislative management shall consider studying the training of election workers. The study must include input from the secretary of state and county auditors. The study must consider election processes and emerging training technologies and identify best practices for modernizing training for election workers. The legislative management shall report its findings and recommendations, together with any legislation necessary to implement the recommendations, to the sixty-eighth legislative assembly."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1390: Political Subdivisions Committee (Rep. Dockter, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (8 YEAS, 5 NAYS, 1 ABSENT AND NOT VOTING). HB 1390 was placed on the Sixth order on the calendar.

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to provide for a legislative management study of training for election workers.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. LEGISLATIVE MANAGEMENT STUDY - TRAINING FOR ELECTION WORKERS. During the 2021-23 interim, the legislative management shall consider studying the training of election workers. The study must include input from the secretary of state and county auditors. The study must consider election processes and emerging training technologies and identify best practices for modernizing training for election workers. The legislative management shall report its findings and recommendations, together with any legislation necessary to implement the recommendations, to the sixty-eighth legislative assembly."

Renumber accordingly

2021 SENATE POLITICAL SUBDIVISIONS

HB 1390

2021 SENATE STANDING COMMITTEE MINUTES

Political Subdivisions Committee Sakakawea, State Capitol

HB 1390
3/11/2021

A BILL for an Act to provide for a legislative management study of training for election workers.

Chairman Burckhard opened the hearing on HB 1390 at 9:35 a.m.

Members present: Burckhard, Anderson, Lee, Larson, Kannianen, Oban, Heitkamp.

Discussion Topics:

- Poll of County Auditors
- Election training process
- Taskforce V.S. Study

[9:35 AM] Representative Gretchen Dobervich, District 11. Introduced HB 1390 and provided testimony #8739 in favor.

[9:52:15 AM] Senator Larson moves **DO PASS**.

[9:52:21 AM] Senator Heitkamp seconded.

[9:53:25 AM] Senator Larson withdraws DO PASS motion pending taskforce information from Legislative Council.

Additional written testimony: (1)

Mitchell Sanderson, Park River ND Resident. Written neutral testimony #8415.

Chairman Burckhard closed the hearing on HB 1390 at 9:51 a.m.

Patricia Lahr, Committee Clerk

HB 1390 Testimony
Representative Gretchen Dobervich, District 11
March 11, 2021

Good Morning Chairman Burckhard and Members of the Senate Political Subdivisions Committee. For the record my name is Representative Gretchen Dobervich and I represent District 11 in Fargo. I am here this morning to introduce HB 1390 and encourage its passage.

HB 1390 is the result of a small number of questions and concerns related to election worker training for the 2020 election, the desire to offer additional training tools and to expand transparency in our election process.

Originally, HB 1390 sought to develop an online election worker training video, similar to that used in several other states, which could be used by county auditors if they chose as part of the training they provide poll workers, would be available online for poll workers to watch as a refresher as needed and to provide greater transparency by giving poll watchers and the public the opportunity to see what training election workers are provided.

After a second meeting with the Secretary of States Office regarding the bill, it was expressed that there was a desire to have a scholarly study of best practices, innovations and applications of technology to election worker training; and this study to be done by a North Dakota college or university. Thus, the evolution into the study resolution you see before you.

HB 1390 provides opportunity for North Dakota to develop election worker training to meet a variety of needs and provide greater transparency into our election process.

That concludes my testimony and I stand for questions.

Senator,

This bill should be amended that it is mandatory for any election violations be reported in writing to the county sheriff.

We need total election transparency and integrity in our elections!

If anyone does not it is a mandatory 90-day jail sentence and \$10,000 fine!

Thank you,

Mr. Mitchell S. Sanderson

2021 SENATE STANDING COMMITTEE MINUTES

Political Subdivisions Committee Sakakawea, State Capitol

HB 1390
3/19/2021

A BILL for an Act to provide for a legislative management study of training for election workers.

Chairman Burckhard opened the discussion on HB 1390 at 8:14 a.m. Members present: Burckhard, Anderson, Lee, Larson, Kannianen, Oban, Heitkamp.

Discussion Topics:

- Election security
- Election training materials
- Taskforce

Senator Heitkamp moves **DO NOT PASS**.

Senator Lee seconded.

[8:25] Brian Newby, Election Director, Secretary of State's Office. Provided clarification on election training process and procedure to the committee.

Senators	Vote
Senator Randy A. Burckhard	Y
Senator Howard C. Anderson, Jr.	Y
Senator Jason G. Heitkamp	Y
Senator Jordan Kannianen	Y
Senator Diane Larson	Y
Senator Judy Lee	Y
Senator Erin Oban	N

The motion passed 6-1-0

Senator Heitkamp will carry HB 1390.

Additional written testimony: N/A

Chairman Burckhard closed the discussion on HB 1390 at 8:35 a.m.

Patricia Lahr, Committee Clerk

REPORT OF STANDING COMMITTEE

HB 1390, as engrossed: Political Subdivisions Committee (Sen. Burckhard, Chairman)
recommends **DO NOT PASS** (6 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING).
Engrossed HB 1390 was placed on the Fourteenth order on the calendar.