

2021 HOUSE GOVERNMENT AND VETERANS AFFAIRS

HCR 3005

2021 HOUSE STANDING COMMITTEE MINUTES

Government and Veterans Affairs Committee Pioneer Room, State Capitol

HCR 3005
2/19/2021

Relating to reconvening the legislative assembly to address an emergency or to consider a veto

Chairman Kasper opened the hearing at 8:17 a.m.

Representatives	Roll Call
Representative Jim Kasper	P
Representative Ben Koppelman	P
Representative Pamela Anderson	P
Representative Jeff A. Hoverson	P
Representative Karen Karls	P
Representative Scott Louser	P
Representative Jeffery J. Magrum	P
Representative Mitch Ostlie	P
Representative Karen M. Rohr	P
Representative Austen Schauer	P
Representative Mary Schneider	P
Representative Vicky Steiner	P
Representative Greg Stemen	P
Representative Steve Vetter	P

Discussion Topics:

- Emergency session

Rep. Kempenich introduced and testified in favor.

Rep. B. Koppelman presented a proposed amendment, #7022.

Rep. Rohr moved **Do Pass** (Rep. Kempenich's resolution). **Rep. Steiner** seconded.

Representatives	Vote
Representative Jim Kasper	N
Representative Ben Koppelman	N
Representative Pamela Anderson	Y
Representative Jeff A. Hoverson	N
Representative Karen Karls	Y
Representative Scott Louser	Y
Representative Jeffery J. Magrum	N
Representative Mitch Ostlie	Y
Representative Karen M. Rohr	Y
Representative Austen Schauer	Y
Representative Mary Schneider	Y
Representative Vicky Steiner	Y
Representative Greg Stemen	Y

Representative Steve Vetter	N
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Motion passes. 9-5-0. **Rep. Steiner** is the carrier.

Chairman Kasper ended at 8:46 a.m.

Carmen Hart, Committee Clerk

REPORT OF STANDING COMMITTEE

HCR 3005: Government and Veterans Affairs Committee (Rep. Kasper, Chairman)
recommends **DO PASS** (9 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING). HCR
3005 was placed on the Eleventh order on the calendar.

21.3024.02000

Sixty-seventh
Legislative Assembly
of North Dakota

CONCURRENT RESOLUTION NO.

Introduced by

Representative B. Koppelman

1 A concurrent resolution to amend and reenact section 7 of article IV of the Constitution of North
2 Dakota, relating to legislative management authority to call the legislative assembly to convene
3 to consider a veto or during a declared disaster or emergency.

4 **STATEMENT OF INTENT**

5 This measure would authorize the legislative management to call the legislative assembly to
6 convene within twenty-five days after the adjournment of a session or special session for the
7 sole purpose of considering a bill or item vetoed after adjournment of the session or to convene
8 during a declared emergency or disaster for any purpose. This measure would exclude any day
9 spent in a session called by the legislative management from the eighty-day limitation on a
10 regular session of the legislative assembly.

11 **BE IT RESOLVED BY THE** **OF NORTH DAKOTA, THE**
12 **CONCURRING THEREIN:**

13 That the following proposed amendment to section 7 of article IV of the Constitution of
14 North Dakota is agreed to and must be submitted to the qualified electors of North Dakota at the
15 general election to be held in 2022, in accordance with section 16 of article IV of the
16 Constitution of North Dakota.

17 **SECTION 1. AMENDMENT.** Section 7 of article IV of the Constitution of North Dakota is
18 amended and reenacted as follows:

19 **Section 7.** The terms of members of the legislative assembly begin on the first day of
20 December following their election.

21 The legislative assembly shall meet at the seat of government in the month of December
22 following the election of the members ~~thereof~~ of the legislative assembly for organizational and
23 orientation purposes as provided by law and then ~~thereafter~~ shall recess until twelve noon on
24 the first Tuesday after the third day in January or at such other time as may be prescribed by
25 law but not later than the eleventh day of January.

Sixty-seventh
Legislative Assembly

1 ~~No~~A regular session of the legislative assembly may not exceed eighty natural days during
2 the biennium. The organizational meeting of the legislative assembly ~~may not be counted as~~
3 ~~part of these eighty natural days, nor may~~ and days spent in session at the call of the governor
4 or while engaged in impeachment proceedings, ~~may not be counted as part of the eighty natural~~
5 days. Days spent in regular session need not be consecutive, and the legislative assembly may
6 authorize its committees to meet at any time during the biennium. As used in this section, a
7 "natural day" means a period of twenty-four consecutive hours.

8 During a declared emergency or disaster, the legislative management may call the
9 legislative assembly to convene for any purpose. During the twenty-five days after the
10 adjournment of any session or special session, the legislative management may call the
11 legislative assembly to convene to consider bills or items vetoed by the governor after the
12 adjournment of that session. Days spent in a session called by the legislative management
13 during a declared emergency or disaster or to consider a vetoed bill or item may not be counted
14 for purposes of the eighty-day limitation on legislative sessions.

15 Neither house may recess nor adjourn for more than three days without consent of the
16 other house.

2021 SENATE GOVERNMENT AND VETERANS AFFAIRS

HCR 3005

2021 SENATE STANDING COMMITTEE MINUTES

Government and Veterans Affairs Committee
Room JW216, State Capitol

HCR 3005
4/1/2021

Relating to reconvening the legislative assembly to address an emergency or to consider a veto.

Chair Vedaa opened the hearing at 9:00 AM with Sen Vedaa, Meyer, Elkin, K Roers, Weber, Wobbema, and Marcellais present.

Discussion Topics:

- Veto session
- 20-day maximum session
- Definition of emergency

Rep Kempenich – Dist 39 – introduced the bill

Adjourned at 9:22 AM

Pam Dever, Committee Clerk

2021 SENATE STANDING COMMITTEE MINUTES

Government and Veterans Affairs Committee Room JW216, State Capitol

HCR 3005
4/8/2021

A concurrent resolution to amend and reenact section 7 of article IV of the ND Constitution, relating to reconvening the legislature to address an emergency or veto.

Chair Vedaa called to order at 11:04 AM with Sen Vedaa, Meyer, Elkin, K Roers, Weber, Wobbema, and Marcellais present.

Discussion Topics:

- Committee Work

Sen Wobbema introduces an amendment 21.3030.01001

Sen Wobbema moves amendment 21.3030.01001

Sen Weber seconds

VOICE VOTE WAS TAKEN: MOTION PASSED

Sen Wobbema moved a **Do Pass as amended**

Sen Meyer seconds

Roll Call Vote Taken: 3 -- YES 4 -- NO -0-ab Motion Failed

Senators	Vote
Senator Shawn Vedaa	Y
Senator Scott Meyer	N
Senator Jay R. Elkin	Y
Senator Richard Marcellais	N
Senator Kristin Roers	N
Senator Mark F. Webber	N
Senator Michael A. Wobbema	Y

Sen Meyer moved a **Do Not Pass as amended**

Sen K Roers seconded

Roll Call Vote: 4 -- YES 3 -- NO -0-ab Motion Passed

Senators	Vote
Senator Shawn Vedaa	N
Senator Scott Meyer	Y
Senator Jay R. Elkin	N
Senator Richard Marcellais	Y
Senator Kristin Roers	Y
Senator Mark F. Webber	Y
Senator Michael A. Wobbema	N

Sen Meyer will carry the bill

Adjourned at 11:20 AM

Pam Dever, Committee Clerk

April 1, 2021

CS
4181
1051

PROPOSED AMENDMENTS TO HOUSE CONCURRENT RESOLUTION NO. 3005

Page 1, line 5, after "days" insert "per biennium"

Page 2, line 2, after "days" insert "per biennium"

Page 2, line 7, after "session" insert "properly called by the legislative management under this section"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HCR 3005: Government and Veterans Affairs Committee (Sen. Vedaa, Chairman)
recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends
DO NOT PASS (4 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). HCR 3005 was
placed on the Sixth order on the calendar.

Page 1, line 5, after "days" insert "per biennium"

Page 2, line 2, after "days" insert "per biennium"

Page 2, line 7, after "session" insert "properly called by the legislative management under
this section"

Renumber accordingly