

LEGISLATIVE RULES CHANGES APPROVED BY THE
LEGISLATIVE MANAGEMENT COMMITTEE

1 The Legislative Management Committee has approved the following changes to the
2 Senate Rules:

3 **SECTION 1. AMENDMENT.** Senate Rule 206 is amended as follows:

4 **206. OFFICERS AND EMPLOYEE POSITIONS OF THE SENATE.** The following
5 officers and employee positions are established, with the number, title, and manner of selection
6 for each position as stated:

7 Title of	8 Number of
8 Position	9 Positions

9 **Group A**

10 Secretary of the Senate	1
11 Journal Reporter	1
12 Sergeant-at-Arms	1

13 Persons holding Group A positions must be elected by a majority of the members-elect and the
14 results of the vote must be recorded in the journal.

15 **Group B**

16 Assistant Secretary of the Senate	1
17 Chief Committee Clerk	1
18 Appropriations Committee Clerk	1
19 Bill Clerk	1
20 Calendar Clerk	1
21 Assistant Appropriations Committee Clerk	1
22 Committee Clerks	10
23 Chief Page and Bill Book Clerk	1
24 Assistant Committee Clerk	1
25 Deputy Sergeant-at-Arms	1
26 Legislative Assistant - Information Kiosk Attendant	1
27 Legislative Assistant - Desk Page	1

1 Persons holding Group B positions must be appointed by the party having a majority of the
2 members-elect, acting by and through the Employment Committee. Unless otherwise
3 determined by the Employment Committee, the Information Kiosk Attendant position alternates
4 between the houses every other legislative session.

5 **Group C**

6	Administrative Assistant to Majority Leader	1
7	Staff Assistants to Majority Leader	2
8	Administrative Assistant to Minority Leader	1
9	Staff Assistants to Minority Leader	2

10 The Majority and Minority Leaders shall appoint their respective administrative and staff
11 assistants, acting by and through the Employment Committee.

12 Other employees must be appointed as determined necessary by the Employment
13 Committee and must be allocated to the majority and minority parties in proportion to each
14 party's percentage of the total number of the members-elect and each party shall appoint the
15 persons to the positions allocated to them, acting by and through the Employment Committee.
16 The majority party has the first right to select positions of a group until its allocation is filled.

17 The powers, duties, and qualifications for each officer or employee are as provided by
18 law, these rules, and the Legislative Handbook for North Dakota Legislators and Employees.

19 **SECTION 2. AMENDMENT.** Senate Rule 321 is amended as follows:

20 **321. VOTE BY MEMBERS.** Every member who is present, before the vote is
21 announced from the chair, shall vote for or against the question before the Senate, unless the
22 Senate excuses the member. If the member has not voted before the key is closed, the
23 member may vote before the vote is announced. A member cannot cast a vote on behalf of
24 another member unless the vote is cast according to verbal instructions announced by that
25 other member while in the chamber. However, any member who has a personal or private
26 interest in any measure or bill shall disclose the fact to the Senate and may not vote thereon
27 without the consent of the Senate. A "personal or private interest" is an interest that affects the
28 member directly, individually, uniquely, and substantially.

29 **SECTION 3. AMENDMENT.** Subsection 3 of Senate Rule 401 is amended as follows:

- 30 3. Any bill or resolution may be introduced after the organizational session adjourns
31 and before the convening of the regular session by pre-filing the bill or resolution
32 with the office of the Legislative Council. The Legislative Council shall number ~~and~~
33 ~~deliver~~ those bills and resolutions ~~to the Secretary.~~ ~~The President may assign~~

1 ~~prefiled bills and resolutions to committee and may, identify the sponsoring~~
 2 ~~committee as assigned by the Majority Leader of the Senate, arrange, before the~~
 3 ~~convening of the regular session, for the posting of notice of hearing, and deliver~~
 4 ~~those bills and resolutions to the Secretary.~~ Prefiled bills and resolutions may not
 5 be withdrawn, except on the floor of the Senate in the manner provided by the
 6 rules. Prefiled bills and resolutions are not confidential.

7 The Legislative Management Committee has approved the following changes to the
 8 House Rules:

9 **SECTION 1. AMENDMENT.** House Rule 206 is amended as follows:

10 **206. OFFICERS AND EMPLOYEE POSITIONS OF THE HOUSE.** The following
 11 officers and employee positions are established, with the number, title, and manner of selection
 12 for each position as stated:

13 Title of	13 Number of
14 Position	14 Positions
15 Group A	
16 Chief Clerk	1
17 Journal Reporter	1
18 Sergeant-at-Arms	1
19 Persons holding Group A positions must be elected by a majority of the members-elect and the	
20 <u>results of the</u> vote must be recorded in the journal.	
21 Group B	
22 Assistant Chief Clerk	1
23 Chief Committee Clerk	1
24 Appropriations Committee Clerk	1
25 Bill Clerk	1
26 Calendar Clerk	1
27 Assistant Appropriations Committee Clerks	3
28 Committee Clerks	10
29 Chief Page and Bill Book Clerk	1
30 Assistant Committee Clerk	1
31 Deputy Sergeant-at-Arms	1
32 Legislative Assistant - Information Kiosk Attendant	1
33 Legislative Assistant - Desk Page	1

1 Persons holding Group B positions must be appointed by the party having a majority of the
2 members-elect, acting by and through the Employment Committee. Unless otherwise
3 determined by the Employment Committee, the Information Kiosk Attendant position alternates
4 between the houses every other legislative session.

5 **Group C**

6	Administrative Assistant to the Speaker	1
7	Administrative Assistant to Majority Leader	1
8	Staff Assistants to Majority Leader	2
9	Administrative Assistant to Minority Leader	1
10	Staff Assistants to Minority Leader	2

11 The Speaker and the Majority and Minority Leaders shall appoint their respective
12 administrative and staff assistants, acting by and through the Employment Committee.

13 Other employees must be appointed as determined necessary by the Employment
14 Committee and must be allocated to the majority and minority parties in proportion to each
15 party's percentage of the total number of the members-elect and each party shall appoint the
16 persons to the positions allocated to them, acting by and through the Employment Committee.
17 The majority party has the first right to select positions of a group until its allocation is filled.

18 The powers, duties, and qualifications for each officer or employee are as provided by
19 law, these rules, and the Legislative Handbook for North Dakota Legislators and Employees.

20 **SECTION 2. AMENDMENT.** House Rule 321 is amended as follows:

21 **321. VOTE BY MEMBERS.** Every member who is present, before the vote is
22 announced from the chair, shall vote for or against the question before the House, unless the
23 House excuses the member. A member cannot cast a vote on behalf of another member
24 unless the vote is cast according to verbal instructions announced by that other member while
25 in the chamber. However, any member who has a personal or private interest in any measure
26 or bill shall disclose the fact to the House and may not vote thereon without the consent of the
27 House. A "personal or private interest" is an interest that affects the member directly,
28 individually, uniquely, and substantially.

29 **SECTION 3. AMENDMENT.** Subsection 3 of House Rule 401 is amended as follows:

- 30 3. Any bill or resolution may be introduced after the organizational session adjourns
31 and before the convening of the regular session by pre-filing the bill or resolution
32 with the office of the Legislative Council. The Legislative Council shall number ~~and~~
33 ~~deliver~~ those bills and resolutions ~~to the Chief Clerk.~~ ~~The Speaker may assign~~

1 ~~prefiled bills and resolutions to committee and may, identify the sponsoring~~
2 ~~committee as assigned by the Majority Leader of the House, arrange, before the~~
3 ~~convening of the regular session, for the posting of notice of hearing, and deliver~~
4 ~~those bills and resolutions to the Chief Clerk.~~ Prefiled bills and resolutions may not
5 be withdrawn, except on the floor of the House in the manner provided by the
6 rules. Prefiled bills and resolutions are not confidential.

7 The Legislative Management Committee has approved the following changes to the
8 Joint Rules:

9 **SECTION 1. AMENDMENT.** Joint Rule 206 is amended as follows:

10 **206. CONSENT CALENDAR.**

- 11 1. Each standing committee may report an uncontested bill or resolution or a
12 contested resolution out of committee and may include in its report a
13 recommendation for placement on the consent calendar.
- 14 2. As used in this rule, "uncontested bill or resolution" means any bill or resolution,
15 except a bill providing an appropriation, which receives a do pass or do pass as
16 amended, or do not pass recommendation from the committee of referral, by
17 unanimous vote of the members present provided a quorum is present. As used in
18 this rule, "contested resolution" means any resolution that receives a do pass or do
19 pass as amended recommendation from the committee of referral, by any vote
20 other than a unanimous vote of the members present provided a quorum is
21 present.
- 22 3. Following the presentation of a committee report recommending placement on the
23 consent calendar, all bills or resolutions recommended by the committee for
24 placement on the consent calendar must be placed on the consent calendar.
- 25 4. A resolution directing a Legislative Council study which receives a do pass or do
26 pass as amended recommendation from the committee of referral must be placed
27 on the consent calendar, regardless of whether the committee report recommends
28 placement on the consent calendar.
- 29 5. Any consent calendar bill or resolution that is amended from the floor must be
30 taken off the consent calendar and must be placed on the regular calendar.
- 31 6. Upon objection of any member to the placement or retention of any uncontested
32 bill or resolution, any contested resolution, or any Legislative Council study

1 resolution on the consent calendar, the bill or resolution must be taken off the
2 consent calendar and must be placed on the regular calendar.

3 **SECTION 2. AMENDMENT.** Joint Rule 208 is amended as follows:

4 **208. INTRODUCTION OF EXECUTIVE AGENCY AND SUPREME COURT BILLS.**

5 Each executive agency and the Supreme Court shall file with the Legislative Council those bills
6 they wish to have introduced no later than the close of business on the day after the
7 adjournment of the organizational session. Each bill is deemed introduced by the standing
8 committee of the House or Senate with general jurisdiction over the subject matter of the bill;
9 but if the filing entity receives the approval of a legislator to sponsor the bill, that bill is to be
10 introduced by the legislator rather than by the standing committee. A bill sponsored by a
11 legislator may not have more sponsors than the number allowed under Senate and House
12 Rules 401. The director of the budget shall file with the Legislative Council those bills making
13 appropriations to implement the budget recommended by the Governor no later than the close
14 of business on the seventh day after the adjournment of the organizational session, as required
15 by North Dakota Century Code Section 54-44.1-07, and those bills are deemed introduced by
16 the Appropriations Committee of the Senate or House at the request of the Governor. The bill
17 implementing the budget request of the judicial branch is deemed introduced by the
18 Appropriations Committee of the Senate or House at the request of the Supreme Court, and the
19 bill implementing the budget request of the legislative branch is deemed introduced by the
20 Appropriations Committee of the Senate or House at the request of the Legislative Council.
21 The Legislative Council shall number and deliver bills filed under this rule to the appropriate
22 house for recording. Each bill introduced under this rule must be identified by noting the name
23 of the agency or the court under the name of the sponsoring committee or legislator. The
24 identification of a bill introduced by a standing committee may include the names of not more
25 than five entities authorized to file bills under this rule.

26 **SECTION 3. AMENDMENT.** Subsection 2 of Joint Rule 603 is amended as follows:

- 27 2. The Legislative Council shall determine the number of copies of each bill and
28 resolution engrossed under Senate Rule 335 and House Rule 335 to be printed ~~on~~
29 request of, as well as the number to be printed when requested by the Secretary of
30 the Senate or Chief Clerk of the House. After the initial order is printed, the
31 supervisor of the bill and journal room may order additional copies to be printed to
32 meet demand.

33 **SECTION 4. AMENDMENT.** Subsection 3 of Joint Rule 1001 is amended as follows:

1 3. Membership in the Legislative Assembly is not a full-time occupation and is not
2 compensated on that basis. ~~Membership~~ Continued membership is ~~in two-year or~~
3 ~~four-year terms~~ on an elected-term basis, requiring each member to recognize and
4 contemplate that election will not provide any career tenure. These characteristics
5 ensure that each member is rooted to a community and that legislation reflects the
6 needs and values of citizens.