

2023 SENATE AGRICULTURE AND VETERANS AFFAIRS

SB 2095

2023 SENATE STANDING COMMITTEE MINUTES

Agriculture and Veterans Affairs Committee Fort Union Room, State Capitol

SB 2095
1/5/2023

Relating to the Operation of the North Dakota National Guard
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10:17 AM Chairman Luick opened the meeting.

Members Present: Chairman Luick, Vice Chairman Myrdal, Senator Lemm, Senator Weber, Senator Weston, Absent: Senator Hogan.

10:18 AM Chris Martens, Attorney Advisor, office of the Attorney General testified in favor of SB 2095. #12385

10:28 AM Senator Weber moved Do Pass SB 2095.

10:28 AM Senator Weston seconded.

Roll Call Vote:

Senators	Vote
Senator Larry Luick	Y
Senator Janne Myrdal	Y
Senator Kathy Hogan	A
Senator Randy D. Lemm	Y
Senator Mark F. Weber	Y
Senator Kent Weston	Y

Vote: 5 Yes, 0 No, 1 Absent

10:29 AM Senator Lemm will carry the bill.

10:29 AM Chairman Luick closed the hearing.

10:30 AM Chairman Luick adjourned the meeting.

Brenda Cook, Committee Clerk

REPORT OF STANDING COMMITTEE

SB 2095: Agriculture and Veterans Affairs Committee (Sen. Luick, Chairman) recommends **DO PASS** (5 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2095 was placed on the Eleventh order on the calendar. This bill does not affect workforce development.

2023 HOUSE GOVERNMENT AND VETERANS AFFAIRS

SB 2095

2023 HOUSE STANDING COMMITTEE MINUTES

Government and Veterans Affairs Committee Pioneer Room, State Capitol

SB 2095
3/2/2023

Relating to the operation of the North Dakota national guard.

Chairman Schauer called the meeting to order at 1:45 PM.

Chairman Austen Schauer, Vice Chairman Bernie Satrom, Reps. Landon Bahl, Claire Cory, Jorin Johnson, Karen Karls, Carrie McLeod, Karen M. Rohr, Vicky Steiner, Steve Vetter, and Mary Schneider present. Rep. Scott Louser virtually present. Rep. Jeff A. Hoverson not present.

Discussion Topics:

- Facility development
- Incorporation of federal law

Chris Martens, Attorney for the Office of Adjutant General, supportive testimony (#21626).

Chairman Schauer closed the hearing on SB 2095 at 1:52 PM.

Rep. Vetter moved a do pass on SB 2095.

Seconded by Rep. Karls.

Roll Call Vote:

Representatives	Vote
Representative Austen Schauer	Y
Representative Bernie Satrom	Y
Representative Landon Bahl	Y
Representative Claire Cory	Y
Representative Jeff A. Hoverson	AB
Representative Jorin Johnson	Y
Representative Karen Karls	Y
Representative Scott Louser	AB
Representative Carrie McLeod	Y
Representative Karen M. Rohr	Y
Representative Mary Schneider	Y
Representative Vicky Steiner	Y
Representative Steve Vetter	Y

Motion carries 11-0-2.

Carried by Rep. Karls.

House Government and Veterans Affairs Committee

SB 2095

3/2/2023

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Chairman Schauer adjourned the meeting at 1:53 PM.

Phillip Jacobs, Committee Clerk

REPORT OF STANDING COMMITTEE

SB 2095: Government and Veterans Affairs Committee (Rep. Schauer, Chairman)
recommends **DO PASS** (11 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). SB
2095 was placed on the Fourteenth order on the calendar.

TESTIMONY

SB 2095

TESTIMONY OF
MR. CHRISTOPHER MARTENS
NORTH DAKOTA NATIONAL GUARD
BEFORE THE
SENATE AGRICULTURE AND VETERANS AFFAIRS COMMITTEE
05 JANUARY 2023
SB BILL 2095

Good morning Mr. Chairman and members of the committee, I am Chris Martens, an Attorney for the Office of the Adjutant General. I am here today to testify in support of Senate Bill 2095. This bill contains updates to Title 37 with regards to our operations.

In State v. Julson the North Dakota Supreme Court held that while the State can incorporate federal law by reference, it can only adopt federal law in existence at the time of the enactment of the state law. Therefore, when there is a change to a referenced federal law, we must come back to update the State's law to reflect the most current federal law.

Section 1 of the bill updates N.D.C.C. 37-01-03 to incorporate the most current version of the Uniform Code of Military Justice, which is included within the Manual for Courts-Martial. The most recent version of Manual for Courts-Martial is from 2019. This amendment is necessary to update state law to reflect changes to the Uniform Code of Military Justice passed into federal law since 2019.

Section 2 of the bill incorporates the updates to federal Servicemember Civil Relief Act. This change will bring the section up to date with current federal law.

Finally, Section 3 of the bill amends N.D.C.C. 37-07.3-03 relating to the National Guard training area and facility development trust fund. This amendment allows us to continue leveraging this authority as we move forward with our range expansion at Camp Grafton.

I ask for your support of SB 2095 and will stand for any questions that you may have.

TESTIMONY OF
MR. CHRISTOPHER MARTENS
NORTH DAKOTA NATIONAL GUARD
BEFORE THE
HOUSE GOVERNMENT AND VETERANS AFFAIRS COMMITTEE
02 MARCH 2023
SB BILL 2095

Good afternoon Chairman Schauer and members of the committee, My name is Chris Martens, I am an Attorney for the Office of the Adjutant General. I am here today to testify in support of Senate Bill 2095. This bill contains updates to Title 37 with regards to our operations.

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