

January 21, 2021

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1108

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to amend and reenact sections 11-11-37 and 40-01-09.1 of the North Dakota Century Code, relating to notification requirements.

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

**SECTION 1. AMENDMENT.** Section 11-11-37 of the North Dakota Century Code is amended and reenacted as follows:

**11-11-37. Proceedings of board of county commissioners to be published in official newspaper - When published.**

The board of county commissioners shall supply to the official newspaper of the county a full and complete report of its official proceedings at each regular and special meeting no later than seven days after the meeting at which the report is read and approved. The publisher of the official newspaper shall publish the report in the issue of the paper next succeeding the time of its reception and shall file with the county auditor an affidavit of publication executed in the proper form. Orders and vouchers for payment of moneys from the county treasury are not required to be published in the minutes or report of the official proceedings if that information otherwise is made available on the county's official website. If orders and vouchers for payment are made available on the county's official website, the publisher of the official newspaper shall publish the website address where the information is available.

**SECTION 2. AMENDMENT.** Section 40-01-09.1 of the North Dakota Century Code is amended and reenacted as follows:

**40-01-09.1. Publication of city government proceedings - Electorate to decide.**

1. Beginning with the 1996 biennial municipal elections, and every four years thereafter, all cities in North Dakota, regardless of their form of government, must put on the ballot the question of whether the minutes of its governing body shall be published in its official newspaper. If voters approve publication, the governing body shall, within seven days after each of its meetings, give its official newspaper, for publication, the complete minutes, or a complete summary showing the substantive actions taken at the meeting.
2. Roll call votes must be published, but may be indicated as "unanimous" when appropriate. A list of the individual checks written by the city and approved by the governing body, showing the payee and the amount of each check, must be published. However, employee salary checks need not be published if the governing body elects to publish an annual salary schedule for each employee. When applicable, these minutes may be labeled as being published subject to the governing body's review and

revision. The minutes shall continue to be published until disapproved at a succeeding quadrennial election.

3. Individual checks written by the city are not required to be published in the minutes or report of the official proceedings if that information otherwise is made available on the city's official website. If orders and vouchers for payment are made available on the county's official website, the publisher of the official newspaper shall publish the website address where the information is available."

Renumber accordingly