

**Sixtieth Legislative Assembly of North Dakota
In Regular Session Commencing Wednesday, January 3, 2007**

HOUSE BILL NO. 1381
(Representatives Grande, Brandenburg, Haas, Sukut)
(Senator Dever)

AN ACT to amend and reenact sections 11-10-05, 11-13-01, and 11-14-02 of the North Dakota Century Code, relating to term commencement for county officers.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 11-10-05 of the North Dakota Century Code is amended and reenacted as follows:

11-10-05. When terms of county officers commence - When officers qualify. Except as otherwise specifically provided by the laws of this state, the regular term of office of each county officer, when the officer is elected for a full term, shall commence on the first ~~Monday in~~ of January next succeeding the officer's election and each such officer shall qualify and enter upon the discharge of the officer's duties on ~~or before~~ the first ~~Monday in~~ of January next succeeding the date of the officer's election ~~or within ten days thereafter~~. If the office to which an officer is elected was vacant at the time of the officer's election or becomes vacant prior to the date fixed for the commencement of the officer's term, the officer may qualify and enter upon the duties of the office forthwith even though the officer was not elected to fill such vacancy. If an officer is elected to fill an unexpired term in an office then held by an appointee, such officer may qualify and enter upon the discharge of the duties of such office at any time after receiving a certificate of election to that office but not later than the first Monday in January next succeeding the date of the officer's election to the unexpired term of office.

SECTION 2. AMENDMENT. Section 11-13-01 of the North Dakota Century Code is amended and reenacted as follows:

11-13-01. When county auditor to qualify and take office. The county auditor shall qualify and enter upon the discharge of the duties of office on ~~or before~~ the first ~~Monday~~ of April next succeeding the auditor's election, ~~or within ten days thereafter~~.

SECTION 3. AMENDMENT. Section 11-14-02 of the North Dakota Century Code is amended and reenacted as follows:

11-14-02. When county treasurer to qualify and take office. The county treasurer shall qualify and enter upon the discharge of the duties of the office on ~~or before~~ the first ~~Monday~~ of May next succeeding the treasurer's election, ~~or within ten days thereafter~~.

Speaker of the House

President of the Senate

Chief Clerk of the House

Secretary of the Senate

This certifies that the within bill originated in the House of Representatives of the Sixtieth Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1381.

House Vote: Yeas 90 Nays 0 Absent 4

Senate Vote: Yeas 46 Nays 0 Absent 1

Chief Clerk of the House

Received by the Governor at _____ M. on _____, 2007.

Approved at _____ M. on _____, 2007.

Governor

Filed in this office this _____ day of _____, 2007,

at _____ o'clock _____ M.

Secretary of State