

2023 HOUSE GOVERNMENT AND VETERANS AFFAIRS

HB 1441

2023 HOUSE STANDING COMMITTEE MINUTES

Government and Veterans Affairs Committee Pioneer Room, State Capitol

HB 1441
1/27/2023

Relating to reports of expenditures made in support of or opposition to legislative candidates.

Chairman Schauer called the meeting to order at 9:48 AM.

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

Discussion Topics:

- Transparency of reports
- Statewide partisan PACs
- Existing reporting requirements

Rep. Kasper introduced HB 1441, speaking in favor of bill.

Michael Howe, North Dakota Secretary of State, neutral testimony (#17376).

LeAnn Oliver, Elections Specialist at ND Secretary of State Office , spoke neutrally and answered questions from the committee.

Chairman Schauer adjourned the meeting at 10:10 AM.

Phillip Jacobs, Committee Clerk

2023 HOUSE STANDING COMMITTEE MINUTES

Government and Veterans Affairs Committee Pioneer Room, State Capitol

HB 1441
2/2/2023

Relating to reports of expenditures made in support of or opposition to legislative candidates.

Chairman Schauer called the meeting to order at 11:28 AM.

Chairman Austen Schauer, Vice Chairman Bernie Satrom, Reps. Landon Bahl, Claire Cory, Jeff A. Hoverson, Jorin Johnson, Karen Karls, Scott Louser, Carrie McLeod, Karen M. Rohr, Vicky Steiner, Steve Vetter, and Mary Schneider. All present

Discussion Topics:

- Committee work

Committee discussion on HB 1441

Chairman Schauer adjourned the meeting at 11:29 AM.

Phillip Jacobs, Committee Clerk By: Leah Kuball

2023 HOUSE STANDING COMMITTEE MINUTES

Government and Veterans Affairs Committee Pioneer Room, State Capitol

HB 1441
2/9/2023

Relating to reports of expenditures made in support of or opposition to legislative candidates.

Chairman Schauer called the meeting to order at 10:50 AM.

Chairman Austen Schauer, Vice Chairman Bernie Satrom, Reps. Landon Bahl, Claire Cory, Jeff A. Hoverson, Jorin Johnson, Karen Karls, Scott Louser, Carrie McLeod, Karen M. Rohr, Vicky Steiner, Steve Vetter, and Mary Schneider. All present

Discussion Topics:

- Committee work

Committee discussion on HB 1441.

Chairman Schauer adjourned the meeting at 10:52 AM.

Phillip Jacobs, Committee Clerk By: Leah Kuball

2023 HOUSE STANDING COMMITTEE MINUTES

Government and Veterans Affairs Committee Pioneer Room, State Capitol

HB 1441
2/10/2023

Relating to reports of expenditures made in support of or opposition to legislative candidates.

Chairman Schauer called the meeting to order at 8:46 AM.

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

Discussion Topics:

- Committee work
- Amendments (23.0061.02001)

Chairman Schauer called for a discussion on HB 1441.

Representative Louser discussed the proposed amendment (23.0061.02001) # 27919

LeAnn Oliver, with the Office of the North Dakota Secretary of State, answered questions from the committee.

Chairman Schauer adjourned the meeting at 9:09 AM.

Phillip Jacobs, Committee Clerk By: Leah Kuball

2023 HOUSE STANDING COMMITTEE MINUTES

Government and Veterans Affairs Committee Pioneer Room, State Capitol

HB 1441
2/16/2023

Relating to reports of expenditures made in support of or opposition to legislative candidates.

Chairman Schauer called the meeting to order at 10:18 AM.

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

Discussion Topics:

- Committee work
- Amendments
- Cumulative expenditures

Representative Louser discussed the proposed amendment (23.0061.02001) #27919 referenced from 2-10-23 meeting plus expenditure language changes on lines 8.

Representative Louser moved to adopt amendment (23.0061.02001) #27919 referenced from 2-10-23 meeting plus expenditure changes on line 8 to HB 1441.

Seconded by Representative Bahl.

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	Y
Representative Jorin Johnson	Y
Representative Karen Karls	Y
Representative Scott Louser	Y
Representative Carrie McLeod	Y
Representative Karen M. Rohr	Y
Representative Mary Schneider	Y
Representative Vicky Steiner	Y
Representative Steve Vetter	AB

Motion carries 12-0-1.

Representative Louser moved a DO PASS as amended on HB 1441 with #23.0061.02002.

Seconded by Representative Bahl
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	Y
Representative Jorin Johnson	Y
Representative Karen Karls	Y
Representative Scott Louser	Y
Representative Carrie McLeod	Y
Representative Karen M. Rohr	Y
Representative Mary Schneider	Y
Representative Vicky Steiner	Y
Representative Steve Vetter	AB

Motion carries 12-0-1.

Bill carrier: Representative Louser.

Chairman Schauer adjourned the meeting at 10:26 AM.

Phillip Jacobs, Committee Clerk By: Leah Kuball

Wah 2/15
2/16/23

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1441

Page 1, line 3, remove "to amend and reenact subsection 7 of section 16.1-08.1-01;"

Page 1, remove lines 6 through 19

Page 2, line 8, replace "aggregated amount expended" with "name of the multicandidate committee"

Page 2, line 9, replace "name of the member or candidate supported or opposed" with "complete address of the multicandidate committee"

Page 2, after line 9, insert:

"c. The name of the recipient of the expenditure."

Page 2, line 10, replace "c." with "d."

Page 2, line 10, replace "the member or" with "a"

Page 2, line 11, after "candidate" insert "or candidates and the name of the candidate or candidates"

Page 2, after line 11, insert:

"e. The amount of the expenditure."

Page 2, line 12, replace "d." with "f."

Page 2, line 12, replace "date" with "cumulative total amount"

Page 2, line 12, replace "expenditure; and" with "expenditures since the beginning of the calendar year which are required to be reported under this section."

Page 2, remove line 13

Page 2, line 14, replace "expenditure was made, including the" with

"g. The total of all expenditures made under each"

Page 2, line 14, after "category" insert: ", and if advertising is an applicable expenditure category, whether the advertising was conducted via radio, mail, television, printed media, or social media; and"

"h. If applicable, whether the advertising expenditures were made in support of or opposition to a candidate or candidates and the name of the candidate or candidates"

Page 2, line 15, remove "For purposes of calculating the aggregated expenditure per member of the legislative"

Page 2, remove lines 16 through 21

Page 2, line 22, remove "3."

Page 2, line 24, replace ", exceeds" with "is"

Page 2, line 25, after "dollars" insert "or more"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1441: Government and Veterans Affairs Committee (Rep. Schauer, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1441 was placed on the Sixth order on the calendar.

Page 1, line 3, remove "to amend and reenact subsection 7 of section 16.1-08.1-01;"

Page 1, remove lines 6 through 19

Page 2, line 8, replace "aggregated amount expended" with "name of the multicandidate committee"

Page 2, line 9, replace "name of the member or candidate supported or opposed" with "complete address of the multicandidate committee"

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"c. The name of the recipient of the expenditure;"

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Page 2, remove lines 16 through 21

Page 2, line 22, remove "3."

Page 2, line 24, replace ", exceeds" with "is"

Page 2, line 25, after "dollars" insert "or more"

Renumber accordingly

2023 SENATE STATE AND LOCAL GOVERNMENT

HB 1441

2023 SENATE STANDING COMMITTEE MINUTES

State and Local Government Committee
Room JW216, State Capitol

HB 1441
3/16/2023

Relating to reports of expenditures made in support of or opposition to legislative candidates; provide a penalty.
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10:28 AM Chair Roers opened the hearing. Present: Chair Roers, Vice Chair Barta, Sen Cleary, Sen Estenson, Sen J Lee, and Sen Braunberger.

Discussion Topics:

- Multi-candidate committee
- Independent operation
- Transparency

Rep Kasper, Dist 46, bill sponsor testified in support with no written testimony.

Lee Ann Oliver, Sec State Office, testified neutral #25576.

10:55 AM Chair Roers closed the hearing.

Pam Dever, Committee Clerk

2023 SENATE STANDING COMMITTEE MINUTES

State and Local Government Committee
Room JW216, State Capitol

HB 1441
3/23/2023

Relating to reports of expenditures made in support of or opposition to legislative candidates; to provide a penalty.

4:25 PM Chair Roers opened committee work. Present: Chair Roers, Vice Chair Barta, Sen Cleary, Sen Estenson, Sen J Lee, and Sen Braunberger.

Discussion Topics:

- Committee action

Sen Baerta moved a DO NOT PASS.

Sen Estenson seconded the motion.

Senators	Vote
Senator Kristin Roers	Y
Senator Jeff Barta	Y
Senator Ryan Braunberger	Y
Senator Sean Cleary	AB
Senator Judy Estenson	Y
Senator Judy Lee	AB

VOTE: YES – 4 NO – 0 Absent – 2 Motion PASSED

Sen Braunburger will carry the bill.

4:27 PM Chair Roers adjourned the meeting.

Pam Dever, Committee Clerk

REPORT OF STANDING COMMITTEE

HB 1441, as engrossed: State and Local Government Committee (Sen. K. Roers, Chairman) recommends **DO NOT PASS** (4 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). Engrossed HB 1441 was placed on the Fourteenth order on the calendar. This bill does not affect workforce development.

TESTIMONY

HB 1441

MICHAEL C. HOWE
SECRETARY OF STATE

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HOUSE BILL 1441
JANUARY 27, 2023

HOUSE GOVERNMENT & VETERANS AFFAIRS COMMITTEE
REPRESENTATIVE AUSTEN SCHAUER, CHAIR

TESTIMONY PRESENTED BY

MICHAEL HOWE, SECRETARY OF STATE

Chairman Schauer and members of the committee, I am Michael Howe, Secretary of State. I am here to give insight into current practices and highlight areas that may need more clarity in House Bill 1441.

This proposed legislation seeks to create greater reporting responsibilities for multi-candidate committees. Many of the changes suggested here are very similar to reporting requirements that already exist for PACs within our state. PACs currently submit an itemized listing of expenditures, where multi-candidate committees submit expenses in categories.

We believe, based on the intention of this legislation, that amending this bill to mirror the same reporting requirements for PACs would address the issue more clearly, reduce confusion, and potentially eliminate costs. The reporting requirements as proposed would require significant programming changes to our current campaign finance reporting system and likely would require a fiscal note for us to fully implement this legislation.

MICHAEL C. HOWE
SECRETARY OF STATE

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SENATE STATE & LOCAL GOVERNMENT COMMITTEE
SEN. KRISTIN ROERS, CHAIR

HOUSE BILL 1441
MARCH 16, 2023

TESTIMONY PRESENTED BY

LEE ANN OLIVER, ELECTIONS – SECRETARY OF STATE

Chairman Roers and members of the committee, I am Lee Ann Oliver with the Elections Division at the Office of the Secretary of State.

Due to the numerous bills this session that seek to bring forth changes in campaign finance laws, we encourage the legislative assembly to amend this bill into House Bill 1529 which is before this committee tomorrow. House Bill 1529 now seeks an interim study to look at North Dakota’s campaign finance laws.

We are seeking funding in Senate Bill 2002, the Secretary of State’s budget, to fund a new campaign finance system. The Senate passed Senate Bill 2002 with that funding, and that proposal is now in front of House appropriations.

Our current campaign finance system is out of date and the functions are not easily changed. We are not certain that if 1441 is passed that it can be implemented as intended.

We urge the committee to amend House Bill 1441 into the interim study proposed in House Bill 1529.

23.0061.02001
Title.

Prepared by the Legislative Council staff for
Representative Louser
February 9, 2023

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1441

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