

**Sixty-eighth Legislative Assembly of North Dakota  
In Regular Session Commencing Tuesday, January 3, 2023**

SENATE BILL NO. 2223  
(Senators Meyer, Burckhard, Kreun)  
(Representatives Hagert, Heinert, M. Ruby)

AN ACT to amend and reenact section 15.1-08-02 of the North Dakota Century Code, relating to the residency requirement for military installation school board members; and to declare an emergency.

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

**SECTION 1. AMENDMENT.** Section 15.1-08-02 of the North Dakota Century Code is amended and reenacted as follows:

**15.1-08-02. Military installation - School board members - Terms of office - Qualifications - Vacancies.**

The board of a school district formed under this chapter consists of five members. The superintendent of public instruction shall adopt rules providing appointment procedures. The superintendent, after consultation with the base commander and with the approval of the state board of public school education, shall appoint board members in April of each year. ~~The~~<sup>A</sup> board ~~members~~<sup>member</sup> ~~must reside on~~<sup>be an active member or spouse of an active member of the military installation, or a retired member or spouse of a retired member of the military installation whose permanent residence is located within the state and is no greater than twenty miles from the military installation. An individual who serves on the board of a school district in the district where they reside may not simultaneously be appointed to the board of a military installation.</sup> The school board members shall serve three-year terms except that the superintendent of public instruction shall designate two of the members initially appointed to serve two-year terms and two of the members initially appointed to serve one-year terms. If a vacancy occurs, the school board shall appoint an individual to serve for the remainder of the unexpired term.

**SECTION 2. EMERGENCY.** This Act is declared to be an emergency measure.

Tammie Miller  
President of the Senate  
Grand Meyer  
Secretary of the Senate

Dennis Johnson  
Speaker of the House  
Bull J. Reck  
Chief Clerk of the House

This certifies that the within bill originated in the Senate of the Sixty-eighth Legislative Assembly of North Dakota and is known on the records of that body as Senate Bill No. 2223 and that two-thirds of the members-elect of the Senate voted in favor of said law.

Vote: Yeas 46 Nays 0 Absent 1

Tammie Miller President of the Senate  
Grand Meyer Secretary of the Senate

This certifies that two-thirds of the members-elect of the House of Representatives voted in favor of said law.

Vote: Yeas 91 Nays 1 Absent 2

Dennis Johnson Speaker of the House  
Bull J. Reck Chief Clerk of the House

Received by the Governor at 3:15 PM on March 31, 2023.

Approved at 4:59 PM on April 4, 2023.

Boyd Bryan  
Governor

Filed in this office this 5<sup>th</sup> day of April, 2023,

at 11:32 o'clock A M.

Michael Howe  
Secretary of State