

**BYLAWS**  
**39<sup>TH</sup> LEGISLATIVE DISTRICT REPUBLICAN PARTY OF NORTH DAKOTA**  
**ADOPTED 2-10-2022**

**ARTICLE I**  
**NAME**

The name of this organization shall be the 39<sup>th</sup> Legislative District Republican Party of North Dakota.

**ARTICLE II**  
**OBJECTIVES**

The objectives of the organization shall be as follows:

1. To promote an informed electorate through political education and involvement;
2. To foster loyalty to the Republican Party and to promote its ideals and purposes;
3. To endorse and promote for election Republican candidates for the state legislature;
4. To work for and promote the election of the Republican Party's nominees and candidates for public office;
5. To provide representation of the Republican voters of District 39 before the North Dakota Republican Party, its committees and conventions, to the fullest extent possible;
6. To raise funds for the district, district endorsed candidates and the North Dakota Republican Party;
7. To identify and encourage the voting of electors at all special and general elections.
8. To uphold the established ND GOP Party Platform. See appendix A.

**ARTICLE III**  
**MEMBERSHIP**

Membership in the Legislative District 39 Republican Party shall be granted to any qualified elector (as defined in the North Dakota Century Code) who is a legal resident of Legislative District 39 of North Dakota, who intends to vote for the endorsed candidates of the Republican Party in the next election and who intends to affiliate with the Legislative District 39 Republican Party.

BI-annual membership dues are \$39

Membership is for two calendar years. (January 1 – December 31<sup>st</sup>)

**ARTICLE IV**  
**DISTRICT ORGANIZATION**

1. District 39 shall have an open district and every District 39 resident Republican voter attending the district convention having paid their current bi-annual District 39 dues prior to the start of the district convention is entitled to one vote.
2. The district chair upon consultation with the Executive Committee shall provide ten (10) days published notice of the date, time, and location of the annual district meeting or convention. The executive committee shall determine the means of the public notice.

**ARTICLE V**  
**DISTRICT COMMITTEE AND OFFICERS**

SECTION 1. The district committee shall be composed of officers and at-large members as elected from the District 39 membership by the district voters at a duly called meeting together with the party's elected representatives of the legislative assembly. In no event shall any person be allowed more than one vote. The District Committee may meet by electronic means provided all parties can simultaneously hear each other.

SECTION 2. The district chair shall be a legal voter in order to act upon and be a member of the state committee of the North Dakota Republican Party.

SECTION 3. The officers, consisting of chair, vice chair, secretary and treasurer shall be legal voters of the 39<sup>th</sup> Legislative District, but need not be nominees for or members of the legislative assembly.

SECTION 4. The District Committee shall consist of the Chair, Vice Chair, Secretary, Treasurer, the party's members of the ND Legislative Assembly, and two members elected at-large for a maximum total of nine members. If a member of the ND Legislative Assembly chooses not to run or is not the candidate endorsed by the District, the elected Senator or Representative will continue to serve on the District Committee until the end of his or her term in the legislature. At that time the newly elected Republican member to the Legislative Assembly will begin his or her term on the District Committee. The Chair, with the approval of the District Committee, shall fill any vacancies on the District Committee. If the elected Representative or Senator is not a member of the Republican Party then the Chair, with the approval of the District Committee, shall appoint a member of the District 39 Republicans to fill that seat on the District Committee.

SECTION 5. The newly elected Chair shall notify the NDGOP of the names of the party officers selected. If the office of Chair becomes vacant, the Vice Chair shall hold office until the next regular election for the office or until a new Chair is selected by the Executive Committee for the balance of the term, whichever shall first occur.

## **ARTICLE VI**

### **DUTIES OF THE OFFICERS**

**Chair:** The chair shall preside at all meetings of the District committee and Executive committee and shall have general supervision of the work of the District and Executive committees. The Chair shall call all regular and special meetings of the District and Executive committees and develop meeting agendas. The chair shall further have the responsibility of appointing subcommittee chairs and filling state convention delegate vacancies, with the approval of the Executive Committee. The chair is by law a member of the Republican Party State Committee and shall represent the district before such committee.

**Vice Chair:** In the absence of the Chair, the Vice Chair shall perform the chair's responsibilities.

**Secretary:** The secretary shall keep minutes of all meetings, send out notices of all meetings, and shall be custodian of all records of the committee. The Secretary shall maintain a current roster of the membership of the District, maintain the district databases, and shall perform such other duties as the Chair directs.

**Treasurer:** The Treasurer shall receive and be custodian of all funds of the district and shall pay all bills upon the direction of the Executive Committee or District Chair. The Treasurer shall maintain a district bank account in a bank approved by the Executive Committee and shall keep a recorded account of all money received and disbursed. The Treasurer shall present the financial report in full at each meeting of the Executive Committee and at such other times as may be required by the Chair. The Treasurer shall be responsible for completing financial forms as required by law.

**Term of Office:** The term of office for officers shall be approximately two (2) years from district election to the next district election, except after redistricting (ARTICLE IX, Section 2).

## **ARTICLE VII**

### **EXECUTIVE COMMITTEE**

**SECTION 1.** All the members of the District Committee shall also serve on the Executive Committee. In addition, as required by NDCC § 16.1-03-7(2), “the party’s nominees for and members of the legislative assembly shall serve as members of the executive committee.” The Executive Committee shall have authority to transact any necessary business between District meetings, to make recommendations as to policies of the organization, and to advise the Chair in filling vacancies that occur between elections. The Executive Committee may meet by electronic means provided all parties can simultaneously hear each other.

**SECTION 2.** The duties of the Executive Committee shall be set forth by the District Chair and the Executive Committee.

SECTION 3. The District Chair shall appoint the membership of any subcommittee for a two-year term subject to approval by the Executive Committee with such duties as shall be designated with their appointment.

SECTION 4. Subcommittees shall report as ordered by the District Chair at regularly scheduled meetings or conventions.

SECTION 5. Former resident members of the ND Legislative assembly will serve as honorary non- voting members of the Executive Committee.

SECTION 6. Immediate past resident District Chair shall serve as an honorary non-voting member of the Executive Committee.

## **ARTICLE VIII** **MEETINGS**

SECTION 1. Meetings of this organization shall be held as provided by law. See Appendix B for meeting requirements of the state.

SECTION 2. In every odd-numbered year, the District shall meet to reorganize. After redistricting, it may also be necessary to meet to reorganize.

In every even-numbered year, the District shall convene at a place designated by the district chair upon consultation with the Executive Committee to elect delegates to the state party convention and, if it is an election year for this district's candidates for the legislative assembly, to endorse candidates for election to the ND State Legislature.

SECTION 3. Other meetings of the District may be held at the call of the Executive Committee, or upon written request signed by five members of the executive committee or twenty-five percent (25%) of the members of the District given to the secretary. Said meeting shall be at a place designated by the Executive Committee and if called at the written request as herein provided, within thirty (30) days of the receipt of said request. The purpose of any such special meeting called by special written request shall be stated in the notice sent to all members of the group called and no other business shall be transacted.

## **ARTICLE IX** **ENDORSEMENT OF CANDIDATES AND** **ELECTION OF DELEGATES TO STATE PARTY CONVENTION**

SECTION 1. In every even numbered year the district shall convene at a place designated by the District Chair upon consultation with the Executive Committee to elect delegates to the state party convention and, if it is an election year for this district's candidates for the legislative assembly, to endorse candidates for election to the state legislature.

In order to qualify as a candidate for one of the following offices (1.) District 39 State

Senator, (2.) District 39 State Representative, and (3.) District 39 State Representative, a member must inform the District Chair of intent in writing (email, letter, text) to be on the ballot as a candidate at least ten (10) days prior to the District 39 district nomination convention. Confirmation will be sent to the candidate of the receipt of intent.

Notification of candidacy will be posted on the district website

Notification to the District Chair shall serve as the official means of nomination, and the District Chair shall prepare pre-printed ballots for all contested races prior to the endorsing convention.

Nominations from the floor will be accepted during the convention, these nominees will be provided a write-in slot on pre-printed ballots.

Said annual district convention may:

1. endorse candidates for office from the legislative district and thereby commit the district party to support said endorsed candidates financially and otherwise;
2. elect delegates to the state endorsing convention; and
3. conduct such other business as may properly come before the convention.

SECTION 2. The Executive Committee or a subcommittee designated by the Executive Committee shall have prepared a proposed slate of delegates and alternates to the state convention. Nominations will also be allowed from the floor. Subject to State Party Bylaws and approval by the Executive Committee, District officers, the party's nominees for and members of the ND Legislative Assembly, and present and former members of the U. S. Congress residing in District 39, shall be automatic delegates to the state party convention. Delegate and alternate candidates must have demonstrated involvement and commitment to the District 39 Republican Party and/or the NDGOP prior to the endorsing convention, or a strong commitment for future participation.

Delegates and alternates to the state convention shall be selected in such numbers as the state party notes. Delegates shall be electors of this district.

In the event of vacancies in the district's delegate quota, after the initial delegate election, the District Chair, with the approval of the Executive Committee, shall have the authority to appoint delegates and alternates to fill the delegation upon a first come first serve basis

## **ARTICLE X**

### **CONDUCT OF CONVENTIONS**

SECTION 1. The chair shall appoint all committees and offices pursuant to recognized rules of parliamentary procedure or as adopted by this organization.

SECTION 2. Balloting may be by voice vote if only one person is nominated for an office; otherwise the balloting shall be by secret ballot. Each office will have a separate nominating procedure and vote. A majority of votes cast shall be required to elect. If no one (1) candidate receives over 50% of the vote, the two candidates receiving the most votes will participate in a runoff vote by secret ballot except for the House of Representatives and the At Large elections. See section 5 for conduct for elections with multiple positions This voting procedure will apply to all elections with one (1) position conducted by District 39 including the election of the Executive Committee and the endorsement of candidates to the Senate. Balloting for State Convention delegates shall be as outlined in State Party Bylaws.

SECTION 3. An election subcommittee of at least three persons shall be appointed by the chair. This subcommittee shall provide all election supplies and act as tellers at the meeting or convention.

SECTION 4. The Chair shall appoint a parliamentarian for all reorganizational meetings and meetings where the election of the District Committee or the endorsement of candidates are conducted and when otherwise deemed necessary to insure the proper conduct of a district meeting.

SECTION 5: Elections with more than one position may be by voice vote if only the appropriate number of persons are nominated for an office with no contention. If more nominations are made than available positions, the candidates shall be voted on by secret ballot with the positions open being the number of names a member can cast with their single vote. The positions will be elected from the highest to lowest till all positions are filled.

SECTION 6: Ballots will be held for thirty (30) days after the date of the election by the Secretary of the District Committee. After the 30 days has passed, the ballots will be destroyed.

## **ARTICLE XI**

### **COMMITTEES**

The chair shall create standing subcommittees as are deemed necessary, and appoint chairs for said committees, with the approval of the executive committee.

## **ARTICLE XII PROXIES**

Proxies are not permissible at any District meetings or conventions held pursuant to these bylaws.

## **ARTICLE XIII VACANCIES**

Any vacancy that occurs by death, resignation or otherwise of any officer of this organization, or endorsed candidate for office, shall be filled by the executive committee unless otherwise provided for by law.

## **ARTICLE XIV PROCEDURES**

*The latest edition of Robert's Rules of Order, Newly Revised*, shall govern all meetings and proceedings except where inconsistent with these bylaws or state statute.

## **ARTICLE XV AMENDMENTS**

These bylaws may be amended by a two-thirds vote (2/3) of the voting district members present at the annual district convention or by two-thirds (2/3) vote of the voting district members present at a special meeting called for that purpose, provided that notice of the proposed amendment has been given at least ten days prior to the meeting. The notice shall be provided via public notice. The Executive Committee shall determine the means for public notice. All proposed amendments must be made to the District Chair thirty (30) days prior to the annual district convention. A special meeting may be called as specified in ARTICLE VIII Section 3.

The Official Bylaws for District 39 will be the ones on file with the North Dakota State GOP committee.

## **Appendix A**



### **PLATFORM**

#### **Individual Liberty**

The rights of American citizens proceed from The Creator, not from government. Government authority proceeds only from the consent of the People. Individuals, including the unborn, have the intrinsic right to life, liberty and the pursuit of happiness.

#### **Personal Responsibility**

Individuals and families are responsible for their behavior. Public policy should encourage and empower their efforts to provide for their own health, safety, education, moral fortitude and personal wealth.

#### **Limited Government**

Federal, state and local governments should be transparent and limited to their respective roles, in accordance with the Tenth Amendment. The size of government, government regulations, and entitlement and transfer programs, should be limited to essential, inherently governmental functions.

#### **Peace Through Strength and the Rule of Law**

National security, national sovereignty, public safety, the right of self-defense, the rule of constitutional and statutory law, and civil justice should be preserved without excessive burdens to civil liberty.

#### **Lower Taxes**

Individuals, families and the government should be responsible in their spending. Taxpayers expect the government to be efficient and avoid waste with their money. The State should only collect taxes to fund legitimate government functions. Government taxes and fees should be limited to essential, inherently-governmental functions and not for the forced redistribution of wealth, or disproportionate advantages for targeted interest groups.

#### **Right to Bear Arms**

We uphold the right of individuals to keep and bear arms, a right, which antedated the Constitution and was solemnly confirmed by the Second Amendment.

#### **Family Integrity and the American Moral Tradition**

Traditional American families should be encouraged and supported by policies to nurture strong marriages consisting of one man and one woman, to support moral values, and to create, control and maintain their individual wealth with minimal interference from government.

We acknowledge the immutable biological reality of, and the differences between, the two sexes, male and female, as well as their unique and complementary functions, to be the foundation for natural human life.

#### **Quality Education**

Parents, should have the right to rear and educate their children according to high standards of character and quality, with minimal government interference. Parents are ultimately responsible for their family's education and should be able to choose among traditional, charter, home school, on-line, private, or other alternative schools. School children should not be restricted in their rights to voluntary prayer, religious expression, and acknowledgement of God, the American flag, the Pledge of Allegiance, the Declaration of Independence and the United States Constitution.

#### **Legislative Integrity**

Legislators should lead through personal moral integrity, and should consider this Platform responsibly before supporting or opposing legislation.



## **Appendix B**

### **CHAPTER 16.1-03 PARTY COMMITTEE ORGANIZATION**

#### **16.1-03-01. Party caucus - Time and manner of holding - Caucus call - Notice.**

1. Each legislative district party shall organize in conformance with the state legislative district boundaries as established by the legislative assembly and as set forth under chapter 54-03.
2. On or before May fifteenth following the last preceding general election, a party caucus must be held by every legislative district party. The legislative district party may organize the caucus by precinct or on an at-large basis for the entire district.
3. The legislative district chairman of each party shall set the date and time for the party caucus. If there is not a duly elected district chairman in a legislative district, the state party executive committee may issue the call for the caucus. The call must contain the following:
  - a. Name of party.
  - b. Legislative district number.
  - c. Date of caucus.
  - d. Place of caucus.
  - e. Hours of caucus.
  - f. A statement of the business to be conducted.
  - g. The name of the district chairman or, if there is not a duly elected district chairman, the member of the state party executive committee issuing the call.
4. The district chairman or, if there is not a duly elected district chairman, the state party executive committee shall provide ten days' published notice in the official newspaper in circulation in the district. The notices must contain that information set forth in subsection 3.

#### **16.1-03-02. Who may participate in and vote at caucus.**

1. Only those individuals who are qualified electors under section 16.1-01-04 may vote or be elected as officers at the party caucus.
2. In case the right of an individual to participate at the caucus is challenged, the question of the individual's right to participate must be decided by a vote of the whole caucus. An individual so challenged may not vote on the question of the individual's right to participate in the caucus, and a two-thirds vote of the whole caucus is required to exclude an individual from participation.
3. An individual may not vote or participate at more than one caucus in any one year.

#### **16.1-03-03. Political parties may elect committeemen.**

If a political party chooses to organize by precinct, the party in each voting precinct of this state is entitled to elect one precinct committeeman for each two hundred fifty votes, or majority of a fraction thereof, cast for the party's presidential electors, governor, attorney general, or secretary of state in the precinct in the last general election. Each precinct committeeman must be an elector of the precinct in which the committeeman resides and must be elected for a two-year term.

#### **16.1-03-04. Candidates elected at caucus - Tie vote - Canvassing vote.**

Repealed by S.L. 1997, ch. 189, § 12.

#### **16.1-03-05. Vacancies in office of precinct committeeman - Filling.**

A vacancy in the office of precinct committeeman, which occurs after the organization of the district committee, may be filled by appointment, as authorized by the district party bylaws.

#### **16.1-03-06. District committee of political party - How constituted.**

Repealed by S.L. 1997, ch. 189, § 12.

**16.1-03-07. Meeting of district committee - Organization.**

1. If a legislative district chooses to organize by precinct in every odd-numbered year, the district committee of each party shall meet within fifteen days after the caucus provided for in section 16.1-03-01. The day, hour, and site must be set by the existing district committee chairman. Any incumbent members of the legislative assembly from the party and any other individual provided for by the district committee's bylaws constitute the district committee of the party. The district committee of a party must be organized to coincide with the geographical boundary lines of state legislative districts. Each member of any committee provided for in this chapter must be a qualified elector.
2. The district committee shall select the officers of the district committee and forward to the state committee the name and contact information of the district committee chairman. The district committee may appoint an executive committee consistent with the bylaws of the district committee. That party's nominees for and members of the legislative assembly shall serve as members of the executive committee.
3. If the office of chairman becomes vacant, the vacancy may be filled as provided by the district party bylaws.
4. The bylaws of the state committee or state party may not include any requirement providing directives or procedures for the method of the organization of district committees nor may the state committee or state party take any action or impose any requirement regarding district party organization unless a district lacks a district committee that is able to carry out the responsibilities under this chapter. A state party may not take any action that is inconsistent with this chapter.
5. After redistricting of the legislative assembly becomes effective, the state party chair may appoint a temporary district party organization chair in any newly established district or a district that lacks a district committee able to carry out the responsibilities of this chapter. The temporary district party organization chair shall organize the district political party as closely as possible in conformance with this chapter to assure compliance with primary election filing deadlines.

**16.1-03-08. State committee - Membership.**

The state committee of each party consists of the chairman of each of the district committees of the party and any individual provided for in the bylaws of the state committee.

**16.1-03-09. Proxies permissible - Exception.**

Repealed by S.L. 1997, ch. 189, § 12.

**16.1-03-10. Member of committee to be qualified elector - Term of member.**

Repealed by S.L. 1997, ch. 189, § 12.

**16.1-03-11. State committee - Meetings - Organization.**

The state committee shall meet on or before July first of each odd-numbered year. The committee shall organize by selecting officers as provided for by the state committee bylaws and by adopting rules and modes of procedure, including rules and procedures regarding the selection of state convention delegates. Within thirty days following the state committee's organization, the newly elected chairman shall notify the secretary of state of the names of the party officers selected.

**16.1-03-12. Meeting of district committee to elect delegates to state party convention - Optional precinct caucus - Proxies.**

Repealed by S.L. 2013, ch. 168, § 16.

**16.1-03-13. When state party convention held.**

Repealed by S.L. 1997, ch. 189, § 12.

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**16.1-03-14. State party convention.**

1. The party state committee shall set the place and time of the state party convention to be held in each general election year. Subject to party rules and bylaws, the state party convention may:
  - a. Nominate the legal number of elector nominees and alternate elector nominees for its party for the offices of presidential electors. The nominees must be qualified electors of this state.
  - b. Elect the required number of delegates and alternates to the national party convention.
  - c. Endorse candidates as provided under subsection 2.
2. The candidate or candidates for endorsement or election must be declared endorsed or elected under the rules of the party, and the chairman and secretary of the convention shall issue certificates of endorsement as provided in section 16.1-11-06 or certificates of election. The names of the qualified electors nominated for presidential electors the party wishes to place on the general election ballot must be certified by the chairman and secretary of the convention to the secretary of state by four p.m. on the sixty-fourth day before the general election to be placed upon the general election ballot as provided in section 16.1-06-07.1.

**16.1-03-15. Expenses of delegates to national conventions.**

Repealed by S.L. 1987, ch. 247, § 1.

**16.1-03-16. Filling vacancy occurring in office of national committeeman or committeewoman.**

Repealed by S.L. 1997, ch. 189, § 12.

**16.1-03-17. Political party reorganization after redistricting.**

If redistricting of the legislative assembly becomes effective after the organization of political parties as provided in this chapter and before the primary or the general election, the political parties in each of the following districts shall organize or reorganize as closely as possible in conformance with this chapter to assure compliance with primary election filing deadlines:

1. A district that does not share any geographical area with the pre-redistricting district having the same number.
2. A district with new geographic area that was not in that district for the 2020 election and which new geographic area has a 2020 population that is more than twenty-five percent of the district's population as determined in the 2020 federal decennial census.

**16.1-03-18. Unfair and corrupt election practices applicable to chapter.**

Repealed by S.L. 1997, ch. 189, § 12.

**16.1-03-19. Organizations allowed to nominate statewide and legislative candidates.**

Repealed by S.L. 2013, ch. 168, § 16.

**16.1-03-20. Political parties may conduct presidential preference caucuses.**

Repealed by S.L. 2009, ch. 181, § 1.

**16.1-03-21. Organizations allowed to nominate statewide and legislative candidates.**

A political organization may not endorse candidates or have candidates petition for president, vice president, Congress, statewide office, or legislative office as set forth in chapter 16.1-11, unless the organization:

1. Organized according to all requirements of this chapter;
2. Had printed on the ballot at the last preceding general election the names of a set of presidential electors pledged to the election of the party's candidate for president and vice president, a candidate for governor, a candidate for attorney general, or a candidate for secretary of state and those candidates for presidential electors,

governor, attorney general, or secretary of state received at least five percent of the total vote cast for presidential electors, the office of governor, attorney general, or secretary of state within this state at that election and organized according to all requirements of this chapter; or

3. Filed a petition with the secretary of state signed by the number of electors required under section 16.1-11-30 to qualify to endorse candidates or to have candidates petition to be included on the primary election ballot in a consolidated column or on a special election ballot.