

District 25 Remedy for Failed Reorganization

On Wednesday, June 11, 2025, the NDGOP Executive Committee passed a motion determining that the District 25 Republican Party did not complete a valid reorganization by the May 15, 2025 deadline for legislative districts to reorganize. Attempts to ratify both the April 26th and May 10th meetings within the district failed. The NDGOP State Committee on June 14, 2025 also rejected attempts to seat a chair in District 25, further confirming the opinion of the State Executive Committee. As of today, District 25 has no valid District Committee. The NDGOP should take every step possible and necessary to remedy this situation for its constituents in District 25 and across North Dakota.

While this situation is not explicitly addressed by NDCC, there is still language within NDCC 16.1-03-07 Subsection 4 that is pertinent. This is colloquially known as the Kasper Amendment. Please note the highlighted section below.

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.

The Kasper Amendment was brought forward in response to the NDGOP interference in District 46 and the newly formed District 16 and its intentions were to limit the NDGOP's direct involvement in district reorganization except for situations where the district lacks a district committee as highlighted above. This section carries no restrictions as to the cause of a district lacking a district committee nor does it define a timeframe in which the NDGOP must act or a method that the NDGOP must follow to properly organize a district committee when one is lacking.

Furthermore, it should be noted that NDCC 16.1-03-07 Subsection 5 contains directions for the formation of a district committee in the event that a district lacks a district committee due to redistricting. Please note below that the same language exists in both Subsection 4 & Subsection 5 describing when the state party may act to organize a district.

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.

NDCC clearly recognizes that situations may occur where there is no duly elected district chairman or where the district lacks a district committee. As such, it is reasonable and proper for the NDGOP to use the method prescribed in NDCC 16.1-03-7 Subsection 5 to organize a district committee in District 25 at this time. Failure to do so will result in the inability of District 25 to endorse candidates for the 2026 primary election and deny the district the ability to send delegates to the 2026 State Convention leaving the district unrepresented. The result of this will undoubtedly be to disenfranchise voters in District 25 and across the state of North Dakota. The State Party is actively pursuing this method of recourse at this time.

As a private organization, the NDGOP has specific restraints placed on it by NDCC. When there are no specific restraints within NDCC, it is legal and expected that the NDGOP as a private organization would pursue its own solution. The North Dakota Legislature should not be expected to or allowed to over involve itself in the day-to-day operations or functions of any private entity or business.

Again, when the law is silent, or there are no restraints placed, a private organization like the NDGOP has every right and duty to act within its rules to bring the situation into compliance with the law. If the party's rules do not speak to the situation, then per the NDGOP Rules, the party should refer to RONR.

Respectfully submitted,



Matthew Simon,

NDGOP State Party Chairman.