

**2023 SENATE HUMAN SERVICES**

**SB 2262**

# 2023 SENATE STANDING COMMITTEE MINUTES

**Human Services Committee**  
Fort Lincoln Room, State Capitol

SB 2262  
2/8/2023

Relating to appointment and confirmation of the executive director of the department of health and human services; and to provide for application.
--

10:30 AM **Madam Chair Lee** called the hearing to order. **Senators Lee, Cleary, Clemens, K. Roers, Weston, Hogan** were present.

**Discussion Topics:**

- Transparency
- Term limits
- Oversight
- Appoint
- Elect

10:32 AM **Senator Jeff Magrum, District 8**, introduced SB 2262 in favor. #19709, #19838

10:39 AM **Senator David Hogue, District 38**, testified in favor verbally.

10:50 **Madam Chair Lee** closed the hearing.

*Patricia Lahr, Committee Clerk*

# 2023 SENATE STANDING COMMITTEE MINUTES

**Human Services Committee**  
Fort Lincoln Room, State Capitol

SB 2262  
2/8/2023

Relating to appointment and confirmation of the executive director of the department of health and human services; and to provide for application.
--

3:25 PM **Madam Chair Lee** called the meeting to order.  
**Senators Lee, Cleary, Clemens, K. Roers, Weston, Hogan** were present.

**Discussion Topics:**

- Accountability and oversight
- Senate confirmations

3:26 PM **Senator Lee** provided handout #20017

3:39 PM **Senator Cleary** moved **DO NOT PASS**.

3:39 PM **Senator Lee** seconded.

3:40 PM Roll call vote.

<b>Senators</b>	<b>Vote</b>
Senator Judy Lee	Y
Senator Sean Cleary	Y
Senator David A. Clemens	N
Senator Kathy Hogan	N
Senator Kristin Roers	Y
Senator Kent Weston	N

Motion Failed 3-3-0.

3:41 PM **Senator K. Roers** moved **WITHOUT COMMITTEE RECOMMENDATION**.

3:41 PM **Senator Weston** seconded.

3:42 PM Roll call vote.

<b>Senators</b>	<b>Vote</b>
Senator Judy Lee	Y
Senator Sean Cleary	Y
Senator David A. Clemens	Y
Senator Kathy Hogan	Y
Senator Kristin Roers	Y
Senator Kent Weston	Y

Motion passed 6-0-0.

**Senator Hogan** will carry SB 2262.

3:43 PM Madam Chair Lee closed the meeting.

*Patricia Lahr, Committee Clerk*

**REPORT OF STANDING COMMITTEE**

**SB 2262: Human Services Committee (Sen. Lee, Chairman) recommends BE PLACED ON THE CALENDAR WITHOUT RECOMMENDATION (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING).** SB 2262 was placed on the Eleventh order on the calendar. This bill does not affect workforce development.

**TESTIMONY**

**SB 2262**

Association of State and Territorial Health Officials

2019 ASTHO Profile of State and Territorial Public Health - SHO Appointment

State	Who appoints the SHO in your state?	Other specified	Who confirms the appt of the SHO in your state?	Other specified
Alaska	Governor		No confirmation required	
Alabama	Board or Commission		No confirmation required	
Arkansas	Governor		Legislature	
Arizona	Governor		Legislature	
California	Governor		Legislature	
Colorado	Governor		Legislature	
Connecticut	Governor		Legislature	
District of Columbia	Other	Mayor	Other	City Council
Delaware	Secretary of State HHS		No confirmation required	
Florida	Governor		Legislature	
Georgia	Governor		No confirmation required	
Hawaii	Governor		Legislature	
Iowa	Governor		Legislature	
Idaho	Other	Agency Director	Board or Commission	
Illinois	Governor		Legislature	
Indiana	Governor		Governor	
Kansas	Governor		Legislature	
Kentucky	Governor		No confirmation required	
Louisiana	Governor		Legislature	
Massachusetts	Governor		Governor	
Maryland	Governor		Governor	
Maine	Secretary of State HHS		Secretary of State HHS	
Michigan	Other	MDHHS Agency Director	No confirmation required	
Minnesota	Governor		Legislature	
Missouri	Governor		Legislature	
Mississippi	Board or Commission		Board or Commission	
Montana	Governor		Legislature	
North Carolina	Secretary of State HHS		No confirmation required	
North Dakota	Governor		No confirmation required	
Nebraska	Governor		Legislature	
New Hampshire	Secretary of State HHS		No confirmation required	
New Jersey	Governor		Legislature	
New Mexico	Governor		Legislature	
Nevada	Secretary of State HHS		Governor	
New York	Governor		Legislature	
Ohio	Governor		No confirmation required	
Oklahoma	Governor		Legislature	
Oregon	Secretary of State HHS		Secretary of State HHS	
Pennsylvania	Governor		Legislature	
Rhode Island	Governor		Legislature	
South Carolina	Board or Commission		Legislature	
South Dakota	Governor		Legislature	
Tennessee	Governor		Governor	
Texas	Other	Executive Commissioner of the Texas Health and	No confirmation required	
Utah	Governor		Legislature	
Virginia	Governor		Legislature	
Vermont	Governor		No confirmation required	
Washington	Governor		Legislature	
Wisconsin	Secretary of State HHS		No confirmation required	
West Virginia	Secretary of State HHS		Secretary of State HHS	
Wyoming	Other	Director	No confirmation required	

# North Dakota Senate

STATE CAPITOL  
600 EAST BOULEVARD  
BISMARCK, ND 58505-0360



## Senator Jeffery J. Magrum

District 8  
P.O. Box 467  
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**COMMITTEES:**  
Finance and Taxation  
Energy and Natural Resources

02/08/2023

Good Morning Madam Chair Lee and committee members, for the record I am Senator Jeff Magrum representing district 8 which is Burleigh and Emmons County and a little sliver of Mclean County.

I am here to introduce SB2262. SB2262 is a bill to enable the Governor to nominate the Health and Human Services Director and the Senate to confirm the position. Considering the HHS director manages a budget of nearly five billion dollars it is in the best interest of the state of ND to have more transparency and oversight concerning the position of HHS Director. Comparatively the Secretary of State's proposed budget is a little over fifteen million dollars. The ND State Auditor's budget is proposed to be around eighteen million. The State Treasurer's proposed budget is under two million dollars. The State Tax Commissioner's budget is proposed to be around seventy million. These are just some of the executive branch elected officials. I know you get the idea. The HHS Director effects every individual's life in ND in one way or another.

Twenty-six other states currently have this process. I have submitted testimony from NCSL (National Council of State Legislators) to back this up.

Madam Chair and Committee members I ask for a due pass on SB2262



**EXECUTIVE BRANCH**

**TABLE 4.10**  
**Selected State Administrative Officials: Methods of Selection**

<i>State or other jurisdiction</i>	<i>Governor</i>	<i>Lieutenant governor (a-1)</i>	<i>Secretary of state (a-2)</i>	<i>Attorney general (a-3)</i>	<i>Treasurer (a-4)</i>	<i>Adjutant general (a-5)</i>	<i>Administration (a-6)</i>	<i>Agriculture (a-7)</i>	<i>Auditor (a-8)</i>	<i>Banking (a-9)</i>
Alabama	CE	CE	CE	CE	CE	G	G	SE	CE	GS
Alaska	CE	CE	(a-1)	GB	AG	GB	GB	AG	L	AG
Arizona	CE	(a-2)	CE	CE	CE	GS	GS	GS	L	N/A
Arkansas	CE	CE	CE	CE	CE	G	G	BG	CE	GS
California	CE	CE	CE	CE	CE	GS	N.O.	G	GB	GS
Colorado	CE	CE	CE	CE	CE	GS	GS	GS	L	A
Connecticut	CE	CE	CE	CE	CE	G	GE	GE	L	GE
Delaware	CE	CE	GS	CE	CE	GS	(c)	GS	CE	GS
Florida	CE	CE	GS	CE	CE	GS	GS	CE	L	CE
Georgia	CE	CE	CE	CE	B	G	G	CE	CL	G
Hawaii	CE	CE	N.O.	GS	GS	GS	(b)	GS	CL	AG
Idaho	CE	CE	CE	CE	CE	GS	GS	GS	L	(a-24)
Illinois	CE	CE	CE	CE	CE	GS	GS	GS	CL	GS
Indiana	CE	CE	CE	SE	CE	G	G	LG	CE	G
Iowa	CE	CE	CE	CE	CE	GS	GS	CE	CE	GS
Kansas	CE	CE	CE	CE	CE	GS	GS	GS	N.O.	GS
Kentucky	CE	CE	CE	CE	CE	G	N.O.	CE	CE	G
Louisiana	CE	CE	CE	CE	CE	GS	G	CE	GS	GS
Maine	CE	N.O.	CL	CL	CL	GLS	GLS	GLS	L	GLS
Maryland	CE	CE	GS	CE	CL	G	(a-16)	GS	N/A	AG
Massachusetts	CE	CE	CE	CE	CE	G	G	CG	CE	G
Michigan	CE	CE	CE	CE	GS	GS	GS	GS	CL	GS
Minnesota	CE	CE	CE	CE	(a-24)	GS	GS	GS	CE	A
Mississippi	CE	CE	CE	CE	CE	GE	GS	SE	CE	GS
Missouri	CE	CE	CE	CE	CE	GS	GS	GS	CE	GS
Montana	CE	CE	CE	CE	GS	GS	GS	GS	CE	A
Nebraska	CE	CE	CE	CE	CE	GS	GS	GS	CE	GS
Nevada	CE	CE	CE	CE	CE	G	G	G	N.O.	A
New Hampshire	CE	(e)	CL	GC	CL	GC	GC	GC	...	GC
New Jersey	CE	CE	GS	GS	GS	GS	N.O.	BG	(g)	GS
New Mexico	CE	CE	CE	CE	CE	G	(a-26)	A	CE	N/A
New York	CE	CE	GS	CE	GS	G	G	GS	CE	GS
North Carolina	CE	CE	CE	CE	CE	A	G	CE	CE	G
North Dakota	CE	CE	CE	CE	CE	G	N.O.	CE	CE	GS
Ohio	CE	CE	CE	CE	CE	G	GS	GS	CE	A
Oklahoma	CE	CE	GS	CE	CE	GS	GS	GS	CE	GS
Oregon	CE	(a-2)	CE	SE	CE	G	GS	GS	SS	N.O.
Pennsylvania	CE	CE	GS	CE	CE	GS	G	GS	CE	GS
Rhode Island	SE	CE	CE	SE	SE	GS	GS	GS	LS	GS
South Carolina	CE	CE	CE	CE	CE	GS	GS	CE	B	A
South Dakota	CE	CE	CE	CE	CE	GS	GS	GS	CE	C
Tennessee	CE	CL (e)	CL	CT	CL	G	G	G	(a-14)	G
Texas	CE	CE	G	CE	(a-14)	G	A	SE	L	B
Utah	CE	CE	(a-1)	CE	CE	GS	GS	GS	CE	GS
Vermont	CE	CE	CE	SE	CE	SL	GS	GS	CE	GS
Virginia	CE	CE	GB	CE	GB	GB	GB	GB	SL	B
Washington	CE	CE	CE	CE	CE	G	GS	GS	CE	GS
West Virginia	CE	(e)	CE	CE	CE	GS	GS	CE	CE	GS
Wisconsin	CE	CE	CE	CE	CE	G	GS	GS	LS	GS
Wyoming	CE	(a-2)	CE	GS	CE	G	GS	GS	CE	AG
American Samoa	CE	CE	(a-1)	GB	GB	N/A	GB	GB	N/A	N/A
Guam	CE	CE	...	CE	CS	GS	GS	GS	CE	GS
CNMI*	CE	CE	...	GS	CS	...	G	...	GB	C
Puerto Rico	CE	...	GS	GS	GS	GS	...	GS	GS	GS
U.S. Virgin Islands	SE	SE	(a-1)	GS	GS	GS	GS	GS	GS	LG

See footnotes at end of table

TABLE 4.10

## Selected State Administrative Officials: Methods of Selection (continued)

State or other jurisdiction	Budget (a-10)	Civil rights (a-11)	Commerce (a-12)	Community affairs (a-13)	Comptroller (a-14)	Consumer affairs (a-15)	Corrections (a-16)	Economic development (a-17)	Education (a-18)	Election admin. (a-19)
Alabama	CS	G	G	G	CS	CS	G	(a-12)	B	CS
Alaska	G	GB	GB	(a-12)	AG	(a-12)	GB	(a-12)	BG	LG
Arizona	G	G	B	N/A	A	A	GS	B	CE	(a-2)
Arkansas	N/A	N.O.	G	N.O.	AG	N.O.	G	AG	G	B
California	(a-24)	N.O.	N.O.	GS	CE	G	GS	N.O.	CE	G
Colorado	G	A	N.O.	A	A	AT	GS	G	AB	CS
Connecticut	CS	B	GE	GE	CE	GE	GE	GE	GE	CS
Delaware	GS	CG	(a-2)	N.O.	CG	AT	GS	(c)	GS	GS
Florida	G	A	N/A	A	CE	A	GS	GS	B	A
Georgia	G	G	B	B	G	G	GD	GB	CE	SS
Hawaii	GS	B	GS	N.O.	GS	A	GS	GS	B	B
Idaho	GS	AB	GS	N.O.	CE	(a-3)	B	(a-12)	CE	(a-2)
Illinois	G	GS	GS	(a-12)	CE	(a-3)	GS	(a-12)	B	B
Indiana	G	G	G	G	(a-8)	AT	G	G	CE	N.R. (b)
Iowa	GS	GS	N.O.	A	N.O.	AT	GS	GS	GS	SS
Kansas	G	B	GS	N.O.	C	AT	GS	C	B	CE
Kentucky	G	B	G	G	CG	AT	G	GC	B	B
Louisiana	A	BG	GS	N.O.	G	A	GS	GS	B	AGS
Maine	A	B	(a-17)	(a-17)	A	GLS	GLS	GLS	GLS	SS
Maryland	GS	G	GS	N.O.	CE	A	GS	GS	B	B
Massachusetts	C	G	G	G	G	G	CG	G	B	CE
Michigan	GS	B	GS	N.O.	CS	N.O.	GS	GS	B	(b)
Minnesota	(a-24)	GS	GS	(a-17)	(a-24)	A	GS	GS	GS	(a-2)
Mississippi	(a-6)	N.O.	SE	A	(a-6)	A	GS	GS	BS	A
Missouri	AGS	B	GS	A	A	CE	GS	GS	B	SS
Montana	G	CP	GS	CP	CP	CP	GS	G	CE	SS
Nebraska	A	B	GS	A	A	CE	GS	GS	B	A
Nevada	G	G	G	N.O.	CE	A	G	G	G	(b)
New Hampshire	GC	CS	GC	N.O.	AGC	AGC	GC	AGC	B	CL
New Jersey	GS	A	(a-17)	GS	GS	A	GS	G	GS	A
New Mexico	G	N.O.	(a-17)	N.O.	N/A	AT	GS	GS	GS	CE
New York	G	GS	GS	GS	CE	GS	GS	GS	B	(b)
North Carolina	(a-24)	A	G	N.O.	G	N.O.	G	A	CE	G
North Dakota	A	G	G	N.O.	N.O.	AT	G	A	CE	SS
Ohio	GS	B	GS	A	GS	A	GS	GS	B	CE
Oklahoma	A	N.O.	GS	N.O.	A	B	GS	N.O.	CE	L
Oregon	A	A	GS	G	N.O.	GS	GS	GS	SE	A
Pennsylvania	G	B	G	G	G	AT	GS	GS	GS	AG
Rhode Island	A	B	GS	N.O.	A	SE	GS	GS (j)	B	B
South Carolina	A	BG	GS	N.O.	CE	B	GS	(a-12)	CE	B
South Dakota	C	N.O.	N.O.	N.O.	C	AT	GS	GS	GS	SS
Tennessee	A	G	G	G	SL	A	G	G	G	A
Texas	G	B	G	G	CE	(i)	B	G	B	(b)
Utah	G	A	GS	AB	AG	GS	GS	GS	B	LG
Vermont	CG	AT	GS	CG	CG	AT	CG	CG	GS	CE
Virginia	GB	AT	GB	GB	GB	A	GB	B	GB	GB
Washington	N.O.	I	GS	N.O.	G	N.O.	GS	N.O.	CE	N.O.
West Virginia	G	GS	GS	B	(a-8)	(a-3)	GS	(a-13)	B	(a-2)
Wisconsin	A	A	N.O.	N.O.	CS	A	GS	G	CE	BS
Wyoming	AG	(a-37)	GS	N.O.	(a-8)	SS	GS	(a-12)	CE	A
American Samoa	GB	N/A	GB	(a-12)	(a-4)	(a-3)	A	(a-12)	GB	G
Guam	GS	...	GS	...	CS	CS	GS	B	B	GS
CNMI*	G	A	GS	GS	C	GS	C	C	B	B
Puerto Rico	G	N/A	GS	N/A	GB	GS	GS	GS	GS	N/A
U.S. Virgin Islands	GS	GS	GS	GS	(a-24)	GS	GS	GS	GS	B

See footnotes at end of table

EXECUTIVE BRANCH

TABLE 4.10  
**Selected State Administrative Officials: Methods of Selection** (continued)

State or other jurisdiction	Emergency management (a-20)	Employment services (a-21)	Energy (a-22)	Environmental protection (a-23)	Finance (a-24)	Fish & wildlife (a-25)	General services (a-26)	Health (a-27)	Higher education (a-28)	Highways (a-29)
Alabama	G	CS	CS	B	G	CS	CS	B	B	(a-49)
Alaska	AG	AG	(f)	GB	AG	GB	AG	GB	B	AG
Arizona	G	A	N/A	GS	(a-14)	B	A	GS	B	A
Arkansas	AG	AG	G	G	G	B	AG	G	AG	(a-49)
California	GS	GS	G	GS	G	G	GS	GS (b)	B	(a-49)
Colorado	A	A	G	A	A	A	A	N.O.	GS	GS
Connecticut	GE	GE	GE	GE	GE	(b)	GE	GE	BG	GE
Delaware	CG	CG	CG	(a-35)	GS	CG	CG	CG	B	(a-49)
Florida	G	GS	A	GS	CE	B	GS	GS	B	GOC
Georgia	G	A	CE	BG	G	A	A	GD	B	A
Hawaii	A	CS	CS	CS	(b)	CS	GS	GS	B	CS
Idaho	A	(a-32)	GS	GS	GS	B	N.O.	B (b)	B	(a-49)
Illinois	GS	GS	(a-42)	GS	(a-10)	(a-35)	(a-6)	GS	B	(a-49)
Indiana	G	G	LG	G	G	A	(a-6)	G	G	(a-49)
Iowa	GS	GS	(a-17)	A	A	A	A	GS	N.O.	A
Kansas	(b)	GS	B	C	C	CS	GS	GS	B	GS
Kentucky	AG	AG	AG	G	G	G	N.O.	CG	B	CG
Louisiana	GS	GS	A	GS	G	GS	G	GS	BS	GS
Maine	A	(a-32)	(a-38)	GLS	(a-6)	GLS	A	GLS	N/A	(a-49)
Maryland	AG	A	G	GS	GS	GS	(a-6)	GS	G	AG
Massachusetts	G	CG	CG	CG	G	CG	G	CG	BC	G
Michigan	GS	CS	A	GS	(a-10)	(b)	N.O.	GS	N.O.	(a-49)
Minnesota	GS	N.O.	A	GS	GS	A	(a-6)	GS	B	GS
Mississippi	GS	GS	A	GS	(a-6)	GS	N.O.	BS	BS	B
Missouri	A	A	G	A	AGS	(b)	A	GS	B	B
Montana	CP	CP	CP	GS	CP	GS	CP	GS	CP	(a-49)
Nebraska	A	A	GS	GS	(b)	A	A	GS	B	GS
Nevada	A	A	G	A	(a-14)	GD	N.O.	(b)	N.R.	(a-49)
New Hampshire	G	GC	G	GC	(a-6)	BGS	GC	AGC	B	(a-49)
New Jersey	(a-47)	A	A	GS	GS	B	(b)	(b)	B	A
New Mexico	GS	(a-32)	GS	GS	GS	A	GS	GS	GS	A
New York	GS	GS	B	GS	CE	GS	G	GS	B	GS
North Carolina	G	G	A	G	G	G	G	G	B	A
North Dakota	A	G	G	A	G	G	G	G	B	(a-49)
Ohio	AG	GS	GS	GS	(b)	A	A	GS	B	GS
Oklahoma	GS	B	GS	B	GS	B	GS	GS	B	B
Oregon	AG	GS	G	B	(a-4)	B	(a-6)	A	B	A
Pennsylvania	G	AG	AG	GS	G	(b)	GS	GS	AG	AG
Rhode Island	G	GS	A	GS	GS	GS	GS	GS	B (b)	GS
South Carolina	A	GS	A	(b)	B	BS	A	(b)	B	GS
South Dakota	C	C	(a-42)	GS	GS	C	(a-6)	GS	BG	C
Tennessee	A	G	A	G	G	B	G	G	B	(a-49)
Texas	A	B	N.O.	B	(a-14)	B	B	BG	B	(a-49)
Utah	A	GS	G	GS	AG	(a-35)	(a-6)	GS	N.O.	(a-49)
Vermont	AG	GS	GS	CG	CG	CG	CG	CG	N.O.	CG
Virginia	GB	GB	A	GB	GB	B	GB	GB	B	GB
Washington	N.O.	GS	N.O.	GS	G	GD	N.O.	G	N.O.	A
West Virginia	GS	(a-12)	GS	GS	CS	CS	CS	GS	B	GS
Wisconsin	A	A	A	A	A	A	GS	GS	B	(a-49)
Wyoming	G	GS	G	GS	G	GD	AG	GS	GB	GS
American Samoa	G	A	GB	GB	(a-4)	GB	G	GB	(a-18)	(a-49)
Guam	GS	GS	G	GS	GS	GS	CS	GS	B	GS
CNMI*	G	C	C	G	GS	C	GS	GS	B	C
Puerto Rico	N/A	GS	N/A	N/A	G	N/A	GS	GS	N/A	GS
U.S. Virgin Islands	GS	GS	GS	GS	GS	GS	GS	GS	GS	GS

See footnotes at end of table



TABLE 4.10

## Selected State Administrative Officials: Methods of Selection (continued)

State or other jurisdiction	Information systems (a-30)	Insurance (a-31)	Labor (a-32)	Licensing (a-33)	Mental health & developmental disabilities (a-34)	Natural resources (a-35)	Parks & recreation (a-36)	Personnel (a-37)	Planning (a-38)	Post audit (a-39)
Alabama	CS	G	G	G	G	G	CS	B	(a-12)	LS
Alaska	AG	AG	GB	AG	B	GB	AG	AG	N.O.	(a-8)
Arizona	A	GS	BS	N.O.	B	GS	GS	A	(a-10)	N.O.
Arkansas	AG	AG	G	G	A	AG	G	A	N.O.	L
California	G	CE	AG	G	(b)	GS	GS	GS	N.O.	N.O.
Colorado	G	BA	GS	A	A	GS	A	A	G	(a-8)
Connecticut	A	GE	GE	CS	(b)	CS	CS	GE	A	(a-8)
Delaware	GS	CE	GS	CG	(b)	GS	CG	GS	CG	(a-8)
Florida	GS	GOC	GS	A	N/A	GS	A	A	A	CE
Georgia	GD	CE	CE	SS	B	GB	A	A	(a-10)	(a-8)
Hawaii	GS	AG	GS	CS	N.O.	GS	CS	GS	CS	CS
Idaho	GS	GS	GS	GS	A	B	B	GS	N.O.	(a-8)
Illinois	GS	GS	GS	(a-9)	(a-45)	GS	(a-35)	(a-6)	N.O.	(a-8)
Indiana	G	G	G	G	A	G	A	G	N.O.	G
Iowa	GS	GS	GS	A	A	GS	A	A	N.O.	N.O.
Kansas	G	SE	GS	B	C	GS	CS	C	N.O.	L
Kentucky	G	G	G	N.O.	CG	G	CG	G	G	CE
Louisiana	G	CE	GS	N.O.	GS	GS	LGS	B	A	CL
Maine	A	GLS	GLS	A	(a-45)	GLS	(a-35)	A	N/A	N/A
Maryland	A	GS	GS	A	(b)	GS	A	A	GS	A
Massachusetts	CG	G	C	G	(b)	CG	CG	CG	G	CE
Michigan	GS	(a-9)	GS	GS	CS	GS	CS	CS	N.O.	CL
Minnesota	GS	A	GS	A	GS	GS	A	(a-24)	N/A	(a-8)
Mississippi	BS	SE	N.O.	N.O.	B	GS	GS	B	A	CE
Missouri	A	GS	GS	A	BS	GS	A	G	AGS	CE
Montana	A	CE	GS	CP	CP	GS	CP	CP	G	L
Nebraska	GS	GS	GS	A	GS	GS	B	A	GS	CE
Nevada	G	A	A	N.O.	(b)	G	A	A	N.O.	N.O.
New Hampshire	GC	GC	GC	GC	AGC	GC	AGC	AGC	...	(a-14)
New Jersey	A	GS	GS	N.O.	(b)	A	A	GS	A	N.O.
New Mexico	GS	G	GS	G	N.O.	GS	N/A	GD	N/A	(a-8)
New York	G	GS	GS	(b)	(b)	GS	GS	GS	GS	CE
North Carolina	G	CE	CE	N.O.	A	G	A	G	N/A	(a-8)
North Dakota	G	CE	G	N.O.	A	N.O.	G	A	N.O.	A
Ohio	G	GS	A	N.O.	(b)	GS	A	A	GS	CE
Oklahoma	A	CE	CE	N.O.	B	(a-48)	(a-48)	GS	N.O.	N.O.
Oregon	A	GS	SE	N.O.	A	N.O.	B	A	N.O.	SS
Pennsylvania	G	GS	GS	GS	G	GS	A	G	G	(a-8)
Rhode Island	A	GS	GS	(i)	GS	GS	GS	A	A	N.O.
South Carolina	A	GS	GS	GS	(b)	BS	GS	A	AB	B
South Dakota	GS	C	GS	N.O.	GS	(a-23)	C	GS	N.O.	(a-8)
Tennessee	A	G	G	A	G	G	A	G	N.O.	(a-14)
Texas	B	G	B	B	B	B	B	N.O.	G	L
Utah	GS	GS	GS	(a-12)	(a-45)	GS	AB	GS	(a-10)	(a-8)
Vermont	GS	GS	GS	SS	CG	GS	CG	CG	N.O.	(a-8)
Virginia	B	B	GB	GB	GB	GB	GB	GB	(a-10)	(a-8)
Washington	GS	SE	GS	GS	AG	CE	I	AG	N.O.	N.O.
West Virginia	G	GS	GS	N.O.	(a-27)	(a-25)	(a-25)	C	(a-17)	LS
Wisconsin	A	GS	GS	GS	A	GS	A	A	N.O.	(a-8)
Wyoming	GS	GS	AG	CS	(b)	G	GS	AG	G	AG
American Samoa	(a-49)	G	N/A	N/A	(a-45)	AG	GB	A	(a-12)	G
Guam	GS	GS	GS	GS	GS	GS	GS	GS	GS	CE
CNMI*	C	CS	C	B	C	GS	C	GS	G	GS
Puerto Rico	N/A	N/A	GS	N/A	N/A	GS	GS	GS	GS	N/A
U.S. Virgin Islands	G	SE	GS	GS	GS	GS	GS	GS	G	L

See footnotes at end of table

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TABLE 4.10

Selected State Administrative Officials: Methods of Selection (continued)

State or other jurisdiction	Pre-audit (a-40)	Public library development (a-41)	Public utility regulation (a-42)	Purchasing (a-43)	Revenue (a-44)	Social services (a-45)	Solid waste mgmt. (a-46)	State police (a-47)	Tourism (a-48)	Transportation (a-49)	Welfare (a-50)
Alabama	(a-14)	B	SE	G	G	B	CS	G	G	G	(a-45)
Alaska	N.O.	AG	GB	AG	GB	GB	AG	GB	AG	GB	AG
Arizona	(a-14)	SS	B	A	GS	GS	A	GS	GS	GS	(a-45)
Arkansas	N/A	AG	GS	A	AG	G	G	BG	G	BS	G
California	(a-14)	N.O.	GS	(a-26)	BS	GS	G	GS	N.O.	GS	(a-45)
Colorado	(a-14)	BA	CS	CS	GS	GS	CS	A	CS	GS	GS
Connecticut	CE	B	GB	CS	GE	GE	CS	GE	A	GE	GE
Delaware	(a-8)	CG	CG	(a-26)	CG	(b)	B	CG	CG	GS	CG
Florida	CE	A	B	A	GOC	GS	A	GOC	N.O.	GS	A
Georgia	N.O.	N.O.	(a-12)	A	GS	GD	A	G	A	GB	A
Hawaii	CS	B	GS	GS	GS	GS	CS	N.O.	B	GS	CS
Idaho	(a-14)	B	GS	A	GS	GS	A	GS	(a-12)	B	A
Illinois	(a-14)	SS	GS	(a-6)	GS	GS	(a-23)	GS	(a-12)	GS	GS
Iowa	A	B	GS	A	GS	GS	A	GS	A	GS	A
Kansas	CS	GS	B	C	GS	GS	C	GS	C	GS	N.O.
Kentucky	N.O.	G	G	G	G	G	AG	G	G	G	N.O.
Louisiana	A	LGS	BS	A	GS	GS	GS	GS	LGS	GS	GS
Maine	(a-14)	B	G	CS	A	GLS	CS	A/GLS	(a-17)	GLS	(a-45)
Maryland	A	A	GS	A	A	GS	A	GS	A	GS	GS
Massachusetts	CE	B	CG	CG	CG	CG	CG	CG	G	G	CG
Michigan	N.O.	N.O.	GS	CS	CS	GS	CS	GS	N.O.	GS	GS
Minnesota	(a-8)	N/A	(b)	A	GS	(a-34)	(a-23)	A	A	GS	(a-34)
Mississippi	CE	B	GS	A	GS	GS	A	GS	A	B	GS
Missouri	A	B	GS	A	GS	GS	A	GS	A	B	A
Montana	(a-39)	CP	CE	CP	GS	GS	GS	CP	CP	GS	GS
Nebraska	A	B	B	A	GS	GS	A	GS	B	GS	GS
Nevada	N.O.	(b)	G	A	G	G	(a-23)	G	GD	B	(b)
New Hampshire	(a-14)	AGC	GC	CS	GC	GC	AGC	AGC	AGC	GC	AGC
New Jersey	N.O.	N.O.	GS	GS	A	(b)	A	GS	A	GS	A
New Mexico	N/A	N/A	G	N/A	GS	N/A	N/A	GS	GS	GS	N/A
New York	CE	B	GS	G	GS	GS	GS	GS	GS	GS	GS
North Carolina	(a-8)	A	G	A	G	A	A	G	A	G	N.O.
North Dakota	N.O.	N.O.	CE	A	CE	G	A	G	G	G	G
Ohio	GS	B	BG	A	GS	(b)	A	GS	LG	GS	GS
Oklahoma	(a-14)	B	(b)	A	GS	GS	A	GS	GS	B	GS
Oregon	(a-10)	B	GS	A	GS	GS	N.O.	GS	N.O.	GS	(a-45)
Pennsylvania	(a-4)	G	GS	AG	GS	GS	AG	GS	A	GS	GS
Rhode Island	(a-14)	A	GS	A	GS	GS(b)	(h)	G	(a-17)	GS	GS
South Carolina	(a-14)	B	G	A	GS	GS	BS	GS	GS	BS	(a-45)
South Dakota	(a-8)	C	CE	C	GS	GS	N.O.	C	GS	GS	C
Tennessee	A	A	SE	A	G	G	A	G	G	G	G
Texas	(a-14)	A	B	A	(a-14)	(i)	N.O.	B	A	B	BG
Utah	(a-24)	A	A	(a-6)	A	GS	(a-23)	A	(a-17)	GS	(a-45)
Vermont	(a-24)	CG	BGS	CG	CG	GS	CG	GS	CG	GS	CG
Virginia	(a-14)	B	(b)	A	GB	GB	GB	GB	G	GB	GB
Washington	N.O.	A	GS	N.O.	GS	GS	N.O.	GS	N.O.	GS	N.O.
West Virginia	(a-8)	B	GS	CS	GS	(a-27)	B	GS	GS	(a-29)	(a-27)
Wisconsin	(a-8)	A	GS	A	GS	GS	A	A	GS	GS	A
Wyoming	(a-8)	AG	G	CS	GS	(a-27)	AG	AG	AG	(a-29)	(a-45)
American Samoa	(a-4)	(a-18)	N/A	A	(a-4)	GB	GB	GB	(a-12)	(a-29)	N/A
Guam	GS	(i)	GS	GS	GS	GS	GS	GS	B	...	GS
CNMI*	G	B	B	C	C	C	A	GS	GB	CS	A
Puerto Rico	N/A	N/A	GS	GS	GS	N/A	N/A	GS	GS	GS	N/A
U.S. Virgin Islands	GS	GS	G	GS	GS	G	GS	GS	GS	GS	GS
U.S. Virgin Islands	GS	GS	G	GS	GS	G	GS	GS	GS	GS	GS

See footnotes at end of table

TABLE 4.10

**Selected State Administrative Officials: Methods of Selection** (continued)

<i>Source:</i> The Council of State Governments' survey of state personnel agencies and state Web sites, June 2021.	(a) Chief administrative official or agency in charge of function:
* Commonwealth of Northern Mariana Islands	(a-1) Lieutenant governor
<i>Key:</i>	(a-2) Secretary of state
N/A – Not available.	(a-3) Attorney general
N.O. – No specific chief administrative official or agency in charge of function.	(a-4) Treasurer
N.R. – Not reported	(a-5) Adjutant general
CE – Constitutional, elected by public.	(a-6) Administration
CL – Constitutional, elected by legislature.	(a-7) Agriculture
SE – Statutory, elected by public.	(a-8) Auditor
SL – Statutory, elected by legislature.	(a-9) Banking
L – Selected by legislature or one of its organs	(a-10) Budget
CT – Constitutional, elected by state court of last resort.	(a-11) Civil rights
CP – Competitive process.	(a-12) Commerce
<b>Appointed by / Approved by</b>	(a-13) Community affairs
G – Governor	(a-14) Comptroller
GS – Governor / Senate (in Nebraska, unicameral legislature)	(a-15) Consumer affairs
GB – Governor / Both houses	(a-16) Corrections
GE – Governor–Either house	(a-17) Economic development
GC – Governor / Council	(a-18) Education (chief state school officer)
GD – Governor / Departmental board	(a-19) Election administration
GLS – Governor / Appropriate legislative committee & Senate	(a-20) Emergency management
GOC – Governor & Council or cabinet	(a-21) Employment Services
LG – Lieutenant Governor	(a-22) Energy
LGS – Lieutenant Governor / Senate (in Nebraska, unicameral legislature)	(a-23) Environmental protection
AT – Attorney General	(a-24) Finance
ATS – Attorney General / Senate (in Nebraska, unicameral legislature)	(a-25) Fish and wildlife
SS – Secretary of State	(a-26) General services
C – Cabinet Secretary	(a-27) Health
CG – Cabinet Secretary / Governor	(a-28) Higher education
A – Agency head	(a-29) Highways
AB – Agency head / Board	(a-30) Information systems
AG – Agency head / Governor	(a-31) Insurance
AGC – Agency head / Governor & Council	(a-32) Labor
AGS Agency head / Senate (in Nebraska, unicameral legislature)	(a-33) Licensing
ALS – Agency head / Appropriate legislative committee	(a-34) Mental Health & Developmental Disabilities
ASH – Agency head / Senate president & House speaker	(a-35) Natural resources
B – Board or commission	(a-36) Parks and recreation
BG – Board / Governor	(a-37) Personnel
BGS – Board / Governor & Senate	(a-38) Planning
BS – Board or commission / Senate (in Nebraska, unicameral legislature)	(a-39) Post audit
BA – Board or commission / Agency head	(a-40) Pre-audit
CS – Civil Service	(a-41) Public library development
LS – Legislative Committee / Senate (in Nebraska, unicameral legislature)	(a-42) Public utility regulation
	(a-43) Purchasing
	(a-44) Revenue
	(a-45) Social services
	(a-46) Solid waste management
	(a-47) State police
	(a-48) Tourism
	(a-49) Transportation
	(a-50) Welfare



**EXECUTIVE BRANCH**

**TABLE 4.10**

**Selected State Administrative Officials: Methods of Selection (continued)**

<p>(b)</p> <p>California – Health – Responsibilities shared between Director of Health Care Services and Director of Public Health, both (GS).</p> <p>California – Mental Health and Developmental Disabilities – Responsibilities shared between Director of State Hospitals, Stephanie Clendenin (GS) and Director of Developmental Services, Nancy A. Bargmann, (GS).</p> <p>Connecticut – Fish and Wildlife – Responsibilities shared between Chief of Wildlife, Richard Jacobson, (CS), Director of Inland and Marine Fisheries, Peter Aarrestad, (CS).</p> <p>Connecticut – Mental Health and Developmental Disabilities – Responsibilities shared between Commissioner of Mental Health, Miriam Delphin-Rittmon, (GE) and Commissioner, Dept. of Developmental Services, Jordan Scheff, (GE).</p> <p>Delaware – Mental Health and Developmental Disabilities – Responsibilities shared between Director, Division of Substance Abuse and Mental Health (CG); and Director, Division of Developmental Disabilities Services, same department (CG).</p> <p>Delaware – Social Services – Responsibilities shared between Secretary of Health and Social Services (GS); and Secretary, Department of Services of Children, Youth and their Families (GS).</p> <p>Hawaii – Administration – the functions are divided amongst the Director of Budget and Finance, Director of Human Resources Development, and the Comptroller.</p> <p>Hawaii – Finance – Responsibilities shared between Director of Budget and Finance, Craig K. Hirai (GS) and the Comptroller, Curt Otaguro, (GS).</p> <p>Idaho – Responsibilities are shared between seven (7) directors all chosen by (B). See Table 4.11 for names.</p> <p>Indiana – Election Administration – Responsibilities shared between Co-Directors, Brad King and Angela Nussmeyer. Method of selection not reported.</p> <p>Kansas – Emergency management – Responsibilities shared between Adjutant General (GS) and Deputy Director (C)</p> <p>Maryland – Mental Health and Developmental Disabilities – Responsibilities shared between Executive Director, Mental Hygiene Administration (A); and Secretary, Department of Disabilities (A).</p> <p>Massachusetts – Mental Health and Developmental Disabilities – Responsibilities shared between Commissioner, Department of Developmental Disabilities (CG); and Commissioner, Department of Mental Health, Executive Office of Human Services (CG).</p> <p>Michigan – Election Administration – Responsibilities shared between Secretary of State, (CE); and Director of Elections (CS).</p> <p>Michigan – Fish and Wildlife – Responsibilities shared between Director, Chief of Fisheries, (CS) and Chief of Wildlife, (CS).</p> <p>Minnesota – Human/Social Services, Mental Health and Developmental Disabilities and Welfare are under the Commissioner of Human Services (GS).</p> <p>Minnesota – Public Utility Regulation – Responsibilities shared between the five Public Utility Commissioners (G).</p> <p>Missouri – Fish and Wildlife – Responsibilities shared between Administrator, Division of Fisheries, Department of Conservation; Administrator, Division of Wildlife, same department (AB).</p>	<p>Nevada – Election Administration -Responsibilities shared between Secretary of State (CE), Deputy Secretary of State (SS), Chief Deputy, Secretary of State (SS).</p> <p>Nevada – Health – Responsibilities shared between Director of Health and Human Services (G) and Division Administrator, Health (AG).</p> <p>Nevada – Mental Health and Developmental Disabilities – Responsibilities shared between Director of Health and Human Services (G) and Division Administrator, MHDS (G).</p> <p>Nevada – Public Library – Responsibilities shared between Director, Dept. of Tourism and Cultural Affairs (G) and Division Administrator of Library and Archives (A).</p> <p>Nevada – Welfare – Responsibilities shared between Director of Health and Human Services (G) and Division Administrator, Welfare and Support Services (G).</p> <p>New Jersey – General Services – Responsibilities shared between Director, Division of Purchase and Property, Dept. of Treasury (GS), and Director, Division of Property Management and Construction, Dept. of the Treasury (A).</p> <p>New Jersey – Health – Responsibilities shared between Commissioner of Health, (GS), and Deputy Commissioner, (A).</p> <p>New Jersey – Mental Health and Developmental Disabilities – Responsibilities shared between Director, Division of Mental Health Services, Dept. of Human Services (A) and Assistant Commissioner, Division of Developmental Disabilities, Dept. of Human Services (A).</p> <p>New Jersey – Social Services – Commissioner, Dept. of Human Services (GS) and Commissioner Dept. Of Children and Families (GS).</p> <p>New York – Responsibilities shared between Board of Election members. Two co-chairs and two commissioners. (B)</p> <p>New York – Licensing – Responsibilities shared between Secretary of State (GS) and Commissioner of State Education Department (B).</p> <p>New York – Mental health &amp; developmental disabilities – Responsibilities shared between Commissioner of Office for People with Developmental Disabilities (GS) and Commissioner of Office of Mental Health (GS).</p> <p>Ohio – Finance – Responsibilities shared between Assistant Director, Office of Budget and Management (A) and Deputy Director same office (A).</p> <p>Ohio – Mental Health and Developmental Disabilities – Responsibilities shared between Director, Dept. of Developmental Disabilities (GS) and Director, Department of Mental Health and Addiction Services. (GS).</p> <p>Ohio – Social Services – Responsibilities shared between Director, OH Dept. of Job and Family Services (GS), Superintendent of Public Instruction, Dept. of Education (B), Executive Director of Opportunities for Ohioans with Disabilities (B), Director of Dept. of Aging (GS).</p> <p>Oklahoma – Public Utility Regulation – Responsibilities shared between Director of Administration, Public Utility Division, Corporation Commission (B); and 3 Commissioners, Corporation Commission (SE).</p> <p>Pennsylvania – Shared between Executive Director (Fish) (B) and Executive Director (Game) (B).</p>
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TABLE 4.10

**Selected State Administrative Officials: Methods of Selection** (continued)

Rhode Island – Higher Education – This employee serves in a dual role as Commissioner of Higher Education and as the President of the Community College of Rhode Island.

Rhode Island – Social Services – This position is filled by two employees one, Elizabeth Roberts, is the Commissioner, Office of Health and Human Services; Melba Depena Affigne, serves as the Director of Human Services and reports to the Commissioner, Office of Health and Human Services. Both (GS).

South Carolina – Environmental Protection – Responsibilities shared between two Directors, both selected by (BS).

South Carolina – Health – Responsibilities shared between Director of Health and Human Services (GS) and Director of Health & Environmental Control (BS).

South Carolina – Mental Health and Developmental Disabilities – Responsibilities shared between Director of Disabilities and Special Needs (B) and Director of Mental Health (B).

Texas – Election Administration – Responsibilities shared between Secretary of State (G); and Division Director of Elections, Elections Division, Secretary of State (A).

Virginia – Public Utility Regulation – No single position. Functions are shared between Energy Regulation and Utility and Railroad Safety, both (B).

Wyoming – Mental Health and Developmental Disabilities – Responsibilities shared between Director, State Hospital (AG) and Director, Life Resource Center, (AG).

(c)

Delaware – Department of Administration abolished July 1, 2005; responsibilities transferred to office of Management and Budget, General Services and Department of State.

Delaware – Economic Development Office was abolished in FY 2019; most responsibilities assigned to a new public-private partnership.

(d) Appointed by the House and approved by the Senate.

(e) In Maine, New Hampshire, Tennessee and West Virginia, the Presidents (or Speakers) of the Senate are next in line of succession to the Governorship. In Tennessee and West Virginia, the Speaker of the Senate bears the statutory title of Lieutenant Governor.

(f) The authority is a public corporation of the state and a body corporate and politic constituting a political subdivision within the Department of Commerce, Community, and Economic Development, but with separate and independent legal existence.

(g) The New Jersey State constitution states: "The State Auditor shall be appointed by the Senate and General Assembly in joint meeting for a term of five years and until his successor shall be appointed and qualify." So it is a Constitutional Officer, but is appointed, not elected by the legislature.

(h) Solid waste is managed by the Rhode Island Resource Recovery Corporation (RRIRRC). Although not a department of the state government, RRIRRC is a public corporation and a component of the State of Rhode Island for financial reporting purposes. To be financially self-sufficient, the agency earns revenue through the sale of recyclable products, methane gas royalties and fees for its services.

(i) Method not specified.

(j) The Rhode Island Economic Development Corporation is a quasi-public agency.