

Fifty-sixth
Legislative Assembly
of North Dakota

SENATE BILL NO. 2120

Introduced by

Judiciary Committee

(At the request of the Secretary of State)

1 A BILL for an Act to amend and reenact sections 16.1-10-04.1 and 16.1-10-06 of the North
2 Dakota Century Code, relating to disclosure requirements for political advertisements and to
3 electioneering on election day.

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

5 **SECTION 1. AMENDMENT.** Section 16.1-10-04.1 of the North Dakota Century Code
6 is amended and reenacted as follows:

7 **16.1-10-04.1. Certain political advertisements to disclose name of sponsor -**

8 **Name disclosure requirements.** Every political advertisement by newspaper, ~~pamphlet or~~
9 ~~folder, display card, sign, poster, or billboard,~~ or by any other similar public means, on behalf of
10 or in opposition to any candidate for public office, designed to assist, injure, or defeat the
11 candidate by reflecting upon the candidate's personal character or political action, must
12 disclose at the bottom of the advertisement the name or names of the sponsor or sponsors of
13 the advertisement, and the name or names of the person, persons, political party or committee,
14 associations, or partnerships paying for the advertisement, if different from the sponsor or
15 sponsors. If the name of ~~an~~ a political party or committee, association, or partnership is used,
16 the disclaimer must also include the name of the chairman or other responsible person from the
17 political party or committee, association, or partnership. The name or names of the person,
18 persons, political party or committee, associations, or partnerships paying for any radio or
19 television broadcast containing any advertising announcement for or against any candidate for
20 public office must be announced at the close of the broadcast. If the name of an association or
21 partnership is used, the disclaimer must also include the name of the chairman or other
22 responsible person from the association or partnership. In every political advertisement in
23 which the name of the sponsor or person, political party or committee, association, or
24 partnership paying for the advertisement is disclosed, the first and last name of any named

1 person must be disclosed. This section does not apply to campaign buttons, pamphlets,
2 folders, display cards, posters, or business cards.

3 **SECTION 2. AMENDMENT.** Section 16.1-10-06 of the North Dakota Century Code is
4 amended and reenacted as follows:

5 **16.1-10-06. Electioneering on election day - Penalty.** Any person asking, soliciting,
6 or in any manner trying to induce or persuade, any voter on an election day to vote or refrain
7 from voting for any candidate or the candidates or ticket of any political party or organization, or
8 any measure submitted to the people, in any polling place or within one hundred feet
9 [30.48 meters] from any entrance leading into a polling place, is guilty of an infraction. The
10 display upon motor vehicles of adhesive signs which are not readily removable and which
11 promote the candidacy of any individual, any political party, or a vote upon any measure, and
12 political advertisements promoting the candidacy of any individual, political party, or a vote upon
13 any measure which are displayed on fixed permanent billboards, may not, however, be deemed
14 a violation of this section.