

Sixtieth
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1376

Introduced by

Representatives Grande, Brandenburg, Haas, Hatlestad

Senator Dever

1 A BILL for an Act to amend and reenact sections 16.1-10-04 and 16.1-10-06.2 of the North
2 Dakota Century Code, relating to corrupt election practices.

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

4 **SECTION 1. AMENDMENT.** Section 16.1-10-04 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **16.1-10-04. Publication of false information in political advertisements - Penalty.**

7 ~~No~~ A person may not knowingly sponsor any political advertisement or news release that
8 contains any assertion, representation, or statement of fact, including information concerning a
9 candidate's prior public record, which the sponsor knows to be untrue, deceptive, or misleading,
10 whether on behalf of or in opposition to any candidate for public office, initiated measure,
11 referred measure, constitutional amendment, or any other issue, question, or proposal on an
12 election ballot, and whether such publication is by radio, television, newspaper, pamphlet,
13 folder, display cards, signs, posters, ~~or~~ billboard advertisements, web sites, or by any other
14 public means. Any person who violates the provisions of this section is guilty of a class A
15 misdemeanor.

16 **SECTION 2. AMENDMENT.** Section 16.1-10-06.2 of the North Dakota Century Code
17 is amended and reenacted as follows:

18 **16.1-10-06.2. Sale or distribution at polling place.** ~~No~~ A person may not approach a
19 person attempting to enter a polling place, or who is in a polling place, for the purpose of
20 selling, soliciting for sale, advertising for sale, or distributing any merchandise, product,
21 literature, or service. ~~This prohibition applies~~ A person may not approach a person attempting
22 to enter a polling place, who is in a polling place, or who is leaving a polling place for the
23 purpose of gathering signatures for an initiated measure. These prohibitions apply in any

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- 1 polling place or within one hundred feet [30.48 meters] from any entrance leading into a polling
- 2 place on election day.