

Sixty-second
Legislative Assembly
of North Dakota

SENATE BILL NO. 2349

Introduced by

Senator O'Connell

1 A BILL for an Act to create and enact a new section to chapter 16.1-01 of the North Dakota
2 Century Code, relating to verification of eligibility of voters.

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

4 **SECTION 1.** A new section to chapter 16.1-01 of the North Dakota Century Code is created
5 and enacted as follows:

6 **Verification of voter upon filing of written complaint.**

7 Upon receipt of a written complaint alleging an individual has violated subsection 3, 4, or 7
8 of section 16.1-01-12, a county auditor or the chief election officer in any local election shall
9 investigate the complaint by attempting to obtain satisfactory proof of the individual's eligibility to
10 vote in that election. Notwithstanding subsection 4 of section 16.1-02-05, the county auditor or
11 other election officer shall determine the residence of the individual for voting purposes by
12 personally contacting the individual at the address listed by the individual and verifying the
13 individual's eligibility to vote. If the investigation of the county auditor or other election officer
14 reveals that the individual resides at any address other than that provided to the election board
15 by the individual, the county auditor or other election official shall refer the matter to the state's
16 attorney for further investigation to determine if the individual has committed a violation of
17 subsection 3, 4, or 7 of section 16.1-01-12 or any other provision of law. A state's attorney
18 receiving a referral under this section shall perform the requested investigation and provide a
19 written report to the county auditor or other election officer within ninety days which summarizes
20 the findings of the investigation and any action taken as a result of the investigation.