Sixty-third Legislative Assembly of North Dakota

## HOUSE BILL NO. 1402

Introduced by

Representatives Boehning, Beadle, Klein, Larson

Senators Dotzenrod, J. Lee, Poolman, Sorvaag

- 1 A BILL for an Act to amend and reenact subsection 2 of section 16.1-01-09 and subsection 2 of
- 2 section 16.1-01-09.1 of the North Dakota Century Code, relating to the requirements for
- 3 initiated, referendum, and recall petitions.

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

5 SECTION 1. AMENDMENT. Subsection 2 of section 16.1-01-09 of the North Dakota

6 Century Code is amended and reenacted as follows:

7	2.	An individual may not sign any initiative or referendum petition circulated pursuant to					
8		article III of the Constitution of North Dakota unless the individual is a qualified elector.					
9		An individual may not sign any petition more than once, and each signer shall addals					
10		legibly print the signer's name, complete residential address or rural route or general					
11		delivery address, and the date of signing on the petition. Every qualified elector					
12		signing a petition shall do so in the presence of the individual circulating the petition. A					
13		referendum or initiative petition must be on a form prescribed by the secretary of state					
14		containing the following information:					
15		REFERENDUM [INITIATIVE] PETITION					
16		TO THE SECRETARY OF STATE,					
17		STATE OF NORTH DAKOTA					
18		We, the undersigned, being qualified electors request [House (Senate) Bill					
19		passed by the Legislative Assembly] [the following					
20		initiated law] be placed on the ballot as provided by law.					
21		SPONSORING COMMITTEE					
22		The following are the names and addresses of the qualified electors of the state					
23		of North Dakota who, as the sponsoring committee for the petitioners, represent					
24		and act for the petitioners in accordance with law:					

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1	Name	Name Address						
2		(ChairmanChairperson)						
3								
4	PETITION TITLE							
5	(To be drafte	(To be drafted by the secretary of state, approved by the attorney general, and						
6	attached to t	attached to the petition before circulation.)						
7		FULL TEXT OF THE MEASURE						
8	IF MATERIA	IF MATERIAL IS UNDERSCORED, IT IS NEW MATERIAL WHICH IS BEING						
9	ADDED. IF I	ADDED. IF MATERIAL IS OVERSTRUCK BY DASHES, THE MATERIAL IS						
10	BEING DEL	BEING DELETED. IF MATERIAL IS NOT UNDERSCORED OR OVERSTRUCK,						
11	THE MATER	THE MATERIAL IS EXISTING LAW THAT IS NOT BEING CHANGED.						
12	[The full text	[The full text of the measure must be inserted here.]						
13		INSTRUCTIONS TO PETITION SIGNERS						
14	You are bein	You are being asked to sign a petition. You must be a qualified elector. This						
15	means you a	means you are eighteen years old, you have lived in North Dakota thirty days,						
16	and you are	and you are a United States citizen. All signers must addshall also legibly print						
17	their <u>name,</u> o	their name, complete residential address or rural route or general delivery						
18	address, and	address, and the date of signing on the petition. Every qualified elector signing a						
19	petition mus	petition must do so in the presence of the individual circulating the petition.						
20		QUA	LIFIED ELECT	ORS				
21		<u>Signed</u>						
22	Month,	Name of	Printed	Residential Address or	<u>City</u>			
23	Day,	Qualified	Name of	Complete Rural Route	<del>City<u>State</u>,</del>			
24	Year	Elector	<u>Qualified</u>	or General Delivery	StateZip Code			
25			<u>Elector</u>	Address				
26	1							
27	2.							
28	3.							
29	4.							
30	5							
31	6.							

13.8240.01000

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1		7						
2		8						
3	The number of signature lines on each page of a printed petition may vary if							
4	necessary to accommodate other required textual matter. In this section for							
5		referral petitions "full text of the measure" means the bill as passed by the						
6		legislative assembly excluding the session and sponsor identification. In this						
7		section for initiative petitions "full text of the measure" means an enacting clause						
8	which must be: "BE IT ENACTED BY THE PEOPLE OF THE STATE OF NOF							
9	DAKOTA" and the body of the bill. If the measure amends the law, all new							
10		statutory material must be underscored and all statutory material to be deleted						
11		must be overstruck by dashes. When repealing portions of the law, the measure						
12		must contain a repealer clause and, in brackets, the text of the law being						
13		repealed.						
14	SECTION 2. AMENDMENT. Subsection 2 of section 16.1-01-09.1 of the North Dakota							
15	Century	Code is amended and reenacted as follows:						
16	2.	An individual may not sign a recall petition circulated pursuant to article III of the						
17		Constitution of North Dakota or section 44-08-21 unless the individual is a qualified						
18		elector. An individual may not sign a petition more than once, and each signer shall						
19		addalso legibly print the signer's name complete residential, rural route, or general						
20		delivery address, and the date of signing on the petition. Every qualified elector						
21		signing a petition must do so in the presence of the individual circulating the petition.						
22		petition must be in substantially the following form:						
23		RECALL PETITION						
24		We, the undersigned, being qualified electors request that						
25		(name of the individual being						
26		recalled) the(office of individual being recalled) be						
27		recalled for the reason or reasons of						
28		RECALL SPONSORING COMMITTEE						
29		The following are the names and addresses of the qualified electors of the state						
30		of North Dakota and the political subdivision who, as the sponsoring committee						
31		for the petitioners, represent and act for the petitioners in accordance with law:						

1				Complete Resident	tial.	
2				Rural Route,	,	
3				or General		
	Nome					
4 5	Name			Delivery Address		
5				Chairperson)		
6						
7						
8						
9	5					
10		INSTRUCTIO	NS TO PETITI	ON SIGNERS		
11	You are bei	ng asked to sig	gn a petition. Yo	ou must be a qualified	elector. This	
12	means you	eans you are eighteen years old, you have lived in North Dakota for thirty days,				
13	and you are	I you are a United States citizen. All signers must addshall also legibly print				
14	their <u>name,</u>	ir name, complete residential, rural route, or general delivery address, and				
15	date of sign	e of signing <u>on the petition</u> . Every qualified elector signing a petition must do				
16	so in the pre	in the presence of the individual circulating the petition.				
17		QUA	LIFIED ELECT	ORS		
18		<u>Signed</u>	Printed	Complete Resident	ial,	
19	Month,	Name of	Name of	Rural Route,	<u>City</u>	
20	Day,	Qualified	<u>Qualified</u>	or General	<del>CityState</del> ,	
21	Year	Elector	Elector	Delivery Address	StateZip Code	
22	1					
23	2.					
24	3.					
25	4.					
26	5.					
27						
28	7.					
29	8.					
30				age of a printed petitio		
31		-		ed textual matter.		
51	necessary l					