

February 15, 2019

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1375

Page 1, line 1, after "sections" insert "15.1-09-08, 15.1-09-11,"

Page 1, line 2, after the first comma insert "40-21-06,"

Page 1, line 3, remove "; and to repeal section 40-21-06 of the North Dakota Century Code,"

Page 1, line 4, remove "relating to references to party affiliation in petitions of candidates for city elective offices"

Page 1, after line 5, insert:

**"SECTION 1. AMENDMENT.** Section 15.1-09-08 of the North Dakota Century Code is amended and reenacted as follows:

**15.1-09-08. School district elections - Candidate filings.**

An individual seeking election to the board of a school district shall prepare and sign a document stating the individual's name ~~and~~ the position for which that individual is a candidate; and the party designated by the individual as being the party to which the individual belongs, or, if the individual chooses, identifying the individual as "no party". A candidate shall also file a statement of interests as required by section 16.1-09-02. Whether or not the election is held in conjunction with a statewide election, these documents must be filed with the school district business manager, or mailed to and in the possession of the business manager, by four p.m. of the sixty-fourth day before the election.

**SECTION 2. AMENDMENT.** Section 15.1-09-11 of the North Dakota Century Code is amended and reenacted as follows:

**15.1-09-11. School district elections - Preparation of ballots.**

1. At least forty days before the election, the business manager shall prepare and cause to be printed, or otherwise uniformly reproduced, an official ballot containing the names of all individuals who have indicated their intent to be candidates by meeting the provisions of section 15.1-09-08. Next to or underneath each candidate's name, the ballot must include the name of the designated party or "no party" as selected by the candidate under section 15.1-09-08. The business manager shall notify the candidates as to the time and place of the drawing for position on the ballot.
2. The ballot must ~~be nonpartisan in form and~~ include:
  - a. The words "official ballot" at the top;
  - b. The name of the school district;
  - c. The date of the election;
  - d. The number of persons to be elected to each office; and

- e. Below the list of candidates for each office, blank spaces in which names not printed on the ballot may be written."

Page 1, line 12, overstrike "or"

Page 1, line 13, after "instruction" insert ", or an elective county office other than county commissioner, state's attorney, and sheriff"

Page 2, line 24, overstrike "mentioned" and insert immediately thereafter "identified as no-party candidates"

Page 2, line 24, after "law" insert "as a no-party office"

Page 3, after line 29, insert:

**"SECTION 7. AMENDMENT.** Section 40-21-06 of the North Dakota Century Code is amended and reenacted as follows:

**40-21-06. Reference to party ballot or affiliation in petition of candidate for municipal office prohibited.**

No reference may be made to a party ballot nor to the party affiliation of a candidate in a petition to be filed by or in behalf of a candidate for nomination to a public office in any incorporated city in this state, except as required by section 40-21-07."

Page 4, line 18, after "candidates" insert "for city council member, city commissioner, mayor, or park board member"

Page 4, line 20, replace "independent" with "no party"

Page 4, line 20, after the second underscored quotation mark insert ". However, a candidate who is a federal government employee does not need to designate a party affiliation"

Page 5, line 7, after "individual" insert "for an office for which a party designation or no-party designation is required under section 40-21-07"

Page 5, line 9, replace "word 'independent'" with "phrase 'no party'"

Page 5, line 9, after the second underscored quotation mark insert ". However, a candidate who is a federal employee does not need to designate a party affiliation"

Page 5, remove line 15

Renumber accordingly