Sixty-eighth Legislative Assembly of North Dakota

HOUSE BILL NO. 1204

Introduced by

Representatives Vetter, Dockter, Ista, Mock, Murphy, Rohr, VanWinkle

1 A BILL for an Act to create and enact a new section to chapter 16.1-11 of the North Dakota

2 Century Code, relating to requiring a candidate for the legislative district office of state

3 representative to designate for which position the candidate is running; and to amend and

4 reenact section 16.1-11-10 and subsection 2 of section 16.1-11-26 of the North Dakota Century

5 Code, relating to placing an applicant's name on the ballot and the order of offices on the ballot.

6 BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

7 SECTION 1. A new section to chapter 16.1-11 of the North Dakota Century Code is created
8 and enacted as follows:

9 <u>Legislative district office of state representative - Designation of position sought.</u>

10 Except as provided in subsection 3 of section 54-03-01.5, each legislative district shall elect

11 <u>two representatives from each senatorial district and a candidate for the legislative district office</u>

12 of state representative shall designate for which of the two positions, A or B, the candidate is

13 running when submitting the petition or certificate of endorsement as required by section

14 <u>16.1-11-06.</u>

15 SECTION 2. AMENDMENT. Section 16.1-11-10 of the North Dakota Century Code is

16 amended and reenacted as follows:

17 **16.1-11-10.** Applicant's name placed upon ballot - Affidavit to accompany petition.

- Upon receipt by the secretary of state of the petition or certificate of endorsement
 provided for in section 16.1-11-06 accompanied by the following affidavit, the secretary
 of state shall place the applicant's name upon the primary election ballot in:
- a. In the columns of the applicant's party as provided or within the no-party office for
 which the applicant desires nomination: and

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1		b. In the case of the legislative district office of state representative, in the column of
2		the applicant's party as provided and in the appropriate column for the position
3		the applicant designated in section 1 of this Act.
4	<u>2.</u>	Upon receipt by the county auditor of the petition provided for in section 16.1-11-11
5		accompanied by the following affidavit, the county auditor shall place the applicant's
6		name upon the primary election ballot within the no-party office for which the applicant
7		desires nomination.
8	<u>3.</u>	The affidavit may be filed electronically, through the mail, or by personal delivery.
9		However, the affidavit must be in the possession of the appropriate filing officer before
10		four p.m. on the sixty-fourth day before the primary election. If the affidavit is filed
11		electronically, the candidate shall retain the original copy.
12	<u>4.</u>	The affidavit must be substantially as follows:
13		State of North Dakota)
14) ss.
15		County of)
16		I,, being sworn, say that I reside at, in
17		the city of, in the county of of North Dakota;
18		and zip code of; that I am a candidate for nomination to the
19		office of to be chosen at the primary election to be held on
20		,, and I request that my name be printed upon the
21		primary election ballot as provided by law, as a candidate of the
22		party for said office. I am requesting that my name be listed on
23		the ballot as I have identified my ballot name below. I understand that nicknames
24		are allowed as part of my ballot name, but titles and campaign slogans are not
25		permissible. I have reviewed the requirements to hold office and I certify that I am
26		qualified to serve if elected.
27		
28		Ballot name requested
29		
30		Candidate's signature
31		Subscribed and sworn to before me on,

23.0090.01000

1	
2	Notary Public
3	NOTARY SEAL My Commission Expires
4	SECTION 3. AMENDMENT. Subsection 2 of section 16.1-11-26 of the North Dakota
5	Century Code is amended and reenacted as follows:
6	2. Legislative:
7	state senator district
8	state representative <u>A</u> district
9	state representative B district