

SENATE BILL NO. 2234

Introduced by

Senators Dever, Triplett

Representatives L. Meier, Potter

1 A BILL for an Act to amend and reenact subsections 1 and 2 of section 16.1-11-06, section
2 16.1-11-10, subdivision a of subsection 2 of section 16.1-11-11, subdivision a of subsection 1 of
3 section 16.1-11-16, subsection 1 of section 16.1-11-21, subsection 2 of section 16.1-11-26, and
4 section 16.1-11-32 of the North Dakota Century Code, relating to primary elections; and to
5 repeal section 16.1-11-07 of the North Dakota Century Code, relating to presidential preference
6 contests.

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

8 **SECTION 1. AMENDMENT.** Subsections 1 and 2 of section 16.1-11-06 of the North
9 Dakota Century Code are amended and reenacted as follows:

- 10 1. A certificate of endorsement signed by the state chairman of any legally recognized
11 political party containing the candidate's name, post-office address, telephone
12 number, the title of the office to which the candidate aspires, and the party which
13 the candidate represents; or
- 14 2. A petition containing the following:
- 15 a. The candidate's name, post-office address, and the title of the office to which
16 the candidate aspires, the appropriate district judgeship number if applicable,
17 and whether the petition is intended for nomination for an unexpired term of
18 office if applicable.
- 19 b. The name of the party the candidate represents if the petition is for an office
20 under party designation.
- 21 c. The signatures of qualified electors, the number of which must be determined
22 as follows:
- 23 (1) If the office is under party designation, the signatures of three percent
24 of the total vote cast for the candidates of the party with which the

1 candidate affiliates for the same position at the last general election.

2 However, no more than three hundred signatures may be required.

3 (2) If there was no candidate of a party for a position at the preceding
4 general election, at least three hundred signatures.

5 (3) If the office is under the no-party designation, at least three hundred
6 signatures.

7 d. The mailing address and the date of signing for each signer.

8 **SECTION 2. AMENDMENT.** Section 16.1-11-10 of the North Dakota Century Code is
9 amended and reenacted as follows:

10 **16.1-11-10. Applicant's name placed upon ballot - Affidavit to accompany**
11 **petition.** Upon receipt by the secretary of state of the petition or certificate of endorsement
12 provided for in section 16.1-11-06 accompanied by the following affidavit, the secretary of state
13 shall place the applicant's name upon the primary election ballot in the columns of the
14 applicant's party as hereinafter provided. The affidavit must be substantially as follows:

15 State of North Dakota)

16) ss.

17 County of _____)

18 I, _____, being sworn, say that I reside in the county of
19 _____ and state of North Dakota; that I am a candidate for nomination to the
20 office of _____ to be chosen at the primary election to be held on
21 _____, _____, and I request that my name be printed upon the primary
22 election ballot as provided by law, as a candidate of the _____ party for said
23 office. I am requesting that my name be listed on the ballot as I have identified my
24 ballot name below. I understand that nicknames are allowed as part of my ballot name,
25 but titles and campaign slogans are not permissible. I have reviewed the requirements
26 to hold office and I certify that I am qualified to serve if elected.

27 _____
28 Candidate's signature

29 Subscribed and sworn to before me on _____, _____.

30 _____
31 Notary Public

1 state senator _____ district

2 ~~member of house of state~~ representatives _____ district

3 **SECTION 7. AMENDMENT.** Section 16.1-11-32 of the North Dakota Century Code is
4 amended and reenacted as follows:

5 **16.1-11-32. Poll lists kept by clerks of elections.** The clerks of primary elections
6 shall keep ~~two lists~~ either one paper or one electronic list of the names of all persons voting at
7 each primary election. ~~Each clerk shall return one~~ The clerks must return the list, which must
8 be a part of the records and filed with other election returns. Only ~~two~~ one complete ~~lists~~ list of
9 voters may be kept whether or not a special election is held simultaneously with the primary
10 election.

11 **SECTION 8. REPEAL.** Section 16.1-11-07 of the North Dakota Century Code is
12 repealed.