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Sixty-second
Legislative Assembly
of North Dakota

Introduced by

Senators Dever, J. Lee, Wanzek, Dotzenrod

Representatives Koppelman, Weiler

FIRST ENGROSSMENT
with Conference Committee Amendments
ENGROSSED SENATE BILL NO. 2327

1   A BILL for an Act to amend and reenact subdivision a of subsection 2 of section 16.1-10-02 of

2   the North Dakota Century Code, relating to the use of state or political subdivision services or

3   property for political purposes; and to provide a penalty.

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

5   **SECTION 1. AMENDMENT.** Subdivision a of subsection 2 of section 16.1-10-02 of the

6   North Dakota Century Code is amended and reenacted as follows:

7   a.   "Political purpose" means any activity undertaken in support of or in opposition to

8   a statewide initiated or referred measure, a constitutional amendment or

9   measure, a political subdivision ballot measure, or the election or nomination of a

10   candidate to public office and includes using "vote for", "oppose", or any similar

11   support or opposition language in any advertisement whether the activity is

12   undertaken by a candidate, a political committee, a political party, or any person.

13   In the period thirty days before a primary election and sixty days before a special

14   or general election, "political purpose" also means any activity in which a

15   candidate's name, office, district, or any term meaning the same as "incumbent"

16   or "challenger" is used in support of or in opposition to the election or nomination

17   of a candidate to public office. The term does not include activities undertaken in

18   the performance of a duty of a statepublic office or a position taken in any bona

19   fide news story, commentary, or editorial. Factual information may be presented

20   regarding a ballot question solely for the purpose of educating voters if the

21   information does not advocate for or against or otherwise reflect a position on the

22   adoption or rejection of the ballot question.