

SENATE BILL NO. 2339

Introduced by

Senators Boehm, Hogue, Kessel, Kreun, Magrum

Representative Henderson

1 A BILL for an Act to create and enact a new section to chapter 16.1-01 of the North Dakota
2 Century Code, relating to a random ~~audits~~special analysis after the certification of an election.

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

4 **SECTION 1.** A new section to chapter 16.1-01 of the North Dakota Century Code is created
5 and enacted as follows:

6 **Audit**Special analysis conducted by ~~state auditor~~third party selected by the secretary
7 of state after each primary and general election.

8 1. Following the certification of the results of each primary and general election, the ~~office-~~
9 ~~of the state auditor~~secretary of state shall appoint a third party to conduct an ~~audit~~a
10 special analysis to review the accuracy of an election. The ~~state auditor~~secretary of
11 state shall randomly select one county from:

12 a. Burleigh, Cass, Grand Forks, Morton, Stark, Ward, and Williams Counties; and
13 b. The remaining counties within this state.

14 2. For the two selected counties in subsection 1, the ~~office of the state auditor~~third party
15 selected by the secretary of state shall conduct a ~~full~~, manual recount for ~~all~~one
16 thousand randomly selected ballots cast within the county. The ~~audit shall~~special
17 analysis must review all municipal, county, statewide, and national races listed on a
18 ballot. The ~~audit shall~~special analysis must commence immediately after the state
19 canvassing board issues the statement under section 16.1-15-42. The results of the
20 ~~audit shall~~special analysis must be made public within ninety days of the
21 commencement of the ~~audit~~special analysis.

22 3. The officers and employees of all departments, institutions, boards, commissions, and
23 political subdivisions, subject to examination by the third party selected by the
24 secretary of state under this section, shall afford all reasonable facilities for the

1 analysis and shall make returns and exhibits to the third party selected by the
2 secretary of state under oath in the form and manner prescribed by the secretary of
3 state. The third party selected by the secretary of state may analyze any books,
4 papers, accounts, bills, vouchers, and other documents or property of any
5 departments, boards, commissions, political subdivisions, and financial institutions
6 subject to the third party's special analysis. The third party selected by the secretary of
7 state may analyze under oath any trustees, managers, officers, employees, or agents
8 of the departments, boards, commissions, or political subdivisions.
9 4. The ~~state auditor~~secretary of state shall adopt rules necessary to administer the duties
10 provided in this section.