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2007 SENATE GOVERNMENT AND VETERANS AFFAIRS

SB 2237

## 2007 SENATE STANDING COMMITTEE MINUTES

Bill/Resolution No. 2237

Senate Government and Veterans Affairs Committee

☐ Check here for Conference Committee

Hearing Date: 1/25/07

Recorder Job Number: 1905

Committee Clerk Signature

*Monica Spaulding*

Minutes:

All members of the committee were present.

Sen. Dever, Chairman, opened the hearing on SB 2237.

Senator Judy Lee introduced the bill on behalf of the Secretary of State's Office.

Al Jaeger introduced Danette Odenbach who works for him in addition to working for the ND Association of Counties. See attachment # 1.

Danette Odenbach from the North Dakota Association of Counties spoke in favor of the bill.

See attachment # 2.

Senator Judy Lee asked why this would be a good bill. She was concerned that the wording would cause people to see it as a Don't Call List and pull their names off left and right. She wants to make clear the reasons a voter can remove their name.

Danette said the main reason this bill was introduced is to protect people who have court order protection orders. It is also a protection for people who have experienced identity theft.

Senator Dever asked if it spells out somewhere exactly who is allowed to keep their names "secured active" on the list. He also asked if someone could get out of jury duty by having their name put in "secured active" status.

Danette said that the jury duty list is taken not only from the voter file but also from the Department of Transportation list.

Senator Dever asked if anyone can request to be designated as "secured active" in the voter file.

Danette said, "The way the law is written right now, yes." She said the voter just has to make a written request.

Senator Dever asked if it might be better to put this amendment in the definitions in the chapter.

Danette is not sure if there is a section for definitions in this chapter.

Senator Horne asked for clarification. Can a voter get off the list by just writing a letter of request to do so?

Danette affirmed that.

Senator Horne asked if a voter's name is not on the list, can he still vote?

Danette said the voter can still vote. His name would just not be in the poll books.

Senator Marcellais asked whether it is the state's or the county's responsibility to educate the voters.

Danette responded it is a function of both the county and the state. There was some explanation of voter education and educational grants that have been given.

Senator Dever asked about Subsection 3 of Section 2.

Danette said the overstrike there is asking it to be removed from the poll book itself. It doesn't remove the voter from the central voter file. The residential address is already printed in there.

If you have a different mailing address for absentee purposes, that's already recorded in the central voter file.

Senator Dever asked if there would be a way to address the concerns of the committee on the central voter file.

Danette said it could be looked into to see if it would be difficult for someone with a protection order to prove their need to get their name listed as "secured active."

Senator Oehlke said people under a protection order may not want to divulge that information at the auditor's office. He feels this may not be a good option.

Senator Lee asked how many people have had their names removed from the record in the last few years.

Danette said there haven't been any. The Central Voter File has only been implemented in 12 counties to date.

Senator Lee feels the wording of the bill will catch the attention of the Do Not Call people and will cause a flurry of people getting their name off the list. There was some discussion about that concern.

They also discussed how important a residential address is for the poll book and a mailing address for the Central Voter File. They also discussed that it takes two presidential elections of not casting a vote to get deleted from the voter file.

Jim Silrum, Deputy Secretary of State, commented that the Central Voter File became law in 2003. At that time the wording stated that the voter could, upon their request, be left out of the Central Voter File. When SB 2237 was drafted, the intent was just to stay consistent with the original language of the bill that established the Central Voter File.

Senator Lee commented that the No Call List and sensitivity to it has changed since 2003. She feels it will cause a problem if the wording is left as it is.

Jim was in agreement.

Senator Dever mentioned that some language could be worked on to accomplish what the intention was.

Al Jaeger agreed.

Opposition: -

Neutral: -

Chairman Dever closed the hearing on SB 2237.

The committee will take action on this bill at a later date.

## 2007 SENATE STANDING COMMITTEE MINUTES

Bill/Resolution No. 2237

Senate Government and Veterans Affairs Committee

☐ Check here for Conference Committee

Hearing Date: 1/26/07

Recorder Job Number: 2044

Committee Clerk Signature

*Veronica Pauling*

Minutes:

All members of the committee were present.

Chairman Dever opened discussion on SB 2237.

Jim Silrum, Deputy Secretary of State, mentioned there was an amendment that was sought for SB 2237. The amendment would change it so that just any person could not upon written request have their name removed or put their name on the "secured active" basis. He spoke yesterday and today with the Attorney General's Office. He discovered that there is a Registry of Orders that is kept by the Bureau of Criminal Investigation. An amendment to this bill could easily say anyone that is on that Registry of Orders would automatically be considered "secured active." Before he officially submits that, he wants to check with the people who are responsible for administering that data base of all the people in our state who have protection orders. He feels this will be an easy way to fix it without it being onerous. It will just be an exchange of information between the Secretary of State's Office and the Bureau of Criminal Investigation. He requested that the bill be left open until further study can be done.

Senator Dever mentioned that the committee just doesn't want it to be seen as a DO Not Call list.

Senator Nelson mentioned the wording of the bill may cause problems.

Jim Silrum proposed the amendment could possibly be retracted and a different one put forward.

Chairman Dever closed the discussion on SB 2237.

The committee will wait until a later date to act on this bill.



## 2007 SENATE STANDING COMMITTEE MINUTES

Bill/Resolution No. 2237

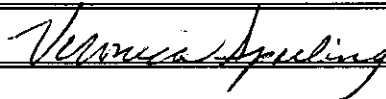
Senate Government and Veterans Affairs Committee

☐ Check here for Conference Committee

Hearing Date: 02/01/07

Recorder Job Number: 2539

Committee Clerk Signature



Minutes:

All members of the committee were present.

Chairman Dever opened discussion on SB 2237.

Jim Silrum, Deputy Secretary of State, introduced the two page amendment that was generated in response to the public hearing of SB 2237. See attachment # 1. This will accomplish not allowing just anyone to except their name out of the central voter file and yet will respect people's needs for privacy in the event of protection orders, etc.

Jim mentioned there could possibly be one more amendment. The mailing address could be removed from the poll books.

Senator Dever asked if this new amendment had replaced the old amendment.

Jim affirmed that.

There was discussion about the merit of leaving the mailing address in the poll books or taking it out.

Senator Oehlke asked who has access to the Central Voter File.

Jim Silrum said the poll book is an open record but the Central Voter File is open only to political groups.

Senator Lee said it is already open to only four entities. This is just stating that the secured status names would not even be available to those four entities.

Senator Horne said he also felt there was some problem with it. It only excludes the three groups from having access to it.

There was discussion about who would have access to the "secured active" records.

Jim asked that the words "records designated as 'secured active' and" be added into the bill itself on page 1, line 14 after the words "With the exception of". That would cover the poll books and that is the record that is open to the public.

Senator Oehlke asked if it already would say it there, would page 2, line 21 at the end of the amendment be redundant and unnecessary.

Jim responded it would still be necessary to keep those "secured active" records away from the groups who do have access to the Central Voter File.

Senator Dever said if this would somehow end up in the courts, they have established legislative intent. He asked if the amendment was drafted in conjunction with the Attorney General.

Jim said that was the case.

A motion was made by Senator Lee to accept the proposed amendment that had come from the Attorney General and to remove the overstrikes on page 2, lines 1-2 of the bill.

Senator Horne seconded the motion.

Roll Call Vote: Yes 6 No 0 Absent 0

Senator Lee made a motion to pass the bill as amended.

The motion was seconded by Senator Oehlke.

Roll Call Vote: Yes 6 No 0 Absent 0

Carrier: Oehlke

February 1, 2007

93  
2-1-7  
1 of 2

PROPOSED AMENDMENTS TO SENATE BILL NO. 2237

Page 1, line 1, remove "subsection 3 of section 16.1-02-09 and" and after "sections" insert  
"16.1-02-07, 16.1-02-09,"

Page 1, line 2, after "16.1-02-13" insert a comma

Page 1, after line 3, insert:

**"SECTION 1. AMENDMENT.** Section 16.1-02-07 of the North Dakota Century Code is amended and reenacted as follows:

**16.1-02-07. Reporting changes of names - Changes to records in the central voter file.** The state court administrator shall provide for the regular reporting to the secretary of state the name, address, date of birth, and county of residence, if available, of each individual eighteen years of age or older whose name was changed by divorce or any order or decree of the court since the last report. Within sixty days after receiving the report, the secretary of state shall make the name changes in the central voter file and notify by mail each individual whose name was changed that the individual's name has been changed accordingly in the central voter file. The secretary of state shall prepare and distribute a list of those individuals to each county auditor. Any individual who has obtained a protection order under section 14-07.1-03 or who is protected by a disorderly conduct restraining order under section 12.1-31.2-01 must be listed in the central voter file with a "secured active" designation. A "secured active" designation means a record maintained as an active voter for pollbook purposes, but otherwise is an exempt record. The state court administrator or the bureau of criminal investigation shall make available upon request of the secretary of state the name of each individual who has obtained such an order.

Page 1, line 4, replace "Subsection 3 of section" with "Section"

Page 1, replace lines 6 through 9 with:

**"16.1-02-09. Department of transportation to report updates to the secretary of state - Changes to records in the central voter file.**

1. The department of transportation shall report regularly to the secretary of state any relevant changes and updates to records maintained by the department of transportation which may require changes and updates to be made to records of individuals contained in the central voter file.
2. The county auditor may change the designation of individuals contained in the central voter file whose change of address can be confirmed by the United States postal service. The secretary of state may provide each county auditor with periodic reports on any individual whose change of address can be confirmed by the United States postal service.
3. ~~If an individual makes a written request to the county auditor for removal of the individual's record from the central voter file, the county auditor shall change the designation of the individual contained in the central voter file to "inactive".~~
4. If a qualified elector makes a written request to the county auditor for inclusion in the central voter file, the county auditor shall collect the

required information from the individual and add the individual's name to the central voter file with the designation of "inactive".

2 of 2

Page 1, line 14, after "of" insert "a record designated "secured active" and"

Page 1, line 15, overstrike "is an" and insert immediately thereafter "are" and overstrike "record" and insert immediately thereafter "records"

Page 2, line 1, remove the overstrike over "~~The complete mailing address of the individual, if different from the individual's~~"

Page 2, remove the overstrike over line 2

Page 2, line 3, remove the overstrike over "4."

Page 2, line 4, remove the overstrike over "5." and remove "4."

Page 2, line 8, remove the overstrike over "6." and remove "5."

Page 2, line 21, after the period insert "An individual's record that is designated as "secured active" is an exempt record and is not available to any candidate, political party, or political committee for any purpose."

Renumber accordingly

Date : 2-1-07  
Roll Call Vote # : 1

**2007 SENATE STANDING COMMITTEE ROLL CALL VOTES**  
**BILL/RESOLUTION NO. amendment to 2237**

Senate Government and Veterans Affairs Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number \_\_\_\_\_

Action Taken \_\_\_\_\_

Motion Made By Lee Seconded By Horne

Senators	Yes	No	Senators	Yes	No
Senator Dick Dever - Chairman	✓		Senator Robert Horne	✓	
Senator Dave Oehlke - VC	✓		Senator Richard Marcellais	✓	
Senator Judy Lee	✓		Senator Carolyn Nelson	✓	

Total (Yes) 6 No 0

Absent 0

Floor Assignment \_\_\_\_\_

If the vote is on an amendment, briefly indicate intent:

*Accept Proposed Amendments from Att. Gen.  
Remove overstrikes page 2, lines 1-2*

Date : 2-1-07  
Roll Call Vote # : 2

**2007 SENATE STANDING COMMITTEE ROLL CALL VOTES**  
**BILL/RESOLUTION NO. 2237 as amended**

Senate Government and Veterans Affairs Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number \_\_\_\_\_

Action Taken do pass as amended.

Motion Made By Lee Seconded By Oehlke

Senators	Yes	No	Senators	Yes	No
Senator Dick Dever - Chairman	✓		Senator Robert Horne	✓	
Senator Dave Oehlke - VC	✓		Senator Richard Marcellais	✓	
Senator Judy Lee	✓		Senator Carolyn Nelson	✓	

Total (Yes) 6 No 0

Absent 0

Floor Assignment Oehlke

If the vote is on an amendment, briefly indicate intent:

**REPORT OF STANDING COMMITTEE**

**SB 2237: Government and Veterans Affairs Committee (Sen. Dever, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2237 was placed on the Sixth order on the calendar.

Page 1, line 1, remove "subsection 3 of section 16.1-02-09 and" and after "sections" insert "16.1-02-07, 16.1-02-09,"

Page 1, line 2, after "16.1-02-13" insert a comma

Page 1, after line 3, insert:

**"SECTION 1. AMENDMENT.** Section 16.1-02-07 of the North Dakota Century Code is amended and reenacted as follows:

**16.1-02-07. Reporting changes of names - Changes to records in the central voter file.** The state court administrator shall provide for the regular reporting to the secretary of state the name, address, date of birth, and county of residence, if available, of each individual eighteen years of age or older whose name was changed by divorce or any order or decree of the court since the last report. Within sixty days after receiving the report, the secretary of state shall make the name changes in the central voter file and notify by mail each individual whose name was changed that the individual's name has been changed accordingly in the central voter file. The secretary of state shall prepare and distribute a list of those individuals to each county auditor. Any individual who has obtained a protection order under section 14-07.1-03 or who is protected by a disorderly conduct restraining order under section 12.1-31.2-01 must be listed in the central voter file with a "secured active" designation. A "secured active" designation means a record maintained as an active voter for pollbook purposes, but otherwise is an exempt record. The state court administrator or the bureau of criminal investigation shall make available upon request of the secretary of state the name of each individual who has obtained such an order.

Page 1, line 4, replace "Subsection 3 of section" with "Section"

Page 1, replace lines 6 through 9 with:

**"16.1-02-09. Department of transportation to report updates to the secretary of state - Changes to records in the central voter file.**

1. The department of transportation shall report regularly to the secretary of state any relevant changes and updates to records maintained by the department of transportation which may require changes and updates to be made to records of individuals contained in the central voter file.
2. The county auditor may change the designation of individuals contained in the central voter file whose change of address can be confirmed by the United States postal service. The secretary of state may provide each county auditor with periodic reports on any individual whose change of address can be confirmed by the United States postal service.
3. ~~If an individual makes a written request to the county auditor for removal of the individual's record from the central voter file, the county auditor shall change the designation of the individual contained in the central voter file to "inactive".~~

4. If a qualified elector makes a written request to the county auditor for inclusion in the central voter file, the county auditor shall collect the required information from the individual and add the individual's name to the central voter file with the designation of "inactive".

Page 1, line 14, after "of" insert "a record designated "secured active" and"

Page 1, line 15, overstrike "is an" and insert immediately thereafter "are" and overstrike "record" and insert immediately thereafter "records"

Page 2, line 1, remove the overstrike over "~~The complete mailing address of the individual, if different from the individual's~~"

Page 2, remove the overstrike over line 2

Page 2, line 3, remove the overstrike over "~~4.~~"

Page 2, line 4, remove the overstrike over "~~5.~~" and remove "4."

Page 2, line 8, remove the overstrike over "~~6.~~" and remove "5."

Page 2, line 21, after the period insert "An individual's record that is designated as "secured active" is an exempt record and is not available to any candidate, political party, or political committee for any purpose."

Renumber accordingly



2007 HOUSE GOVERNMENT AND VETERANS AFFAIRS

SB 2237

## 2007 HOUSE STANDING COMMITTEE MINUTES

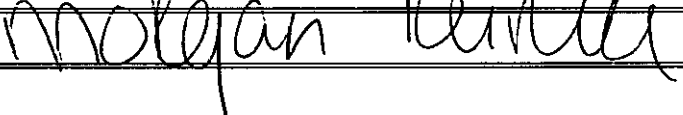
Bill/Resolution No. SB 2237

House Government and Veterans Affairs Committee

☐ Check here for Conference Committee

Hearing Date: March 15, 2007

Recorder Job Number: 5127

Committee Clerk Signature 

Minutes:

**Al Jaeger:** Testimony attached.

**Rep. Haas:** How does the software program secure that information?

**Al Jaeger:** I will defer that question to Jim because for the last three days that is what they have been working on. The reason that the amendment was overlooked in the previous bill is because for the last 3 days I haven't seen them. They have to catch me up on that.

**Jim Silrum:** There is a simple little flag that we tip for that particular voter that is listed. It is a flag that is secured active. That way whenever a list is generated for the political party when they buy a list, that voter's name and address is not sent to them as a part of that because they are looking to be a little bit hidden from society rather than open. It is a very easy fix. It is only for those people that we receive the notices from the clerks on.

**Rep. Potter:** When you say something about a list, what does that mean?

**Jim Silrum:** The central voter file law is very specific that the names and information gathered on the central voter file is available for sale to the political parties, candidates, and political committees. All of those people and organizations, just for political purposes, own them. I could not go in and buy a list for myself.

Page 2

House Government and Veterans Affairs Committee

Bill/Resolution No. SB 2237

Hearing Date: March 15, 2007

**Rep. Haas:** Is there any more testimony on SB 2237? If not we will close the hearing on SB 2237.

## 2007 HOUSE STANDING COMMITTEE MINUTES

Bill/Resolution No. SB 2237

House Government and Veterans Affairs Committee

☐ Check here for Conference Committee

Hearing Date: March 15, 2007

Recorder Job Number: 5128

Committee Clerk Signature

*Morgan Kink*

Minutes:

**Rep. Froseth:** I Move a do pass.

**Rep. Potter:** I second that.

**Rep. Haas:** Is there any discussion? If not we will take a roll call vote on a do pass motion on SB 2237. The do pass motion passes with a vote of 12-0-1. Is there a volunteer to carry this bill?

**Rep. Froseth:** I will.

Date: 3-15-07  
Roll Call Vote #: 1

2007 HOUSE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. "Click here to type Bill/Resolution No."

House Government and Veterans Affairs

Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number

SB 2237

Action Taken

DO PASS

Motion Made By

Rep Froese

Seconded By

Rep Potter

Representatives	Yes	No	Representatives	Yes	No
Rep. C. B Haas Chairman	X		Rep. Bill Amerman	X	
Rep. Bette Grande VC	X		Rep. Louise Potter	X	
Rep. Randy Boehning	X		Rep. Jasper Schneider	X	
Rep. Stacey Dahl	X		Rep. Lisa Wolf	X	
Rep. Glen Froese	X				
Rep. Karen Karls	X				
Rep. Jim Kasper	X				
Rep. Lisa Meier	X				
Rep. Dave Weiler					

Total (Yes)

12

No

0

Absent

1

Floor Assignment

Rep. Froese

If the vote is on an amendment, briefly indicate intent:

REPORT OF STANDING COMMITTEE (410)  
March 15, 2007 9:43 a.m.

Module No: HR-49-5386  
Carrier: Froseth  
Insert LC: . Title: .

**REPORT OF STANDING COMMITTEE**

SB 2237, as engrossed: Government and Veterans Affairs Committee (Rep. Haas, Chairman) recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SB 2237 was placed on the Fourteenth order on the calendar.

2007 TESTIMONY

SB 2237

ALVIN A. JAEGER  
SECRETARY OF STATE

HOME PAGE [www.nd.gov/sos](http://www.nd.gov/sos)



SECRETARY OF STATE  
STATE OF NORTH DAKOTA  
600 EAST BOULEVARD AVENUE DEPT 108  
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E-MAIL [sos@nd.gov](mailto:sos@nd.gov)

January 25, 2007

*Attach #1*

TO: Senator Dever, Chairman,  
and Members of the Senate Government and Veterans Affairs Committee

FR: Al Jaeger, Secretary of State

RE: SB 2237 – Central Voter File

Section 1, page 1, lines 8 and 9: This change allows the county auditor to place a voter's record in the Central Voter File as "secured active" rather than "inactive" as the law currently states. This status will allow the person's name to be preprinted in the pollbook, but not made available through public service requests of voter names and addresses.

Section 2, page 2, lines 1 and 2: Removes the requirement of printing the voter's mailing address in the pollbook, but it does not eliminate this address from inclusion in the Central Voting File.

Section 2, page 2, lines 6 and 7: Allows for a use of a code related to the ballot style in providing the necessary information

Section 3, page 2, line 19: Adds an overlooked reference

Attached is amendment to better define "secured active" status and to make these records exempt from public service requests and the sale of pollbook copies for voters needing or requesting this protection.



attach #1 page 1

PROPOSED AMENDMENTS TO SENATE BILL NO. 2237

Page 1, line 1, remove "subsection 3 of section 16.1-02-09 and"

Page 1, line 1, after "sections" insert "16.1-02-07, 16.1-02-09,"

Page 1, after line 3, insert:

**"SECTION 1. AMENDMENT.** Section 16.1-02-07 of the North Dakota Century Code is amended and reenacted as follows:

**16.1-02-07. Reporting changes of names - Changes to records in the central voter file.** The state court administrator shall provide for the regular reporting to the secretary of state the name, address, date of birth, and county of residence, if available, of each individual eighteen years of age or older whose name was changed by divorce or any order or decree of the court since the last report. Within sixty days after receiving the report, the secretary of state shall make the name changes in the central voter file and notify by mail each individual whose name was changed that the individual's name has been changed accordingly in the central voter file. The secretary of state shall prepare and distribute a list of those individuals to each county auditor. Any individual obtaining a protection order under section 14-07.1-03 or who is protected by a disorderly conduct restraining order under section 12.1-31.2-01 shall be listed in the central voter file with a "secured active" designation. A "secured active" designation means a record maintained as an active voter for poll book purposes, but otherwise is an exempt record. The state court administrator or the bureau of criminal investigation shall make available upon request of the secretary of state all names of persons who have obtained such orders."

Page 1, line 4, replace "Subsection 3 of section" with "Section"

Page 1, after line 5, insert:

**"16.1-02-09. Department of transportation to report updates to the secretary of state - Changes to records in the central voter file.**

1. The department of transportation shall report regularly to the secretary of state any relevant changes and updates to records maintained by the department of transportation which may require changes and updates to be made to records of individuals contained in the central voter file.
2. The county auditor may change the designation of individuals contained in the central voter file whose change of address can be confirmed by the United States postal service. The secretary of state may provide each county auditor with periodic reports on any individual whose change of address can be confirmed by the United States postal service.

attach. #1  
page 2

3. ~~If an individual makes a written request to the county auditor for removal of the individual's record from the central voter file, the county auditor shall change the designation of the individual contained in the central voter file to "inactive".~~
4. If a qualified elector makes a written request to the county auditor for inclusion in the central voter file, the county auditor shall collect the required information from the individual and add the individual's name to the central voter file with the designation of "inactive".

Page 1, remove lines 6 through 9

Page 1, line 14, after "of" insert "records designated as "secured active" and"

Page 1, line 15, overstrike "is an" and insert immediately thereafter "are", and overstrike "record" and insert immediately thereafter "records"

Page 2, line 21, after the period insert "An individual's record which is designated as "secured active" is an exempt record and is not available to any candidate, political party, or political committee for any purpose."

Renumber accordingly

Attachment #1  
page 2

PROPOSED AMENDMENTS TO SENATE BILL NO. 2237

Page 1, line 9, after the period insert "A "secured active" designation means a record maintained as an active voter for poll book purposes, but otherwise is an exempt record."

Page 1, line 14, after "of" insert "records designated as "secured active" and"

Page 1, line 15, overstrike "is an" and insert immediately thereafter "are", and overstrike "record" and insert immediately thereafter "records"

Page 2, line 21, after the period insert "An individual's record which is designated as "secured active" is an exempt record and is not available to any candidate, political party, or political committee for any purpose."

Renumber accordingly

**TESTIMONY TO THE  
SENATE GVA COMMITTEE**

*attach #2*

Prepared January 25, 2007 by

Danette Odenbach

North Dakota Association of Counties

**REGARDING SENATE BILL 2237**

Chairman Dever and members of the Senate GVA Committee:

The North Dakota Association of Counties (NDACo), on behalf and at the request of the North Dakota County Auditor's Association (NDCAA), submits this testimony in support of Senate Bill 2237.

Senate Bill 2237 amends section 16.1-02 of the North Dakota Century Code to change the designated status of a voter who has requested to have their information removed from the central voter file from "inactive" to "secured active".

Under current statute, a voter who requests their information be removed from the central voter file is given a status of "inactive", which removes their information from the database used to generate the next elections preprinted poll book. By changing this designated status to "secured active", their information remains intact for future use in the database, but is no longer available for public review.

This bill would also remove the requirement to print a voter's mailing address in the poll book and would allow for a ballot-style code identifying a voter's district designations in lieu of that information in full text within the poll book. The requests for removal of a voter's mailing address and substitution of the ballot-style code within the poll book are submitted based on the limited amount of space available within the poll book.

The North Dakota Association of Counties and the North Dakota County Auditor's Association appreciate your consideration and request a Do Pass recommendation on Senate Bill 2237.

ALVIN A. JAEGER  
SECRETARY OF STATE

HOME PAGE [www.nd.gov/sos](http://www.nd.gov/sos)



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E-MAIL [sos@nd.gov](mailto:sos@nd.gov)

**SECRETARY OF STATE**  
STATE OF NORTH DAKOTA  
600 EAST BOULEVARD AVENUE DEPT 108  
BISMARCK ND 58505-0500

March 15, 2007

TO: Rep Haas, Chairman,  
and Members of the House Government and Veterans Affairs Committee

FR: Al Jaeger, Secretary of State

RE: SB 2237 – Central Voter File

Section 1, page 1, lines 14 through 20: In a situation involving a protection order or a disorderly conduct restraining order, a voter's name will be listed in the poll book for voting purposes. However, as a designated "secured active" name, it will be excluded from any voter list distributed under the provisions of 16.1-02-15 (see section 4 of bill).

Section 2, page 2, lines 10 through 12: Removes the subsection that allowed the removal of a voter's name upon his or her request from the central voter file. By doing so, the voter's name is only exempt from being listed in the voter list under the provisions of Section 1 of this bill.

Section 3, page 2, lines 21 and 22: Makes it clear the only exempt voter name from a voter list is a name designated as "secured active".

Section 3, page 3, lines 7 and 8: Allows for a use of a ballot-style code for identifying the information required in this subsection.

Section 4, page 3, line 20: Adds an overlooked reference in the subsections cited.

Section 4, page 3, lines 22 through 24: Makes it clear the only exempt voter name from a voter list a name designated as "secured active".