

Fifty-seventh
Legislative Assembly
of North Dakota

SENATE BILL NO. 2422

Introduced by

Senator G. Nelson

Representative Belter

1 A BILL for an Act to amend and reenact sections 16.1-11-08 and 16.1-11-24 of the North
2 Dakota Century Code, relating to references to party affiliation in elections for elective county
3 and city offices; and to repeal section 40-21-06 of the North Dakota Century Code, relating to
4 references to party affiliation in petitions of candidates for city elective offices.

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

6 **SECTION 1. AMENDMENT.** Section 16.1-11-08 of the 1999 Supplement to the North
7 Dakota Century Code is amended and reenacted as follows:

8 **16.1-11-08. Reference to party affiliation in petition and affidavit prohibited for**
9 **certain offices - Exceptions.** No reference may be made to a party ballot or to the party
10 affiliation of a candidate in a petition and affidavit filed by or on behalf of a candidate for
11 nomination in the primary election to ~~an elective county office~~, the office of judge of the
12 supreme court, judge of the district court, or superintendent of public instruction. Each elective
13 county and city office must be placed on the no-party ballot. However, a candidate for
14 nomination to an elective county or city office may request that the ballot contain a reference to
15 a designation in not more than five words of the party or principle that the candidate represents.

16 **SECTION 2. AMENDMENT.** Section 16.1-11-24 of the North Dakota Century Code is
17 amended and reenacted as follows:

18 **16.1-11-24. No-party primary ballot - Contents.** There must be a separate ballot at
19 all primary elections which must be entitled "no-party primary ballot". The names of aspirants
20 for nomination to each office must be arranged on the no-party primary ballot in separate
21 groups in their order. In precincts in which voting machines are used, the list of offices and
22 candidates must be entitled "no-party primary ballot" in a manner to indicate clearly the
23 separation of the no-party list of offices and candidates from the party list of offices and
24 candidates. ~~The~~ Except as provided in section 16.1-11-08, the names of all candidates for any

1 of the offices mentioned in section 16.1-11-08 must be placed on the ballot without party
2 designation. Immediately under the name of each office must be placed the language, "Vote
3 for no more than _____ name (or names)." The number inserted must be the number to
4 be elected to the office at the next succeeding general election.

5 **SECTION 3. REPEAL.** Section 40-21-06 of the North Dakota Century Code is
6 repealed.