

SENATE BILL NO. 2327

Introduced by

Senators Davison, Casper, Oban

1 A BILL for an Act to create and enact a new section to chapter 16.1-02 of the North Dakota
2 Century Code, relating to the reporting of incarcerated felons to the secretary of state.

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

4 **SECTION 1.** A new section to chapter 16.1-02 of the North Dakota Century Code is created
5 and enacted as follows:

6 **Reporting incarcerations - Changes to records in the central voter file.**

7 1. The director of the department of corrections and rehabilitation shall provide a report
8 to the secretary of state, including the name, address, date of birth, date of sentence,
9 effective date of the sentence, and county in which the conviction occurred, if
10 available, of each individual who has been convicted of a felony and incarcerated
11 under the legal and physical custody of the department of corrections and
12 rehabilitation since the last report. The report must be provided ~~no less than~~
13 ~~monthly~~ every Monday morning. ~~Within thirty days after receiving a report, the~~The
14 secretary of state shall designate each individual in the report with an ineligible voter
15 status in the central voter file.

16 2. The director of the department of corrections and rehabilitation shall provide a report
17 to the secretary of state, including the name, address, and date of birth, if available, of
18 each individual previously convicted of and incarcerated for a felony whose civil rights
19 have been restored as provided in chapter 12.1-33 since the last report. The report
20 must be provided ~~no less than monthly~~ every Monday morning. ~~Within thirty days after~~
21 ~~receiving a report, the~~The secretary of state shall change the ineligible voter status of
22 the individual in the central voter file to the appropriate status.

23 3. ~~The director of the department of corrections and rehabilitation shall provide~~
24 ~~supplemental reports outlined in subsections 1 and 2 of this section between five and~~

1 ~~seven days before any statewide election. The secretary of state shall change the~~
2 ~~designations of individuals contained in the supplemental reports according to this~~
3 ~~section no later than the fourth day before any statewide election.~~An individual who
4 has been convicted of and incarcerated for a felony and whose civil rights have been
5 restored as provided under chapter 12.1-33 must be allowed to vote if the individual
6 meets the qualifications of an elector under section 16.1-01-04. The county auditor
7 shall change the status of the individual's record in the central voter file as necessary.