

**HOUSE BILL NO. 1445**

Introduced by

Representative Mock

1 A BILL for an Act to amend and reenact sections 16.1-15-04, 16.1-15-05, and 16.1-15-06 of the  
2 North Dakota Century Code, relating to election canvass reports.

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

4 **SECTION 1. AMENDMENT.** Section 16.1-15-04 of the North Dakota Century Code is  
5 amended and reenacted as follows:

6 **16.1-15-04. ~~Three canvass reports~~ Canvass report prepared by election board ~~One~~  
7 ~~for county auditor and one for each political party.~~**

8 The election board shall generate at least ~~three~~one canvass ~~reports~~report from the  
9 electronic voting system. The ballots may not be sealed, nor may the ~~three~~ canvass  
10 ~~reports~~report be signed, by the election board or poll clerk until the counts in the poll clerks'  
11 books and in the canvass ~~reports~~ all showreport shows the same totals for ballots cast. ~~A signed~~  
12 ~~canvass report is to be given to each judge so that the political parties have a record of the~~  
13 ~~votes cast.~~

14 In the case of the absentee ballot precinct as authorized in section 16.1-07-12.1, early  
15 voting precincts as authorized in section 16.1-07-15, and mail ballot precinct as authorized in  
16 section 16.1-11.1-06, if the work of the election board is completed prior to close of the polls on  
17 election day, the election board shall create and sign a statement consisting of a reconciliation  
18 of the number of voters recorded in the pollbook and the number of ballots processed through  
19 the tabulators. The voting system ~~shall then~~must be secured in a manner prescribed by the  
20 county auditor that will protect the system and ballots from tampering. Prior to generating the  
21 canvass ~~reports~~report from one of these three types of precincts, an election judge representing  
22 each political party, or two election judges in the case of an election that does not include a  
23 political party contest, shall verify that the system and ballots remain secure and the statement  
24 created by the election board is still accurate.

1       **SECTION 2. AMENDMENT.** Section 16.1-15-05 of the North Dakota Century Code is  
2 amended and reenacted as follows:

3       **16.1-15-05. Oath required of members of election board upon completion of canvass -**  
4 **Contents.**

5       At the conclusion of the canvass of the votes, each member of the election board shall sign  
6 an affidavit to the effect that the ballots have been counted and the votes canvassed as  
7 provided in this chapter and that the returns as disclosed by the canvass ~~reports~~report agree  
8 with the number of ballots cast and are true and correct of the member's own knowledge.

9       **SECTION 3. AMENDMENT.** Section 16.1-15-06 of the North Dakota Century Code is  
10 amended and reenacted as follows:

11       **16.1-15-06. ~~Reports~~Canvass report and pollbooks sent to county auditor -**  
12 **Compensation for making returns.**

13       Immediately following the canvass, except in cases of emergency or inclement weather, the  
14 inspector of elections, or one of the judges appointed by the inspector of elections, personally  
15 shall deliver ~~one of~~ the signed canvass ~~reports~~report provided for in section 16.1-15-04 to the  
16 county auditor. The ~~reports~~report, carefully sealed under cover, accompanied by the pollbook  
17 provided for in sections 16.1-02-13 and 16.1-06-21 with the oaths of the inspector and poll  
18 clerks affixed thereto, must be delivered properly to the county auditor. The ~~person~~individual  
19 making the return ~~shall~~is entitled to receive compensation therefor in accordance with section  
20 16.1-05-05. The compensation and mileage must be paid out of the county treasury on a  
21 warrant of the county auditor and is full compensation for returning all used or voided ballots to  
22 the proper official.