

Sixty-seventh
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1447

Introduced by

Representatives Cory, O'Brien, Pyle, Sanford

Senators Holmberg, Kreun, Meyer, Sorvaag

1 A BILL for an Act to create and enact a new section to chapter 15-10 of the North Dakota
2 Century Code, relating to higher education student ~~identification cards~~ voting documents; and to
3 amend and reenact section 16.1-01-04.1 of the North Dakota Century Code, relating to
4 acceptable forms of identification for purposes of voting.

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

6 **SECTION 1.** A new section to chapter 15-10 of the North Dakota Century Code is created
7 and enacted as follows:

8 ~~Student identification cards – Address required~~ **Student voting documents.**
9 ~~A student photo identification card issued after December 31, 2021, by an institution of~~
10 ~~higher education under the control of the state board of higher education must include the date~~
11 ~~of birth and residential address of the student to whom the card is issued~~ **An institution of higher**
12 **education under the control of the state board of higher education may issue students enrolled**
13 **at the institution a printable document containing the institution's letterhead or seal using a**
14 **self-service process. The document must contain the student's legal name, current residential**
15 **address in the state, the date the residential address was established, and date of birth. When**
16 **issuing ~~identification cards~~ the document** to students, an institution of higher education under the
17 control of the state board of higher education shall provide each student with information
18 regarding voter eligibility requirements.

19 **SECTION 2. AMENDMENT.** Section 16.1-01-04.1 of the North Dakota Century Code is
20 amended and reenacted as follows:

21 **16.1-01-04.1. Identification verifying eligibility as an elector.**

- 22 1. A qualified elector shall provide a valid form of identification to the proper election
23 official before receiving a ballot for voting.
- 24 2. The identification must provide the following information regarding the elector:

- 1 a. Legal name;
- 2 b. Current residential street address in North Dakota; and
- 3 c. Date of birth.
- 4 3. a. A valid form of identification is:
 - 5 (1) A driver's license or nondriver's identification card issued by the North
 - 6 Dakota department of transportation; ~~or~~
 - 7 (2) An official form of identification issued by a tribal government to a tribal
 - 8 member residing in this state; ~~or~~
 - 9 ~~(3) A student photo identification card issued by an institution of higher~~
 - 10 ~~education.~~
 - 11 b. If an individual's valid form of identification does not include all the information
 - 12 required under subsection 2 or the information on the identification is not current,
 - 13 the identification must be supplemented by presenting any of the following issued
 - 14 to the individual which provides the missing or outdated information:
 - 15 (1) A current utility bill;
 - 16 (2) A current bank statement;
 - 17 (3) A check issued by a federal, state, or local government;
 - 18 (4) A paycheck; ~~or~~
 - 19 (5) A document issued by a federal, state, or local government; ~~or~~
 - 20 ~~(6) A printed document containing all of the information required by~~
 - 21 ~~subsection 2 issued by an institution of higher education for an enrolled~~
 - 22 ~~student residing in the state and containing the institution's letterhead or~~
 - 23 ~~seal, along with a student photo identification card issued by the institution~~
 - 24 ~~and containing the student's photograph and legal name.~~
- 25 4. The following forms of identification are valid for the specified individuals living under
- 26 special circumstances who do not possess a valid form of identification under
- 27 subsection 3.
 - 28 a. For an individual living in a long-term care facility, a long-term care certificate
 - 29 prescribed by the secretary of state and issued by a long-term care facility in this
 - 30 state;

- 1 b. For a uniformed service member or immediate family member temporarily
- 2 stationed away from the individual's residence in this state, or a resident of the
- 3 state temporarily living outside the country, a current military identification card or
- 4 passport; and
- 5 c. For an individual living with a disability that prevents the individual from traveling
- 6 away from the individual's home, the signature on an absentee or mail ballot
- 7 application from another qualified elector who, by signing, certifies the applicant
- 8 is a qualified elector.
- 9 5. If an individual is not able to show a valid form of identification but asserts
- 10 qualifications as an elector in the precinct in which the individual desires to vote, the
- 11 individual may mark a ballot that must be securely set aside in a sealed envelope
- 12 designed by the secretary of state. After the ballot is set aside, the individual may
- 13 show a valid form of identification to either a polling place election board member if the
- 14 individual returns to the polling place before the polls close, or to an employee of the
- 15 office of the election official responsible for the administration of the election before the
- 16 meeting of the canvassing board occurring on the sixth day after the election. Each
- 17 ballot set aside under this subsection must be presented to the members of the
- 18 canvassing board for proper inclusion or exclusion from the tally.
- 19 6. The secretary of state shall develop uniform procedures for the requirements of
- 20 subsection 5 which must be followed by the election official responsible for the
- 21 administration of the election.