

HOUSE BILL NO. 1447

Introduced by

Representatives Cory, O'Brien, Pyle, Sanford

Senators Holmberg, Kreun, Meyer, Sorvaag

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

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

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

~~**Student identification cards -- Address required**~~ **Student voting documents.**
~~A student photo identification card issued after December 31, 2021, by an institution~~
~~of~~ An institution of higher education under the control of the state board of higher education may issue students enrolled at that institution a printable document bearing the institution's letterhead or seal using a self-service process. The document must contain the student's legal name, current residential address in North Dakota, and date of birth. ~~higher education under the control of the state board of higher education must include the date of birth and residential address of the student to whom the card is issued.~~ When issuing ~~identification cards~~ this document to students, an institution of higher education under the control of the state board of higher education shall provide each student with information regarding voter eligibility requirements.

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

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

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

- 1 b. For a uniformed service member or immediate family member
2 temporarily stationed away from the individual's residence in this
3 state, or a resident of the state temporarily living outside the country,
4 a current military identification card or passport; and
5 c. For an individual living with a disability that prevents the individual
6 from traveling away from the individual's home, the signature on an
7 absentee or mail ballot application from another qualified elector who,
8 by signing, certifies the applicant 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
11 vote, the individual may mark a ballot that must be securely set aside in a
12 sealed envelope designed by the secretary of state. After the ballot is set
13 aside, the individual may show a valid form of identification to either a polling
14 place election board member if the individual returns to the polling place
15 before the polls close, or to an employee of the office of the election official
16 responsible for the administration of the election before the meeting of the
17 canvassing board occurring on the sixth day after the election. Each ballot
18 set aside under this subsection must be presented to the members of the
19 canvassing board for proper inclusion or exclusion from the tally.
- 20 6. The secretary of state shall develop uniform procedures for the requirements
21 of subsection 5 which must be followed by the election official responsible for
22 the administration of the election.