

February 17, 2011

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1431

Page 1, line 1, remove "subsection 4 of section 16.1-02-05, section 16.1-05-06,"

Page 1, line 2, remove "subdivision a of subsection 2 of section 16.1-07-15, and"

Page 1, line 3, remove "the canvassing of ballots of voters whose eligibility to vote has"

Page 1, line 4, remove "been challenged, early voting precincts, and"

Page 1, remove lines 6 through 23

Page 2, remove lines 1 through 31

Page 3, remove lines 1 through 31

Page 4, remove lines 1 through 13

Page 4, line 17, overstrike "The"

Page 4, line 17, remove "qualified electors of a county having a population of fewer than fifteen thousand may"

Page 4, remove lines 18 through 22

Page 4, line 23, remove "percent of the qualified electors voting on the question, the"

Page 4, line 23, overstrike "board of county commissioners of a"

Page 4, line 24, overstrike "county may conduct"

Page 4, line 24, remove "any subsequent"

Page 4, line 24, overstrike "election by mail ballot."

Page 4, line 24, remove "A"

Page 4, line 24, overstrike "mail ballot election must"

Page 4, overstrike lines 25 through 31

Page 5, overstrike lines 1 and 2 and insert immediately thereafter:

- "1. The board of county commissioners of a county, by resolution, may elect to conduct an election in the county by mail ballot.
2. The qualified electors of a county may petition the board of county commissioners to request that elections be conducted, or discontinue being conducted, in the county by mail ballot. Upon receipt of a petition signed by at least ten percent of the qualified electors of the county as determined by the vote cast for the office of governor at the last general election, the board of county commissioners shall place on the ballot at the next primary or general election the question of whether mail ballot elections may be used in the county. The board of county commissioners shall conduct subsequent elections in the manner determined by a majority vote of the qualified electors of the county.

3. A mail ballot election must include city elections administered by the county auditor and may include any other election administered by the county auditor pursuant to an agreement with the governing body of a political subdivision within the county. The board shall designate one or more polling places in the county to be open on the day of the election for voting in the usual manner. The county auditor shall place a notice at all polling places in the county used at the last statewide election which states the location of the polling places open for the election. The county auditor shall keep a record of each mail ballot provided to qualified electors and provide to the election board at each polling place open on the day of the election a list of every person who applied for a mail ballot.

**SECTION 2. APPLICATION.** A county that is conducting elections by mail ballot before August 1, 2011, may continue to conduct elections by mail ballot."

Renumber accordingly