

FISCAL NOTE
Requested by Legislative Council
02/09/2015

Amendment to: SB 2330

- 1 A. **State fiscal effect:** *Identify the state fiscal effect and the fiscal effect on agency appropriations compared to funding levels and appropriations anticipated under current law.*

	2013-2015 Biennium		2015-2017 Biennium		2017-2019 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues						
Expenditures				\$510,000		\$256,000
Appropriations			\$375,000		\$121,000	

- 1 B. **County, city, school district and township fiscal effect:** *Identify the fiscal effect on the appropriate political subdivision.*

	2013-2015 Biennium	2015-2017 Biennium	2017-2019 Biennium
Counties			
Cities			
School Districts			
Townships			

- 2 A. **Bill and fiscal impact summary:** *Provide a brief summary of the measure, including description of the provisions having fiscal impact (limited to 300 characters).*

Require NDUS to include the date of birth and residential address on student identification cards on new cards issued after 12/31/15. Also, requires NDUS to provide each student with information regarding voter eligibility requirements.

- B. **Fiscal impact sections:** *Identify and provide a brief description of the sections of the measure which have fiscal impact. Include any assumptions and comments relevant to the analysis.*

Section 1 will cause NDUS campuses to re-issue cards to all students (and staff) to include the required information. Even though amendments require cards after 12/31/15 to have required data, the NDUS would plan for a Fall 2015 implementation to ensure all students have consistent cards for the full academic year. This is required at many campuses since the card also serves other purposes such as an electronic key.

3. **State fiscal effect detail:** *For information shown under state fiscal effect in 1A, please:*

- A. **Revenues:** *Explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.*

None

- B. **Expenditures:** *Explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.*

15-17: Estimated cost to re-issue cards to all students (and staff) are \$510,000 compared to current 13-15 estimated expenditures of \$135,000 or an increase of \$375,000. Includes the cost to replace current card systems (and related point of sale systems) at some campuses as current will not accommodate required additional information; replacement of current card stock; re-design of cards; higher number of re-issued cards due to change of address; added administrative costs, etc..

17-19: Estimated cost to issue cards to new students, lost cards, replacement cards based on change of address, etc. is \$256,000 or \$121,000 more than current 13-15 costs.

No changes to above estimates based on amended delay to 12/31/15, as continue to assume card changes would be put in place for the Fall 2015 semester.

- C. **Appropriations:** *Explain the appropriation amounts. Provide detail, when appropriate, for each agency and fund affected. Explain the relationship between the amounts shown for expenditures and appropriations. Indicate whether the appropriation or a part of the appropriation is included in the executive budget or relates to a continuing appropriation.*

15-17: Estimated cost increase of \$375,000 to be paid from state appropriated funds, if not cost will need to be passed along to students.

17-19: Estimated cost increase of \$121,000 to be paid from state appropriated funds, if not cost will need to be passed along to students.

No changes to above estimates based on amended delay to 12/31/15, as continue to assume card changes would be put in place for the Fall 2015 semester.

Name: Laura Glatt

Agency: ND University System Office

Telephone: 7013284116

Date Prepared: 02/10/2015

FISCAL NOTE
Requested by Legislative Council
01/22/2015

Bill/Resolution No.: SB 2330

- 1 A. **State fiscal effect:** *Identify the state fiscal effect and the fiscal effect on agency appropriations compared to funding levels and appropriations anticipated under current law.*

	2013-2015 Biennium		2015-2017 Biennium		2017-2019 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues						
Expenditures				\$510,000		\$256,000
Appropriations			\$375,000		\$121,000	

- 1 B. **County, city, school district and township fiscal effect:** *Identify the fiscal effect on the appropriate political subdivision.*

	2013-2015 Biennium	2015-2017 Biennium	2017-2019 Biennium
Counties			
Cities			
School Districts			
Townships			

- 2 A. **Bill and fiscal impact summary:** *Provide a brief summary of the measure, including description of the provisions having fiscal impact (limited to 300 characters).*

Require NDUS to include the date of birth and residential address on student identification cards. Also, requires NDUS to provide each student with information regarding voter eligibility requirements.

- B. **Fiscal impact sections:** *Identify and provide a brief description of the sections of the measure which have fiscal impact. Include any assumptions and comments relevant to the analysis.*

Section 1 will cause NDUS campuses to re-issue cards to all students (and staff) to include the required information.

3. **State fiscal effect detail:** *For information shown under state fiscal effect in 1A, please:*

- A. **Revenues:** *Explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.*

None

- B. **Expenditures:** *Explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.*

15-17: Estimated cost to re-issue cards to all students (and staff) are \$510,000 compared to current 13-15 estimated expenditures of \$135,000 or an increase of \$375,000. Includes the cost to replace current card systems (and related point of sale systems) at some campuses as current will not accommodate required additional information; replacement of current card stock; re-design of cards; higher number of re-issued cards due to change of address; added administrative costs, etc..

17-19: Estimated cost to issue cards to new students, lost cards, replacement cards based on change of address, etc. is \$256,000 or \$121,000 more than current 13-15 costs.

C. Appropriations: Explain the appropriation amounts. Provide detail, when appropriate, for each agency and fund affected. Explain the relationship between the amounts shown for expenditures and appropriations. Indicate whether the appropriation or a part of the appropriation is included in the executive budget or relates to a continuing appropriation.

15-17: Estimated cost increase of \$375,000 to be paid from state appropriated funds, if not cost will need to be passed along to students.

17-19: Estimated cost increase of \$121,000 to be paid from state appropriated funds, if not cost will need to be passed along to students.

Name: Laura Glatt

Agency: ND University System Office

Telephone: 7013284116

Date Prepared: 01/28/2015

2015 SENATE GOVERNMENT AND VETERANS AFFAIRS

SB 2330

2015 SENATE STANDING COMMITTEE MINUTES

Government and Veterans Affairs Committee
Missouri River Room, State Capitol

SB 2330
2/5/2015
Job # 23270

- Subcommittee
 Conference Committee

Committee Clerk Signature



Explanation or reason for introduction of bill/resolution:

A BILL for an Act to create and enact a new section to chapter 15-10 of the North Dakota Century Code, relating to student identification cards issued by institutions of higher education under the supervision of the state board of higher education; and to amend and reenact subsection 1 of section 16.1-05-07 of the North Dakota Century Code, relating to acceptable forms of identification to be eligible to vote.

Minutes:

Attachments 1 - 5

Chairman Dever: Opened the hearing on SB 2330.

Senator Holmberg, District: See Attachment #1 for testimony as sponsor and in support of the bill.

(3:50) Senator Nelson: If a student moves in and then they move again, can they go get a replacement card like we do?

Senator Holmberg: Right. They have to pay for the reissue. I believe that the fiscal note was built on the information they had at the time because it was not clear that they did not have to reissue cards to those that already had one. Therefore, I am asking you put in the clarifying language so that clearly it is perspective in nature. Remember there is not a general election cycle till 2016.

Senator Flakoll: Would the addresses be finite to dorm room number for example?

Senator Holmberg: I do not know. That is up to the system. They do have to put the residential address on the card.

Chairman Dever: I would imagine that the same address that would be on the form that they utilized now?

Senator Holmberg: The address is not on the student ID currently.

Chairman Dever: Are student IDs now different in different universities?

Senator Holmberg: I think there is some difference. What we have done inadvertently is that we say we do not have voter registration in North Dakota but we have a defacto registration program through the Department of Transportation.

Senator Flakoll: What if we made this July 1st, 2016?

Senator Holmberg: The bill is your property now. You might hear testimony that would cause you to move it. If the primary focus was to provide for voting in the election then the current students that are juniors and seniors will be graduating before that and it will have no impact on them. If you put it in in 2015, it gives the system more time to prepare.

Senator Nelson: Why do the cards have advertising on them?

Senator Holmberg: I do not know why.

Senator Flakoll: I think that part of the answer would be that they have an agreement with the taxi company for late night rides for students that might have been out partying.

Senator Nelson: To me that is advertising and it should defray the cost of the card.

Chairman Dever: Does this apply to only to public universities?

Senator Holmberg: Yes. This mandates it to the university system.

Chairman Dever: We might want to look at that language.

Senator Holmberg: That is why it is before your committee that is more familiar with election laws.

Chairman Dever: So you are suggesting the fiscal note is unnecessary?

Senator Holmberg: I would suggest that the fiscal note was put together under information that the board had at that time. When they read the bill, it could have been interpreted to mean that all cards would have to be reissued.

Chairman Dever: Should we rerefer this?

Senator Holmberg: I would talk to the board and if you were to amend it the board might say that it would not be that much.

(13:00) Chase Johnson, Student Government of UND: See Attachment # 2 for testimony in support of the bill.

(15:10) Senator Flakoll: How does it work now if you have to replace a card? It would seem that if we change this that you would have to replace cards more often because of changing even from one dorm room to another.

Chase Johnson: If this card was to be used to vote, you would have to change that at a fee.

Senator Flakoll: How do you see this working procedurally on your campus? How would we verify their address on campus?

Chase Johnson: I would see it that you would have to bring some form of identification and it would have to be done for freshmen during orientation.

(17:25) Donnell Preskey, North Dakota Association of Counties: See Attachment #3 for testimony in support of the bill.

(19:45) Senator Flakoll: Would you envision some kind of stamp to say when it was issued because of the 30 day requirement?

Donnell Preskey: That is a good point you bring up. Student certificates are basically taking the students word that they have been at that address for 30 days. The new driver's licenses have the issue date on them. It is something to consider.

(21:08) Murry Sagsveen, Chief of Staff for the Chancellor, North Dakota University System: Testified in a neutral capacity of the bill. See Attachment #4 for testimony.

(24:40) Senator Flakoll: (In reference to the issue of the students address being on the card) But with that system, you can kill that card within an hour?

Murry Sagsveen: Yes if we know.

Senator Flakoll: How universal are the IDs that are used across the institutions that are under control of the North Dakota University System?

Murry Sagsveen: I am learning something new every day. I am unaware of any policy that has a standardization of cards. So I think the cards are issued institution by institution.

Senator Flakoll: Are you hearing feedback on whether or not the card making machines compatible with all these changes? Can they add all the information that has been talked about without having to get new machines?

Murry Sagsveen: I am not hearing anything. But I think if we had enough time to implement this, it could be done. I think a year or so delay on the implementation to the bill would be a good thing to figure these things out.

Senator Flakoll: Couldn't the address be imbedding in the strip chip so when they went to vote their ID could be scanned and the address would come up and it would be only available to those with the machines to read that?

Murry Sagsveen: I think that is a good idea. If the equipment at the voting site could read that kind of information that would be a perfect solution. If it were lost or stolen, it could be easily cancelled and a new one issued. The board of Higher Education discussed this bill along with others on January 29th and the board wants to do whatever is necessary to insure that students can vote. They just don't want to do something that has unintended consequences.

Chairman Dever: So if we were to move this bill forward and maybe adjust the date, then you would have an opportunity to figure some of those things out?

Murry Sagsveen: If there were some adjustments, I am confident that the fiscal note would be different and you may want to consider that before you act on the bill.

Chairman Dever: I would like to act on this this afternoon.

Murry Sagsveen: I will do my best.

Senator Flakoll: Can you find out how many students are enrolled in summer school in the university system?

Murry Sagsveen: Yes.

(30:56) Jim Silrum, Deputy Secretary of State: Testified to provide information and in a neutral position on the bill. If an amendment were to be made to imbed the information on the back of the card, it would require a fiscal note for all of the counties to have the equipment to read them.

Chairman Dever: Would that require different equipment than you have to scan the driver's license?

Jim Silrum: Right now there are only a select few polling places across the state that have electronic pole books. We would hope that at some point in the future to have that. The vast majority have paper pole books. We would need the equipment. I am not an expert on bar codes. I do know that most bar codes are readable with a smart phone and an application for a bar code reader. (Example) It is not necessarily true that the information in the bar code would be hidden. It is true that in the last few election cycles we have offered the student ID certificates and we worked with all institutions of higher education in the state. This bill does require it just for those in the university systems as it stands and that would make one wonder if there is an unequal offering to some of the students in the state over others. In our attempt to work with all of the universities in the state, we encountered that not all of the private colleges, universities, and tribal colleges applied the certificate in the way that we mandated. It was a difficult animal to manage. I am not saying that it is completely unmanageable, but it was very difficult.

(35:57)Chairman Dever: Would you say this is a better option than the certificate if we can iron out the wrinkles?

Jim Silrum: For those in the North Dakota University System but what about the others in the state? Every person in the state should be given the same opportunities as the university system.

Senator Flakoll: I realized that your phone can scan bar codes, but can it scan your driver's license to get info off of that?

Jim Silrum: I have not tried. I am not an expert and I don't claim to be.

Senator Flakoll: Why would we need it in every county in the state? I am not grasping that. We would only need it in the areas that have the universities.

Jim Silrum: That is a good point. We would have to take a look at it. Since that person has the right to vote at either their home and at the university we will need to analyze that more.

(39:19) Kevin Glatt, Burleigh County Auditor/Treasurer: See Attachment #5 for information on the bill and to raise awareness on the current statute.

Chairman Dever: Closed the hearing on SB 2330.

2015 SENATE STANDING COMMITTEE MINUTES

Government and Veterans Affairs Committee

Missouri River Room, State Capitol

SB 2330
2/5/2015
Job # 23292

- Subcommittee
 Conference Committee

Committee Clerk Signature



Minutes:

No Attachments

Chairman Dever: Opened SB 2330 for committee discussion.

Senator Cook: I keep looking at this and the thought that I have is that you don't gain residence at the college. You still retain your residence from home. I think we may want to go to legislative council and have them come down and tell us what they think the purpose of that is.

Chairman Dever: My understanding of the law is that you maintain your residence until you establish a different residence. So if you vote at the college, then you could just as well get a driver's license there because that is where your residence is.

Senator Cook: There are so many different definitions of residence in code it is unbelievable. Taxes, Driver's License, Voting, School District, etc. I would like to get an answer on this. Kevin Glatt left that for a reason.

Chairman Dever: He had this brief of a conversation saying the same exact thing a few days ago.

Senator Cook: I hate to give an opportunity for him to come and say "I told you and you did it anyway". I do not need that to happen in my life.

Chairman Dever: You notice he did not entertain any questions and in fact he headed out the door. Closed the committee discussion on SB 2330.

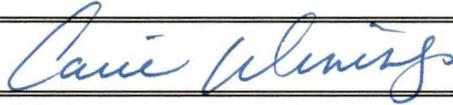
2015 SENATE STANDING COMMITTEE MINUTES

Government and Veterans Affairs Committee
Missouri River Room, State Capitol

SB 2330
2/5/2015
Job # 23340

- Subcommittee
 Conference Committee

Committee Clerk Signature



Minutes:

Attachments 1

Chairman Dever: Opened SB 2330 for committee discussion. See Attachment #1 for amendments from Senator Holmberg. I visited with Murry Sagsveen and it sounds like they will generate a new fiscal note and if there is money in the fiscal note, it will be small enough that it will not need to be re-referred.

Senator Flakoll: Moved amendments 15.0428.01001.

Senator Nelson: Seconded.

Chairman Dever: Is there any discussion?

Senator Flakoll: The only thing I would mention is that someone brought up a point that if a private institution offered a separate then we should accept that as a co-equal. Not require them to.

Senator Nelson: That is part of the amendment.

Chairman Dever: where it says insert "under the supervision of the state board of higher education", that section applies to the board of higher education. Section two amends 16.015-07 and that is the election law.

A Roll Call Vote Was Taken: 7 yeas, 0 nays, 0 absent.

Motion Carried.

Senator Flakoll: So we pretty much lay out what the identification would be for those under the university system, do we currently as amended have that same provision for other institutions of higher education then? I view it as two different types. Those that are controlled by the North Dakota University System it requires address and date of birth etc., but for others it only requires a photo identification card issued by their institution.

Senator Nelson: When you look at line 18 it addresses that.

Senator Flakoll: Moved a Do Pass As Amended.

Senator Nelson: Seconded.

A Roll Call Vote Was Taken: 7 yeas, 0 nays, 0 absent.

Motion Carried.

Senator Davison will carry the bill.

2/5/15
JVE

PROPOSED AMENDMENTS TO SENATE BILL NO. 2330

Page 1, line 3, replace "supervision" with "control"

Page 1, line 10, after "issued" insert "after December 31, 2015."

Page 1, line 10, after "education" insert "under the control of the state board of higher education"

Page 1, line 12, after "education" insert "under the control of the state board of higher education"

Page 1, line 22, remove "under the"

Page 1, line 23, remove "supervision of the state board of higher education"

Re-number accordingly

Date: 2/5
Roll Call Vote #: 2

2015 SENATE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. 2330

Senate Government and Veterans Affairs Committee

Subcommittee

Amendment LC# or Description: 15.0428.01001

Recommendation: Adopt Amendment
 Do Pass Do Not Pass Without Committee Recommendation
 As Amended Refer to Appropriations
 Place on Consent Calendar
Other Actions: Reconsider _____

Motion Made By Flakoll Seconded By Nelson

Senators	Yes	No	Senators	Yes	No
Chairman Dever	✓		Senator Marcellais	✓	
Vice Chairman Poolman	✓		Senator Nelson	✓	
Senator Cook	✓				
Senator Davison	✓				
Senator Flakoll	✓				

Total (Yes) 7 No 0

Absent 0

Floor Assignment Davison

If the vote is on an amendment, briefly indicate intent:

REPORT OF STANDING COMMITTEE

SB 2330: Government and Veterans Affairs Committee (Sen. Dever, Chairman)
recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends
DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2330 was placed
on the Sixth order on the calendar.

Page 1, line 3, replace "supervision" with "control"

Page 1, line 10, after "issued" insert "after December 31, 2015."

Page 1, line 10, after "education" insert "under the control of the state board of higher
education"

Page 1, line 12, after "education" insert "under the control of the state board of higher
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Renumber accordingly

2015 HOUSE GOVERNMENT AND VETERANS AFFAIRS

SB 2330

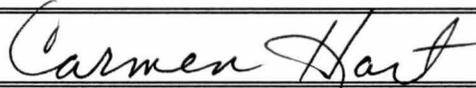
2015 HOUSE STANDING COMMITTEE MINUTES

Government and Veterans Affairs Committee
Fort Union, State Capitol

SB 2330
3/5/2015
24395

- Subcommittee
 Conference Committee

Committee Clerk Signature



Explanation or reason for introduction of bill/resolution:

Relating to student identification cards issued by institutions of higher education under the control of the state board of higher education; relating to acceptable forms of identification to be eligible to vote

Minutes:

Attachments 1-13

Chairman Kasper opened the hearing on SB 2330.

Senator Ray Holmberg appeared in support. Attachment 1 showed three headlines. Attachment 2. (:07-4:50)

Rep. Steiner Do you have concerns about putting the address of the student on, given some of the activities, especially out West where we have a lot of new people in the community and then all of a sudden, the address of the student becomes known to others?

Senator Holmberg No different than the driver's license which has your address on it.

Rep. B. Koppelman One thing that concerns me about this is all the students would have this, and it would be presumed at the polls that everybody is intending to become residents and that by getting that ID card, that is their action. Do you think that is concerning for all the students that really don't have an intention of being a ND resident for voting?

Senator Holmberg Our laws require all you have to do is be here for 30 days and have lived in the precinct in which you are going to vote. Trying to over engineer what they may or may not do is really very difficult. We have, I think, created a de facto registration system where we have given authority to DOT or to a nursing home administrator, or to a college campus to give you a printout.

Rep. B. Koppelman The intent under current law is shown when they go and get their ID renewed.

Senator Holmberg This bill doesn't require them to have a ND address. They just have to have an address.

Rep. B. Koppelman If that is the case then, are we going to instruct the universities to only put the address where they intend their residency address to be on that ID?

Senator Holmberg The only requirement in the bill is that university system provides an opportunity for them to put down the address they want to have on that particular ID.

Rep. Laning Do you visualize this as a more permanent plastic identification card?

Senator Holmberg They are a permanent card.

Chairman Kasper Line 14 states "shall provide each student with information regarding voter eligibility requirements." What would that be?

Senator Holmberg That would be something they could get very simply from the Secretary of State's Office which has control over that data.

Chairman Kasper It would be the official language of that statute.

Senator Holmberg Whatever that is.

Chairman Kasper Is it your belief that only residents of the state of North Dakota should vote in North Dakota elections?

Senator Holmberg Absolutely.

Chairman Kasper There are additional residency requirements besides 30 days. Are you aware of what those are?

Senator Holmberg You have to be 18 and a US citizen.

Chairman Kasper If you say it is my intent to be a resident of the state of ND, then that individual must get a ND driver's license and if they have a vehicle, they must register that vehicle in the state of ND. Would you support any person who says I am a resident, that that person would be required to follow all of the state law to be a resident as opposed to simply getting a photo ID from a university in the state of ND?

Senator Holmberg Last session we said all you needed to do was get a certificate from the university that you were living on the campus or that residence and we let them vote.

Chairman Kasper Our law says only residents of the state of North Dakota can vote, and, therefore, you said you support the fact that only residents can vote. It would be, I am sure your belief, that anyone who wishes to be a resident in our state would do all of the requirements under the North Dakota law to be recognized as a state resident.

Senator Holmberg There are a lot of university students who do not have cars.

Chairman Kasper But they have drivers' licenses.

Senator Holmberg Maybe, maybe not.

Chairman Kasper If they don't, that is a different story, but from the perspective of what the current law says, we do have other requirements to be a resident. That to me has always been the hole in this discussion on eligibility to vote for anyone.

Senator Holmberg We do not require them to show proof of citizenship when they vote. They can have a driver's license. They can be a student or a resident of nursing home.

Chairman Kasper We will get clarification from the Secretary of State's Office.

Rep. Mooney Doesn't this provide an easy access and clarity of residence at the time of voting?

Senator Holmberg We need to do what we can to assure that an individual is a resident of the state, but we should do it simply.

Rep. Wallman To me this is about trusting people's intent. Why would we apply the law differently to college students if they have the intent of being residents in ND?

Senator Holmberg We can try to over engineer anything and get ourselves in trouble.

Rep. Wallman Do you see any logistical obstacles to those people of higher ed. having to be involved in issuing this type of identification card?

Senator Holmberg They currently do issue the cards, so I don't see why it would be a huge burden on them particularly giving them extra time as the senate GVA committee did by moving the deadline back until the beginning of 2016.

Chase Johnson, Governmental Affairs Commissioner for UND Student Government, appeared in support. Attachments 3-4 (21:48-24:52)

Rep. Laning What prevents a student from going back to their permanent home address and voting there as well?

Chase Johnson I think it would speak to the residential address you essentially place in the ID.

Rep. Laning What prevents a person that does not change their driver's license, lives in North Dakota for instance, wants to vote at campus or in that district, and then going home to Minnesota and voting there?

Chase Johnson You would put down where you actually want to vote, and then if you decide to vote in two places, obviously that would bring criminal charges.

Rep. Louser Do you feel this bill treats students differently from other voters?

Chase Johnson Not necessarily. I think it gives us another tool to be able to vote, but it is similar to having, for example, a driver's license. It is a simplified process for freshmen coming in who have a lot going on in terms of adjusting to a campus and an entirely new situation. It gives them a better method of exercising their right to vote.

Rep. B. Koppelman Couldn't you bypass this whole address on ID process and simply put in law that every institution would have to notify you when you first come to campus about the requirements to vote in ND? Wouldn't that be just as effective?

Chase Johnson I agree that education is a critical component. Also, there were supposed to be educational methods on the student voting certificate which turned out to not be as effective as what people wanted.

Rep. B. Koppelman At what point do you think we should treat students as adults including those of the same age who don't happen to go to college?

Chase Johnson All 18 year olds will be considered adults.

Rep. B. Koppelman You know we don't allow either of us sitting here to use just any picture ID. It has to be a ND ID to vote. We are providing a different way under this bill for a student who is also an adult to vote in an alternative method. You don't see that as being kind of a double standard?

Chase Johnson I believe it is a current standard that is already being used.

Rep. Amerman When you are 18 you can vote and be drafted, so you are an adult. When you are 21, you are an adult. When you are 18, you can't drink. You have to be 21, so we really don't treat all adults the same way in a lot of different areas. Right?

Chase Johnson Yes, sure.

Chairman Kasper Do you agree that only true residents of ND ought to vote in ND?

Chase Johnson Yes, I agree.

Chairman Kasper If you wish to be a resident as a college student or anyone else and live in our state for the time being, then you must do certain other things under ND law besides get a student ID. Would you support the requirement that all college students must get a ND driver's license if they are from out of state and wish to be a resident of the state of ND to vote in ND elections?

Chase Johnson If that is the current standard, then obviously you must follow it. I think that if you show the intent of living for 30 days and have the address print on the card, I think that should be an acceptable voting requirement.

Chairman Kasper It is now current law, and you agreed that only ND residents should be able to vote. From my contention, there is a difference between the residential address of a student from out of state coming to school in ND, because where you are abiding while

you are in college is your college residence. You would support getting the residency requirements of college students in line so that they would legitimately be a resident of our state so they could legitimately vote in our state?

Chase Johnson Yes, I would generally be in support.

Rep. Schneider You have read the requirements to vote in ND?

Chase Johnson Yes.

Rep. Schneider Does it say anything about owning any kind of personal property?

Chase Johnson No.

Rep. Schneider Does it say anything about having to have a ND license?

Chase Johnson No.

Rep. Schneider With this bill do you support adding those requirements to it?

Chase Johnson No.

Megan Matejcek, Assistant Executive of Governmental Relations for NDSU Student Government, appeared in support. Attachment 5. (33:55-36:38)

Rep. Wallman Have the student government bodies had discussion of voter registration?

Megan Matejcek It has been a brief topic of discussion but nothing we have explored explicitly.

Rep. Mooney Do you see this as being preferential to the college students?

Megan Matejcek We originally testified in support of HB 1333, because although we recognize the challenges with the student voting certificate that we had in the last election cycle, we are seeking ways to mend those issues with changing the address 30 days ahead of time and things like that. We have explored options with IT where students would be prompted to update their information on campus connection. We thought that the passage of HB 1333 putting the student voting certificate into law could make the best form of ID the most accessible form of ID for students. However with that failing to do so, we believe SB 2330 provides an option for students to vote in a more accessible manner than getting a driver's license. College students move a lot. Expenses could add up. You are paying those fees to change your driver's license each time you move.

Rep. Mooney Regarding Line 14, voter eligibility requirements that would have the higher education institutions providing information sheets at the time these IDs would be issued. Do you feel that would be an effective form of helping to communicate the voter ID laws here in ND? Do you feel freshmen in particular would use that information when it becomes relevant?

Megan Matejcek In our orientation students are given mass amounts of information. While I do believe those information sheets could be handy, but I don't think they are going to be the most effective way of communication.

Rep. Laning Have you ever voted absentee?

Megan Matejcek Yes.

Rep. Laning Do you consider that a special onerous type obligation?

Megan Matejcek No, I do not.

Chairman Kasper Do you believe that only a resident of the state of North Dakota ought to be able to vote in ND elections?

Megan Matejcek Yes.

Chairman Kasper Do you believe that if you wish to be a resident in our state, you would abide by all of the laws of the state of North Dakota which makes you a resident of our state?

Megan Matejcek With all due respect, I do believe that students need to be abiding by the laws. However, with how often students move and things like that, paying \$20 for a driver's license every year to insure your right to vote is concerning for me.

Chairman Kasper But do you believe everyone should abide by the laws of North Dakota to be a resident?

Megan Matejcek Yes.

Rep. B. Koppelman Were you aware you can update your driver's license at no cost?

Megan Matejcek I was not.

Rep. Schneider You are familiar with the requirements of the law in North Dakota? Does it require that you have a driver's license?

Megan Matejcek Yes to the first question. No, as of now the students are allowed to use a different sort of identification.

Rep. Schneider Do we allow differences for other entities such as a long term care certificate for individuals in nursing homes?

Megan Matejcek We did allow different forms of ID for Native Americans and nursing home patients in the last election.

Rep. Schneider Does it seem unusual to you at all that we would allow some differences for students?

Megan Matejcek I do believe there are other groups that we are using different forms of identification for, so if we are going to apply drivers' licenses to a student's requirement, maybe those other spots need to be looked at as well.

Rep. Schneider If we must prove that we are complying with all laws that apply to residents of North Dakota, would you see it as a prohibitive requirement that we check to see that everyone has paid their taxes as required of certain residents as well before they vote?

Megan Matejcek Absolutely.

Rep. Schneider Do you think that fits with the nature of our democracy that would allow the more people to vote appropriately, the better?

Megan Matejcek I believing that checking all of those things would definitely make voting harder for any group regardless if it is students or not.

Chairman Kasper Let me make one thing very clear about my line of questioning. The laws of ND are very clear about being able to vote. The basic tenet of the laws of the state of ND are that you are a resident. That means, of course, that you do and abide by the laws of our state to be a resident. We have made exceptions in the area of voting, and you can see some of the disconcerting areas we have gotten into because of this bill and other bills by making exceptions. Be that as it may, that does not change the fact that the laws of our state say you must be a resident to be eligible to vote. Our laws also state that if you are a resident, you must do certain things to be a resident. The issue of whether or not we should make exceptions to voting compared to whether or not you are a resident are really two separate issues except that in order to vote you must be a resident.

Kelsey Klein, Director of Governmental Relation for the North Dakota Student Government Association, appeared in support. Attachments 6-7 (47:28-48:48)

Donnell Preskey, North Dakota Association of Counties, appeared in support. Attachment 8. She also handed out testimony by Michael Montplaisir, Cass County Auditor. Attachment 9. (49:44-51:38)

Rep. Wallman Is there a difference in terms of the auditors' perceptions or use of residency or residency for voting?

Donnell Preskey We have had previous discussions about the definition for residency, and it is pretty vague. That is a challenge that we need to address, and that is probably one of the key reasons to why we have had so many of these election related bills in committee hearings this year.

Rep. Louser Do you feel that we would be treating students differently than other voters if this bill were to pass?

Donnell Preskey The bill that was passed in 2013 looked at options for other voters to use when they don't have a driver's license. The auditors know that there are certain

circumstances where the college students don't have a driver's license so that is why the student certificate was truly aimed at. They consider themselves a resident. It is their intent to be a resident at that school when they are going to college, but the repercussions of changing their driver's license might be that they can't be covered under insurance with their parents. That is why most college students, from what I have heard from the auditors, don't do that.

Chairman Kasper If they are legal to be covered under their parents' auto insurance, it doesn't matter if they live 10 states away, they still are able to be covered. Do you believe and do the auditors believe that only residents of the state of ND should be allowed to vote in ND elections?

Donnell Preskey I think one point that has been forgotten in this is that a lot of these students who tried to vote who were turned away were ND residents. This doesn't only address those who are non-state students coming to ND to be students. It addresses those that live in state and are from ND as well.

Chairman Kasper Do the auditors believe that only residents of ND should vote in ND elections?

Donnell Preskey I believe that gets back to the definition of what is a resident. If you lived here 30 days, you can vote. If a college student has lived here for 30 days...

Chairman Kasper There is a difference between the voting requirements, and that is the dilemma we are discussing and whether or not you are a resident because if you wish to become a resident, then there are other things under current ND law that you are required to do. I would assume that the auditors would support the fact that only legitimate ND residents under ND law would be voting in our elections.

Donnell Preskey You are right. That is their belief, but they also know that there are certain circumstances why they may have a Minnesota driver's license but want to be considered a resident of ND.

Chairman Kasper I understand all that, because there always are potential extenuating circumstances.

Rep. B. Koppelman You can't say I want to be a Minnesota resident for all these privileges over here or a Beach, North Dakota resident, or do I want to be a NDSU precinct resident. You have to pick. The way the law recognizes that you picked is by your action and intent. Don't you see allowing this dual benefit as problematic?

Donnell Preskey This is a great learning experience. These are things that I need to go back and visit with my auditors about and discuss with them. I don't have an answer for you, unfortunately.

Rep. M. Johnson Isn't it true that one of the indecencies that residency is determined is voting? Voting is an action that can help you to determine residency, but you have to be a resident to vote. This is all very interesting.

Rep. Louser We have a set of twins that graduate from high school in East Grand Forks, MN. One twin student enrolls at UND and one is an oil worker in Stanley. What do they need to do different to vote in ND?

Donnell Preskey I am not going to pretend like I am an expert on this issue. I apologize that I don't know all the ins and outs of this topic.

Rep. Schneider When you were a poll worker, did they train you to inquire into intent or did they allow you to presume that the intent to vote as a resident was shown by coming to the polls?

Donnell Preskey Are you an US citizen was the number one question we were to ask. We took their word for that. We had to look at their ID. You would scan their ID and it would bring up an address. Sometimes the address didn't match, because of the update date on the license, or many other circumstances. I am starting to lose my train of thought.

Rep. Schneider I think you answered my question.

Opposition

Wendy McCrory, Manager, NDSU Bison Card Center, Bison Connection, appeared in opposition. Attachment 10 (1:02:42-1:05:45)

Vice Chair Rohr 836 cards were replaced. What is the percentage of the total?

Wendy McCrory We make about 7,000 cards a year.

Rep. Louser Is there any off campus entity that accepts the student ID card as valid identification.

Wendy McCrory They do not use this ID as a form of identification. They may use for discount purposes.

Rep. Schneider Did you see the study that 689 students were turned away from the polls?

Wendy McCrory I did not.

Rep. Schneider Does that figure bother you?

Wendy McCrory There are a lot of things that college students are responsible to do once they get to campus, and if their desire to vote on campus requires them to do certain things, that may not be a bad idea to follow the processes that were in place. I do know that students lose ID cards. I can't guarantee that I am going to produce an ID card within 30 days of their voting. It is a concern, but there may be other avenues that can answer that concern.

Rep. Schneider If this senate bill was passed, could you make it work?

Wendy McCrory With a cost. Re carding campus is a \$61,000 project. We would have to increase the card production ribbon and such which also has an additional cost. It may cost our students more for ID cards. Currently they are \$20. Yes, we could make it work.

Vice Chair Rohr Have there been any cases of reported identity theft with these student cards?

Wendy McCrory Not in our state. There was a case in Ohio.

Rep. Steiner How do you handle the non US citizen students for their ID cards? Is there any indication of their native land?

Wendy McCrory What is on our ID card is the student name, student ID number, a number that can be linked to a US Bank account, and on the back of it is information on what to do and certain policies. When an international student comes in, we require a government issued ID so generally with international students it is a passport to receive their student ID. We also verify that they are intending to be at NDSU.

Rep. Steiner Would it be possible for an international student to have a different student card so we would know they were an international student or put something on their card showing their native land?

Wendy McCrory There are ways to make anything happen. When you start differentiating what comes onto the ID card, it is going to involve further programming and accurate information. We get all of our information from campus connection.

Chairman Kasper At this point a student ID card does not delineate whether or not they are resident of ND or any other state or a foreign resident?

Wendy McCrory That is correct. Our only concern is that they are part of the NDSU community.

Rep. Mooney Tell me again what information is on the current IDs.

Wendy McCrory Student name, ID number, link number to a US bank account, and on the back side of the card is general card information.

Rep. Mooney Couldn't that bank information be risky as well?

Wendy McCrory It is not your bank account. It is a number that I could link to my account where I could use that also as a pin based transaction card, say Target or at an ATM card. It is not their account number.

Rep. Mooney The bill has been amended so that if it when into effect it would not take place until after Dec. 31, 2015. Do I recall correctly that the students pay for those cards?

Wendy McCrory They do pay for their ID card at issuance.

Rep. Mooney Looking at the fiscal note for 2015-17, I see \$375,000 and for 2017-19, \$121,000 of state funds and additional funds from the institutions. Is that for the ribboning and the other details you discussed?

Wendy McCrory I don't know where that \$61,000 comes from. Further on, those costs reflect card stock, ribbon, those types of things.

Rep. Louser It is not any United States bank?

Wendy McCrory That is an option for our students at NDSU that if they so choose they can add the convenience of making their ID card an ATM card or pin based purchase transaction.

Patrick Finken appeared in opposition. Attachment 11. (1:15:06-1:17:19)

Rep. Mooney Are you here on your own behalf or on behalf of an organization?

Patrick Finken On my own behalf.

Rep. Mooney Is this actually really creating another class of voter identification?

Patrick Finken This only applies to the college student, not all voters. HB 1333 would apply to all voters. I do believe we are creating a special class.

Rep. Mooney In that same synopsis then, did we create a separate class for Native Americans as well?

Pat Finken Much like the military issue, there are situations where we have to, and tribal authority being a sovereign government requires us to do that.

Dr. D. C. Coston, President of Dickinson State University, appeared in opposition. As with all the public higher education, we take very seriously helping students learn a part of becoming citizens. This past fall at Dickinson State we had blast emails that went to all of our students. We worked cooperatively with our student government in providing information in every format we could on the appropriate processes. We held a number of candidate and issue forums, and at each of those there was additional information there both for the students as well as citizens from off campus. The issue for us in this bill has to do with putting the addresses and birthdates on student IDs. Those IDs are used for a lot of transactions that occur in a student's life on a daily basis. We have had a significant number of cards that had to be replaced as well. We also noticed that students aren't always prompt about reporting the loss of an ID card. We use card access to get into residence halls. An unreported lost card could allow access to the residence hall. That becomes an issue from a campus security and safety perspective of our students is something that is deeply troubling about this.

Rep. Schneider Do you think voters are more likely to lose their cards and not getting that connection at all?

Dr. Coston The connection is students tend to not always keep up with their ID cards. Students don't use their driver's license for things like meals, checking out library materials, etc.

Rep. Schneider If you have a magnetic strip on the back, could you not imbed their address and date of birth as well?

Dr. Coston Indeed you could but will every polling place in the state have the appropriate reading devices for doing that?

Chairman Kasper I think the intent of the bill is to print the address, the name, and the date of the birth on the card because otherwise it wouldn't work at the polling places. I think you are absolutely right.

Vice Chair Rohr NDSU charges \$20 replacement fee. How much does DSU charge?

Dr. Coston That is a similar fee to what we charge. We do everything we can to encourage them to keep up with them.

Dr. Dean Bresciani, President of NDSU, appeared in opposition. From the educational perspective, it bothers me that 600 some odd students were turned away from voting. It means that we have 600 some odd students that need to learn the responsibilities that go with voting. The other role that I wouldn't wish on any of you does involve tragedy. I recently have had a discussion with parents who lost their son's life. As Dr. Coston and others suggested, anything that would provide the opportunity to sacrifice the safety and security of our students is really troubling to me.

Rep. B. Koppelman A part in the bill states that when issuing identification cards 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. Could college campuses provide this information without the risk of putting the addresses on the cards?

Dr. Bresciani Absolutely. There will still be I am sure a couple hundred students who will fail to yield to it.

Rep. Schneider Is it really secure the way we have it? Could we have a separate ID that had the things required here to allow students to vote without the security issues?

Dr. Bresciani The campus ID is issued for accessing services not voting. I follow your logic if there wasn't a photo on the ID that is even more security, but I think it is an unnecessary tradeoff in our experience. A second ID adds cost and complication to solve a problem that I would argue doesn't really exist. Our students currently have mechanisms for being able to identify themselves to vote.

Rep. Mooney You mentioned that there were multiple and redundant ways of being able to disseminate out voter information. Did that happen through your university system in the last election cycle?

Wendy McCrory I know student government worked very hard to get that information students.

Rep. Mooney What you are saying is there is the capability for a more concerted centralized effort that could come through the university system itself?

Dr. Bresciani Exactly. The potentials are there. We did not execute those apparently in the past.

Rep. Mooney Did they hear all this opposition on the Senate side?

Dr. Bresciani I will have to plead ignorance on that. I wasn't there or aware of any conversation.

Chairman Kasper Rep. Mooney, ask the Senate clerk to provide you the testimony.

Rep. M. Johnson What percentage of the student IDs have the US Bank thing on it?

Wendy McCrory Overall participation in the US Bank program is about 45%.

Rep. M. Johnson Is there the capability for those students to go online and get a statement of sorts that shows their activity much like a credit card statement?

Wendy McCrory Right now they can go online for NDSU for printing. Through NDSU there is no way for anybody to look at their US Bank funds.

Rep. M. Johnson Does that statement have their NDSU address on it?

Wendy McCrory That statement does not have an address on it.

Rep. Schneider Is some money coming in from US Bank for that service that is provided to the students along with their ID card?

Wendy McCrory Yes, there is.

Chairman Kasper I would hope you would take this message to all of your university presidents about helping educate the students on the voting requirements.

Dr. Bresciani I absolutely agree. Our goal would be to minimize this issue of being turned away from voting.

Murray Sagsveen, Chief of Staff for the Chancellor in the North Dakota University System, appeared in opposition. Attachment 12

Rep. Mooney Do you see the possibility that the university system has it within its purview to be able to help address some of these issues putting some of the responsibility on the university system itself to help drive out the educational information whether it is through whatever redundant services that are available to help educate it in form so that it is not left

to certain individual factions within the university system such as student senates and what not?

Murray Sagsveen I did inquire around the time of the general election in November what kind of information was given out. I know that university system did put out information, and I know that the university individual papers carried information. Based on what I heard today I would like to go back and review that to see what we did and what we could have done better.

Jim Silrum, Deputy Secretary of State, appeared in opposition. Attachment 13. It is the duty of every election official in the state to make sure that there is in the central voter file for every voter one record. Without some sort of interaction like the Secretary of State has with DOT, there is no way for us to know that this particular individual with this name and this particular individual with that same name are the same or different people. When a voter uses a state issued form of identification, along with that comes their unique identifier. That unique identifier is something that the Secretary of State and every county auditor in the state has, and it appears on the poll book that is prepared for voting purposes. We stand in opposition to this bill because it is an alternate form of identification that is no better than the voter affidavits that were used prior to the 2014 election cycle.

Rep. Laning Do all of ND polling places have the electronic readers?

Jim Silrum No. It is our office's hope that someday in the future that will be the case, but that is not going to be for the next election cycle.

Rep. Mooney Is there an unique ID on my driver's license that is tied to my voter ID back at the polling place that I vote at?

Jim Silrum The driver's license number and information is transferred from DOT to the central voter file.

Rep. Mooney In order for 2330 to work at all, every one of those student ID numbers would have to be filed back at the Secretary of State's Office in order for that same system to follow through?

Jim Silrum That wouldn't even facilitate anything at all, because there is not a unique identifier that the university system has that would match with anything in the Secretary of State's central voter file.

Rep. Mooney Did you provide the same testimony when on Senate side?

Jim Silrum At that point it was neutral testimony.

Rep. Schneider Did you support the student certificate from last election?

Jim Silrum The student ID certificate was an alternate form of ID that was allowed for under law, because the law said the Secretary of State could provide alternative forms of

identification. It is my desire that the legislature should say what the approved forms of identification are for voting purposes.

No neutral.

The hearing was closed.

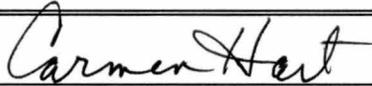
2015 HOUSE STANDING COMMITTEE MINUTES

Government and Veterans Affairs Committee
Fort Union, State Capitol

SB 2330
3/5/2015
24405

- Subcommittee
 Conference Committee

Committee Clerk Signature



Explanation or reason for introduction of bill/resolution:

Relating to student identification cards issued by institutions of higher education under the control of the state board of higher education; relating to acceptable forms of identification to be eligible to vote

Minutes:

"Click to enter attachment information."

Chairman Kasper opened the meeting on SB 2330.

Rep. Steiner made a motion for a DO NOT PASS.

Vice Chair Rohr seconded the motion.

Rep. Laning I agree with the university presidents. I think that would be a security and a safety risk to the students more so than the advantage. Let us go for another round of elections before we change things again and confuse them even more. I am for a do not pass.

Chairman Kasper I had a discussion with Dr. Bresciani after the hearing, and you all heard Dr. Bresciani and Dr. Coston state they learned a lot by being here and they were committed to doing a whole lot more in the university system on educating the students on the voting rights and responsibilities. They said this was very enlightening for them which I felt was good to hear.

Rep. Schneider I oppose a do not pass on this in part because of the election that I had the opportunity to observe. At NDSU there was a lot of education. I think the poll workers didn't know what to do. I think that it is appropriate to look at students in a little bit different category like we look at the other end of life with the long term care. I am going along with the Senate's passing this unanimously.

Rep. M. Johnson None of the people that testified here did not testify in the Senate. That is probably why it was unanimous do pass. The only one that testified in a neutral position was Jim Silrum.

Rep. Louser I will use an example of twins moving to North Dakota from Ohio. One of them enrolls at a university and the other goes to work. We have two different standards that we are creating here for them to vote. I see no need to coddle a student versus their brother that has to go get an identification card to vote.

A roll call vote was taken. 11 Yeas, 3 Nays, 0 Absent.

Rep. Steiner will carry the bill.

Date: 3-5-15
 Roll Call Vote #: 1

**2015 HOUSE STANDING COMMITTEE
 ROLL CALL VOTES
 BILL/RESOLUTION NO. 2330**

House Government and Veterans Affairs Committee

Subcommittee

Amendment LC# or Description: _____

Recommendation: Adopt Amendment
 Do Pass Do Not Pass Without Committee Recommendation
 As Amended Rerefer to Appropriations
 Place on Consent Calendar
 Other Actions: Reconsider _____

Motion Made By Steiner Seconded By Rohr

Representatives	Yes	No	Representatives	Yes	No
Chairman Jim Kasper	X		Rep. Bill Amerman		X
Vice Chair Karen Rohr	X		Rep. Gail Mooney		X
Rep. Jason Dockter	X		Rep. Mary Schneider		X
Rep. Mary C. Johnson	X		Rep. Kris Wallman	X	
Rep. Karen Karls	X				
Rep. Ben Koppelman	X				
Rep. Vernon Laning	X				
Rep. Scott Louser	X				
Rep. Jay Seibel	X				
Rep. Vicky Steiner	X				

Total (Yes) 11 No 3

Absent 0

Floor Assignment Steiner

If the vote is on an amendment, briefly indicate intent:

REPORT OF STANDING COMMITTEE

SB 2330, as engrossed: Government and Veterans Affairs Committee (Rep. Kasper, Chairman) recommends DO NOT PASS (11 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2330 was placed on the Fourteenth order on the calendar.

2015 TESTIMONY

SB 2330

SB 2230
Senator Holmberg

We spend an inordinate amount of time on election bills trading horrific anecdotal stories about people who were unable to vote for a variety of reasons. For example, the election in 1976 my district chairman claimed that the reason the other party won legislative seats in Grand Forks is because they bussed residents of the Grafton state school into GFK to vote, (like they always had done).

With the changes made in the last session regarding voting and photo IDs there were the same horrific stories. In Grand Forks it had to do primarily with the confusion of college students regarding the new law.

Before we climb up on our high horse and say they should know the rules I will tell you another anecdotal story. This session our rules, which had been changed and clearly explained on the floor and in caucuses, said that you could not introduce any appropriations bills after the tenth legislative day. Two Senators, one Republican one Democrat, with over 40 years experience in this body between them missed that deadline because they didn't know about it or didn't remember it. Just saying.

There are a number of vehicles out there attempting to clarify the process of voting for people who have lived here 30 days and are residents of North Dakota. This is a simple one targeted towards the anecdotal stories of the college students.

SB 2330 provides that student photo identification cards issued by an institution of higher education must include the date of birth and residential address of the student to which the card is issued. The campus also shall provide each student with information regarding voter eligibility requirements.

My turn to apologize. An important piece of information was left out of the bill that I would ask that you consider adding the words "after July 31 2015" on line 10 after the word education. That would clear up the confusion that caused the BOHE to prepare a fiscal note which states they would have to reissue all ID cards. This bill is prospective in nature not retroactive and it was never the intention of the sponsors to have a complete reissue of ID cards. However, the fiscal note states that they would have to re-issue all identification cards which is nowhere to be found in this bill.

As I understand it, under the current system the student pays for an ID card, and also pays a fee if an ID card needs to be re-placed.

I hope you will consider 2330 as part of your pantheon of bills to refine what we did last session.

Senate Resolution

To: The Student Senate of the University of North Dakota

Authors: Derek LaBrie—Government Affairs Commissioner

Sponsors:

CC: Tanner Franklin - Student Body President, Brett Johnson - Student Body Vice President, Cassie Gerhardt - Student Government Advisor, Andrew Frelich – Student Organization Funding Agency Advisor; Dr. Lori Reesor – Vice President for Student Affairs, Cara Halgren – Associate Vice President for Student Services & Dean of Students

Date: February 1st, 2015

Re: Support for North Dakota Senate Bill 2330

- 2 Whereas, during the 2014 Election Cycle, a new North Dakota voter ID law was implemented, and
 - 4 Whereas, these new rules changed the way students would vote in North Dakota, as they would either need an acceptable form of photo identification or a student voting certificate, and
 - 6 Whereas, North Dakota House Bill 1333 is one that the North Dakota legislature is currently considering, and
 - 8 Whereas, North Dakota House Bill 1333 would remove the student voting certificate, and
 - 10 Whereas, many different students from across the University were able to vote because of this certificate, and
 - 12 Whereas, North Dakota Senate Bill 2330 will require that student identification cards at the public higher education institutions have birthdate and residential address information displayed, and
 - 14 Whereas, these new identification cards would be suitable voter ID cards, and
 - 16 Whereas, it is important students utilize their right to vote to effect change, use their public voice, and contribute to the democratic principles upheld by this nation and this state, and
- Therefore, be it resolved that the Student Senate of the University of North Dakota fully supports the intention of North Dakota Senate Bill 2330, and urges the 64th Legislative Assembly to adopt this piece of legislation.

Student Body President, Tanner Franklin

Chairman Dever and members of the committee, for the record my name is Chase Johnson and I serve as the Governmental Affairs Commissioner for the University of North Dakota (UND). I am here today, representing roughly 15,000 students, and testifying in support of Senate Bill 2330.

The right to vote is an integral part of any citizen's life, especially for young college students, like myself. However, proposed changes by the legislature have made bills like SB 2330 necessary. For example, House Bill 1333 would eliminate the student voting certificate, which aided thousands of college students to vote in the past election. However, even the student voting certificate presented plenty of predicaments to students' ability to vote at the polls.

That is why on Sunday, the UND Student Senate passed a resolution in support of SB 2330, which I have distributed to the committee. Senate Bill 2330, "relat[es] to student identification cards issued by institutions of higher education under the supervision of the state board of higher education." More specifically, it would issue "a student photo identification card issued by an institution of higher education, which must include the date of birth and residential address of the student to whom the card is issued." This would allow any student to utilize the ID to vote in elections. UND's Student Government believes this would be a positive change in allowing students to exercise their fundamental obligation to vote in a democracy.

However, the bill is not a panacea for multiple reasons. First, part of the cost for SB 2330 would be carried by students. In the attached fiscal note for SB 2330, the state will provide \$375,000 during the 2015-2017 biennium and \$121,000 in the 2017-2019 biennium to cover costs associated with issuing and printing the identification cards. However, at most NDUS institutions, students are charged between \$15-\$20 for an ID. This is especially concerning for students who would change addresses or transfer in their college careers, as they would have to pay to keep updating their addresses as they move from dorms to apartments or houses. College students typically change their residencies multiple times during their careers, so this \$15 cost could occur multiple times.

Second, when students change their addresses, it could present a safety concern for students. By having each student's current addresses on their identification along with their name and picture, it allows for easier tracking of a student. Finally, many incoming Freshman students do not know where they will be living at the time of orientation, which is when student IDs are typically issued. This would mean that most Freshman students would automatically have to change their IDs at their expense to vote, which goes against the character of the bill.

One way of fixing this problem would be to have the ID linked to a student's account on Campus Connection, so that students could automatically update their address online. Furthermore, students could be prompted to change their address months before election day, eliminating some of the issues of this past election cycle.

With these steps, SB 2330 could be strengthened to further aid students in voting. Despite these improvements, however, we believe this bill will move North Dakota in the right direction in terms of student voting. Thank you for the opportunity to speak with you today and I will yield to any questions from the committee.

Testimony to the
Senate GVA Committee

2/5/2015

Prepared by

North Dakota Association of Counties

Relating to SB 2330: Student ID Cards

Good Morning Chairman Dever and committee members, I'm Donnell Preskey with the North Dakota Association of Counties. In my role at NDACo I serve as the Executive Director of the Auditors Association. The Auditors group supports SB 2330 and the bills' intent to allow students the option to vote in the precinct they live in for a majority of the year, if not all of the year. For many students, the dorms or apartments in the town they have implanted themselves in for four or more years become more than just their college residence. These young voters get involved in not only campus issues but issues impacting their community and state.

As you heard, under this bill higher education institutions would issue student photo identification cards which would include their residential address while attending college. Auditors support this effort in providing an option to students. A separate voter ID bill (HB 1333) eliminates the student certificate and does not provide an alternative specifically for students. Auditors say the student certificates worked well. I have attached a copy of a student certificate and also the information the University System provided to students regarding voting. Auditors believe the student certificate may be a cheaper alternative to what is being outlined in SB 2330. The student certificates were also available for public and private college and universities. As you can see the attached student certificate was used by University of Mary. That is another plus to the student certificates. SB 2330 only addresses the public institutions.

Mr. Chairman and committee members, college students are our youngest age group of voters, it's important to send the right message to them that their voice does matter.

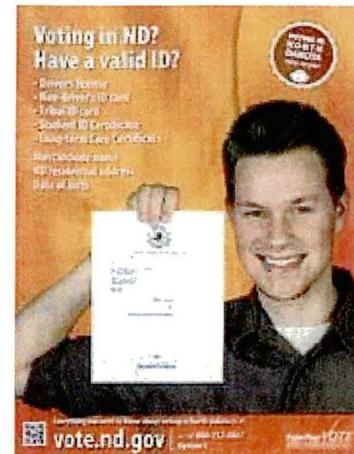
Students

What College Students Need to Know About Voting

College students busy with classes, tests and social lives can find it easy to overlook what's going on outside of campus life. Voting in the upcoming election is definitely among the more important events coming up, and something many students will want to put on their "to do" list.

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The main thing to remember is that voters need to reside in their precinct 30 days prior to Election Day, and their ID needs to match up with that address. Most students already have a current state-issued driver's license or non-driver's ID. Tribal IDs are also acceptable if they show the current residential address.

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To find your polling place, visit [this site](#) and type in your address.

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STUDENT IDENTIFICATION CERTIFICATE

Student's Full Name

Student's Address at College for 30 or More Days

Student's Permanent or Previous Address

Student's Date of Birth

Student's Signature _____

Date _____

Driver's License Number and State (if available) _____



UNIVERSITY OF MARY
America's Leadership University

#4 pg1

SB 2330

Government and Veterans Affairs Committee
February 5, 2015
Murray Sagsveen, Chief of Staff
701.328.1499 | murray.sagsveen@ndus.edu

I am Murray Sagsveen, Chief of Staff for the Chancellor in the North Dakota University System Office. I am providing neutral information to the Committee concerning Senate Bill 2330.

In accordance with section 5 of House Bill 1332 passed in 2013, which amended NDCC 16.1-05-07, the University System developed a *Student Identification Certificate* that was utilized for the 2014 general election (see enclosed certificate and information sheet from the Secretary of State's website). In accordance with guidance from the office of the North Dakota Secretary of State, the University System designed the Certificate so that the student was required to enter "Student's Address at College as of residency qualification date" at least 30 days prior to the general election. The University System also prepared informative article that could be published in student newspapers (enclosed).

A number of students failed to enter their new address at least 30 days prior to the general election, so they were not allowed to vote. It is my understanding that issues with UND students prompted the introduction of Senate Bill 2330.

Senate Bill 2330 requires the University System to issue student photo identification cards with date of birth and residential address, which could be used for voter identification purposes.

The University System could issue student photo identification cards with the student's residential address, but that could create a security problem, particularly at NDSU. NDSU students in student housing utilize their ID cards for access to their housing unit. Accordingly, if the ID card is lost or stolen, the finder or thief could use the ID card to identify and have access to the student's housing unit.

Senate Bill 2330 would also require the student to obtain a new ID card each time the student changes the student's resident address – at an inconvenience to the student and an additional expense to the institution.

4 pg 2



STUDENT IDENTIFICATION CERTIFICATE

02/04/2015

Student's Full Name

Grant [REDACTED]

Student's Address at College as of residency qualification date (10/05/2014)

[REDACTED]
Grand Forks, ND 58202

Student's Permanent or Previous Address

[REDACTED]
Bismarck, ND 58503-8442

Student's Date of Birth

[REDACTED] 1994

Student's Signature _____

Date _____

Driver's License Number and State (if available) _____



Note: By using the Student Identification Certificate or other approved form of identification in order to vote in local or state elections in North Dakota, the student is claiming to be a qualified elector in North Dakota, that is, a United States citizen, at least 18 years of age, a resident of North Dakota, and has resided in the student's precinct at least 30 days. The North Dakota Secretary of State's office notifies the student's previous home state after the individual votes in North Dakota to update the voter rolls in that state.

ID REQUIRED FOR VOTING IN NORTH DAKOTA

Requirements for Identification (NDCC §§ 16.1-05-07 and 16.1-07-06)

#4 pg 3

VOTING IN
NORTH
DAKOTA
easy as pie!



More than one of the following forms of identification may be used!



Acceptable forms of ID – Polling Place Voting

A Valid North Dakota:

- ▶ Driver's license
- ▶ Non-driver's identification card
- ▶ Tribal government issued identification card
- ▶ Student identification certificate (provided by ND college or university)
- ▶ Long-term care identification certificate (provided by ND facility)



Acceptable forms of ID – Absentee/Mail Voting

- ▶ North Dakota form of identification listed above
- ▶ Passport or Military ID – Only for North Dakota residents living outside the United States who do not possess one of the other forms of identification.
- ▶ Attester – An applicant without an acceptable form of identification may use an attester. The attester must provide his or her name, North Dakota driver's license, non-driver's, or tribal identification number, and sign the absentee/mail ballot application form to attest to the applicant's North Dakota residency and voting eligibility.



Identification must include the voter's:

- ▶ Name
- ▶ Residential Address
- ▶ Date of Birth

Updated March 2014

Draft article for College Newspapers

This article can be run as short stand-alone News Release or as the basis for the editor to work with in writing an original story. For quotes and further information, please feel free to request an interview with North Dakota Secretary of State Al Jaeger at 701-328-2900.

.....

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For complete information about voting in North Dakota, visit vote.nd.gov.

2/5

SB 2330

#5

ND16.1-01-04. Qualifications of electors.

5. For the purposes of this title, an individual may not be deemed to have gained or lost a residence solely by reason of the individual's presence or absence while enrolled as a student at a college, university, or other postsecondary institution of learning in this state.

Why do we treat college students differently? Why do they get to choose which address they can use to vote at any given election?

#1

15.0428.01001
Title.

Prepared by the Legislative Council staff for
Senator Holmberg
February 5, 2015

PROPOSED AMENDMENTS TO SENATE BILL NO. 2330

Page 1, line 10, after "issued" insert "after December 31, 2015."

Page 1, line 10, after "education" insert "under the supervision of the state board of higher education"

Page 1, line 12, after "education" insert "under the supervision of the state board of higher education"

Page 1, line 22, remove "under the"

Page 1, line 23, remove "supervision of the state board of higher education"

Renumber accordingly

#12330
3-5-15

744 seniors turned away from polls

137 vets turned away from polls

689 students turned away from polls

#2 2330
3-5-15

SB 2330
Senator Holmberg

Headlines. Which of the headlines on the handout would cause you discomfort? To me, all three. In addition, only one of the three is based on more than anecdotal stories.

We spend an inordinate amount of time on election bills trading horrific stories about people who were unable to vote for a variety of reasons. For example, the election in 1976 my district chairman claimed that the reason the other party won legislative seats in Grand Forks is because they bussed residents of the Grafton state school into GFK to vote, (like they always had done).

With the changes made in the last session regarding voting and photo IDs there were the same horrific stories. In Grand Forks it had to do primarily with the confusion of college students regarding the new law.

Before we climb up on our high horse and say they should know the rules I must tell you another anecdotal story. This session our senate rules, which had been changed and clearly explained on the floor and in caucuses, provided you could not introduce any appropriations bills after the tenth legislative day. Two Senators, one Republican one Democrat, with over 45 years' experience in senate between them missed that deadline because they didn't know about it or didn't remember it. Just saying.

There are a number of vehicles out there attempting to clarify the process of voting for people who have lived here 30 days and are residents of North Dakota.

Sb 2330 is a simple one targeted towards the anecdotal stories of the college students. A recent study from NDSU suggested there were 689 college students who stated they were unable to vote because of identification issues.

SB 2330 provides that student photo identification cards issued by a state controlled institution of higher education must include the date of birth and residential address of the student to which the card is issued. The campus also shall provide each student with information regarding voter eligibility requirements.

The senate GVA committee, working with the sponsors and the university system changed the effective date of the bill to be only for ID cards issued after December 31, 2015. That was designed to clear up the confusion that caused the BOHE to prepare a fiscal note which stated they would have to reissue all ID cards. This bill is prospective in nature not retroactive and it was never the intention of the sponsors to have a complete reissue of ID cards.

Under the current system the student pays for an ID card, and also pay a fee if an ID card needs to be replaced.

I hope you will consider 2330 as part of your pantheon of bills to fine tune what we did last session.
BTW: There was great skepticism in our body about the veracity of the fiscal note. I hope you will pass the bill on to house appropriations for their review of the note.
Also we have the budget of higher education in senate appropriations at the present time which gives the system another opportunity to try assuage our skepticism.

3
2330
3-5-15

Chase Johnson and Derek LaBrie
UND Student Government
Testimony in Support of SB 2330

Chairman Kasper and members of the House Government and Veterans Affairs committee. For the record my name is Chase Johnson and along with me today is Derek LaBrie. We both serve as the Governmental Affairs Commissioners for the University of North Dakota (UND) Student Government. We are here today, representing roughly 15,000 UND students, testifying in support of Senate Bill 2330.

The right to vote is an integral part of any citizen's life, especially for young college students, like myself. However, proposed changes by the legislature have made bills like SB 2330 necessary. For example, House Bill 1333 would eliminate the student voting certificate, which aided thousands of college students to vote in the past election. However, even the student voting certificate presented plenty of predicaments to students' ability to vote at the polls.

That is why on February 1st, the UND Student Senate passed a resolution in support of SB 2330, which I have distributed to the committee. Senate Bill 2330, "relat[es] to student identification cards issued by institutions of higher education under the supervision of the state board of higher education." More specifically, it would issue "a student photo identification card issued by an institution of higher education, which must include the date of birth and residential address of the student to whom the card is issued." This would allow any student to utilize the ID to vote in elections. UND's Student Government believes this would be a positive change in allowing students to exercise their fundamental obligation to vote in a democracy.

Many of the initial concerns we had about SB 2330 were solved through amendments in the Senate. By delaying the effective implementation date of the bill until January 1st, 2016, it will give all North Dakota University System (NDUS) institutions flexibility in executing the legislation, ensuring the safety of students. Furthermore, it reduces some of the costs initially by delaying the effect of the bill until 2016, even though the NDUS proposes a Fall 2015 adoption. Additionally, once the initial card systems are replaced with ones that can include the additional information, such as an address, costs will decline in the future.

One way of further strengthening SB 2330 would be to link the ID to a student's account on Campus Connection, so that students could automatically update their address online. Through this method, students could be prompted to change their address months before election day, eliminating some of the issues of this past election cycle.

SB 2330 is an enormous step in the right direction in regards to voting for students in North Dakota. It gives students an easily accessible voting ID at a minimal price to students. With the amendments made in the Senate, which has allowed the university system more time to implement the program, which alleviates some security and cost concerns. We hope you utilize your vote on SB 2330 to make the voting process simpler for students and we urge the 64th North Dakota Legislative Assembly to adopt this critical bill. Thank you for the opportunity to speak with you today and we will yield to any questions from the committee.

Senate Resolution

To: The Student Senate of the University of North Dakota

Authors: Derek LaBrie—Government Affairs Commissioner

Sponsors:

CC: Tanner Franklin - Student Body President, Brett Johnson - Student Body Vice President, Cassie Gerhardt - Student Government Advisor, Andrew Frelich – Student Organization Funding Agency Advisor; Dr. Lori Reesor – Vice President for Student Affairs, Cara Halgren – Associate Vice President for Student Services & Dean of Students

Date: February 1st, 2015

Re: Support for North Dakota Senate Bill 2330

- 2 Whereas, during the 2014 Election Cycle, a new North Dakota voter ID law was implemented, and
- 4 Whereas, these new rules changed the way students would vote in North Dakota, as they would either need an acceptable form of photo identification or a student voting certificate, and
- 6 Whereas, North Dakota House Bill 1333 is one that the North Dakota legislature is currently considering, and
- 8 Whereas, North Dakota House Bill 1333 would remove the student voting certificate, and
- 10 Whereas, many different students from across the University were able to vote because of this certificate, and
- 12 Whereas, North Dakota Senate Bill 2330 will require that student identification cards at the public higher education institutions have birthdate and residential address information displayed, and
- 14 Whereas, these new identification cards would be suitable voter ID cards, and
- 16 Whereas, it is important students utilize their right to vote to effect change, use their public voice, and contribute to the democratic principles upheld by this nation and this state, and
- Therefore, be it resolved that the Student Senate of the University of North Dakota fully supports the intention of North Dakota Senate Bill 2330, and urges the 64th Legislative Assembly to adopt this piece of legislation.



Student Body President, Tanner Franklin

#5 2330
3-5-15

Megan Matejcek
NDSU Student Government
SB 2330 Testimony

Chairman Kasper and members of the committee, for the record my name is Megan Matejcek and I serve as the Assistant Executive of Governmental Relations for NDSU Student Government. I stand before you today representing the students of NDSU in support of SB 2330.

As it stands now, North Dakota University System (NDUS) students have the option to vote using the Student Voting Certificate. This certificate was not included in the voter ID law passed during the 2013 session. It was however approved by the Secretary of State as an acceptable form of ID. Earlier this session you heard testimony on HB 1333, which would revise voting requirements in the state. Included in that piece of legislation is a provision that would eliminate the student certificate from being an acceptable form of voter ID.

We recognize that a student's right to vote is essential, and we applaud your work in trying to find a solution for making voting as accessible as possible for the students of the NDUS. This is why we are before you asking for your support of SB 2330.

The bill would simply allow students to use their university-issued student ID's to vote. This practice is used by a number of other states. South Dakota, Montana, Idaho, Kansas, and Colorado allow a student to use their student ID as an acceptable form of ID so long as it contains their name and photograph. We're asking that a similar practice be adopted in North Dakota.

There have been concerns raised that adding a student's address and birthdate to their ID could pose a security risk. This poses an especially significant concern at NDSU and DSU where ID's are used to access residence halls. However, this concern could be mitigated by simply embedding the required information on the magnetic strip on the back of a student's ID. This approach would also address the cost concern of where the funding for the reissue of approximately 48,000 student ID's across the system would come from.

With these concerns addressed and with the proposed changes, we believe SB 2330 is a viable solution to make voting as accessible as possible for students. With that in mind we ask for that you give this bill a Do Pass. Thank you for your time and I will stand for any questions the committee may have.

#6 2330
3-5-15

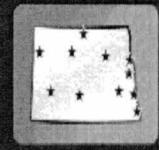
Good morning Chairman Kasper and members of the committee. For the record, my name is Kelsey Klein and I serve as the Director of Governmental Relation for the North Dakota Student Government Association. I am here on behalf of all 11 college institutions in North Dakota to speak in favor of SB 2330.

The North Dakota Student Association strongly advocates for increased efforts by NDUS institutions to provide information and neutral assistance to students regarding elections. For this reason the North Dakota Student Government Association created a resolution in favor of SB 2330.

The bill states that students will be provided with information regarding voter eligibility requirements when issued their new identification cards. We at NDSA feel this is especially important and would be beneficial to all present and future college students.

States including South Dakota, Idaho, Montana, Colorado, and Kansas have implemented voting procedures where student identification cards are acceptable forms of identification and they have had successful student voting.

For this reason, the North Dakota Student Government Association asks for a due pass on SB 2330. I have included a copy of our resolution along with my testimony. Thank you for your time and I will stand for any questions from the committee.



#7 2330 3-5-15

SLAC 14-1415

Date: February 19, 2015

From: NDSA State Legislative Affairs Committee

RE: Education of Students on Voting Processes in North Dakota & Support for SB 2330

WHEREAS, the North Dakota Student Association has many concerned delegates in regard to voting accessibility, and

WHEREAS, NDUS institutions could help alleviate this by providing neutral policy information to students, with an emphasis on new students that are more easily reached, and

WHEREAS, SB 2330, which requires NDUS institutions to include the date of birth and residential address on student identification cards so that they can meet the voter identification requirements, and

WHEREAS, SB 2330 also amends Century Code to include NDUS student identification cards as approved forms of identification to be eligible to vote, and

WHEREAS, this could provide a great benefit to students and increase their educational value. Therefore, let it be

RESOLVED, that the North Dakota Student Association strongly advocates for increased efforts by NDUS institutions to provide information and neutral assistance to students regarding elections, and let it be further

RESOLVED, that the North Dakota Student Association supports the following outcomes in order to make the election process for its students easier and more accessible:

- Information available in orientation packets about voting requirements and updating drivers license. Existing SOS and DOT materials may be utilized.
- Information available in coursework mandated for all incoming freshmen.
- Prompts in CampusConnection that inform students about voting requirements in North Dakota and requests address verification should CampusConnection information be used for determining voter eligibility.

RESOLVED, that the North Dakota Student Association supports the enactment of SB 2330 and authorizes the appropriate officers to make this support known to the public.

#8
2330
3-5-15

Testimony to the
House GVA Committee
3/4/2015

Prepared by
North Dakota Association of Counties

Relating to SB 2330: Student ID Cards

Chairman Kasper and committee members, I'm Donnell Preskey with the North Dakota Association of Counties. In my role at NDACo I serve as the Executive Director of the Auditors Association. The Auditors group supports SB 2330 and the bills' intent to allow students the option to vote in the precinct they live in for a majority of the year, if not all of the year. For many students, the dorms or apartments in the town they have implanted themselves in for four or more years become more than just their college residence. These young voters get involved in not only campus issues but issues impacting their community and state.

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UNIVERSITY OF MARY
America's Leadership University

P. 3



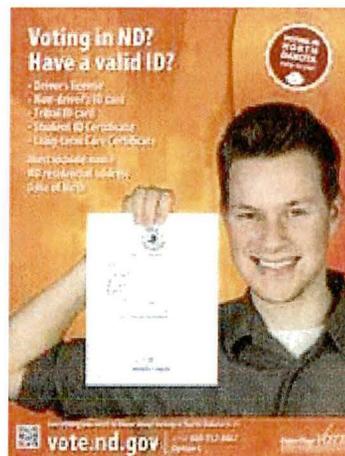
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To find your polling place, visit [this site](#) and type in your address.

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Written Testimony To

THE HOUSE GOVERNMENT AND VETERANS AFFAIRS COMMITTEE

Thursday, March 5, 2015 by

Michael Montplaisir, Cass County Auditor

Cass County Government

#9
2330
3-5-15

REGARDING SENATE BILL 2330

Mr. Chairman and members of the House GVA Committee, I am Michael Montplaisir, Cass County Auditor and have worked in elections for over twenty five years. Senate Bill 2330 requires the institutions of higher education to include the date of birth and the residential address on the student photo identification card, to provide each student with voter eligibility requirements, and includes the student identification card as an acceptable form of identification for voting.

Students have long had a problem with obtaining an acceptable form of identification to use to establish residency for voting. We have used affidavits in the past; they were not without problems. This past election cycle we used student certificates, which worked fairly well in Cass County. The biggest problem with the student certificate was that no one knew that the address had to be updated at least thirty days before the student went to vote or the student certificate printed with a blank address.

I am encouraged that the Senate included this bill as a way for students to obtain the necessary documents to be able to cast their vote where they are living. In Cass County we view the students at our higher education facilities as valued community participants. They live in Cass County and they support our economy by working jobs and spending resources, and they are among the first to volunteer when we need people to help with flood fighting.

I urge you to support Senate Bill 2330

#10 2330
3-5-15

March 5, 2015

SB 2330 Testimony

Wendy McCrory, Manager, NDSU Bison Card Center/Bison Connection

- Manager of the Bison Card Center since 1999 – involved in higher education since 1987
- NDSU has been a member of the National Association of Campus Card Users, NACCU, since 1998
- NDSU's card program is state-of-the-art and serves our students
- Having the address on the ID card is a life-safety issue. Our cards serve as the outside door key for our residence halls, labs and other classroom buildings.
- An unreported lost card could allow access to the residence hall
- Having the address of an off-campus student also shows where the student lives
- I would be troubled if a card produced by our office produced a card that could cause a student harm
- Unlike a driver's license that stays in a wallet, the Bison ID Cards are in constant use for meal plans, doors, printing class assignments and notes and access to the wellness center.
- This makes the ID card susceptible to loss. 836 cards have been replaced at NDSU this academic year
- Recording would be a must as many use the ID card as visual verification for campus affiliation
- Putting the address on the magstripe would cause concerns to card production. Current card information, namely the ID number is on Track 2. Names and addresses are frequently put on Track 1 and 3. Cards would need to be redesigned and campuses would need to make certain their equipment could encode all three tracks. Further, voting locations would need to be able to read the magstripe.
- Cards cost students \$20 to replace

North Dakota Legislature
House Government and Veteran Affairs Committee
Testimony by Patrick Finken
March 5, 2015

#11
2330
3-5-15

Bill: SB2330
Position: Oppose

I believe in elections and I believe strongly in the right to vote. Democracy is not perfect, but it is the best system of governance mankind has ever devised. But for democracy to work, all people must be treated equally.

That's why I stand in opposition to 2330. I question the need to establish a special class of voting rights for college students, after all they are adults. They should be required to secure the necessary identification to vote just like all other North Dakota citizens. Are we to also allow employers to provide voting identification to the thousands of new permanent and temporary workers who have moved to our state? And if we do, where does it end?

As for the question of outdated identification or identification that has an old address, a recent poll by Upper Midwest Regional Center on Public Policy at NDSU showed 2.9% of responding students suffered from some sort of address malfunction. But let's remember, the problem wasn't the law, but rather that they had failed to properly update their identification in accordance with the law. Voting is not just a right, but a responsibility.

Is there a better way? Yes. HB1333 addresses that issue by allowing the use of bills, change of address forms and bank statements to verify residency and applies the solution to all North Dakota citizens fairly and equally...just as it should be.

Like keep North Dakota's elections fair for all and vote Do Not Pass on SB2330.

SB 2330

House Government & Veterans Affairs Committee

March 5, 2015

Murray Sagsveen, Chief of Staff

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I am Murray Sagsveen, Chief of Staff for the Chancellor in the North Dakota University System Office. At the request of the State Board of Higher Education, I am testifying in opposition to Senate Bill 2330.

In 2013, House Bill 1332 eliminated the ability of a student to execute a voter's affidavit to prove residency for voting purposes (S.L. 2013, Ch. 167, Sections 5 and 8).

The University System responded by developing a *Student Identification Certificate* that was utilized for the 2014 general election (see enclosed). In accordance with guidance from the office of the North Dakota Secretary of State, the University System designed the Certificate so that the student was required to enter "Student's Address at College as of residency qualification date" at least 30 days prior to the general election. The University System also prepared an informative article that could be published in student newspapers.

However, a number of students failed to enter their new address at least 30 days prior to the general election, so they were not allowed to vote.

Senate Bill 2330 would require the University System to issue student photo identification cards with date of birth and residential address, which could be used for voter identification purposes.

The University System could issue student photo identification cards with the student's residential address, but that would create a security problem, particularly at NDSU and DSU. NDSU and DSU students who live on campus utilize their ID cards for access to their housing units. Accordingly, if the ID card is lost or stolen, the finder could use the ID card to identify and have access to the student's housing unit. This could jeopardize both the student's safety and property.

Senate Bill 2330 would also require the student to obtain a new ID card each time the student changes the student's resident address. Students commonly change their addresses multiple times over the course of college career resulting in a significant cost and administrative burden to the student and institution.

This bill would have a significant financial impact for the University System. The University System currently spends about \$135,000 each year for ID cards and related expenses. The estimated total cost to re-issue cards to comply with this bill would be \$510,000. The increased cost for the biennium (\$375,000) could be paid through new state appropriated funds provided specifically for this purpose, could be passed on to students, or reallocated from other programs within the University System.

Concerning the estimated \$510,000 to re-issue cards, the University System's vice chancellor for administrative affairs has advised the institutions will have to replace current card stock, redesign cards, initially re-issue cards to all students and (where required) employees, more frequently re-issue cards when students change their address, and (at some campuses) replace point of sale systems that would not accommodate the new card information (point of sale systems can be single vendor solutions for ID cards, bookstore, foodservice, and other uses).

A safer and less expensive solution may be to allow a student to execute a voter affidavit, which was allowed prior to 2013, or to execute (at the polls) a certificate similar to that used for the 2014 elections.

For these reasons, the State Board of Higher Education recommends a "do not pass" on Senate Bill 2330.

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STUDENT IDENTIFICATION CERTIFICATE

02/04/2015

Student's Full Name

Grant [REDACTED]

Student's Address at College as of residency qualification date (10/05/2014)

[REDACTED]
Grand Forks, ND 58202

Student's Permanent or Previous Address

[REDACTED]
Bismarck, ND 58503-8442

Student's Date of Birth

[REDACTED] 1994

Student's Signature _____

Date _____

Driver's License Number and State (if available) _____



Note: By using the Student Identification Certificate or other approved form of identification in order to vote in local or state elections in North Dakota, the student is claiming to be a qualified elector in North Dakota, that is, a United States citizen, at least 18 years of age, a resident of North Dakota, and has resided in the student's precinct at least 30 days. The North Dakota Secretary of State's office notifies the student's previous home state after the individual votes in North Dakota to update the voter rolls in that state.



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TO: Chairman Jim Kasper and members of the House Government and Veteran's Affairs Committee

FR: Jim Silrum, Deputy Secretary of State, on behalf of Secretary of State Al Jaeger

RE: SB 2330 – Student Identification Cards for Voting

Although the Secretary of State's office understands that students may not think about or take the time to update his or her address with the North Dakota Department of Transportation within the ten days required by law when changing a residential address, the agency opposes this bill because the same could be true for any voter. While the law should not prohibit a resident's ability to vote, the laws should apply the same voter identification requirements to all voters and not just one category of voters.

The amendments to the voter identification laws that are included in HB 1333, which was passed by the House, are available to all voters and will facilitate election administration for voters and election officials.

As election officials, one of our responsibilities is to ensure that the Central Voter File is a database that contains one record for each voter in the state. When a voter uses a state-issued driver's license or a nondriver's ID to vote, the identification number included is unique to that individual and confirms the voter's identity when searching for the record in the database to apply voting history.

Without an identification number, the election official is often unable to know if that voter is new to the state or if the voter's Central Voter File record is under a different county in the state. If the correct record cannot be determined, the election official must create what might be a second record for that voter. For example, there are fifty-five individuals with the name of Christopher Johnson and forty-four with the name of Jennifer Johnson. Two of the Christopher Johnson's have the same birthdate, but they are different because they have different middle names. A middle name, however, isn't always recorded by a poll worker when the new voter appears to vote.

If there were only a few duplicate records created each election, it would be easy to manage through personal contact with each voter in question. However, prior to the elimination of voter affidavits, there were tens of thousands of potentially duplicate records added to the database each election. Left unchecked, the Central Voter File would become a useless database for election administration and for candidates and political parties to be able to connect with voters.

At the very least, the student identification described in this bill should be used by voters in conjunction with a state-issued driver's license or nondriver's ID. This would be similar to how a bill or bank statement is proposed for use in HB 1333 to verify physical presence in the precinct when the voter's state-issued ID has not been updated. Without these being used in conjunction with state-issued IDs, the student ID will become as useless to the election process as were voter affidavits.

We request your consideration for a do not pass recommendation.