

**FIRST ENGROSSMENT
with Conference Committee Amendments
ENGROSSED SENATE BILL NO. 2327**

Introduced by

Senators Dever, J. Lee, Wanzek, Dotzenrod

Representatives Koppelman, Weiler

1 A BILL for an Act to amend and reenact subdivision a of subsection 2 of section 16.1-10-02 of
2 the North Dakota Century Code, relating to the use of state or political subdivision services or
3 property for political purposes; and to provide a penalty.

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

5 **SECTION 1. AMENDMENT.** Subdivision a of subsection 2 of section 16.1-10-02 of the
6 North Dakota Century Code is amended and reenacted as follows:

7 a. "Political purpose" means any activity undertaken in support of or in opposition to
8 a statewide initiated or referred measure, a constitutional amendment or
9 measure, a political subdivision ballot measure, or the election or nomination of a
10 candidate to public office and includes using "vote for", "oppose", or any similar
11 support or opposition language in any advertisement whether the activity is
12 undertaken by a candidate, a political committee, a political party, or any person.
13 In the period thirty days before a primary election and sixty days before a special
14 or general election, "political purpose" also means any activity in which a
15 candidate's name, office, district, or any term meaning the same as "incumbent"
16 or "challenger" is used in support of or in opposition to the election or nomination
17 of a candidate to public office. The term does not include activities undertaken in
18 the performance of a ~~duty of a state~~ public office or a position taken in any bona
19 fide news story, commentary, or editorial. Factual information may be presented
20 regarding a ballot question solely for the purpose of educating voters if the
21 information does not advocate for or against or otherwise reflect a position on the
22 adoption or rejection of the ballot question.