

HOUSE BILL NO. 1270

Introduced by

Representatives Klemin, Blum, Boschee, Dockter, Heinert, Keiser, Meier, Nathe, Roers
Jones

Senators Dever, Dwyer, Oban

1 A BILL for an Act to create and enact subsection 5 of section 16.1-04-02 of the North Dakota
2 Century Code, relating to ~~district party chairman approval of~~ required consultations with political
3 parties and legislators before establishing or altering polling places; and to amend and reenact
4 subsection 2 of section 16.1-04-01, ~~subdivision c of subsection 2 of section 16.1-07-15, and~~
5 ~~subsection 1 of section 16.1-11.1-01~~ of the North Dakota Century Code, relating to
6 requirements to establish or alter precinct boundaries ~~and polling places~~.

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

8 **SECTION 1. AMENDMENT.** Subsection 2 of section 16.1-04-01 of the North Dakota
9 Century Code is amended and reenacted as follows:

10 2. When establishing or altering the boundaries of precincts under subsection 1, a board
11 of county commissioners, in cooperation with the county auditor, or a city governing
12 body shall consult with and seek input regarding the size, number, and proposed
13 boundaries of the precincts from representatives of the political parties organized
14 within the county and from members of the legislative assembly from the districts that
15 would be affected. The boundaries of established precincts may not be altered later
16 than the May fifteenth immediately preceding an election in legislative districts that
17 have organized by precinct under chapter 16.1-03. Upon the request of the district
18 chairman of a political party, a board of county commissioners, in consultation with the
19 county auditor, or the governing body of a city shall consider proposals to change
20 precinct boundaries ~~A board of county commissioners may not establish or alter~~
21 ~~precinct boundaries without consulting the chairmen of the legislative district parties~~
22 ~~and members of the legislative assembly of the districts that would be affected.~~

~~Precinct boundaries may not be established or altered without the consent of a majority of the chairmen of the legislative district parties of the districts affected.~~

SECTION 2. Subsection 5 of section 16.1-04-02 of the North Dakota Century Code is created and enacted as follows:

5. Polling places may not be designated or altered without the consent of a majority of the chairmen of consulting with and seeking input from representatives of political parties organized within the county and from members of the legislative assembly from the legislative district parties of the districts that would be affected.

~~**SECTION 3. AMENDMENT.** Subdivision c of subsection 2 of section 16.1-07-15 of the North Dakota Century Code is amended and reenacted as follows:~~

~~c. The county auditor, with the consent of the board of county commissioners, shall designate each early voting polling place in a public facility, accessible to the elderly and the physically disabled as provided in section 16.1-04-02. Polling places may not be designated or altered without the consent of a majority of the chairmen of the legislative district parties of the districts affected. With respect to polling places at early voting precincts, "election day" as used in sections 16.1-10-03 and 16.1-10-06.2 includes any time an early voting precinct polling place is open.~~

~~**SECTION 4. AMENDMENT.** Subsection 1 of section 16.1-11.1-01 of the North Dakota Century Code is amended and reenacted as follows:~~

~~1. The board of county commissioners of a county may conduct an election by mail ballot. The mail ballot election must include city elections administered by the county auditor and may include any other election administered by the county auditor pursuant to an agreement with the governing body of a political subdivision within the county. The board shall designate one or more polling places in the county to be open on the day of the election for voting in the usual manner. The county auditor shall place a notice at all polling places in the county used at the last statewide election which states the location of the polling places open for the election. Polling places may not be designated or altered without the consent of a majority of the chairmen of the legislative district parties of the districts affected. The county auditor shall keep a record of each mail ballot provided to qualified electors and provide to the election~~

- 1 | ~~board at each polling place open on the day of the election a list of every person who~~
- 2 | ~~applied for a mail ballot.~~