

HOUSE BILL NO. 1447

Introduced by

Representatives Cory, O'Brien, Pyle, Sanford

Senators Holmberg, Kreun, Meyer, Sorvaag

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

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

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

8 ~~**Student identification cards – Address required**~~ **Student voting documents.**
9 ~~A student photo identification card issued after December 31, 2021, by an institution of~~
10 ~~higher education under the control of the state board of higher education must include the date~~
11 ~~of birth and residential address of the student to whom the card is issued~~ An institution of higher
12 education under the control of the state board of higher education may issue students enrolled
13 at the institution a printable document containing the institution's letterhead or seal using a
14 self-service process. The document must contain the student's legal name, current residential
15 address in the state, the date the residential address was established, and date of birth. When
16 issuing ~~identification cards~~ the document to students, an institution of higher education under the
17 control of the state board of higher education shall provide each student with information
18 regarding voter eligibility requirements.

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

21 **16.1-01-04.1. Identification verifying eligibility as an elector.**

- 22 1. A qualified elector shall provide a valid form of identification to the proper election
23 official before receiving a ballot for voting.
- 24 2. The identification must provide the following information regarding the elector:

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

- 1 b. For a uniformed service member or immediate family member temporarily
2 stationed away from the individual's residence in this state, or a resident of the
3 state temporarily living outside the country, a current military identification card or
4 passport; and
- 5 c. For an individual living with a disability that prevents the individual from traveling
6 away from the individual's home, the signature on an absentee or mail ballot
7 application from another qualified elector who, by signing, certifies the applicant
8 is a qualified elector.
- 9 5. If an individual is not able to show a valid form of identification but asserts
10 qualifications as an elector in the precinct in which the individual desires to vote, the
11 individual may mark a ballot that must be securely set aside in a sealed envelope
12 designed by the secretary of state. After the ballot is set aside, the individual may
13 show a valid form of identification to either a polling place election board member if the
14 individual returns to the polling place before the polls close, or to an employee of the
15 office of the election official responsible for the administration of the election before the
16 meeting of the canvassing board occurring on the sixth day after the election. Each
17 ballot set aside under this subsection must be presented to the members of the
18 canvassing board for proper inclusion or exclusion from the tally.
- 19 6. The secretary of state shall develop uniform procedures for the requirements of
20 subsection 5 which must be followed by the election official responsible for the
21 administration of the election.