

**Sixty-eighth Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 3, 2023**

HOUSE BILL NO. 1424
(Representatives Conmy, Boschee, Dakane, Dobervich, Ista, Wagner)
(Senators Hogan, Piepkorn)

AN ACT to amend and reenact subsection 1 of section 16.1-08.1-03.2, subsection 1 of section 16.1-11-06, section 16.1-11-09, subsection 1 of section 16.1-11-11, and subsection 1 of section 16.1-11-16 of the North Dakota Century Code, relating to a candidate's contact information and the form of a nominating petition and a certificate of endorsement.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Subsection 1 of section 16.1-08.1-03.2 of the North Dakota Century Code is amended and reenacted as follows:

1. A political committee as defined in section 16.1-08.1-01 shall register its name ~~and contact information, mailing address, telephone number, and nongovernment issued electronic mail address,~~ its agent's name ~~and contact information, mailing address, telephone number, and nongovernment issued electronic mail address,~~ and a designation as to whether the committee is incorporated solely for the purpose of liability protection, with the secretary of state. A candidate who does not have a candidate committee shall register the candidate's name ~~and contact information and, if, mailing address, telephone number, and nongovernment issued electronic mail address with the secretary of state.~~ If the candidate has an agent, ~~the candidate also shall register the agent's name and contact information, mailing address, telephone number, and nongovernment issued electronic mail address with the secretary of state.~~ The registration required under this section for a candidate or political committee that has not previously registered with the secretary of state must be submitted within fifteen business days of the receipt of any contribution or expenditure made.

SECTION 2. AMENDMENT. Subsection 1 of section 16.1-11-06 of the North Dakota Century Code is amended and reenacted as follows:

1. Every candidate for United States senator, United States representative, a state office, including the office of state senator or state representative, and judges of the supreme and district courts shall present to the secretary of state, between the first date candidates may begin circulating nominating petitions according to this chapter and before four p.m. of the sixty-fourth day before any primary election, either:
 - a. The certificate of endorsement signed by the state or district chairman of any legally recognized political party containing the candidate's name, post-office address, nongovernment issued electronic mail address, and telephone number, the title of the office to which the candidate aspires, and the party which the candidate represents; or
 - b. The nominating petition containing the following:
 - (1) The candidate's name, post-office address, nongovernment issued electronic mail address, and telephone number, and the title of the office to which the candidate aspires, the appropriate district judgeship number if applicable, and whether the petition is intended for nomination for an unexpired term of office if applicable.
 - (2) The name of the party the candidate represents if the petition is for an office under party designation.
 - (3) The signatures and printed names of qualified electors, the number of which must be determined as follows:

- (a) If the office is under party designation, the signatures of three percent of the total vote cast for the candidates of the party with which the candidate affiliates for the same position at the last general election. However, no more than three hundred signatures may be required.
- (b) If there was no candidate of a party for a position at the preceding general election, at least three hundred signatures.
- (c) If the office is under the no-party designation, at least three hundred signatures.
- (d) If the office is a legislative office, the signatures of at least one percent of the total resident population of the legislative district as determined by the most recent federal decennial census.

(4) The mailing address and the date of signing for each signer.

SECTION 3. AMENDMENT. Section 16.1-11-09 of the North Dakota Century Code is amended and reenacted as follows:

16.1-11-09. Form of certificate of endorsement.

A certificate of endorsement filed with the proper officer as provided in this chapter must be in substantially the following form:

CERTIFICATE OF ENDORSEMENT

I, _____, do certify that I am the state (district) chairman of the _____ political party of the _____ legislative district (if appropriate) of the state of North Dakota and that _____ (insert name of endorsee), residing at _____, whose nongovernment issued electronic mail address is _____, was duly endorsed for nomination to the office of _____ on the _____ day of _____, by the _____ political party of the _____ legislative district (if appropriate), duly convened and organized in accordance with the bylaws of the _____ political party and the laws of this state, and do hereby request _____ name be printed upon the ballot as a candidate for nomination to the office of _____ at the forthcoming primary election to be held on _____ of this year.

Dated this _____ day of _____.

(signature of state or district chairman)

SECTION 4. AMENDMENT. Subsection 1 of section 16.1-11-11 of the North Dakota Century Code is amended and reenacted as follows:

1. The candidate's name, post-office address, nongovernment issued electronic mail address, and telephone number, the title of the office to which the candidate aspires, the appropriate district number if applicable, and whether the petition is intended for nomination for an unexpired term of office if applicable.

SECTION 5. AMENDMENT. Subsection 1 of section 16.1-11-16 of the North Dakota Century Code is amended and reenacted as follows:

1. Each nominating petition circulated by candidates for any state, district, county, or other political subdivision office must include or have attached the following information, which must be made available to each signer at the time of signing:

- a. The candidate's name, address, nongovernment issued electronic mail address, and telephone number and the title of the office to which the candidate aspires, including the appropriate district number if applicable, and whether the petition is intended for a full or unexpired term of office.
- b. The name of the party the candidate represents if the petition is for an office under party designation.
- c. The date of the election at which the candidate is seeking nomination or election.

Dennis Johnson
Speaker of the House

Tammy Miller
President of the Senate

Bull J. Reuck
Chief Clerk of the House

Mandi Mogen
Secretary of the Senate

This certifies that the within bill originated in the House of Representatives of the Sixty-eighth Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1424.

House Vote: Yeas 83 Nays 11 Absent 0
Senate Vote: Yeas 41 Nays 5 Absent 1

Bull J. Reuck
Chief Clerk of the House

Received by the Governor at 9:58 AM. on April 4, 2023.
Approved at 4:48 PM. on April 4, 2023.

Doug Burgum
Governor

Filed in this office this 5th day of April, 2023,
at 11:32 o'clock A M.

Michael Howe
Secretary of State