

1.1 Senator moves to amend the delete-everything amendment (SCS1362A-3)
1.2 to S.F. No. 1362 as follows:

1.3 Page 7, after line 11, insert:

1.4 "Sec. 9. Minnesota Statutes 2022, section 204B.32, subdivision 2, is amended to read:

1.5 Subd. 2. **Allocation of election expenses.** The secretary of state shall develop procedures
1.6 for the allocation of election expenses among counties, municipalities, and school districts
1.7 for elections that are held concurrently. The following expenses must be included in the
1.8 procedures: salaries of election judges; postage for absentee ballots and applications;
1.9 preparation of polling places; preparation and testing of electronic voting systems; ballot
1.10 preparation; publication of election notices ~~and sample ballots~~, including the notice required
1.11 by section 204D.16; transportation of ballots and election supplies; and compensation for
1.12 administrative expenses of the county auditor, municipal clerk, or school district clerk.

1.13 **EFFECTIVE DATE.** This section is effective December 1, 2023, or upon the secretary
1.14 of state's approval of the notice required by section 204D.16, paragraph (b), whichever is
1.15 earlier. The secretary of state must notify the revisor of statutes of the approval date.

1.16 Sec. 10. Minnesota Statutes 2022, section 204D.09, subdivision 2, is amended to read:

1.17 Subd. 2. **Sample ballot.** At least 46 days before the state primary the county auditor
1.18 ~~shall~~ must prepare a sample ballot for each precinct for public inspection and transmit an
1.19 electronic copy of these sample ballots to the secretary of state. The names of the candidates
1.20 to be voted for in the county ~~shall~~ must be placed on the sample ballots, with the names of
1.21 the candidates for each office arranged in the base rotation as determined by section 206.61,
1.22 subdivision 5. The county auditor ~~shall~~ must post the sample ballots in a conspicuous place
1.23 in the auditor's office ~~and shall cause them to be published.~~ At least one week before the
1.24 state primary, the county auditor must publish a notice to voters pursuant to section 204D.16
1.25 in at least one newspaper of general circulation in the county.

1.26 **EFFECTIVE DATE.** This section is effective December 1, 2023, or upon the secretary
1.27 of state's approval of the notice required by section 204D.16, paragraph (b), whichever is
1.28 earlier. The secretary of state must notify the revisor of statutes of the approval date.

2.1 Sec. 11. Minnesota Statutes 2022, section 204D.16, is amended to read:

2.2 **204D.16 SAMPLE GENERAL ELECTION BALLOTS; POSTING;**
2.3 **PUBLICATION.**

2.4 (a) At least 46 days before the state general election, the county auditor shall must post
2.5 sample ballots for each precinct in the auditor's office for public inspection and transmit an
2.6 electronic copy of these sample ballots to the secretary of state.

2.7 (b) No earlier than ~~15~~ 20 days and no later than ~~two~~ ten days before the state general
2.8 election the county auditor shall must cause a ~~sample state general election ballot~~ notice to
2.9 voters to be published in at least one newspaper of general circulation in the county. The
2.10 secretary of state, in collaboration with stakeholders, must design the notice to be published,
2.11 including the format and content to be used. The secretary of state, in collaboration with
2.12 stakeholders, may modify the content or format of the notice to be used by metropolitan
2.13 counties, as defined in section 473.121, subdivision 4. When published, the notice must be
2.14 sized so that it comprises a minimum of one full newspaper page.

2.15 (c) The notice required by paragraph (b) must, at minimum, include the following:

2.16 (1) a statement that the voter's official ballot will have the names of all candidates for
2.17 the voter's precinct;

2.18 (2) the web address where a voter may view the voter's sample ballot based on the voter's
2.19 address;

2.20 (3) the county's website where a list of sample ballots for each county precinct may be
2.21 viewed;

2.22 (4) how a voter may obtain a free copy of a sample ballot specific to the voter's address;
2.23 and

2.24 (5) contact information for the appropriate local election official, including a phone
2.25 number and email address.

2.26 The notice may include information about contests on the ballot; names, offices, and party
2.27 affiliation, if any, of candidates; polling place locations; poll hours; and absentee voting
2.28 information.

2.29 (d) For purposes of this section, "stakeholder" means local government election officials
2.30 and representatives of the Minnesota Newspaper Association.

3.1 **EFFECTIVE DATE.** This section is effective December 1, 2023, or upon the secretary
3.2 of state's approval of the notice required by section 204D.16, paragraph (b), whichever is
3.3 earlier. The secretary of state must notify the revisor of statutes of the approval date.

3.4 Sec. 12. Minnesota Statutes 2022, section 204D.25, subdivision 1, is amended to read:

3.5 Subdivision 1. **Form.** Except as provided in subdivision 2, the county auditor ~~shall~~ must
3.6 prepare separate ballots for a special primary and special election as required by sections
3.7 204D.17 to 204D.27. The ballots ~~shall~~ must be headed "Special Primary Ballot" or "Special
3.8 Election Ballot" as the case may be, followed by the date of the special primary or special
3.9 election. Immediately below the title of each office to be filled ~~shall~~ must be printed the
3.10 words "To fill vacancy in term expiring, " with the date of expiration of the term and
3.11 any other information that is necessary to distinguish the office from any other office to be
3.12 voted upon at the same election. For a special primary or special election, the instructions
3.13 to voters may use the singular form of the word when referring to candidates and offices
3.14 when only one office is to be filled at the special election. Otherwise the form of the ballots
3.15 ~~shall~~ must comply as far as practicable with the laws relating to ballots for state primaries
3.16 and state general elections. The county auditor ~~shall~~ must post a sample of each ballot in
3.17 the auditor's office as soon as prepared and not later than four days before the special primary
3.18 or special election. Publication of ~~the sample ballot~~ notice to voters pursuant to section
3.19 204D.16 for a special primary or special election is not required.

3.20 **EFFECTIVE DATE.** This section is effective December 1, 2023, or upon the secretary
3.21 of state's approval of the notice required by section 204D.16, paragraph (b), whichever is
3.22 earlier. The secretary of state must notify the revisor of statutes of the approval date.

3.23 Sec. 13. Minnesota Statutes 2022, section 205.16, subdivision 2, is amended to read:

3.24 Subd. 2. **Sample ballot, publication.** For every municipal election, the municipal clerk
3.25 ~~shall~~ must, at least two weeks before the election, publish a ~~sample ballot~~ notice to voters
3.26 pursuant to section 204D.16 in the official newspaper of the municipality, except that the
3.27 governing body of a fourth class city or a town not located within a metropolitan county as
3.28 defined in section 473.121 may dispense with publication.

3.29 **EFFECTIVE DATE.** This section is effective December 1, 2023, or upon the secretary
3.30 of state's approval of the notice required by section 204D.16, paragraph (b), whichever is
3.31 earlier. The secretary of state must notify the revisor of statutes of the approval date.

4.1 Sec. 14. Minnesota Statutes 2022, section 207A.15, subdivision 2, is amended to read:

4.2 Subd. 2. **Reimbursable local expenses.** (a) The secretary of state ~~shall~~ must reimburse
4.3 the counties and municipalities for expenses incurred in the administration of the presidential
4.4 nomination primary from money contained in the presidential nomination primary elections
4.5 account. The following expenses are eligible for reimbursement: preparation and printing
4.6 of ballots; postage for absentee ballots; publication of ~~the sample ballot~~ notice to voters
4.7 pursuant to section 204D.16; preparation of polling places in an amount not to exceed \$150
4.8 per polling place; preparation of electronic voting systems in an amount not to exceed \$100
4.9 per precinct; compensation for temporary staff or overtime payments; salaries of election
4.10 judges; compensation of county canvassing board members; and other expenses as approved
4.11 by the secretary of state.

4.12 (b) Within 60 days after the results of a presidential nomination primary are certified
4.13 by the State Canvassing Board, the county auditor must submit a request for payment of
4.14 the costs incurred by the county for conducting the presidential nomination primary, and
4.15 the municipal clerk must submit a request for payment of the costs incurred by the
4.16 municipality for conducting the presidential nomination primary. The request for payment
4.17 must be submitted to the secretary of state, and must be accompanied by an itemized
4.18 description of actual county or municipal expenditures, including copies of invoices. In
4.19 addition, the county auditor or municipal clerk must certify that the request for reimbursement
4.20 is based on actual costs incurred by the county or municipality in the presidential nomination
4.21 primary.

4.22 (c) The secretary of state ~~shall~~ must provide each county and municipality with the
4.23 appropriate forms for requesting payment and certifying expenses under this subdivision.
4.24 The secretary of state must not reimburse expenses unless the request for payment and
4.25 certification of costs has been submitted as provided in this subdivision. The secretary of
4.26 state must complete the issuance of reimbursements to the counties and municipalities no
4.27 later than 90 days after the results of the presidential nomination primary have been certified
4.28 by the State Canvassing Board.

4.29 **EFFECTIVE DATE.** This section is effective December 1, 2023, or upon the secretary
4.30 of state's approval of the notice required by section 204D.16, paragraph (b), whichever is
4.31 earlier. The secretary of state must notify the revisor of statutes of the approval date."