

1.1 Senator moves to amend H.F. No. 4293, in conference committee, as
1.2 follows:

1.3 On R25, Senate language, Article 6 (UEH4293-1)

1.4 Page 87, delete section 22 and insert:

1.5 "Sec. 22. Minnesota Statutes 2020, section 203B.121, subdivision 5, is amended to read:

1.6 Subd. 5. **Storage and counting of absentee ballots.** (a) On a day on which absentee
1.7 ballots are inserted into a ballot box, two members of the ballot board must:

1.8 (1) remove the ballots from the ballot box at the end of the day;

1.9 (2) without inspecting the ballots, ensure that the number of ballots removed from the
1.10 ballot box is equal to the number of voters whose absentee ballots were accepted that day;
1.11 and

1.12 (3) seal and secure all voted and unvoted ballots present in that location at the end of
1.13 the day.

1.14 (b) After the polls have closed on election day, two members of the ballot board must
1.15 count the ballots, tabulating the vote in a manner that indicates each vote of the voter and
1.16 the total votes cast for each candidate or question. The counting of absentee ballots shall
1.17 be held at the ballot board location and shall be public. It shall be continued without
1.18 intermission until it is completed and the results are declared, except that the ballot board
1.19 members may recess for meals or other necessary purposes. During the count no one except
1.20 the ballot board members shall handle the ballots. Any other individual who touches or
1.21 interferes with ballots during the counting or any ballot board member who permits such
1.22 touching or interference is guilty of a misdemeanor.

1.23 In state primary and state general elections, the results must indicate the total votes cast
1.24 for each candidate or question in each precinct and report the vote totals tabulated for each
1.25 precinct. The count must be recorded on a summary statement in substantially the same
1.26 format as provided in section 204C.26. The ballot board shall submit at least one completed
1.27 summary statement to the county auditor or municipal clerk. The county auditor or municipal
1.28 clerk may require the ballot board to submit a sufficient number of completed summary
1.29 statements to comply with the provisions of section 204C.27, or the county auditor or
1.30 municipal clerk may certify reports containing the details of the ballot board summary
1.31 statement to the recipients of the summary statements designated in section 204C.27.

2.1 In state primary and state general elections, these vote totals shall be added to the vote
2.2 totals on the summary statements of the returns for the appropriate precinct. In other elections,
2.3 these vote totals may be added to the vote totals on the summary statement of returns for
2.4 the appropriate precinct or may be reported as a separate total.

2.5 ~~The count shall be public.~~ No vote totals from ballots may be made public before the
2.6 close of voting on election day.

2.7 (c) In addition to the requirements of paragraphs (a) and (b), if the task has not been
2.8 completed previously, the members of the ballot board must verify as soon as possible, but
2.9 no later than 24 hours after the end of the hours for voting, that voters whose absentee ballots
2.10 arrived after the rosters were marked or supplemental reports were generated and whose
2.11 ballots were accepted did not vote in person on election day. An absentee ballot submitted
2.12 by a voter who has voted in person on election day must be rejected. All other accepted
2.13 absentee ballots must be opened, duplicated if necessary, and counted by members of the
2.14 ballot board. The vote totals from these ballots must be incorporated into the totals with the
2.15 other absentee ballots and handled according to paragraph (b).

2.16 **EFFECTIVE DATE.** This section is effective the day following final enactment and
2.17 applies to elections conducted on or after that date."

2.18 Amend the title accordingly