

1.1 ..... moves to amend H.F. No. 4310 as follows:

1.2 Page 1, after line 15, insert:

1.3 "ARTICLE 1  
1.4 ELECTION ADMINISTRATION"

1.5 Page 25, after line 18, insert:

1.6 "ARTICLE 2  
1.7 VOTER ID

1.8 Section 1. Minnesota Statutes 2020, section 5B.06, is amended to read:

1.9 **5B.06 VOTING BY PROGRAM PARTICIPANT; ABSENTEE BALLOT.**

1.10 Notwithstanding any law to the contrary, a program participant who is otherwise eligible  
1.11 to vote may vote pursuant to this section and may register with the secretary of state as a  
1.12 permanent absentee voter. Notwithstanding section 203B.04, subdivision 5, the secretary  
1.13 of state is not required to send an absentee ballot application prior to each election to a  
1.14 program participant registered as a permanent absentee voter under this section. As soon  
1.15 as practicable before each election, the secretary of state shall determine the precinct in  
1.16 which the residential address of the program participant is located and shall request from  
1.17 and receive from the county auditor or other election official the ballot for that precinct and  
1.18 shall forward the absentee ballot to the program participant with the other materials for  
1.19 absentee balloting as required by Minnesota law. The program participant shall complete  
1.20 the ballot and return it to the secretary of state, who shall review the ballot in the manner  
1.21 provided by section 203B.121, subdivision 2. If the ballot and ballot materials comply with  
1.22 the requirements of that section, the ballot must be certified by the secretary of state as the  
1.23 ballot of a program participant, and must be forwarded to the appropriate electoral jurisdiction

2.1 for tabulation along with all other ballots. The name and address of a program participant  
2.2 must not be listed in the statewide voter registration system.

2.3 Sec. 2. Minnesota Statutes 2020, section 13.6905, is amended by adding a subdivision to  
2.4 read:

2.5 Subd. 36. **Voter identification card.** Applicant data related to a voter identification  
2.6 card is governed by section 171.06, subdivision 3c.

2.7 Sec. 3. Minnesota Statutes 2020, section 171.06, subdivision 1, is amended to read:

2.8 Subdivision 1. **Application format and requirements.** Every application for a Minnesota  
2.9 identification card, including an enhanced identification card, or for a driver's license,  
2.10 including an instruction permit, a provisional license, ~~and~~ an enhanced driver's license, or  
2.11 voter identification card, must be made in a format approved by the department. Every  
2.12 application must be accompanied by payment of the proper fee except for an application  
2.13 for a voter identification card issued pursuant to section 171.07, subdivision 3b. All applicants  
2.14 must sign the application and declare, under penalty of perjury, that the information and  
2.15 documentation presented in the application is true and correct. All applications requiring  
2.16 evidence of legal presence in the United States or United States citizenship must be signed  
2.17 in the presence of the person authorized to accept the application, or the signature on the  
2.18 application may be verified by a notary public.

2.19 Sec. 4. Minnesota Statutes 2020, section 171.06, is amended by adding a subdivision to  
2.20 read:

2.21 Subd. 3c. **Application for voter identification card.** (a) An application for a voter  
2.22 identification card, including a renewal or duplicate card, must:

2.23 (1) state the applicant's full legal name, date of birth, sex, residence address, and (i) last  
2.24 four digits of the applicant's Social Security number, or (ii) certification that the applicant  
2.25 has not been assigned a Social Security number;

2.26 (2) provide a description of the applicant in the same manner as required on an application  
2.27 for a Minnesota driver's license;

2.28 (3) provide proof of the applicant's United States citizenship by presenting a document  
2.29 included in Minnesota Rules, part 7410.0400, subpart 1, item D;

2.30 (4) state the length of residence at the applicant's current address; and

3.1 (5) present a photographic identity document described in section 200.035 or affirm  
3.2 under penalty of perjury that the applicant has a religious objection to the use of a  
3.3 photographic image.

3.4 (b) Applicant data, submitted pursuant to this subdivision, is private data on individuals,  
3.5 as defined in section 13.02, subdivision 12.

3.6 Sec. 5. Minnesota Statutes 2020, section 171.07, is amended by adding a subdivision to  
3.7 read:

3.8 Subd. 3b. Voter identification cards. (a) A voter identification card must be issued to  
3.9 a qualifying applicant who, on the election day next occurring after the date of issuance,  
3.10 will meet the voter eligibility requirements of the Minnesota Constitution and Minnesota  
3.11 Statutes, and who does not possess a current Minnesota driver's license or Minnesota  
3.12 identification card.

3.13 (b) A voter identification card must bear a distinguishing number assigned to the  
3.14 applicant, the applicant's full name and date of birth, the applicant's address of residence,  
3.15 a description of the applicant in the same manner as provided on a Minnesota driver's license,  
3.16 the date of the card's expiration, and the usual signature of the applicant. The card must bear  
3.17 a colored photograph or an electronically produced image of the applicant, or, for an applicant  
3.18 who has affirmed a religious objection under section 171.06, subdivision 3b, clause (5), the  
3.19 card must bear the words "Valid without photograph."

3.20 (c) A voter identification card is not valid identification for any purpose other than  
3.21 proving identity and residence for voting purposes.

3.22 (d) A voter identification card must be of a different color scheme than a Minnesota  
3.23 driver's license or state identification card, but must incorporate the same information and  
3.24 security features as provided in subdivision 9.

3.25 (e) Each voter identification card must be plainly marked: "Voter Identification Card.  
3.26 Valid Identification Only for Voting."

3.27 Sec. 6. **[200.035] DOCUMENTATION OF IDENTITY AND RESIDENCE.**

3.28 (a) The following are sufficient proof of identity and residence for purposes of election  
3.29 day voter registration under section 201.061, subdivision 3; absentee voting under sections  
3.30 203B.04, 203B.07, and 203B.08; photo identification requirements under section 204C.10;  
3.31 and for determining whether to count a provisional ballot under section 204C.135, subdivision  
3.32 2:

4.1 (1) a current driver's license, state identification card, or voter identification card issued  
4.2 to the voter by the Department of Public Safety that contains the voter's photograph and  
4.3 current address of residence in the precinct;

4.4 (2) a valid United States military identification card issued to the voter by the Department  
4.5 of Defense that contains the voter's photograph and current address of residence in the  
4.6 precinct;

4.7 (3) an identification card issued to the voter by the tribal government of a tribe recognized  
4.8 by the Bureau of Indian Affairs that contains a photograph of the voter, the voter's current  
4.9 address of residence in the precinct, and any other items of data required to be contained  
4.10 on a Minnesota identification card, as provided in section 171.07, subdivision 3, paragraphs  
4.11 (a) and (b);

4.12 (4) an original receipt for a new, renewed, or updated driver's license, state identification  
4.13 card, or voter identification card issued to the voter under section 171.07 that contains the  
4.14 voter's photograph and current address of residence in the precinct. If the receipt does not  
4.15 include a photograph, one of the following documents that contains a photograph of the  
4.16 voter must be provided:

4.17 (i) a driver's license, identification card, or voter identification card that is expired or  
4.18 does not contain the voter's current address of residence, issued to the voter by the state of  
4.19 Minnesota or any other state of the United States as defined in section 645.44, subdivision  
4.20 11;

4.21 (ii) a United States passport, issued to the voter;

4.22 (iii) an identification card issued by a branch, department, agency, entity, or subdivision  
4.23 of Minnesota or the federal government;

4.24 (iv) an identification card issued by an accredited postsecondary institution with a campus  
4.25 located within Minnesota, if a list of students from that institution has been prepared under  
4.26 section 135A.17, and certified to the county auditor in the manner provided in rules of the  
4.27 secretary of state; or

4.28 (v) an identification card issued to the voter by the tribal government of a tribe recognized  
4.29 by the Bureau of Indian Affairs;

4.30 (5) one of the following documents issued to the voter that includes a photograph but  
4.31 not the voter's current address of residence in the precinct:

4.32 (i) a United States passport;

5.1 (ii) an identification card issued to the voter by the tribal government of a tribe recognized  
5.2 by the Bureau of Indian Affairs; or

5.3 (iii) a valid United States military identification card;

5.4 along with one of the following documents that contains the voter's name and current address  
5.5 of residence in the precinct:

5.6 (i) a home utility services bill issued within the past 90 days, provided that the election  
5.7 official must not accept a United States home utility bill if two unrelated people are listed  
5.8 on the bill;

5.9 (ii) a home utility services hook-up work order issued within the past 90 days, provided  
5.10 that the election official must not accept a United States home utility services hook-up work  
5.11 order if two unrelated people are listed on the bill;

5.12 (iii) United States financial information issued within the past 90 days, with account  
5.13 numbers redacted, including a bank account statement, a canceled check, or a credit card  
5.14 statement;

5.15 (iv) a United States high school identification card with a certified transcript from the  
5.16 school, if issued within the past 180 days;

5.17 (v) a Minnesota college or university identification card with a certified transcript from  
5.18 the college or university if issued within the past 180 days;

5.19 (vi) an employment pay stub issued within the past 90 days that lists the employer's  
5.20 name, address, and telephone number;

5.21 (vii) a Minnesota unemployment insurance benefit statement issued within the past 90  
5.22 days;

5.23 (viii) a statement from a housing with services establishment registered under section  
5.24 144D, nursing home licensed under section 144A, or a boarding care facility licensed under  
5.25 sections 144.50 to 144.56, that was issued within the past 90 days;

5.26 (ix) a life, health, automobile, homeowner's, or renter's insurance policy issued within  
5.27 the past 90 days, except that a proof of insurance card must not be accepted;

5.28 (x) a federal or state income tax return or statement for the most recent tax filing year;

5.29 (xi) a Minnesota property tax statement for the current year that shows the applicant's  
5.30 principal residential address both on the mailing portion and the portion stating what property  
5.31 is being taxed;

6.1 (xii) a Minnesota vehicle certificate of title, if issued within the past 12 months;

6.2 (xiii) a filed property deed or title for current residence, if issued within the past 12  
6.3 months;

6.4 (xiv) a Supplemental Security Income award statement issued within the past 12 months;

6.5 (xv) mortgage documents for the applicant's principal residence;

6.6 (xvi) a residential lease agreement for the applicant's principal residence issued within  
6.7 the past 12 months;

6.8 (xvii) an unexpired Minnesota professional license;

6.9 (xviii) an unexpired Selective Service card; or

6.10 (xix) military orders that are still in effect at the time of application;

6.11 (6) if the voter is a student, a driver's license, identification card, or voter identification  
6.12 card issued by Minnesota or any other state of the United States as defined in section 645.44,  
6.13 subdivision 11, that contains a photograph of the voter but does not contain the voter's  
6.14 current address of residence, along with a current student fee statement that contains the  
6.15 student's valid address of residence in the precinct; or

6.16 (7) if the voter maintains residence in a residential facility located in the precinct, a  
6.17 driver's license or identification card issued to the voter by the Department of Public Safety  
6.18 that contains the voter's photograph along with a certification of residence in the facility,  
6.19 signed by the facility administrator on a form prescribed by the secretary of state.

6.20 (b) The documents specified in paragraph (a) are the only documents that may be accepted  
6.21 to prove identity and residence. Identification issued by counties, home rule charter or  
6.22 statutory cities, towns, or school districts are not acceptable to prove identity or residence  
6.23 unless explicitly authorized by paragraph (a).

6.24 (c) As used in this section, "residential facility" means transitional housing as defined  
6.25 in section 256E.33, subdivision 1; a supervised living facility licensed by the commissioner  
6.26 of health under section 144.50, subdivision 6; a swing bed in a hospital licensed by the  
6.27 commissioner of health under sections 144.50 to 144.56; a certified boarding care home  
6.28 licensed by the commissioner of health under sections 144.50 to 144.56; a nursing home as  
6.29 defined in section 144A.01, subdivision 5; a residence registered with the commissioner of  
6.30 health as a housing with services establishment as defined in section 144D.01, subdivision  
6.31 4; an assisted living facility licensed by the commissioner of health under chapter 144G; a  
6.32 boarding and lodging establishment with special services registered under section 157.17;

7.1 a setting in which home and community-based services licensed under chapter 245D are  
7.2 provided; a veterans home operated by the commissioner of veterans affairs under chapter  
7.3 198; a residence licensed by the commissioner of human services under chapter 245A to  
7.4 provide a residential program as defined in section 245A.02, subdivision 14; a residential  
7.5 facility for persons with a developmental disability licensed by the commissioner of human  
7.6 services under section 252.28; an establishment providing housing support as defined in  
7.7 section 256I.03, subdivision 3; a shelter for battered women as defined in section 611A.37,  
7.8 subdivision 4; or a supervised publicly or privately operated shelter or dwelling designed  
7.9 to provide temporary living accommodations for the homeless.

7.10 **Sec. 7. [201.017] VOTER IDENTIFICATION CARD ACCOUNT.**

7.11 (a) A voter identification card account is established in the special revenue fund. Money  
7.12 in the account is appropriated to the commissioner of public safety for:

7.13 (1) reimbursing individuals for the costs of obtaining documents under paragraph (b);

7.14 (2) making payments to driver's license agents under section 171.061, subdivision 4,  
7.15 paragraph (f); and

7.16 (3) providing voter identification cards to individuals qualifying under section 171.07,  
7.17 subdivision 3b.

7.18 Money in the account does not cancel and is available until spent.

7.19 (b) The commissioner of public safety shall reimburse individuals for any fees required  
7.20 to secure an official document or certified copy from any federal, state, or local government,  
7.21 or from a court in any jurisdiction for the purpose of obtaining a voter identification card  
7.22 issued pursuant to section 171.07, subdivision 3b. In order to receive reimbursement, an  
7.23 applicant for a voter identification card must complete a reimbursement form approved by  
7.24 the commissioner of public safety, along with documentation of the applicant's reimbursable  
7.25 expenditure. The commissioner must mail payment for the reimbursable amount to an  
7.26 eligible applicant at the address listed on the voter identification card.

7.27 (c) The amount available to the commissioner of public safety under paragraph (a),  
7.28 clause (3), shall not exceed the actual cost of providing voter identification cards, not to  
7.29 exceed \$..... for each card issued.

7.30 (d) The commissioner of public safety shall report to the committee members of the  
7.31 legislative committees with jurisdiction over elections on the total expenditures from the  
7.32 account by county by January 31 of each year.

8.1 Sec. 8. Minnesota Statutes 2020, section 201.061, subdivision 3, is amended to read:

8.2 Subd. 3. **Election day registration.** (a) An individual who is eligible to vote may register  
8.3 on election day by appearing in person at the polling place for the precinct in which the  
8.4 individual maintains residence, by completing a registration application, making an oath in  
8.5 the form prescribed by the secretary of state and providing proof of identity and residence.  
8.6 An individual may prove identity and residence for purposes of registering by: presenting  
8.7 documentation as permitted by section 200.035.

8.8 ~~(1) presenting a driver's license or Minnesota identification card issued pursuant to~~  
8.9 ~~section 171.07;~~

8.10 ~~(2) presenting any document approved by the secretary of state as proper identification;~~

8.11 ~~(3) presenting one of the following:~~

8.12 ~~(i) a current valid student identification card from a postsecondary educational institution~~  
8.13 ~~in Minnesota, if a list of students from that institution has been prepared under section~~  
8.14 ~~135A.17 and certified to the county auditor in the manner provided in rules of the secretary~~  
8.15 ~~of state; or~~

8.16 ~~(ii) a current student fee statement that contains the student's valid address in the precinct~~  
8.17 ~~together with a picture identification card; or~~

8.18 ~~(4) having a voter who is registered to vote in the precinct, or an employee employed~~  
8.19 ~~by and working in a residential facility in the precinct and vouching for a resident in the~~  
8.20 ~~facility, sign an oath in the presence of the election judge vouching that the voter or employee~~  
8.21 ~~personally knows that the individual is a resident of the precinct. A voter who has been~~  
8.22 ~~vouched for on election day may not sign a proof of residence oath vouching for any other~~  
8.23 ~~individual on that election day. A voter who is registered to vote in the precinct may sign~~  
8.24 ~~up to eight proof of residence oaths on any election day. This limitation does not apply to~~  
8.25 ~~an employee of a residential facility described in this clause. The secretary of state shall~~  
8.26 ~~provide a form for election judges to use in recording the number of individuals for whom~~  
8.27 ~~a voter signs proof of residence oaths on election day. The form must include space for the~~  
8.28 ~~maximum number of individuals for whom a voter may sign proof of residence oaths. For~~  
8.29 ~~each proof of residence oath, the form must include a statement that the individual: (i) is~~  
8.30 ~~registered to vote in the precinct or is an employee of a residential facility in the precinct,~~  
8.31 ~~(ii) personally knows that the voter is a resident of the precinct, and (iii) is making the~~  
8.32 ~~statement on oath. The form must include a space for the voter's printed name, signature,~~  
8.33 ~~telephone number, and address.~~



9.1 ~~The oath required by this subdivision and Minnesota Rules, part 8200.9939, must be~~  
9.2 ~~attached to the voter registration application.~~

9.3 ~~(b) The operator of a residential facility shall prepare a list of the names of its employees~~  
9.4 ~~currently working in the residential facility and the address of the residential facility. The~~  
9.5 ~~operator shall certify the list and provide it to the appropriate county auditor no less than~~  
9.6 ~~20 days before each election for use in election day registration.~~

9.7 ~~(c) "Residential facility" means transitional housing as defined in section 256E.33,~~  
9.8 ~~subdivision 1; a supervised living facility licensed by the commissioner of health under~~  
9.9 ~~section 144.50, subdivision 6; a nursing home as defined in section 144A.01, subdivision~~  
9.10 ~~5; a residence registered with the commissioner of health as a housing with services~~  
9.11 ~~establishment as defined in section 144D.01, subdivision 4; a veterans home operated by~~  
9.12 ~~the board of directors of the Minnesota Veterans Homes under chapter 198; a residence~~  
9.13 ~~licensed by the commissioner of human services to provide a residential program as defined~~  
9.14 ~~in section 245A.02, subdivision 14; a residential facility for persons with a developmental~~  
9.15 ~~disability licensed by the commissioner of human services under section 252.28; setting~~  
9.16 ~~authorized to provide housing support as defined in section 256I.03, subdivision 3; a shelter~~  
9.17 ~~for battered women as defined in section 611A.37, subdivision 4; or a supervised publicly~~  
9.18 ~~or privately operated shelter or dwelling designed to provide temporary living~~  
9.19 ~~accommodations for the homeless.~~

9.20 ~~(d) For tribal band members, an individual may prove residence for purposes of~~  
9.21 ~~registering by:~~

9.22 ~~(1) presenting an identification card issued by the tribal government of a tribe recognized~~  
9.23 ~~by the Bureau of Indian Affairs, United States Department of the Interior, that contains the~~  
9.24 ~~name, address, signature, and picture of the individual; or~~

9.25 ~~(2) presenting an identification card issued by the tribal government of a tribe recognized~~  
9.26 ~~by the Bureau of Indian Affairs, United States Department of the Interior, that contains the~~  
9.27 ~~name, signature, and picture of the individual and also presenting one of the documents~~  
9.28 ~~listed in Minnesota Rules, part 8200.5100, subpart 2, item B.~~

9.29 ~~(e) (b) A county, school district, or municipality may require that an election judge~~  
9.30 ~~responsible for election day registration initial each completed registration application.~~

9.31 Sec. 9. Minnesota Statutes 2020, section 201.221, subdivision 3, is amended to read:

9.32 Subd. 3. **Procedures for polling place rosters.** The secretary of state shall prescribe  
9.33 the form of paper polling place rosters that include the voter's name, address, date of birth,

10.1 school district number, and space for the voter's signature. An electronic roster and the voter  
10.2 signature certificate together must include the same information as a paper polling place  
10.3 roster. The address listed on the polling place roster must be the voter's address of residence,  
10.4 unless the voter has requested that the address printed on the roster be the voter's mailing  
10.5 address because the voter is a judge or a law enforcement or corrections officer, or the voter  
10.6 participates in the Safe at Home program as provided in chapter 5B. The secretary of state  
10.7 may prescribe additional election-related information to be placed on the polling place  
10.8 rosters on an experimental basis for one state primary and general election cycle; the same  
10.9 information may not be placed on the polling place roster for a second state primary and  
10.10 general election cycle unless specified in this subdivision. The polling place roster must be  
10.11 used to indicate whether the voter has voted in a given election. The secretary of state shall  
10.12 prescribe procedures for transporting the polling place rosters to the election judges for use  
10.13 on election day. The secretary of state shall prescribe the form for a county or municipality  
10.14 to request the date of birth from currently registered voters. The county or municipality  
10.15 shall not request the date of birth from currently registered voters by any communication  
10.16 other than the prescribed form and the form must clearly indicate that a currently registered  
10.17 voter does not lose registration status by failing to provide the date of birth. In accordance  
10.18 with section 204B.40, the county auditor shall retain the prescribed polling place rosters  
10.19 used on the date of election for 22 months following the election.

10.20 Sec. 10. Minnesota Statutes 2021 Supplement, section 203B.04, subdivision 1, is amended  
10.21 to read:

10.22 Subdivision 1. **Application procedures.** (a) Except as otherwise allowed by subdivision  
10.23 2 or by section 203B.11, subdivision 4, an application for absentee ballots for any election  
10.24 may be submitted at any time not less than one day before the day of that election. The  
10.25 county auditor shall prepare absentee ballot application forms in the format provided by the  
10.26 secretary of state and shall furnish them to any person on request. By January 1 of each  
10.27 even-numbered year, the secretary of state shall make the forms to be used available to  
10.28 auditors through electronic means. An application submitted pursuant to this subdivision  
10.29 shall be in writing. An application may be submitted in person, by electronic facsimile  
10.30 device, by electronic mail, or by mail to:

10.31 (1) the county auditor of the county where the applicant maintains residence; or

10.32 (2) the municipal clerk of the municipality, or school district if applicable, where the  
10.33 applicant maintains residence.

11.1 For a federal, state, or county election, an absentee ballot application may alternatively be  
11.2 submitted electronically through a secure website that shall be maintained by the secretary  
11.3 of state for this purpose. Notwithstanding paragraph (b), the secretary of state must require  
11.4 applicants using the website to submit the applicant's e-mail address and verifiable Minnesota  
11.5 driver's license number, Minnesota state identification card number, voter identification  
11.6 card number, or the last four digits of the applicant's Social Security number.

11.7 An application submitted electronically under this paragraph may only be transmitted to  
11.8 the county auditor for processing if the secretary of state has verified the application  
11.9 information matches the information in a government database associated with the applicant's  
11.10 driver's license number, state identification card number, voter identification card number,  
11.11 or Social Security number. The secretary of state must review all unverifiable applications  
11.12 for evidence of suspicious activity and must forward any such application to an appropriate  
11.13 law enforcement agency for investigation.

11.14 (b) An application shall be approved if it is timely received, signed and dated by the  
11.15 applicant, contains the applicant's name and residence and mailing addresses, date of birth,  
11.16 and at least one of the following:

11.17 (1) the applicant's Minnesota driver's license number;

11.18 (2) Minnesota state identification card number;

11.19 (3) voter identification card number;

11.20 (4) the last four digits of the applicant's Social Security number; or

11.21 ~~(4)~~ (5) a statement that the applicant does not have any of these numbers.

11.22 (c) To be approved, the application must contain an oath that the information contained  
11.23 on the form is accurate, that the applicant is applying on the applicant's own behalf, and  
11.24 that the applicant is signing the form under penalty of perjury.

11.25 (d) Prior to approval, the county auditor or municipal clerk must verify that the Minnesota  
11.26 driver's license number, state identification card number, voter identification card number,  
11.27 or the last four digits of the Social Security number submitted by an applicant is valid and  
11.28 assigned to that applicant. If a driver's license, identification card number, voter identification  
11.29 card number, or the last four digits of a Social Security number is invalid or not assigned  
11.30 to the applicant, the county auditor or municipal clerk must reject the application.

11.31 ~~(d)~~ (e) An applicant's full date of birth, Minnesota driver's license or state identification  
11.32 number, and the last four digits of the applicant's Social Security number must not be made  
11.33 available for public inspection. An application may be submitted to the county auditor or

12.1 municipal clerk by an electronic facsimile device. An application mailed or returned in  
 12.2 person to the county auditor or municipal clerk on behalf of a voter by a person other than  
 12.3 the voter must be deposited in the mail or returned in person to the county auditor or  
 12.4 municipal clerk within ten days after it has been dated by the voter and no later than six  
 12.5 days before the election. The absentee ballot applications or a list of persons applying for  
 12.6 an absentee ballot may not be made available for public inspection until the close of voting  
 12.7 on election day, except as authorized in section 203B.12, and must be available to the public  
 12.8 in the same manner as public information lists in section 201.091, subdivisions 4, 5, and 9.

12.9 ~~(e)~~ (f) An application under this subdivision may contain an application under subdivision  
 12.10 5 to automatically receive an absentee ballot application.

12.11 Sec. 11. Minnesota Statutes 2020, section 203B.04, subdivision 4, is amended to read:

12.12 Subd. 4. **Registration at time of application.** An eligible voter who is not registered  
 12.13 to vote but who is otherwise eligible to vote by absentee ballot may register by including a  
 12.14 completed voter registration application with the absentee ballot. The individual shall present  
 12.15 proof of identity and residence as required by section ~~201.061, subdivision 3~~ 200.035, to  
 12.16 the individual who witnesses the marking of the absentee ballots or execute an affidavit  
 12.17 described in section 203B.08, subdivision 1, paragraph (c). A military voter, as defined in  
 12.18 section 203B.01, may register in this manner if voting pursuant to sections 203B.04 to  
 12.19 203B.15, or may register pursuant to sections 203B.16 to 203B.27.

12.20 Sec. 12. Minnesota Statutes 2020, section 203B.07, subdivision 3, is amended to read:

12.21 Subd. 3. **Eligibility certificate.** (a) A certificate of eligibility to vote by absentee ballot  
 12.22 shall be printed on the back of the ~~return~~ signature envelope. The certificate shall contain  
 12.23 space for the voter's Minnesota driver's license number, state identification number, voter  
 12.24 identification card number, or the last four digits of the voter's Social Security number, or  
 12.25 to indicate that the voter does not have one of these numbers. The space must be designed  
 12.26 to ensure that the voter provides the same type of identification as provided on the voter's  
 12.27 absentee ballot application for purposes of comparison. The certificate must also contain a  
 12.28 statement to be signed and sworn by the voter indicating that the voter meets all of the  
 12.29 requirements established by law for voting by absentee ballot ~~and~~.

12.30 (b) The certificate must include a space for a statement an oath signed by a person who  
 12.31 is registered to vote in Minnesota or by a notary public or other individual authorized to  
 12.32 administer oaths witness stating that:

12.33 (1) the unmarked ballots were displayed to ~~that individual unmarked~~ the witness;

13.1 (2) the voter marked the ballots in ~~that individual's~~ the witness's presence without showing  
13.2 how they were marked, or, if the voter was physically unable to mark them, that the voter  
13.3 directed another individual to mark them; ~~and~~

13.4 (3) ~~if the voter was not previously registered,~~ the voter has ~~provided~~ shown to the witness  
13.5 proof of identity and residence as required by section 201.061, subdivision 3 200.035 or  
13.6 executed an affidavit described in section 203B.08, subdivision 1, paragraph (c). If the voter  
13.7 presented documentation of proof of identity and residence, the witness must also indicate  
13.8 the document or documents presented to prove identity and residence-; and

13.9 (4) the witness is registered to vote in Minnesota, is a notary public, or is an individual  
13.10 authorized to administer oaths. The witness must include the witness's driver's license  
13.11 number, identification card number, voter identification card number, the last four digits of  
13.12 the applicant's Social Security number, or a statement that the witness does not have any of  
13.13 these numbers.

13.14 (c) For purposes of this subdivision, a witness is a person who is registered to vote in  
13.15 Minnesota or by a notary public or other individual authorized to administer oaths.

13.16 Sec. 13. Minnesota Statutes 2021 Supplement, section 203B.08, subdivision 1, is amended  
13.17 to read:

13.18 Subdivision 1. **Marking and return by voter.** (a) An eligible voter who receives absentee  
13.19 ballots as provided in this chapter shall mark them in the manner specified in the directions  
13.20 for casting the absentee ballots.

13.21 (b) The voter must present proof of identity and residence as described in section 200.035  
13.22 to the individual who witnesses the marking of the absentee ballots or execute an affidavit  
13.23 described in paragraph (c). If the voter presented documentation of proof of identity and  
13.24 residence, the witness must record the type of document that was presented on the witness  
13.25 certificate described in section 203B.27, paragraph (b).

13.26 (c) If the voter attempted to procure proof of identity and residence to satisfy the  
13.27 requirements of section 200.035 but was unable to do so, the voter may execute a sworn  
13.28 affidavit, under the penalty of perjury, that states:

13.29 (1) the voter completing the affidavit is the voter that marked the ballot;

13.30 (2) the voter is eligible to vote, has not voted previously in the same election, and meets  
13.31 the criteria for registering to vote in the precinct where the voter is voting;

14.1 (3) the voter attempted to procure proof of identity and residence but was unable to do  
14.2 so, and provide an explanation of the reason that the voter was unable to procure the  
14.3 necessary proof; and

14.4 (4) that the information on the affidavit is true and accurate.

14.5 The affidavit must be signed in the presence of the witness.

14.6 (d) The return envelope containing marked ballots may be mailed as provided in the  
14.7 directions for casting the absentee ballots, may be left with the county auditor or municipal  
14.8 clerk who transmitted the absentee ballots to the voter, or may be left in a drop box as  
14.9 provided in section 203B.082. If delivered in person, the return envelope must be submitted  
14.10 to the county auditor or municipal clerk by 3:00 p.m. on election day.

14.11 ~~(b)~~ (e) The voter may designate an agent to deliver in person the sealed absentee ballot  
14.12 return envelope to the county auditor or municipal clerk or to deposit the return envelope  
14.13 in the mail. An agent may deliver or mail the return envelopes of not more than three voters  
14.14 in any election. Any person designated as an agent who tampers with either the return  
14.15 envelope or the voted ballots or does not immediately mail or deliver the return envelope  
14.16 to the county auditor or municipal clerk is guilty of a misdemeanor.

14.17 Sec. 14. Minnesota Statutes 2021 Supplement, section 203B.121, subdivision 2, is amended  
14.18 to read:

14.19 Subd. 2. **Duties of ballot board; absentee ballots.** (a) The members of the ballot board  
14.20 shall take possession of all signature envelopes delivered to them in accordance with section  
14.21 203B.08. Upon receipt from the county auditor, municipal clerk, or school district clerk,  
14.22 two or more members of the ballot board shall examine each signature envelope and shall  
14.23 mark it accepted or rejected in the manner provided in this subdivision. Election judges  
14.24 performing the duties in this section must be of different major political parties, unless they  
14.25 are exempt from that requirement under section 205.075, subdivision 4, or section 205A.10,  
14.26 subdivision 2.

14.27 (b) The members of the ballot board shall mark the signature envelope "Accepted" and  
14.28 initial or sign the signature envelope below the word "Accepted" if a majority of the members  
14.29 of the ballot board examining the envelope are satisfied that:

14.30 (1) the voter's name and address on the signature envelope are the same as the information  
14.31 provided on the absentee ballot application;

14.32 (2) the voter signed the certification on the envelope;

15.1 (3) the voter's Minnesota driver's license, state identification number, voter identification  
15.2 card number, or the last four digits of the voter's Social Security number are the same as a  
15.3 number on the voter's absentee ballot application or voter record. If the number does not  
15.4 match, the election judges must compare the signature provided by the applicant to determine  
15.5 whether the ballots were returned by the same person to whom they were transmitted;

15.6 (4) the voter is registered and eligible to vote in the precinct or has included a properly  
15.7 completed voter registration application in the signature envelope;

15.8 (5) the portion of the certificate completed by a witness as required by section 203B.07,  
15.9 subdivision 3, paragraph (b), is completed and the document or documents listed that were  
15.10 used to prove identity and residence are documents authorized by section 200.035;

15.11 (6) the certificate has been completed as prescribed in the directions for casting an  
15.12 absentee ballot; and

15.13 ~~(6)~~ (7) the voter has not already voted at that election, either in person or, if it is after  
15.14 the close of business on the seventh day before the election, by absentee ballot.

15.15 The signature envelope from accepted ballots must be preserved and returned to the  
15.16 county auditor.

15.17 (c)(1) If a majority of the members of the ballot board examining a signature envelope  
15.18 find that an absentee voter has failed to meet one of the requirements provided in paragraph  
15.19 (b), they shall mark the signature envelope "Rejected," initial or sign it below the word  
15.20 "Rejected," list the reason for the rejection on the envelope, and return it to the county  
15.21 auditor. There is no other reason for rejecting an absentee ballot beyond those permitted by  
15.22 this section. Failure to place the ballot within the secrecy envelope before placing it in the  
15.23 outer white envelope is not a reason to reject an absentee ballot.

15.24 (2) If an envelope has been rejected at least five days before the election, the envelope  
15.25 must remain sealed and the official in charge of the ballot board shall provide the voter with  
15.26 a replacement absentee ballot and signature envelope in place of the rejected ballot.

15.27 (3) If an envelope is rejected within five days of the election, the envelope must remain  
15.28 sealed and the official in charge of the ballot board must attempt to contact the voter by  
15.29 telephone or e-mail to notify the voter that the voter's ballot has been rejected. The official  
15.30 must document the attempts made to contact the voter.

15.31 (d) The official in charge of the absentee ballot board must mail the voter a written notice  
15.32 of absentee ballot rejection between six and ten weeks following the election. If the official  
15.33 determines that the voter has otherwise cast a ballot in the election, no notice is required.

16.1 If an absentee ballot arrives after the deadline for submission provided by this chapter, the  
16.2 notice must be provided between six to ten weeks after receipt of the ballot. A notice of  
16.3 absentee ballot rejection must contain the following information:

16.4 (1) the date on which the absentee ballot was rejected or, if the ballot was received after  
16.5 the required deadline for submission, the date on which the ballot was received;

16.6 (2) the reason for rejection; and

16.7 (3) the name of the appropriate election official to whom the voter may direct further  
16.8 questions, along with appropriate contact information.

16.9 (e) An absentee ballot signature envelope marked "Rejected" may not be opened or  
16.10 subject to further review except in an election contest filed pursuant to chapter 209.

16.11 Sec. 15. Minnesota Statutes 2020, section 204B.45, subdivision 2, is amended to read:

16.12 Subd. 2. **Procedure.** Mail balloting must be conducted as provided in this section and  
16.13 Minnesota Rules, part 8210.3000. Notice of the election and the special mail procedure  
16.14 must be given at least ten weeks prior to the election. Not more than 46 days nor later than  
16.15 14 days before a regularly scheduled election and not more than 30 days nor later than 14  
16.16 days before any other election, the auditor shall mail ballots by nonforwardable mail to all  
16.17 voters registered in the city, town, or unorganized territory. No later than 14 days before  
16.18 the election, the auditor must make a subsequent mailing of ballots to those voters who  
16.19 register to vote after the initial mailing but before the 20th day before the election. Eligible  
16.20 voters not registered at the time the ballots are mailed may apply for ballots as provided in  
16.21 chapter 203B. Ballot return envelopes, with return postage provided, must be preaddressed  
16.22 to the auditor or clerk and the voter may return the ballot by mail or in person to the office  
16.23 of the auditor or clerk. The voter must present proof of identity and residence to the voter's  
16.24 witness in the same manner required by section 203B.08, subdivision 1, paragraph (b). In  
16.25 addition to the information required by Minnesota Rules, part 8210.3000, the signature  
16.26 envelope must include the witness oath prescribed by section 203B.07, subdivision 3,  
16.27 paragraph (b). The auditor or clerk must appoint a ballot board to examine the mail and  
16.28 absentee ballot return envelopes and mark them "accepted" or "rejected" within three days  
16.29 of receipt if there are 14 or fewer days before election day, or within five days of receipt if  
16.30 there are more than 14 days before election day. The board may consist of deputy county  
16.31 auditors or deputy municipal clerks who have received training in the processing and counting  
16.32 of mail ballots, who need not be affiliated with a major political party. Election judges  
16.33 performing the duties in this section must be of different major political parties, unless they  
16.34 are exempt from that requirement under section 205.075, subdivision 4, or section 205A.10.



17.1 If an envelope has been rejected at least five days before the election, the ballots in the  
17.2 envelope must remain sealed and the auditor or clerk shall provide the voter with a  
17.3 replacement ballot and return envelope in place of the spoiled ballot. If the ballot is rejected  
17.4 within five days of the election, the envelope must remain sealed and the official in charge  
17.5 of the ballot board must attempt to contact the voter by telephone or e-mail to notify the  
17.6 voter that the voter's ballot has been rejected. The official must document the attempts made  
17.7 to contact the voter.

17.8 If the ballot is accepted, the county auditor or municipal clerk must mark the roster to  
17.9 indicate that the voter has already cast a ballot in that election. After the close of business  
17.10 on the seventh day before the election, the ballots from return envelopes marked "Accepted"  
17.11 may be opened, duplicated as needed in the manner provided by section 206.86, subdivision  
17.12 5, initialed by the members of the ballot board, and deposited in the ballot box.

17.13 In all other respects, the provisions of the Minnesota Election Law governing deposit  
17.14 and counting of ballots apply.

17.15 The mail and absentee ballots for a precinct must be counted together and reported as  
17.16 one vote total. No vote totals from mail or absentee ballots may be made public before the  
17.17 close of voting on election day.

17.18 The costs of the mailing shall be paid by the election jurisdiction in which the voter  
17.19 resides. Any ballot received by 8:00 p.m. on the day of the election must be counted.

17.20 Sec. 16. Minnesota Statutes 2020, section 204B.46, is amended to read:

17.21 **204B.46 MAIL ELECTIONS; QUESTIONS.**

17.22 A county, municipality, or school district submitting questions to the voters at a special  
17.23 election may conduct an election by mail with no polling place other than the office of the  
17.24 auditor or clerk. No offices may be voted on at a mail election. Mail balloting must be  
17.25 conducted as provided in this section and Minnesota Rules, part 8210.3000. Notice of the  
17.26 election must be given to the county auditor at least 74 days prior to the election. This notice  
17.27 shall also fulfill the requirements of Minnesota Rules, part 8210.3000. The special mail  
17.28 ballot procedures must be posted at least six weeks prior to the election. Not more than 46  
17.29 nor later than 14 days prior to the election, the auditor or clerk shall mail ballots by  
17.30 nonforwardable mail to all voters registered in the county, municipality, or school district.  
17.31 No later than 14 days before the election, the auditor or clerk must make a subsequent  
17.32 mailing of ballots to those voters who register to vote after the initial mailing but before the  
17.33 20th day before the election. Eligible voters not registered at the time the ballots are mailed

18.1 may apply for ballots pursuant to chapter 203B. The voter must present proof of identity  
18.2 and residence to the voter's witness in the same manner required by section 203B.08,  
18.3 subdivision 1, paragraph (b). In addition to the information required by Minnesota Rules,  
18.4 part 8210.3000, the signature envelope must include the witness oath prescribed by section  
18.5 203B.07, subdivision 3, paragraph (b). The auditor or clerk must appoint a ballot board to  
18.6 examine the mail and absentee ballot return envelopes and mark them "Accepted" or  
18.7 "Rejected" within three days of receipt if there are 14 or fewer days before election day, or  
18.8 within five days of receipt if there are more than 14 days before election day. The board  
18.9 may consist of deputy county auditors, deputy municipal clerks, or deputy school district  
18.10 clerks who have received training in the processing and counting of mail ballots, who need  
18.11 not be affiliated with a major political party. Election judges performing the duties in this  
18.12 section must be of different major political parties, unless they are exempt from that  
18.13 requirement under section 205.075, subdivision 4, or section 205A.10. If an envelope has  
18.14 been rejected at least five days before the election, the ballots in the envelope must remain  
18.15 sealed and the auditor or clerk must provide the voter with a replacement ballot and return  
18.16 envelope in place of the spoiled ballot. If the ballot is rejected within five days of the election,  
18.17 the envelope must remain sealed and the official in charge of the ballot board must attempt  
18.18 to contact the voter by telephone or e-mail to notify the voter that the voter's ballot has been  
18.19 rejected. The official must document the attempts made to contact the voter.

18.20 If the ballot is accepted, the county auditor or municipal clerk must mark the roster to  
18.21 indicate that the voter has already cast a ballot in that election. After the close of business  
18.22 on the seventh day before the election, the ballots from return envelopes marked "Accepted"  
18.23 may be opened, duplicated as needed in the manner provided by section 206.86, subdivision  
18.24 5, initialed by the ballot board, and deposited in the appropriate ballot box.

18.25 In all other respects, the provisions of the Minnesota Election Law governing deposit  
18.26 and counting of ballots apply.

18.27 The mail and absentee ballots for a precinct must be counted together and reported as  
18.28 one vote total. No vote totals from ballots may be made public before the close of voting  
18.29 on election day.

18.30 Sec. 17. Minnesota Statutes 2020, section 204C.08, subdivision 1d, is amended to read:

18.31 Subd. 1d. **Voter's Bill of Rights.** The county auditor shall prepare and provide to each  
18.32 polling place sufficient copies of a poster setting forth the Voter's Bill of Rights as set forth  
18.33 in this section. Before the hours of voting are scheduled to begin, the election judges shall

19.1 post it in a conspicuous location or locations in the polling place. The Voter's Bill of Rights  
19.2 is as follows:

19.3 "VOTER'S BILL OF RIGHTS

19.4 For all persons residing in this state who meet federal voting eligibility requirements:

19.5 (1) You have the right to be absent from work for the purpose of voting in a state, federal,  
19.6 or regularly scheduled election without reduction to your pay, personal leave, or vacation  
19.7 time on election day for the time necessary to appear at your polling place, cast a ballot,  
19.8 and return to work.

19.9 (2) If you are in line at your polling place any time before 8:00 p.m., you have the right  
19.10 to vote.

19.11 (3) If you can provide the required proof of identity and residence, you have the right  
19.12 to register to vote and to vote on election day.

19.13 (4) If you are unable to sign your name, you have the right to orally confirm your identity  
19.14 with an election judge and to direct another person to sign your name for you.

19.15 (5) You have the right to request special assistance when voting.

19.16 (6) If you need assistance, you may be accompanied into the voting booth by a person  
19.17 of your choice, except by an agent of your employer or union or a candidate.

19.18 (7) You have the right to bring your minor children into the polling place and into the  
19.19 voting booth with you.

19.20 (8) If you have been convicted of a felony but your felony sentence has expired (been  
19.21 completed) or you have been discharged from your sentence, you have the right to vote.

19.22 (9) If you are under a guardianship, you have the right to vote, unless the court order  
19.23 revokes your right to vote.

19.24 (10) You have the right to vote without anyone in the polling place trying to influence  
19.25 your vote.

19.26 (11) If you make a mistake or spoil your ballot before it is submitted, you have the right  
19.27 to receive a replacement ballot and vote.

19.28 (12) You have the right to file a written complaint at your polling place if you are  
19.29 dissatisfied with the way an election is being run.

19.30 (13) You have the right to take a sample ballot into the voting booth with you.

20.1 (14) You have the right to take a copy of this Voter's Bill of Rights into the voting booth  
20.2 with you."

20.3 Sec. 18. Minnesota Statutes 2020, section 204C.10, is amended to read:

20.4 **204C.10 POLLING PLACE ROSTER; VOTER SIGNATURE CERTIFICATE;**  
20.5 **VOTER RECEIPT.**

20.6 (a) An individual seeking to vote shall sign a polling place roster or voter signature  
20.7 certificate which states that the individual is at least 18 years of age, a citizen of the United  
20.8 States, has resided in Minnesota for 20 days immediately preceding the election, maintains  
20.9 residence at the address shown, is not under a guardianship in which the court order revokes  
20.10 the individual's right to vote, has not been found by a court of law to be legally incompetent  
20.11 to vote or has the right to vote because, if the individual was convicted of a felony, the  
20.12 felony sentence has expired or been completed or the individual has been discharged from  
20.13 the sentence, is registered and has not already voted in the election. The roster must also  
20.14 state: "I understand that deliberately providing false information is a felony punishable by  
20.15 not more than five years imprisonment and a fine of not more than \$10,000, or both."

20.16 (b) At the presidential nomination primary, the polling place roster must also state: "I  
20.17 am in general agreement with the principles of the party for whose candidate I intend to  
20.18 vote." This statement must appear separately from the statements required in paragraph (a).  
20.19 The felony penalty provided for in paragraph (a) does not apply to this paragraph.

20.20 (c) ~~A judge may,~~ Before the applicant signs the roster or voter signature certificate, a  
20.21 judge must (1) require the voter to present proof of identity and residence as described in  
20.22 section 200.035; and (2) confirm the applicant's name, address, and date of birth. An applicant  
20.23 who does not present proof of identity and residence as required by section 200.035 must  
20.24 not sign the polling place roster or a voter signature certificate, but must be allowed to cast  
20.25 a provisional ballot as provided in section 204C.135.

20.26 (d) After the applicant signs the roster or voter signature certificate, the judge shall give  
20.27 the applicant a voter's receipt. The voter shall deliver the voter's receipt to the judge in  
20.28 charge of ballots as proof of the voter's right to vote, and thereupon the judge shall hand to  
20.29 the voter the ballot. The voters' receipts must be maintained during the time for notice of  
20.30 filing an election contest.

20.31 (e) Whenever a challenged status appears on the polling place roster, an election judge  
20.32 must ensure that the challenge is concealed or hidden from the view of any voter other than  
20.33 the voter whose status is challenged.

21.1 **Sec. 19. [204C.135] PROVISIONAL BALLOTS; PROOF OF IDENTITY AND**  
21.2 **RESIDENCE.**

21.3 Subdivision 1. Casting of provisional ballots. (a) A voter who is unable to provide  
21.4 proper proof of identity and residence as required by section 204C.10 is entitled to cast a  
21.5 provisional ballot in the manner provided by this section.

21.6 (b) A voter seeking to vote a provisional ballot under this section must complete a  
21.7 provisional ballot envelope and sign a provisional ballot roster or voter signature certificate  
21.8 for a provisional ballot. The envelope must contain a space for the voter to list the voter's  
21.9 name, address of residence, date of birth, and any other information prescribed by the  
21.10 secretary of state. The voter must also swear or affirm, in writing, that the voter is eligible  
21.11 to vote, has not voted previously in the same election, and meets the criteria for registering  
21.12 to vote in the precinct in which the voter appears. Once the voter has completed the  
21.13 provisional ballot envelope, the voter must be allowed to cast a provisional ballot. The  
21.14 provisional ballot must be the same as the official ballot available in the precinct on election  
21.15 day. A completed provisional ballot must be sealed in a secrecy envelope. The secrecy  
21.16 envelope must be sealed inside the voter's provisional ballot envelope and deposited by the  
21.17 voter in a secure, sealed, provisional ballot box. Completed provisional ballots must not be  
21.18 combined with other voted ballots in the polling place.

21.19 (c) An election judge must inform the voter on the process to follow to prove residence  
21.20 and identity during the seven days following the election. The election judge must inform  
21.21 the voter of the location of the county auditor or municipal clerk responsible for accepting  
21.22 or rejecting provisional ballots and the hours the auditor or clerk is open for business during  
21.23 the week following the election.

21.24 (d) The form of the secrecy and provisional ballot envelopes must be prescribed by the  
21.25 secretary of state. The provisional ballot envelope must be a color other than that provided  
21.26 for absentee ballot envelopes. The envelope must be prominently labeled "Provisional Ballot  
21.27 Envelope."

21.28 (e) Provisional ballots and related documentation must be delivered to and securely  
21.29 maintained by the county auditor or municipal clerk in the same manner as required for  
21.30 other election materials under sections 204C.27 to 204C.28.

21.31 Subd. 2. Accepting or rejecting provisional ballots. (a) A voter who casts a provisional  
21.32 ballot in the polling place may personally appear before the county auditor or municipal  
21.33 clerk no later than seven calendar days following the election to prove that the voter's  
21.34 provisional ballot should be counted. The county auditor's office and the city clerk's office

22.1 must be open for approving provisional ballots on the Saturday following the election for  
22.2 the hours prescribed in section 203B.085.

22.3 (b) The county auditor or municipal clerk must accept a provisional ballot if:

22.4 (1) the statewide voter registration system indicates that the voter is eligible to vote or,  
22.5 if challenged, the county auditor or municipal clerk does not, based upon available records  
22.6 and any documentation presented by the voter, conclude that the voter is ineligible;

22.7 (2) the voter presents proof of identity and residence in the precinct in the manner  
22.8 permitted by section 200.035 or executes an affidavit described in paragraph (c); and

22.9 (3) the data on the identity and residence document presented by the voter matches the  
22.10 data provided by the voter on the provisional ballot envelope.

22.11 (c) A voter that attempted to procure proof of identity and residence to satisfy the  
22.12 requirements of section 200.035 but was unable to do so, may execute a sworn affidavit,  
22.13 under the penalty of perjury, that states:

22.14 (1) the voter is the same voter who cast the provisional ballot;

22.15 (2) the voter is eligible to vote, has not voted previously in the same election, and meets  
22.16 the criteria for registering to vote in the precinct where the voter cast the provisional ballot;

22.17 (3) the voter attempted to procure proof of identity and residence but was unable to do  
22.18 so, and provide an explanation of the reason that the voter was unable to procure the  
22.19 necessary proof; and

22.20 (4) that the information on the affidavit is true and accurate.

22.21 The affidavit must be signed in the presence of the county auditor or municipal clerk.

22.22 (d) If the voter's ballot is accepted, the county auditor or municipal clerk must remove  
22.23 the ballot from the provisional ballot box, mark the provisional ballot envelope "accepted"  
22.24 and initial or sign the provisional ballot envelope below the word "accepted." All accepted  
22.25 provisional ballot envelopes must be kept together in a secure location. Provisional ballot  
22.26 envelopes must only be opened as provided in subdivision 3.

22.27 (e) A county auditor or municipal clerk must not accept or count a provisional ballot if  
22.28 the voter does not appear before the county auditor or municipal clerk within seven calendar  
22.29 days following the election or if the voter does not satisfy the requirements of paragraph  
22.30 (a).

22.31 (f) The county auditor or municipal clerk must notify, in writing, any voter who cast a  
22.32 provisional ballot and who does not appear within seven calendar days of the election that

23.1 the voter's provisional ballot was not counted because of the voter's failure to appear before  
23.2 the county auditor or municipal clerk within the time permitted by law to determine whether  
23.3 the provisional ballot should be counted.

23.4 Subd. 3. **Provisional ballots; reconciliation; counting.** (a) At the close of business for  
23.5 the county auditor's or municipal clerk's office on the seventh day after the election, but  
23.6 prior to counting any provisional ballots in the final vote totals from a precinct, the county  
23.7 auditor or municipal clerk must determine whether the number of signatures appearing on  
23.8 the provisional ballot roster or number of voter signature certificates for provisional ballots  
23.9 from that precinct is equal to the number of provisional ballots submitted by voters in the  
23.10 precinct on election day. If there are excess ballots, ballots must be randomly withdrawn  
23.11 from the accepted provisional ballot envelopes in the manner required by section 204C.20,  
23.12 subdivision 2. Any discrepancy must be resolved before the provisional ballots from the  
23.13 precinct may be counted.

23.14 (b) After the ballots are reconciled pursuant to paragraph (a), the county auditor or  
23.15 municipal clerk must open the accepted provisional ballot envelopes and deposit them in  
23.16 the appropriate ballot box. The accepted and deposited provisional ballots must be included  
23.17 in the final certified results from the precinct.

23.18 Sec. 20. Minnesota Statutes 2020, section 204C.32, is amended to read:

23.19 **204C.32 CANVASS OF STATE PRIMARIES.**

23.20 Subdivision 1. **County canvass.** The county canvassing board shall meet at the county  
23.21 auditor's office on ~~either the second or third~~ the eighth day following the state primary.  
23.22 After taking the oath of office, the canvassing board shall publicly canvass the election  
23.23 returns delivered to the county auditor. The board shall complete the canvass by the ~~third~~  
23.24 eighth day following the state primary and shall promptly prepare and file with the county  
23.25 auditor a report that states:

23.26 (a) the number of individuals voting at the election in the county, and in each precinct;

23.27 (b) the number of individuals registering to vote on election day and the number of  
23.28 individuals registered before election day in each precinct;

23.29 (c) for each major political party, the names of the candidates running for each partisan  
23.30 office and the number of votes received by each candidate in the county and in each precinct;

23.31 (d) the names of the candidates of each major political party who are nominated; and

24.1 (e) the number of votes received by each of the candidates for nonpartisan office in each  
24.2 precinct in the county and the names of the candidates nominated for nonpartisan office.

24.3 Upon completion of the canvass, the county auditor shall mail or deliver a notice of  
24.4 nomination to each nominee for county office voted for only in that county. The county  
24.5 auditor shall transmit one of the certified copies of the county canvassing board report for  
24.6 state and federal offices to the secretary of state by express mail or similar service  
24.7 immediately upon conclusion of the county canvass. The secretary of state shall mail a  
24.8 notice of nomination to each nominee for state or federal office.

24.9 Subd. 2. **State canvass.** The State Canvassing Board shall meet at a public meeting  
24.10 space located in the Capitol complex area ~~seven~~ 14 days after the state primary to canvass  
24.11 the certified copies of the county canvassing board reports received from the county auditors.  
24.12 Immediately after the canvassing board declares the results, the secretary of state shall  
24.13 certify the names of the nominees to the county auditors. The secretary of state shall mail  
24.14 to each nominee a notice of nomination.

24.15 Sec. 21. Minnesota Statutes 2020, section 204C.33, subdivision 1, is amended to read:

24.16 Subdivision 1. **County canvass.** The county canvassing board shall meet at the county  
24.17 auditor's office between the ~~third eighth~~ and ~~tenth~~ 14th days following the state general  
24.18 election. After taking the oath of office, the board shall promptly and publicly canvass the  
24.19 general election returns delivered to the county auditor. Upon completion of the canvass,  
24.20 the board shall promptly prepare and file with the county auditor a report which states:

24.21 (a) the number of individuals voting at the election in the county and in each precinct;

24.22 (b) the number of individuals registering to vote on election day and the number of  
24.23 individuals registered before election day in each precinct;

24.24 (c) the names of the candidates for each office and the number of votes received by each  
24.25 candidate in the county and in each precinct;

24.26 (d) the number of votes counted for and against a proposed change of county lines or  
24.27 county seat; and

24.28 (e) the number of votes counted for and against a constitutional amendment or other  
24.29 question in the county and in each precinct.

24.30 The result of write-in votes cast on the general election ballots must be compiled by the  
24.31 county auditor before the county canvass, except that write-in votes for a candidate for  
24.32 federal, state, or county office must not be counted unless the candidate has timely filed a



25.1 request under section 204B.09, subdivision 3. The county auditor shall arrange for each  
 25.2 municipality to provide an adequate number of election judges to perform this duty or the  
 25.3 county auditor may appoint additional election judges for this purpose. The county auditor  
 25.4 may open the envelopes or containers in which the voted ballots have been sealed in order  
 25.5 to count and record the write-in votes and must reseal the voted ballots at the conclusion of  
 25.6 this process. The county auditor must prepare a separate report of votes received by precinct  
 25.7 for write-in candidates for federal, state, and county offices who have requested under  
 25.8 section 204B.09 that votes for those candidates be tallied.

25.9 Upon completion of the canvass, the county canvassing board shall declare the candidate  
 25.10 duly elected who received the highest number of votes for each county and state office voted  
 25.11 for only within the county. The county auditor shall transmit a certified copy of the county  
 25.12 canvassing board report for state and federal offices to the secretary of state by messenger,  
 25.13 express mail, or similar service immediately upon conclusion of the county canvass.

25.14 Sec. 22. Minnesota Statutes 2020, section 204C.37, is amended to read:

25.15 **204C.37 COUNTY CANVASS; RETURN OF REPORTS TO SECRETARY OF**  
 25.16 **STATE.**

25.17 A copy of the report required by sections 204C.32, subdivision 1, and 204C.33,  
 25.18 subdivision 1, shall be certified under the official seal of the county auditor. The copy shall  
 25.19 be enclosed in an envelope addressed to the secretary of state, with the county auditor's  
 25.20 name and official address and the words "Election Returns" endorsed on the envelope. The  
 25.21 copy of the canvassing board report must be sent by express mail or delivered to the secretary  
 25.22 of state. If the copy is not received by the secretary of state within ten days following ~~the~~  
 25.23 ~~applicable election~~ a primary election, or within 15 days following a general election, the  
 25.24 secretary of state shall immediately notify the county auditor, who shall deliver another  
 25.25 copy to the secretary of state by special messenger.

25.26 Sec. 23. Minnesota Statutes 2020, section 205.065, subdivision 5, is amended to read:

25.27 Subd. 5. **Results.** The municipal primary shall be conducted and the returns made in the  
 25.28 manner provided for the state primary so far as practicable. ~~The canvass may be conducted~~  
 25.29 ~~on either the second or third day after the primary.~~

25.30 The governing body of the municipality shall canvass the returns on the eighth day after  
 25.31 the primary, and the two candidates for each office who receive the highest number of votes,  
 25.32 or a number of candidates equal to twice the number of individuals to be elected to the  
 25.33 office, who receive the highest number of votes, shall be the nominees for the office named.

26.1 Their names shall be certified to the municipal clerk who shall place them on the municipal  
 26.2 general election ballot without partisan designation and without payment of an additional  
 26.3 fee.

26.4 Sec. 24. Minnesota Statutes 2020, section 205.185, subdivision 3, is amended to read:

26.5 Subd. 3. **Canvass of returns, certificate of election, ballots, disposition.** (a) Between  
 26.6 the ~~third eighth~~ and ~~tenth~~ 15th days after an election, the governing body of a city conducting  
 26.7 any election including a special municipal election, or the governing body of a town  
 26.8 conducting the general election in November shall act as the canvassing board, canvass the  
 26.9 returns, and declare the results of the election. The governing body of a town conducting  
 26.10 the general election in March shall act as the canvassing board, canvass the returns, and  
 26.11 declare the results of the election ~~within two days~~ on the eighth day after an election.

26.12 (b) After the time for contesting elections has passed, the municipal clerk shall issue a  
 26.13 certificate of election to each successful candidate. In case of a contest, the certificate shall  
 26.14 not be issued until the outcome of the contest has been determined by the proper court.

26.15 (c) In case of a tie vote, the canvassing board having jurisdiction over the municipality  
 26.16 shall determine the result by lot. The clerk of the canvassing board shall certify the results  
 26.17 of the election to the county auditor, and the clerk shall be the final custodian of the ballots  
 26.18 and the returns of the election.

26.19 Sec. 25. Minnesota Statutes 2020, section 205A.03, subdivision 4, is amended to read:

26.20 Subd. 4. **Results.** ~~(a)~~ The school district primary must be conducted and the returns  
 26.21 made in the manner provided for the state primary as far as practicable. ~~If the primary is~~  
 26.22 ~~conducted:~~

26.23 ~~(1) only within that school district, a canvass may be conducted on either the second or~~  
 26.24 ~~third day after the primary; or~~

26.25 ~~(2) in conjunction with the state primary, the canvass must be conducted on the third~~  
 26.26 ~~day after the primary, except as otherwise provided in paragraph (b).~~

26.27 On the eighth day after the primary, the school board of the school district shall canvass  
 26.28 the returns, and the two candidates for each specified school board position who receive  
 26.29 the highest number of votes, or a number of candidates equal to twice the number of  
 26.30 individuals to be elected to at-large school board positions who receive the highest number  
 26.31 of votes, are the nominees for the office named. Their names must be certified to the school

27.1 district clerk who shall place them on the school district general election ballot without  
 27.2 partisan designation and without payment of an additional fee.

27.3 ~~(b) Following a school district primary as described in paragraph (a), clause (2), a canvass~~  
 27.4 ~~may be conducted on the second day after the primary if the county auditor of each county~~  
 27.5 ~~in which the school district is located agrees to administratively review the school district's~~  
 27.6 ~~primary voting statistics for accuracy and completeness within a time that permits the canvass~~  
 27.7 ~~to be conducted on that day.~~

27.8 Sec. 26. Minnesota Statutes 2020, section 205A.10, subdivision 3, is amended to read:

27.9 Subd. 3. **Canvass of returns, certificate of election, ballots, disposition.** Between the  
 27.10 ~~third~~ eighth and ~~tenth~~ 14th days after a school district election other than a recount of a  
 27.11 special election conducted under section 126C.17, subdivision 9, or 475.59, the school board  
 27.12 shall canvass the returns and declare the results of the election. After the time for contesting  
 27.13 elections has passed, the school district clerk shall issue a certificate of election to each  
 27.14 successful candidate. If there is a contest, the certificate of election to that office must not  
 27.15 be issued until the outcome of the contest has been determined by the proper court. If there  
 27.16 is a tie vote, the school board shall determine the result by lot. The clerk shall deliver the  
 27.17 certificate of election to the successful candidate by personal service or certified mail. The  
 27.18 successful candidate shall file an acceptance and oath of office in writing with the clerk  
 27.19 within 30 days of the date of mailing or personal service. A person who fails to qualify prior  
 27.20 to the time specified shall be deemed to have refused to serve, but that filing may be made  
 27.21 at any time before action to fill the vacancy has been taken. The school district clerk shall  
 27.22 certify the results of the election to the county auditor, and the clerk shall be the final  
 27.23 custodian of the ballots and the returns of the election.

27.24 A school district canvassing board shall perform the duties of the school board according  
 27.25 to the requirements of this subdivision for a recount of a special election conducted under  
 27.26 section 126C.17, subdivision 9, or 475.59.

27.27 Sec. 27. **[357.43] DOCUMENTS REQUIRED FOR VOTER IDENTIFICATION**  
 27.28 **CARD.**

27.29 Notwithstanding any provisions to the contrary, no fee shall be charged by the courts  
 27.30 for a certified copy of a court order, decree, record, or other document if the applicant attests  
 27.31 that the record is needed to obtain a voter identification card issued pursuant to section  
 27.32 171.07, subdivision 3b.

27.33 **EFFECTIVE DATE.** This section is effective June 1, 2023.

28.1 **Sec. 28. PUBLIC EDUCATION CAMPAIGN.**

28.2 The secretary of state must contract with a vendor for the production and implementation  
28.3 of a statewide public educational campaign related to the voter identification requirements  
28.4 of this article. The campaign must inform voters of the requirements for identification when  
28.5 voting, methods of securing sufficient identification, including securing a free voter  
28.6 identification card if necessary, and the process for provisional balloting for voters unable  
28.7 to meet the identification requirements on election day. The secretary of state may consult  
28.8 with the vendor in coordinating material related to the campaign, but the secretary, the  
28.9 secretary's staff, and any other documents or materials promoting the Office of the Secretary  
28.10 of State may not appear visually or audibly in any advertising or promotional items  
28.11 disseminated by the vendor as part of the public education campaign.

28.12 **EFFECTIVE DATE.** This section is effective the day following final enactment.

28.13 **Sec. 29. PROPOSED LEGISLATION.**

28.14 (a) By January 15, 2023, the secretary of state must report to the chairs and ranking  
28.15 minority members of the legislative committees with jurisdiction over elections on proposed  
28.16 legislation to amend matters currently contained in administrative rules as necessary to  
28.17 implement this act. To the greatest extent practical, this proposed legislation must propose  
28.18 codifying into law matters that otherwise would be adopted through the administrative  
28.19 rulemaking process.

28.20 (b) To the extent that codifying matters into law is not practical, the proposed legislation  
28.21 must direct, by law, specific changes to be made in administrative rules so that no  
28.22 interpretation of the law by the secretary of state would be necessary, and use of the good  
28.23 cause rulemaking exemption in Minnesota Statutes, section 14.388, would be appropriate  
28.24 if the legislature authorizes use of this process.

28.25 (c) Nothing in this section grants rulemaking authority to the secretary of state.

28.26 **EFFECTIVE DATE.** This section is effective the day following final enactment.

28.27 **Sec. 30. VOTER IDENTIFICATION CARD TRAINING FOR DRIVER'S LICENSE**  
28.28 **AGENTS.**

28.29 The commissioner of public safety must provide training for driver's license agents on  
28.30 the process for issuing voter identification cards.

28.31 **EFFECTIVE DATE.** This section is effective the day following final enactment.

29.1 Sec. 31. **REPEALER.**

29.2 Minnesota Statutes 2020, section 201.061, subdivision 7, is repealed.

29.3 Sec. 32. **EFFECTIVE DATE.**

29.4 Except where otherwise provided, this article is effective on June 1, 2023."

29.5 Renumber the sections in sequence and correct the internal references

29.6 Amend the title accordingly