

1.1 ..... moves to amend H.F. No. 4772, the delete everything amendment  
1.2 (H4772DE3), as follows:

1.3 Page 4, delete subdivision 2

1.4 Renumber the subdivisions in sequence

1.5 Page 5, delete subdivision 1 and insert:

1.6 "Subdivision 1. **Voter suppression.** A political subdivision or any other government  
1.7 official or entity responsible for election administration must not adopt or apply a  
1.8 qualification for eligibility to vote or other prerequisite to voting; adopt or apply any law,  
1.9 ordinance, rule, standard, practice, procedure, or policy regarding the administration of  
1.10 elections; or take any other action or fail to take any action that results in, is likely to result  
1.11 in, or is intended to result in a denial or abridgement of the right to vote by a member of a  
1.12 protected class. A violation of this subdivision may be established if it is shown that, based  
1.13 on the totality of the circumstances, members of the protected class have less opportunity  
1.14 than the rest of the electorate to participate in the political process or elect candidates of  
1.15 their choice."

1.16 Page 9, line 17, before "Except" insert "(a)"

1.17 Page 9, after line 21, insert:

1.18 "(b) A notice letter under this subdivision is not required if:

1.19 (1) the party is seeking preliminary relief with respect to an upcoming election in  
1.20 accordance with section 200.57;

1.21 (2) the party is seeking to intervene in or join an existing action;

1.22 (3) following the party's submission of a notice letter, the political subdivision enacted  
1.23 a remedy that would not remedy the violation identified in the party's notice letter; or

2.1 (4) the prospect of obtaining relief would be futile, consistent with Minnesota's doctrine  
 2.2 of exhaustion of administrative remedies."

2.3 Page 9, line 22, delete "political subdivision" and insert "parties"

2.4 Page 9, line 23, delete everything after "provided" and insert "a notice letter to explore  
 2.5 and consider implementing any mutually agreed upon remedies to cure the"

2.6 Page 9, line 29, delete everything after "remedies."

2.7 Page 9, delete lines 30 to 32

2.8 Page 10, delete lines 1 to 8

2.9 Page 10, line 9, delete "(b)"

2.10 Page 10, line 10, delete everything before "the"

2.11 Page 10, delete subdivision 4

2.12 Renumber the subdivisions in sequence

2.13 Page 12, line 27, after the period, insert "In determining a reasonable fee award, the  
 2.14 court must consider the extent of the prevailing party's success and may exclude hours spent  
 2.15 on unsuccessful claims that are unrelated to the claims on which the party prevailed."

2.16 Page 24, after line 2, insert:

2.17 "Sec. .... Minnesota Statutes 2022, section 204B.175, is amended to read:

2.18 **204B.175 CHANGE OF POLLING PLACE IN AN EMERGENCY.**

2.19 Subdivision 1. **Application.** When an emergency occurs after the deadline to designate  
 2.20 a polling place for the purpose of absentee or early voting pursuant to section 203B.081, or  
 2.21 after the deadline to designate a polling place pursuant to section 204B.16 but before the  
 2.22 polls close on election day, a new polling place may be designated for that election pursuant  
 2.23 to this section. For purposes of this section, an emergency is any situation that prevents the  
 2.24 safe, secure, and full operation of a polling place, or when required to remedy a potential  
 2.25 violation of section 200.54.

2.26 Subd. 2. **Changing polling place.** If a local election official determines that an emergency  
 2.27 has occurred or is imminent, the local election official must procure a polling place that is  
 2.28 as near the designated polling place as possible and that complies with the requirements of  
 2.29 section 204B.16, subdivisions 4 and 5. If it is not possible to locate a new polling place in  
 2.30 the precinct, the polling place may be located outside of the precinct without regard to the  
 2.31 distance limitations in section 204B.16, subdivision 1. If a polling place location is changed

3.1 to remedy a potential violation of section 200.54, the location of the polling place must be  
3.2 selected to remedy the violation. The local election official must certify to the appropriate  
3.3 governing body the expenses incurred because of the change. These expenses shall be paid  
3.4 as part of the expenses of the election.

3.5 Subd. 2a. **Designation of additional polling places.** A local election official may  
3.6 designate additional polling places, notwithstanding the deadlines in section 203B.081, if  
3.7 additional designations are required to remedy a potential violation of section 200.54. The  
3.8 local election official must certify to the appropriate governing body the expenses incurred  
3.9 because of the change. These expenses shall be paid as part of the expenses of the election.

3.10 Subd. 3. **Notice.** (a) Upon making the determination to relocate a polling place, the local  
3.11 election official must immediately notify the county auditor and the secretary of state. The  
3.12 notice must include the reason for the relocation and the reason for the location of the new  
3.13 polling place. As soon as possible, the local election official must also post a notice stating  
3.14 the reason for the relocation and the location of the new polling place. The notice must also  
3.15 be posted on the website of the public body, if there is one. The local election official must  
3.16 also notify the election judges and request that local media outlets publicly announce the  
3.17 reason for the relocation and the location of the polling place. If the relocation occurs more  
3.18 than 14 days prior to the election, the local election official must mail a notice to the impacted  
3.19 voters of the reason for the relocation and the location of the polling place.

3.20 (b) On election day, the local election official must post a notice in large print in a  
3.21 conspicuous place at the polling place where the emergency occurred, if practical, stating  
3.22 the location of the new polling place. The local election official must also post the notice,  
3.23 if practical, in a location visible by voters who vote from their motor vehicles as provided  
3.24 in section 204C.15, subdivision 2. If polling place hours are extended pursuant to section  
3.25 204C.05, subdivision 2, paragraph (b), the posted notices required by this paragraph must  
3.26 include a statement that the polling place hours at the new polling place will be extended  
3.27 until the specified time."

3.28 Page 36, delete section 49 and insert:

3.29 "Sec. .... Minnesota Statutes 2022, section 412.02, is amended by adding a subdivision to  
3.30 read:

3.31 Subd. 7. **Wards.** (a) A city may adopt an ordinance to elect its city council members by  
3.32 ward in the following circumstances:

4.1 (1) if the ordinance is submitted to the voters of the city for approval at a regular or  
4.2 special election, and the ordinance is adopted at least 180 days before that election; or

4.3 (2) when approved or ordered to do so by a court of competent jurisdiction acting in  
4.4 response to a challenge to the city's method of conducting elections.

4.5 (b) If the city is petitioned by at least 15 percent of the electors voting at the last previous  
4.6 city election asking that the question of city council member election by ward be put to the  
4.7 voters of the city, the city must adopt an ordinance for that purpose and submit the ordinance  
4.8 to the voters of the city for approval at a regular or special election.

4.9 (c) An ordinance must designate the boundaries of the wards. The ordinance must also  
4.10 state whether the city will otherwise operate as a statutory standard plan city or statutory  
4.11 optional plan city, subject to voter approval as may be required under this chapter. If  
4.12 submitted to the voters by ballot question, the ordinance shall go into effect at the next  
4.13 regular city election if it is approved by a majority of those voting on the question. Except  
4.14 as provided by this subdivision, section 205.10 applies to a ballot question submitted to the  
4.15 voters at a special election under this subdivision.

4.16 (d) A city that elects its council members by ward is subject to the requirements of  
4.17 sections 204B.135 and 205.84.

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

4.19 Renumber the sections in sequence and correct the internal references