

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

1.3 Page 15, line 26, after "residing" insert "in the institution's housing and, for students  
1.4 who do not live in the institution's housing, that it reflects the institution's records"

1.5 Page 24, line 25, after the period, insert "The secretary of state must maintain the list of  
1.6 designated language minority districts on its website."

1.7 Page 25, line 9, delete "percent" and after "three" insert "percent"

1.8 Page 25, after line 27, insert:

1.9 "(c) The county auditor must maintain a list of the designated language minority districts  
1.10 on its website, including the precinct name, languages that materials will be provided in,  
1.11 and, if applicable, where interpreters will be provided and the language they speak. This  
1.12 list must be posted no later than 90 days after receiving language minority district  
1.13 designations under subdivision 2 and must be updated as it is determined that materials or  
1.14 interpreters will be provided for additional districts."

1.15 Page 29, after line 12, insert:

1.16 "Sec. ... Minnesota Statutes 2022, section 204C.33, subdivision 1, is amended to read:

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

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

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

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

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

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

2.9 The result of write-in votes cast on the general election ballots must be compiled by the  
2.10 county auditor before the county canvass, except that write-in votes for a candidate for  
2.11 federal, state, or county office must not be counted unless the candidate has timely filed a  
2.12 request under section 204B.09, subdivision 3. The county auditor shall arrange for each  
2.13 municipality to provide an adequate number of election judges to perform this duty or the  
2.14 county auditor may appoint additional election judges for this purpose. The county auditor  
2.15 may open the envelopes or containers in which the voted ballots have been sealed in order  
2.16 to count and record the write-in votes and must reseal the voted ballots at the conclusion of  
2.17 this process. The county auditor must prepare a separate report of votes received by precinct  
2.18 for write-in candidates for federal, state, and county offices who have requested under  
2.19 section 204B.09 that votes for those candidates be tallied.

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

2.25 Sec. ... Minnesota Statutes 2023 Supplement, section 204C.33, subdivision 3, is amended  
2.26 to read:

2.27 Subd. 3. **State canvass.** The State Canvassing Board shall meet at a public meeting  
2.28 space located in the Capitol complex area on the ~~third Tuesday~~ 16th day following the state  
2.29 general election to canvass the certified copies of the county canvassing board reports  
2.30 received from the county auditors and shall prepare a report that states:

2.31 (1) the number of individuals voting in the state and in each county;

2.32 (2) the number of votes received by each of the candidates, specifying the counties in  
2.33 which they were cast; and

3.1 (3) the number of votes counted for and against each constitutional amendment, specifying  
3.2 the counties in which they were cast.

3.3 If the 16th day falls on a state holiday, the canvassing board shall meet on the next business  
3.4 day.

3.5 All members of the State Canvassing Board shall sign the report and certify its  
3.6 correctness. Within three days after completing the canvass, the State Canvassing Board  
3.7 shall declare the result and declare the candidates duly elected who received the highest  
3.8 number of votes for each federal office and for each state office voted on in more than one  
3.9 county.

3.10 Sec. ... Minnesota Statutes 2022, section 204C.35, subdivision 1, is amended to read:

3.11 Subdivision 1. **Publicly funded recounts.** (a) In a state primary when the difference  
3.12 between the votes cast for the candidates for nomination to:

3.13 (1) a state legislative office is less than one-half of one percent of the total number of  
3.14 votes counted for that nomination or is ten votes or less and the total number of votes cast  
3.15 for the nomination is 400 votes or less; or

3.16 (2) a statewide federal office, state constitutional office, statewide judicial office,  
3.17 congressional office, or district judicial office is less than one-quarter of one percent of the  
3.18 total number of votes counted for that nomination or is ten votes or less and the total number  
3.19 of votes cast for the nomination is 400 votes or less;

3.20 and the difference determines the nomination, the canvassing board with responsibility for  
3.21 declaring the results for that office shall manually recount the vote upon receiving a written  
3.22 request from the candidate whose nomination is in question.

3.23 Immediately following the meeting of the board that has responsibility for canvassing  
3.24 the results of the nomination, the filing officer must notify the candidate that the candidate  
3.25 has the option to request a recount of the votes at no cost to the candidate. This written  
3.26 request must be received by the filing officer no later than 5:00 p.m. on the second day after  
3.27 the canvass of the primary for which the recount is being sought.

3.28 (b) In a state general election when the difference between the votes of a candidate who  
3.29 would otherwise be declared elected to:

3.30 (1) a state legislative office is less than one-half of one percent of the total number of  
3.31 votes counted for that office or is ten votes or less and the total number of votes cast for the  
3.32 office is 400 votes or less; or

4.1 (2) a statewide federal office, state constitutional office, statewide judicial office,  
 4.2 congressional office, or district judicial office and the votes of any other candidate for that  
 4.3 office is less than one-quarter of one percent of the total number of votes counted for that  
 4.4 office or is ten votes or less if the total number of votes cast for the office is 400 votes or  
 4.5 less,

4.6 the canvassing board shall manually recount the votes upon receiving a written request from  
 4.7 the candidate whose election is in question.

4.8 Immediately following the meeting of the board that has responsibility for canvassing  
 4.9 the results of the general election, the filing officer must notify the candidate that the  
 4.10 candidate has the option to request a recount of the votes at no cost to the candidate. ~~This~~  
 4.11 Except as provided in subdivision 2b, the written request must be received by the filing  
 4.12 officer no later than 5:00 p.m. on the second day after the canvass of the election for which  
 4.13 the recount is being sought.

4.14 (c) A recount must not delay any other part of the canvass. The results of the recount  
 4.15 must be certified by the canvassing board as soon as possible.

4.16 (d) Time for notice of a contest for an office which is recounted pursuant to this section  
 4.17 shall begin to run upon certification of the results of the recount by the canvassing board."

4.18 Page 30, after line 11, insert:

4.19 "Sec. ... Minnesota Statutes 2022, section 204C.35, is amended by adding a subdivision  
 4.20 to read:

4.21 Subd. 2b. **Recount for presidential electors.** Any request for recount for the election  
 4.22 of presidential electors, whether publicly funded or discretionary, must be made by 5 p.m.  
 4.23 on the day after the canvass is completed. Any recount of votes under this section for the  
 4.24 election of presidential electors must be completed and certified by the canvassing board  
 4.25 no later than six days after the recount is requested."

4.26 Page 34, after line 5, insert:

4.27 "Sec. ... Minnesota Statutes 2022, section 206.89, subdivision 2, is amended to read:

4.28 Subd. 2. **Selection for review; notice.** At the canvass of the state primary, the county  
 4.29 canvassing board in each county must set the date, time, and place for the postelection  
 4.30 review of the state general election to be held under this section. The postelection review  
 4.31 must not begin before the ~~11th~~ ninth day after the state general election and must be complete  
 4.32 no later than the ~~18th~~ 14th day after the state general election.

5.1 At the canvass of the state general election, the county canvassing boards must select  
5.2 the precincts to be reviewed by lot. The ballots to be reviewed for a precinct include both  
5.3 the ballots counted at the polling place for that precinct and the absentee ballots counted  
5.4 centrally by a ballot board for that precinct. The county canvassing board of a county with  
5.5 fewer than 50,000 registered voters must conduct a postelection review of a total of at least  
5.6 two precincts. The county canvassing board of a county with between 50,000 and 100,000  
5.7 registered voters must conduct a review of a total of at least three precincts. The county  
5.8 canvassing board of a county with over 100,000 registered voters must conduct a review  
5.9 of a total of at least four precincts, or three percent of the total number of precincts in the  
5.10 county, whichever is greater. At least one precinct selected in each county must have had  
5.11 more than 150 votes cast at the general election.

5.12 The county auditor must notify the secretary of state of the precincts that have been  
5.13 chosen for review and the time and place the postelection review for that county will be  
5.14 conducted, as soon as the decisions are made. If the selection of precincts has not resulted  
5.15 in the selection of at least four precincts in each congressional district, the secretary of state  
5.16 may require counties to select by lot additional precincts to meet the congressional district  
5.17 requirement. The secretary of state must post this information on the office website.

5.18 Sec. ... Minnesota Statutes 2022, section 206.89, subdivision 3, is amended to read:

5.19 Subd. 3. **Scope and conduct of review.** The county canvassing board shall appoint the  
5.20 postelection review official as defined in subdivision 1. The postelection review must be  
5.21 conducted of the votes cast for president or governor; United States senator; and United  
5.22 States representative. The postelection review official may conduct postelection review of  
5.23 the votes cast for additional offices.

5.24 The postelection review must be conducted in public at the location where the voted  
5.25 ballots have been securely stored after the state general election or at another location chosen  
5.26 by the county canvassing board. The postelection review official for each precinct selected  
5.27 must conduct the postelection review and may be assisted by election judges designated by  
5.28 the postelection review official for this purpose. The party balance requirement of section  
5.29 204B.19 applies to election judges designated for the review. The postelection review must  
5.30 consist of a manual count of the ballots used in the precincts selected and must be performed  
5.31 in the manner provided by section 204C.21. The postelection review must be conducted in  
5.32 the manner provided for recounts under section 204C.361 to the extent practicable. The  
5.33 review must be completed no later than ~~two days~~ one day before the meeting of the state  
5.34 canvassing board to certify the results of the state general election.

6.1 Sec. ... Minnesota Statutes 2022, section 206.89, subdivision 5, is amended to read:

6.2 Subd. 5. **Additional review.** (a) If the postelection review in one of the reviewed precincts  
6.3 reveals a difference greater than the thresholds specified in subdivision 4, the postelection  
6.4 review official must, within ~~two days~~ one day, conduct an additional review of the races  
6.5 indicated in subdivision 3 in at least three precincts in the same jurisdiction where the  
6.6 discrepancy was discovered. If all precincts in that jurisdiction have been reviewed, the  
6.7 county auditor must immediately publicly select by lot at least three additional precincts  
6.8 for review. The postelection review official must complete the additional review within ~~two~~  
6.9 ~~days~~ one day after the precincts are selected and report the results immediately to the county  
6.10 auditor. If the second review in any of the reviewed precincts also indicates a difference in  
6.11 the vote totals compiled by the voting system that is greater than the thresholds specified  
6.12 in subdivision 4, the county auditor must conduct a review of the ballots from all the  
6.13 remaining precincts in the county for the races indicated in subdivision 3. This review must  
6.14 be completed and the results must be reported to the secretary of state within ~~one week~~ six  
6.15 days after the second review was completed.

6.16 (b) If the results from the countywide reviews from one or more counties comprising in  
6.17 the aggregate more than ten percent of the total number of persons voting in the election  
6.18 clearly indicate that an error in vote counting has occurred, the secretary of state must notify  
6.19 the postelection review official of each county in the district that they must conduct manual  
6.20 recounts of all the ballots in the district for the affected office using the procedure outlined  
6.21 in section 204C.35. The recount must be completed and the results reported to the appropriate  
6.22 canvassing board within ~~two weeks~~ one week after the postelection review official received  
6.23 notice from the secretary of state.

6.24 Sec. ... Minnesota Statutes 2022, section 206.89, subdivision 6, is amended to read:

6.25 Subd. 6. **Report of results.** Upon completion of the postelection review, the postelection  
6.26 review official must immediately report the results to the county auditor. The county auditor  
6.27 must then immediately submit the results of the postelection review electronically or in  
6.28 writing to the secretary of state not later than ~~two days~~ one day before the State Canvassing  
6.29 Board meets to canvass the state general election. The secretary of state shall report the  
6.30 results of the postelection review at the meeting of the State Canvassing Board to canvass  
6.31 the state general election.

7.1 Sec. ... Minnesota Statutes 2022, section 208.06, is amended to read:

7.2 **208.06 ELECTORS AND ALTERNATES TO MEET AT STATE CAPITOL.**

7.3 The presidential electors and alternate presidential electors, before 12:00 M. on the day  
7.4 before that fixed by Congress for the electors to vote for president and vice president of the  
7.5 United States, shall notify the governor that they are at the State Capitol and ready at the  
7.6 proper time to fulfill their duties as electors. The governor or the governor's designee shall  
7.7 deliver to the electors present a certificate of the names of all the electors. The electors shall  
7.8 meet at 12:00 p.m. in the ~~executive chamber of the~~ State Capitol ~~and~~ unless the governor  
7.9 determines that location to be impracticable and directs the electors to meet at a different  
7.10 location. The electors shall perform all the duties imposed upon them as electors by the  
7.11 Constitution and laws of the United States and this state in the manner provided in section  
7.12 208.46.

7.13 Sec. ... Minnesota Statutes 2022, section 208.44, is amended to read:

7.14 **208.44 CERTIFICATION OF ELECTORS.**

7.15 In submitting this state's certificate of ascertainment as required by United States Code,  
7.16 title 3, section ~~6~~ 5, the governor shall certify this state's electors and state in the certificate  
7.17 that:

7.18 (1) the electors will serve as electors unless a vacancy occurs in the office of elector  
7.19 before the end of the meeting at which elector votes are cast, in which case a substitute  
7.20 elector will fill the vacancy; and

7.21 (2) if a substitute elector is appointed to fill a vacancy, the governor will submit an  
7.22 amended certificate of ascertainment stating the names on the final list of this state's electors.

7.23 Sec. ... Minnesota Statutes 2022, section 208.47, is amended to read:

7.24 **208.47 ELECTOR REPLACEMENT; ASSOCIATED CERTIFICATES.**

7.25 (a) After the vote of this state's electors is completed, if the final list of electors differs  
7.26 from any list that the governor previously included on a certificate of ascertainment prepared  
7.27 and transmitted under United States Code, title 3, section ~~6~~ 5, the secretary of state  
7.28 immediately shall prepare an amended certificate of ascertainment and transmit it to the  
7.29 governor for the governor's signature.

7.30 (b) The governor immediately shall deliver the signed amended certificate of  
7.31 ascertainment to the secretary of state and a signed duplicate original of the amended  
7.32 certificate of ascertainment to all individuals entitled to receive this state's certificate of

8.1 ascertainment, indicating that the amended certificate of ascertainment is to be substituted  
8.2 for the certificate of ascertainment previously submitted.

8.3 (c) The secretary of state shall prepare a certificate of vote. The electors on the final list  
8.4 shall sign the certificate. The secretary of state shall process and transmit the signed certificate  
8.5 with the amended certificate of ascertainment under United States Code, title 3, sections 9,  
8.6 10, and 11."

8.7 Renumber the sections in sequence and correct internal references