

Minnesota Attorney General: Administrative Rules Proceedings

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Version 3
August 20, 2018

MINNESOTA STATE REGULATIONS

Notice of filing by the Commissioner of Administration

We have received on this date, stamped and filed 2 copies of Rules and Regulations pertaining to the Secretary of State
(Agency or Board)

Regulation No. See Stat 2101 thru 2115 and 301 (new and amended)

Subject: Preparation of the State White Ballot – Voter Registration

Department of Administration
Publication, Central Services Division
Documents Section
140 Centennial Office Building
St. Paul, Minnesota 55155
Telephone: (612) 296-2874

FILED
RICHARD L. BRUBACHER
Commissioner of Administration

NOV 5 1974 3:55 pm

BY Eda Staudenmaier EJ
AUTH. SIGNATURE

Stamped and filed with the Secretary of State 11-5-74

Rev. 9-72

Robert Hentges
Special Assistant Attorney General

November 7, 1974

- SecStat 2101 - 2115

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE ARLEN I. ERDAHL

SECRETARY OF STATE

In the matter of the Proposed Adoption of Rules of the Secretary of State Governing the "White Ballot" and Registration of Voters

ORDER FOR HEARING

To effectively implement Minnesota Statutes Chapters 201, 202 203, 204 and 207 (1971), as amended, the Minnesota Secretary of State deems it necessary to consider adoption of the proposed rules captioned above pursuant to the authority vested in me by Minnesota Statutes Sections 201.221 Subdivisions 1-5 and 203.28 Subdivision 3a (Supp. 1973).

NOW, THEREFORE, IT IS ORDERED this Twenty-Fourth day of May, 1974, that a public hearing on the proposed rules captioned above be held in Room D of the Veterans Service Building, 20 West 12th Street and Columbus Avenue (between Wabasha and Iglehart), Saint Paul, Minnesota on Thursday, June 27, 1974, commencing at 10:00 a.m. and continuing until all representatives of associations or other interested groups or persons have had an opportunity to be heard.

IT IS FURTHER ORDERED, that notice of said hearing be given to all representatives of associations or other interested groups or persons who have registered their names with the Secretary of State for that purpose.

STATE OF MINNESOTA
SECRETARY OF STATE

Arlen I. Erdahl

ARLEN I. ERDAHL
SECRETARY OF STATE

X 2

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE ARLEN I. ERDAHL

SECRETARY OF STATE

In the matter of the Proposed Adoption of Rules of the Secretary of State Governing the "White Ballot" and Registration of Voters

NOTICE OF HEARING

Notice is hereby given that a public hearing will be held pursuant to Minnesota Statutes Section 15.0412 Subdivision 4 (1971) in the above-entitled matter in Room D of the Veterans Service Building, 20 West 12th Street and Columbus Avenue (between Wabasha and Iglehart), Saint Paul, Minnesota on Thursday, June 27, 1974, commencing at 10:00 a.m. and continuing until all representatives of associations or other interested groups or persons have had an opportunity to be heard concerning adoption of the proposed rules captioned above by submitting either oral or written data, statements or arguments. Statements or briefs may be submitted without appearing at the hearing.

The Secretary of State proposes to adopt rules to implement Minnesota Statutes Chapters 201, 202, 203, 204 and 207 (1971), as amended. Chapter 201 provides for the registration of voters; the Secretary of State proposes to amend SecStat 301 governing the content of voter registration forms. Chapters 202, 203, 204 and 207 contain provisions relating to the "white ballot"; the Secretary of State proposes to adopt new rules governing preparation, delivery and reimbursement of the "white ballot."

Copies of the proposed rules are now available and may be obtained by writing to Arlen I. Erdahl, Secretary of State, 180 State Office Building, Saint Paul, Minnesota 55155. Additional copies will be available at the door on the date of the hearing.

STATE OF MINNESOTA
SECRETARY OF STATE

Arlen I. Erdahl

ARLEN I. ERDAHL
SECRETARY OF STATE

X 3

STATE OF MINNESOTA

COUNTY OF RAMSEY

In the matter of the Proposed Adoption
of Rules of the Secretary of State
Governing the "White Ballot" and
Registration of Voters

CERTIFICATE

I hereby certify that the attached 359 labels constitute the complete list of persons, associations and other interested groups who as of 11:45 this 24th day of May, 1974, have requested pursuant to Minnesota Statutes Section 15.0412 Subdivision 4 (1971) that their names be placed on file with the Secretary of State for the purpose of receiving notice of public hearings on proposed rules on the subject captioned above.

Arlen I. Erdahl

ARLEN I. ERDAHL
SECRETARY OF STATE

By Gail Dion

X 4

STATE OF MINNESOTA

COUNTY OF RAMSEY

In the matter of the Proposed Adoption
of Rules of the Secretary of State
Governing the "White Ballot" and
Registration of Voters

AFFIDAVIT OF MAILING

Theresa Elizondo, being first duly sworn, deposes and says:

That on the 24th day of May, 1974, at the City of Saint Paul, County of Ramsey, State of Minnesota, she served the attached Notice of Hearing by depositing in the United States mail at said City of Saint Paul a true and correct copy thereof, properly enveloped, with postage prepaid, to all persons and associations at the addresses listed on the attached Certificate of the Secretary of State.

Theresa B Elizondo

Subscribed and Sworn to before me
this 24th day of May, 1974.

Virginia Daniels
NOTARY PUBLIC

VIRGINIA DANIELS
Notary Public, Ramsey Co. Mn.
MY COMMISSION EXPIRES
June 21, 1980

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE ARLEN I. ERDAHL

SECRETARY OF STATE

In the matter of the Proposed Adoption of Rules of the Secretary of State Governing the "White Ballot" and Registration of Voters

STATEMENT OF NEED

The above-captioned rules governing the "white ballot" are not amendments to existing rules of the Secretary of State.

The need to adopt these rules arises because of the legislative mandate of Minnesota Statutes Section 203.28 Subdivision 3a (Supplement 1973) that the Secretary of State adopt rules governing preparation, delivery and reimbursement of the cost of the "white ballot" to implement Minnesota Statutes Chapters 202, 203, 204 and 207 (1971), as amended.

The above-captioned rule governing registration of voters is an amendment to existing rule SecStat 301 of the Secretary of State. The rules of the Secretary of State governing registration of voters were adopted October 23, 1973, and have not previously been amended.

The need for the amendatory rule arises from the legislative mandate of Minnesota Statutes Section 201.221 Subdivisions 1-5 (Supplement 1973) that the Secretary of State adopt rules implementing Minnesota Statutes Chapter 201 (1971), as amended, governing voter registration. The Legislature mandated in Minnesota Laws 1974 Chapter 583 Section 3 that birthdate, sex and Social Security number be deleted from voter registration cards and that telephone number be designated optional; also mandated was voter certification of age.

STATE OF MINNESOTA
SECRETARY OF STATE

Arlen I. Erdahl

ARLEN I. ERDAHL
SECRETARY OF STATE

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE ARLEN I. ERDAHL

SECRETARY OF STATE

In the matter of the Proposed Adoption of Rules of the Secretary of State Governing the "White Ballot" and Registration of Voters

FINDINGS OF FACT

The above-entitled matter came on for hearing before the Secretary of State of the State of Minnesota on the Twenty-seventh day of June, 1974, at 10:00 a.m. in Room D of the Veterans Service Building, Saint Paul, Minnesota, after proper notice required by Minnesota Statutes Section 15.0412 Subdivision 4 (1971) was served upon all persons, associations and other interested groups registered with the Secretary of State for that purpose.

After affording interested persons an opportunity to present written and oral data, statements and arguments, having heard all of the testimony, having considered all of the evidence adduced and upon the records, files and proceedings herein, I find the following:

Minnesota Statutes Sections 201.221 and 203.28 Subdivision 3a (Supplement 1973) vest authority in the Secretary of State to adopt these rules.

Minnesota Statutes Section 203.28 Subdivision 3a (Supplement 1973) mandates that the Secretary of State implement Chapters 202, 203, 204 and 207 of the statutes by adopting rules for the preparation, delivery and reimbursement of county costs of preparation of the "white ballot."

The "white ballot" rules captioned above meet the need that Minnesota Statutes Section 203.28 Subdivision 3a (Supplement 1973) creates.

The rules restate statutes to some extent. This is necessary because election statutes govern many aspects of the "white ballot" and are scattered throughout Minnesota statutes; "white ballot" rules will confuse county auditors - leading to error, fraud and infringement of the franchise - and will not enable auditors to prepare, deliver and recover the costs of preparation of the "white ballot" unless the rules restate some statutes.

The rules provide specifications, procedures and other details that the statutes do not prescribe but are necessary to preparation, delivery and reimbursement of county costs for preparation of the "white ballot."

The rules adopt essentially the specifications of previous "white ballots." This will help make the transition from state to county preparation of the ballots as smooth as possible and help keep confusion - and resultant error, fraud and infringement of the franchise - at a minimum. Previous ballots also reflect the lessons of experience.

The rules also provide for uniformity of "white ballots" throughout the state.

SecStat 2101 sets a definition of "white ballot" and 2102 sets out the duties of the auditor. SecStat 2103 provides for the form of the "white ballot," 2104 for the top of the ballot, 2105 for ballot headings, 2106 for offices on the ballot, 2107 for the number of candidates, 2108 for names of candidates, 2109 for designation of candidates, 2110 for the order of candidates, 2111 for the back of the ballot, 2112 for type styles and sizes, 2113 for the binding of ballots, 2114 for example ballots and 2115 for reimbursement of costs.

Modifications made in the proposed rules governing the "white ballot" after the hearing do not go to a different subject matter nor result in any rule fundamentally different from the rules contained in the notice of hearing. The modifications are necessary and in keeping with the spirit and intent of the rules presented at the hearing.

"State Treasurer" was inadvertently omitted from the proposed rules. Minnesota Statutes Section 203.28 Subdivision 1 (1971), as amended, mandates its inclusion.

The weight of newsprint was changed from 32 to 30 pounds because of testimony at the hearing that the latter is more commonly available.

A deadline for the Secretary of State to certify the names of candidates and order of offices and candidates to the auditors was inserted in SecStat 2108, 2110 and 2114 to reflect Minnesota Statutes Sections 202.07 Subdivision 3 and 202.19 (1971), as amended.

Type sizes and styles as close as possible to those stated are required in final SecStat 2112; the proposed rules would have made the sizes and styles mandatory. The change reflects testimony at the hearing that the sizes and styles are not universally available.

SecStat 2114 was modified to require the Secretary of State to include only the names of candidates for statewide office on his example ballots. The change recognizes the administrative difficulty and confusion that inclusion of the names of all candidates who file with the Secretary of State would cause.

"County Auditor" replaces "Secretary of State" in proposed SecStat 2112 as required by Minnesota Statutes Section 203.31, as amended. Inclusion of "Secretary of State" in the proposed rule was an error.

Minnesota Statutes Section 201.221 (Supplement 1973) mandates that the Secretary of State implement Chapter 201 of the statutes by adopting rules to govern voter registration. The Secretary of State adopted rules October 23, 1973, and they have not been amended.

Minnesota Laws 1974 Chapter 583 Section 3 repealed the statutory requirements that voter registration cards include space for birthdate, sex, and Social Security number. The law also made telephone numbers optional and required that voters certify that "I will be at least 18 years old on election day."

Amended SecStat 301 is necessitated by the change in the law.

A modification made in proposed SecStat 301 after the hearing does not go to a different subject matter nor result in a rule

fundamentally different from the rule contained in the notice of hearing. The modification is necessary and in keeping with the spirit and intent of the rule presented at the hearing.

The required language was inadvertently omitted from the proposed rule and has been inserted.

The rules governing the "white ballot" and voter registration are in keeping with and help carry out the policy of the State of Minnesota as expressed in its election laws.

STATE OF MINNESOTA
SECRETARY OF STATE

Arlen I. Erdahl

ARLEN I. ERDAHL
SECRETARY OF STATE

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE ARLEN I. ERDAHL

SECRETARY OF STATE

In the matter of the Proposed Adoption of Rules of the Secretary of State Governing the "White Ballot" and Registration of Voters

STATEMENT OF COMPLIANCE WITH MANUAL OF RULE MAKING PROCEDURES

I, Special Assistant Attorney General Robert C. Hentges, do hereby declare that I have examined the proposed rules and all related documents and that, based on them and my personal familiarity with the applicable procedures, the Manual of Rule Making Procedures has been followed. Any exceptions are noted below.

ROBERT C. HENTGES
Special Assistant
Attorney General

Dated: November 5, 1974

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE ARLEN I. ERDAHL

SECRETARY OF STATE

In the matter of the Proposed Adoption of Rules of the Secretary of State Governing the "White Ballot" and Registration of Voters

ORDER ADOPTING RULES

The above-entitled matter came on for hearing before the Secretary of State of the State of Minnesota on the Twenty-seventh day of June, 1974, at 10:00 a.m. in Room D of the Veterans Service Building, Saint Paul, Minnesota, after proper notice required by Minnesota Statutes Section 15.0412 Subdivision 4 (1971) was served upon all persons, associations and other interested groups registered with the Secretary of State for that purpose.

After affording interested persons an opportunity to present written and oral data, statements and arguments, having heard all of the testimony, having considered all of the evidence adduced and upon the records, files and proceedings herein, and applicable statutory standards or criteria, and having confirmed the need for the above captioned rules.

NOW, THEREFORE, IT IS ORDERED that these rules identified as SecStat 2101-2115 and 301 are adopted this Fifth day of November, 1974, pursuant to authority vested in me by Minnesota Statutes Sections 201.221 and 203.28 Subdivision 3a (Supplement 1973.)

STATE OF MINNESOTA
SECRETARY OF STATE

Arlen I. Erdahl

ARLEN I. ERDAHL
SECRETARY OF STATE

FINAL RULES

OF THE SECRETARY OF STATE

FOR VOTER REGISTRATION

(Implementing Minnesota Statutes, Chapter 201)

September 10, 1974

SecStat 301 is amended to read as follows:

SecStat 301 Specifications.

(a) Voter registration forms printed for the purposes of distribution and mailing shall be printed in the following manner:

(1) The size shall be 6" x 12-3/4" (including 3/4" stub).
(2) The paper shall be white 80 lb. offset.
(3) The ink shall be black (face and back).
(4) The duplicate card shall have a very light grey screen.
(5) The card shall have three 1/16" perforations that result in three equal size cards 6" x 4".
(6) The top stub shall have a substance applied to it so that the card can be sealed when it is folded together for mailing.

(b) The original voter registration card shall be in the following form:

VOTER REGISTRATION CARD
Please type or print in ink
Read instructions before completing

Name_____
Last First Middle

Mailing Address_____
(Do not use P.O. Box, include county)

Village or Township (if different from above)_____

_____

~~Birthdate~~_____/_____/_____ ~~Male~~ /__/ ~~Female~~ /__/

~~Social Security No.~~_____ ~~Tele. No.~~_____

Telephone Number (optional)_____

Previous name (if changed)_____

Last previous registration (if any)_____
Street or Route No.

_____
Apt. No. City, Village or Township County State Zip

Address of last previous registration (if any)_____

_____
Street or Route No. Apt. No. City, Village or Township

_____
County State Zip

BE SURE TO CHECK INSTRUCTIONS TO DETERMINE WHETHER YOU ARE QUALIFIED TO REGISTER.

I certify that I will be at least 18 years old on election day and that the above facts are correct. ~~and~~ I understand that giving false information to procure a registration is a felony punishable by not more than 5 years imprisonment and a fine of not more than $5,000, or both.

_____/_____/_____
Date

X_____
Signature
Be sure to sign duplicate card.

In the upper right hand corner of the card there shall be a 1-1/2" wide by 1" long box marked for "office use only". In the box there shall be: "W_____", "P_____" and "SD_____". (These initials stand for "ward", "precinct" and "school district".)

(c) The duplicate voter registration card shall be in the following form:

DUPLICATE VOTER REGISTRATION CARD
Sign this card-do not complete
The information will be typed by voter registration office

Name_____
Last First Middle

Mailing Address_____
(Do not use P.O. Box, include county)

Village or Township (if different from above)_____

~~Birthdate_____/_____/_____ Male-/__/ Female-/__/_____~~

~~Social Security No._____ Tele. No._____~~

Telephone Number (optional)_____

Previous name (if changed)_____

Last previous registration (if any)_____
Street or Route No.

_____
Apt. No. City, Village or Township County State Zip

Address of last previous registration (if any)_____
Street or

_____
Route No. Apt. No. City, Village or Township

_____
County State Zip

BE SURE TO CHECK INSTRUCTIONS TO DETERMINE WHETHER YOU ARE QUALIFIED TO REGISTER.

__/__/__ X_____
Date Signature
For identification only

In the upper right hand corner of the card there shall be a 1-1/2" wide by 1" long box marked for "office use only". In the box there shall be: "W_____", "P_____" and "SD_____". (These initials stand for "ward", "precinct" and "school district".)

(d) The instruction card shall be in the following form:

INSTRUCTIONS FOR VOTER REGISTRATION

Eligible voter means a person who at the time of any election:

(a) Is 18 years of age or older,

(b) Is a citizen of the United States and

(c) Has resided in Minnesota for 20 days.

The following persons are not eligible voters:

(a) Any person who has been convicted of a felony or treason, who has not been restored to his civil rights;

(b) Any person who is under guardianship over his person;

(c) Any person who is adjudicated to be non-compos mentis or insane; and

(d) Any person who is not properly registered.

GIVING FALSE INFORMATION TO PROCURE A REGISTRATION OR ATTEMPTING TO REGISTER WHEN NOT QUALIFIED ARE FELONIES PUNISHABLE BY NOT MORE THAN 5 YEARS IMPRISONMENT OR A FINE OF NOT MORE THAN $5,000 OR BOTH.

1. Print in ink or type all information requested on the white card.

2. ~~Check male or female whichever applies.~~ Your telephone number is optional.

3. ~~Print or type Social Security number and telephone number, if available.~~

~~4.~~3. If your name has been changed through marriage, divorce or decree or order of court since your last voter registration or residence, print or type your former name on the appropriate line.

~~5.~~4. Last previous address - Print or type your last address before moving to present address.

~~6.~~5. Address of last previous registration - Print or type the address from which you were last registered to vote. If same as last previous address, print or type "same". If you have never been registered to vote before, print or type "none".

~~7.~~6. After the white card is completed, sign your full name in ink on the appropriate line on both the white card and the grey card.

~~8.~~ 7. The grey card must be signed in ink on the line where it is required, but do not fill out the grey card. It will be typed in by the voter registration office.

~~9.~~ 8. After the first card is completed and both cards are signed, seal using sealing tab attached.

~~10.~~ 9. Complete the address on the reverse of the white registration card by filling in the name of the county where you reside and the county seat. Mail or deliver to the auditor.

APPROVED AS TO FORM AND LEGALITY
Nov. 5 1974
WARREN SPANNAUS, ATTORNEY GENERAL
BY: Michael R Miller
SPECIAL ASSISTANT ATTORNEY GENERAL

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
NOV 5 - 1974 - 3:45 pm
Arlen I. Erdahl
Secretary of State

FILED
RICHARD L. BRUBACHER
Commissioner of Administration
NOV 5 1974 3:55 pm
BY Eda Staudenmaier EJ
AUTH. SIGNATURE

FINAL RULES

OF THE SECRETARY OF STATE

FOR THE PREPARATION OF THE STATE WHITE BALLOT

(Implementing Minnesota Statutes, Chapters 202, 203, 204 and 207)

September 10, 1974

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SecStat 2101 Definition. The "state white ballot" is used at general elections and is the paper ballot on which are printed the names of the candidates nominated for the offices of senator and representative in Congress, senator and representative in the legislature, governor and lieutenant governor, secretary of state, state auditor, state treasurer, attorney general and chief justice and associate justice of the supreme court.

SecStat 2102 Auditor's Duties. The state white ballot shall be prepared under the direction of the county auditors and a sufficient number thereof to enable the clerks to comply with the provisions of Minnesota Statutes, Section 203.27, Subdivision 2. It shall be the duty of the county auditors to prepare and print the state white ballot as soon as practicable, but in no event less than 15 days before the election. Two weeks before the general election the auditor shall file sample copies of the state white ballot in his office for public inspection. Two weeks before the general election the auditor shall give one week's published notice of the contents of the state white ballot.

SecStat 2103 Form of Ballots; Size, Weight and Color. The state white ballot shall be printed with black ink on white newsprint paper as close as practicable to 30#. The ballot shall be 5-1/4" wide and printed so as to be easily legible, with suitable lines for divisions between candidates offices, instructions and other matter proper to be printed on the ballot. The auditor shall prepare the ballots in such a manner as to enable the voter to understand what candidates have been nominated and how many are to be elected to each office and to designate his choice easily and accurately.

Sec Stat 2104 Top of Ballot. At the top of the state white ballot shall be printed in upper and lower case letters the words "Put an (X) opposite the name of each candidate you wish to vote for in the square indicated by the arrow." On the left side of the words and directly above the squares in which a voter marks his choices shall be printed a small arrow or point pointing downward.

SecStat 2105 Ballot Heading. Below the marking instructions on the state white ballot shall be printed the words "STATE BALLOT" in upper case letters.

SecStat 2106 Offices. The offices shall appear on the state white ballot in the following order and shall be identified as follows in upper case letters:

"UNITED STATES SENATOR IN CONGRESS"

"UNITED STATES REPRESENTATIVE IN CONGRESS"

"SENATOR IN THE LEGISLATURE"

"REPRESENTATIVE IN THE LEGISLATURE"

"GOVERNOR AND LIEUTENANT GOVERNOR"

"SECRETARY OF STATE"

"STATE AUDITOR"

"STATE TREASURER"

"ATTORNEY GENERAL"

"CHIEF JUSTICE OF THE SUPREME COURT"

"ASSOCIATE JUSTICE OF THE SUPREME COURT"

If an office is not to be filled at a general election, the office shall not appear on the ballot. Directly underneath the titles of the offices of representative in congress and senator and representative in the legislature shall be printed in upper case letters the

district (e.g. "SIXTH DISTRICT") that the person elected will represent. A single vote shall be cast for governor and lieutenant governor. Each justice of the supreme court is deemed to hold a separate office. Directly beneath the titles of the offices of justices of the supreme court, each office shall be identified in upper case letters as follows:

"FOR THE OFFICE OF ASSOCIATE JUSTICE (or CHIEF JUSTICE) OF THE SUPREME COURT TO WHICH (name of justice) WAS ELECTED FOR THE REGULAR TERM (or WAS APPOINTED)."

The appropriate designation shall be printed on the ballot with the name of the justice whose successor is to be elected printed in the appropriate place. At least 32 days before a general election, the secretary of state shall certify to the county auditors the order in which the offices of associate justice shall appear.

SecStat 2107 Number of Candidates. Directly underneath the title and identification of each office shall be printed in upper case letters the words "VOTE FOR ONE" or more, according to the number to be elected.

SecStat 2108 Names of Candidates. The full name of each candidate shall be printed in upper case letters at right angles to the length of the state white ballot. At least 32 days before a general election, the secretary of state shall certify to each county auditor the nominations that are required by law to be certified by the secretary and that are required by law to appear on the ballot in the county. Below the name of the last candidate for each office shall be placed as many blank lines as there are offices of that kind to be filled,

and on the blank lines the voter may write the names of persons not printed on the ballot for whom he desires to vote. When no person has filed for an office to be filled, the title and identification of the office shall be printed on the ballot with as many blank lines below as there are offices to be filled; the voter's choice may be written in the blanks. On the left side of the ballot and on a line with the names of the candidates and the blank lines, there shall be placed squares, each square to be of the same size, in which the voter may designate his choice by a mark (X). The name of a candidate may not appear on a ballot in any way which gives the candidate an advantage over an opponent except as provided by law.

SecStat 2109 Designation of Candidates. The name of each candidate for a partisan office shall be followed on the same line in upper and lower case letters by the designation in not more than three words of the party or principle the candidate represents. The word "Democratic," "Farmer," "Labor" or "Republican" may not be used in the designation of a candidate representing a party other than the Democratic-Farmer-Labor or Republican. The word "nonpartisan" may not be used in the designation of any candidate. The name of each candidate for a nonpartisan office shall be followed on the same line in upper and lower case letters by the words "Nominated Without Party Designation." If a justice of the supreme court is a candidate to succeed himself, the word "Incumbent" shall be printed in upper and lower case letters on the same line and following the candidate's name; in this situation only, the words "Nominated Without Party Designation" shall be printed

in upper and lower case letters directly beneath the word "Incumbent." The words "Nominated by Petition" shall be printed in upper and lower case letters directly underneath the designation of party or principle.

SecStat 2110 Order of Candidates. At least 32 days before a general election, the secretary of state shall certify to the county auditors the order in which the names of the candidates representing the "Republican" and "Democratic-Farmer-Labor" parties shall appear for every partisan office on the state white ballot. Candidates nominated by petition shall appear on the ballot beneath the names of the candidates of the "Republican" and "Democratic-Farmer-Labor" parties and in the order in which the petitions were filed with the filing officer. The names of the candidates for nonpartisan offices shall be rotated on the state white ballot so that each name appears substantially an equal number of times at the top, at the bottom and at each intermediate place in the group of candidates for an office.

SecStat 2111 Back of Ballot. On the back of the state white ballot shall be printed the words "OFFICIAL BALLOT," the date of the election, a facsimile of the official signature of the county auditor under whose direction the ballot is printed and lines for the initials of two judges. The printing shall be so placed as to be visible when the ballot is properly folded for deposit.

SecStat 2112 Type Styles and Sizes. The words "Put an (X) opposite the name of each candidate you wish to vote for in the square indicated by the arrow" shall be printed in upper and lower case in as close to 8 point Century Bold type as practicable.

The words "STATE BALLOT", shall be printed in upper case in as close to 18 point Franklin Gothic type as practicable.

The office and its identification shall be printed in upper case in as close to 10 point Century Bold type as practicable.

The words "VOTE FOR ONE" shall be printed in upper case in as close to 8 point Century Bold type as practicable.

The names of the candidates shall be printed in upper case in as close to 8 point Century Bold type as practicable.

The party designation or political principle and the words "Nominated Without Party Designation," "Incumbent" and "Nominated by Petition" shall be printed in upper and lower case in as close to 8 point Century Bold type as practicable.

The words "OFFICIAL BALLOT" on the back of the ballot shall be printed in upper case in as close to 18 point Cheltingham Bold as practicable, the date in upper case in as close to 8 point Antique as practicable, the words "County Auditor" in lower case in as close to 8 point Antique as practicable and the word "Judge" in upper and lower case in as close to 10 point Caslon Old Face Italic as practicable.

SecStat 2113 Binding of Ballots. The state white ballots shall be bound in blocks of 50, and there shall be a band around each block of 50 ballots. The band around the block of ballots shall contain a facsimile of the state seal, the words "50 State Ballots," the official signature of the county auditor preparing the ballots and the date of the election. The band shall also contain the

following instructions to the election judges:

Instructions to Judges of Election

> The Judge of Election receiving the ballots for delivery to the Election Board must not remove this slip or withdraw a ballot from the package, but must deliver it as he receives it to the Election Board.
>
> Before the voting begins, or as soon thereafter as possible, two judges shall place their initials on the backs of all the ballots they have, directly under or opposite the facsimile of the signature of the officer under whose direction the ballots were printed, and shall not otherwise mark the same.
>
> No official ballot shall be distributed except in the voting room to voters about to vote, and no ballot which is not officially endorsed in the handwriting of such judges shall be placed in the box.
>
> Having withdrawn from the voting booth with his ballots, the voter shall hand them to the judge in charge of the ballot boxes. The judge immediately shall deposit each ballot in the proper box.

SecStat 2114 Example Ballots. At least 32 days before a general election, the secretary of state shall supply each auditor with a copy of an example ballot. The secretary of state shall have printed on the ballot the names of all candidates for statewide office. The state white ballot shall conform in all respects to the example ballot.

SecStat 2115 Reimbursement of Costs. On or before December 31 of every general election year and within 45 days of a special election, the county auditor shall submit to the secretary of state a statement of the costs of preparation of the state white ballot. The statement shall be submitted in triplicate and shall be accompanied by one copy of the printer's invoice. The statement shall contain the name and address of the printer, the number of white ballots printed, the cost to the county of printing and an itemization of any other costs.

PROPOSED RULES
OF THE SECRETARY OF STATE
FOR THE PREPARATION OF THE STATE WHITE BALLOT

(Implementing Minnesota Statutes, Chapters 202,203 and 207)

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SecStat 2101 Definition. The "state white ballot" is used at general elections and is the paper ballot on which are printed the names of the candidates nominated for the offices of senator and representative in Congress, senator and representative in the legislature, governor and lieutenant governor, secretary of state, state auditor, state treasurer, attorney general and chief justice and associate justice of the supreme court.

SecStat 2102 Auditor's Duties. The state white ballot shall be prepared under the direction of the county auditors and a sufficient number thereof to enable the clerks to comply with the provisions of Minnesota Statutes, Section 203.27, Subdivision 2. It shall be the duty of the county auditors to prepare and print the state white ballot as soon as practicable, but in no event less than 15 days before the election. Two weeks before the general election the auditor shall file sample copies of the state white ballot in his office for public inspection. Two weeks before the general election the auditor shall give one week's published notice of the contents of the state white ballot.

SecStat 2103 Form of Ballots; Size, Weight and Color. The state white ballot shall be printed with black ink on 32# white newsprint paper. The ballot shall be 5-1/4" wide and printed so as to be easily legible, with suitable lines for divisions between candidates offices, instructions and other matter proper to be printed on the ballot. The auditor shall prepare the ballots in such a manner as to enable the voter to understand what candidates have been nominated and how many are to be elected to each office and to designate his choice easily and accurately.

SecStat 2104 Top of Ballot. At the top of the state white ballot shall be printed in upper and lower case letters the words "Put an (X) opposite the name of each candidate you wish to vote for in the square indicated by the arrow." On the left side of the words and directly above the squares in which a voter marks his choices shall be printed a small arrow or point pointing downward.

SecStat 2105 Ballot Heading. Below the marking instructions on the state white ballot shall be printed the words "STATE BALLOT" in upper case letters.

SecStat 2106 Offices. The offices shall appear on the state white ballot in the following order and shall be identified as follows in upper case letters:

"UNITED STATES SENATOR IN CONGRESS"

"UNITED STATES REPRESENTATIVE IN CONGRESS"

"SENATOR IN THE LEGISLATURE"

"REPRESENTATIVE IN THE LEGISLATURE"

"GOVERNOR AND LIEUTENANT GOVERNOR"

"SECRETARY OF STATE"

"STATE AUDITOR"

"ATTORNEY GENERAL"

"CHIEF JUSTICE OF THE SUPREME COURT"

"ASSOCIATE JUSTICE OF THE SUPREME COURT"

If an office is not to be filled at a general election, the office shall not appear on the ballot. Directly underneath the titles of the offices of representative in congress and senator and representative in the legislature shall be printed in upper case letters the

district (e.g. "SIXTH DISTRICT") that the person elected will represent. A single vote shall be cast for governor and lieutenant governor. Each justice of the supreme court is deemed to hold a separate office. Directly beneath the titles of the offices of justices of the supreme court, each office shall be identified in upper case letters as follows:

"FOR THE OFFICE OF ASSOCIATE JUSTICE (or CHIEF JUSTICE) OF THE SUPREME COURT TO WHICH (name of justice) WAS ELECTED FOR THE REGULAR TERM (or WAS APPOINTED)."

The appropriate designation shall be printed on the ballot with the name of the justice whose successor is to be elected printed in the appropriate place. The secretary of state shall certify to the county auditors the order in which the offices of associate justice shall appear, and the offices shall appear in that order.

SecStat 2107 Number of Candidates. Directly underneath the title and identification of each office shall be printed in upper case letters the words "VOTE FOR ONE" or more, according to the number to be elected.

SecStat 2108 Names of Candidates. The full name of each candidate shal be printed in upper case letters at right angles to the length of the state white ballot. The secretary of state shall certify to each county auditor the nominations that are required by law to be certified by the secretary and that are required by law to appear on the ballot in the county. Below the name of the last candidate for each office shall be placed as many blank lines as there are offi of that kind to be filled, and on the blank lines the voter may write

the names of persons not printed on the ballot for whom he desires to vote. When no person has filed for an office to be filled, the title and identification of the office shall be printed on the ballot with as many blank lines below as there are offices to be filled; the voter's choice may be written in the blanks. On the left side of the ballot and on a line with the names of the candidates and the blank lines, there shall be placed squares, each square to be of the same size, in which the voter may designate his choice by a mark (X). The name of a candidate may not appear on a ballot in any way which gives the candidate an advantage over an opponent except as provided by law.

SecStat 2109 Designation of Candidates. The name of each candidate for a partisan office shall be followed on the same line in upper and lower case letters by the designation in not more than three words of the party or principle the candidate represents. The word "Democratic," "Farmer," "Labor" or "Republican" may not be used in the designation of a candidate representing a party other than the Democratic-Farmer-Labor or Republican. The word "nonpartisan" may not be used in the designatio of any candidate. The name of each candidate for a nonpartisan offic shall be followed on the same line in upper and lower case letters by the words "Nominated Without Party Designation." If a justice of the supreme court is a candidate to succeed himself, the word "Incumbent" shall be printed in upper and lower case letters on the same line and following the candidate's name; in this situation Only, the words "Nominated Without Party Designation" shall be printe in upper and lower case letters directly beneath the word "Incumbent.

The words "Nominated by Petition" shall be printed in upper and lower case letters directly underneath the designation of party or principle.

SecStat 2110 Order of Candidates. The secretary of state shall certify to the county auditors the order in which the names of the candidates representing the "Republican" and "Democratic-Farmer-Labor" parties shall appear for every partisan office on the state white ballot; the names shall be placed on the ballot in that order. Candidates nominated by petition shall appear on the ballot beneath the names of the candidates of the "Republican" and "Democratic-Farmer-Labor" parties and in the order in which the petitions were filed with the filing officer. The names of the candidates for nonpartisan offices shall be rotated on the state white ballot so that each name appears substantially an equal number of times at the top, at the bottom and at each intermediate place in the group of candidates for an office.

SecStat 2111 Back of Ballot. On the back of the state white ballot shall be printed the words "OFFICIAL BALLOT," the date of the election, a facsimile of the official signature of the county auditor under whose direction the ballot is printed and lines for the initials of two judges. The printing shall be so placed as to be visible when the ballot is properly folded for deposit.

SecStat 2112 Type Styles and Sizes. The words "Put an (X) opposite the name of each candidate you wish to vote for in the square indicated by the arrow" shall be printed in upper and lower case 8 point Century Bold type.

The words "STATE BALLOT", shall be printed in upper case 18 point Franklin Gothic type.

The office and its identification shall be printed in upper case 10 point Century Bold type.

The words "VOTE FOR ONE" shall be printed in upper case 8 point Century Bold type.

The names of the candidates shall be printed in upper case 8 point Century Bold type.

The party designation or political principle and the words "Nominated Without Party Designation," "Incumbent" and "Nominated by Petition" shall be printed in upper and lower case 8 point Century Bold type.

The words "OFFICIAL BALLOT" on the back of the ballot shall be printed in upper case 18 point Cheltingham Bold, the date in upper case 8 point Antique, the words "Secretary of State" in lower case 8 point Antique and the word "Judge" in upper and lower case 10 point Caslon Old Face Italic.

SecStat 2113 Binding of Ballots. The state white ballots shall be bound in blocks of 50, and there shall be a band around each block of 50 ballots. The band around the block of ballots shall contain a facsimile of the state seal, the words "50 State Ballots," the official signature of the county auditor preparing the ballots and the date of the election. The band shall also contain the following instructions to the election judges:

Instructions to Judges of Election

The Judge of Election receiving the ballots for delivery to the Election Board must not remove this slip or withdraw a ballot from the package, but must deliver it as he receives it to the Election Board.

Before the voting begins, or as soon thereafter as possible, two judges shall place their initials on the backs of all the ballots they have, directly under or opposite the facsimile of the signature of the officer under whose direction the ballots were printed, and shall not otherwise mark the same.

No official ballot shall be distributed except in the voting room to voters about to vote, and no ballot which is not officially endorsed in the handwriting of such judges shall be placed in the box.

Having withdrawn from the voting booth with his ballots, the voter shall hand them to the judge in charge of the ballot boxes. The judge immediately shall deposit each ballot in the proper box.

SecStat 2114 Example Ballots. At the time of certification of names to the county auditors, the secretary of state shall supply each auditor with a copy of an example ballot. The secretary of state shall have printed on the ballot the names of all candidates for whom the secretary is the filing officer. The state white ballot shall conform in all respects to the example ballot.

SecStat 2115 Reimbursement of Costs. On or before December 31 of every general election year and within 45 days of a special election, the county auditor shall submit to the secretary of state a statement of the costs of preparation of the state white ballot. The statement shall be submitted in triplicate and shall be accompanied by one copy of the printer's invoice. The statement shall contain the name and address of the printer, the number of white ballots printed, the cost to the county of printing and an itemization of any other cos

PROPOSED RULES

OF THE SECRETARY OF STATE

FOR VOTER REGISTRATION

(Implementing Minnesota Statutes, Chapter 201)

SecStat 301 is amended to read as follows:

SecStat 301 Specifications.

(a) Voter registration forms printed for the purposes of distribution and mailing shall be printed in the following manner:

(1) The size shall be 6" x 12-3/4" (including 3/4" stub).
(2) The paper shall be white 80 lb. offset.
(3) The ink shall be black (face and back).
(4) The duplicate card shall have a very light grey screen.
(5) The card shall have three 1/16" perforations that result in three equal size cards 6" x 4".
(6) The top stub shall have a substance applied to it so that the card can be sealed when it is folded together for mailing.

(b) The original voter registration card shall be in the following form:

VOTER REGISTRATION CARD
Please type or print in ink
Read instructions before completing

Name _____
Last First Middle

Mailing Address _____
(Do not use P.O. Box, include county)

Village or Township (if different from above) _____

_____

~~Birthdate~~ _____/_____/_____ ~~Male~~ ☐ ~~Female~~ ☐

~~Social Security No.~~ _____ ~~Tele. No.~~ _____

Telephone Number (optional) _____

Previous name (if changed) _____

Last previous registration (if any) _____
Street or Route No.

_____
Apt. No. City, Village or Township County State Zip

Address of last previous registration (if any)_____

_____
Street or Route No. Apt. No. City, Village or Township

_____
County State Zip

BE SURE TO CHECK INSTRUCTIONS TO DETERMINE WHETHER YOU ARE QUALIFIED TO REGISTER.

I certify that the above facts are correct and I understand that giving false information to procure a registration is a felony punishable by not more than 5 years imprisonment and a fine of not more than $5,000. or both.

___/___/___
Date

X_____
Signature
Be sure to sign duplicate card.

In the upper right hand corner of the card there shall be a 1-1/2" wide by 1" long box marked for "office use only". In the box there shall be: "W_____", "P_____" and "SD_____". (These initials stand for "ward","precinct" and "school district".)

(c) The duplicate voter registration card shall be in the following form:

DUPLICATE VOTER REGISTRATION CARD
Sign this card-do not complete
The information will be typed by voter registration office

Name_____
Last First Middle

Mailing Address_____
(Do not use P.O. Box, include county)

Village or Township (if different from above)_____

~~Birthdate~~_____/_____/_____ ~~Male~~ ___ ~~Female~~ ___

~~Social Security No.~~_____ ~~Tele. No.~~_____

Telephone Number (optional)_____

Previous name (if changed)_____

Last previous registration (if any) _____
Street or Route No.

_____
Apt.No. City, Village or Township County State Zip

Address of last previous registration (if any) _____
Street or

_____
Route No. Apt. No. City, Village or Township

_____
County State Zip

BE SURE TO CHECK INSTRUCTIONS TO DETERMINE WHETHER YOU ARE QUALIFIED TO REGISTER.

__/__/__ X_____
Date Signature

For identification only.

In the upper right hand corner of the card there shall be a 1-1/2" wide by 1" long box marked for "office use only". In the box there shall be: "W_____", "P_____" and "SD_____". (These initials stand for "ward", "precinct" and "school district".)

(d) The instruction card shall be in the following form:

INSTRUCTIONS FOR VOTER REGISTRATION

Eligible voter means a person who at the time of any election:

(a) Is 18 years of age or older,

(b) Is a citizen of the United States and

(c) Has resided in Minnesota for 20 days.

The following persons are not eligible voters:

(a) Any person who has been convicted of a felony or treason, who has not been restored to his civil rights;

(b) Any person who is under guardianship over his person;

(c) Any person who is adjudicated to be non-compos mentis or insane; and

(d) Any person who is not properly registered.

GIVING FALSE INFORMATION TO PROCURE A REGISTRATION OR ATTEMPTING TO REGISTER WHEN NOT QUALIFIED ARE FELONIES PUNISHABLE BY NOT MORE THAN 5 YEARS IMPRISONMENT OR A FINE OF NOT MORE THAN $5,000 OR BOTH.

1. Print in ink or type all information requested on the white card.

2. ~~Check male or female whichever applies.~~ Your telephone number is optional.

~~3. Print or type Social Security number and telephone number, if available.~~

~~4.~~ 3. If your name has been changed through marriage, divorce or decree or order of court since your last voter registration or residence, print or type your former name on the appropriate line.

~~5.~~ 4. Last previous address - Print or type your last address before moving to present address.

~~6.~~ 5. Address of last previous registration - Print or type the address from which you were last registered to vote. If same as last previous address, print or type "same". If you have never been registered to vote before, print or type "none".

~~7.~~ 6. After the white card is completed, sign your full name in ink on the appropriate line on both the white card and the grey card.

~~8.~~ 7. The grey card must be signed in ink on the line where it is required, but do not fill out the grey card. It will be typed in by the voter registration office.

~~9.~~ 8. After the first card is completed and both cards are signed, seal using sealing tab attached.

~~10.~~ 9. Complete the address on the reverse of the white registration card by filling in the name of the county where you reside and the county seat. Mail or deliver to the auditor.