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State of Minnesota
HOUSE OF REPRESENTATIVES

NINETY-THIRD SESSION

H. F. No. 3

- 01/04/2023 Authored by Greenman, Hortman, Long, Freiberg, Frazier and others
- 02/09/2023 The bill was read for the first time and referred to the Committee on Elections Finance and Policy
- 02/15/2023 Adoption of Report: Amended and re-referred to the Committee on Transportation Finance and Policy
- 02/27/2023 Adoption of Report: Amended and re-referred to the Committee on Public Safety Finance and Policy
- 03/01/2023 Adoption of Report: Re-referred to the Committee on Human Services Finance
- 03/06/2023 Adoption of Report: Re-referred to the Committee on Judiciary Finance and Civil Law
- 03/06/2023 Adoption of Report: Amended and re-referred to the Committee on State and Local Government Finance and Policy

1.1 A bill for an act

1.2 relating to elections; modifying provisions related to voter registration; absentee

1.3 voting; requiring voting instructions and sample ballots to be multilingual and

1.4 interpreters to be provided in certain situations; regulating intimidation, deceptive

1.5 practices, and interference with voter registration and voting; campaign finance;

1.6 expanding the definition of express advocacy; providing penalties; requiring reports;

1.7 appropriating money; amending Minnesota Statutes 2022, sections 10A.01,

1.8 subdivision 16a; 10A.27, subdivision 11; 13.607, by adding a subdivision; 171.06,

1.9 subdivision 3; 201.054, subdivisions 1, 2; 201.061, by adding a subdivision;

1.10 201.071, subdivision 1; 201.091, subdivision 4; 201.161; 201.162; 203B.04,

1.11 subdivisions 1, 5; 203B.06, subdivisions 1, 3; 203B.12, by adding subdivisions;

1.12 203B.121, subdivision 2; 211B.15, subdivisions 1, 7b, by adding subdivisions;

1.13 211B.32, subdivision 1; proposing coding for new law in Minnesota Statutes,

1.14 chapters 204B; 211B.

1.15 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.16 **ARTICLE 1**

1.17 **STRENGTHEN THE FREEDOM TO VOTE**

1.18 Section 1. Minnesota Statutes 2022, section 13.607, is amended by adding a subdivision

1.19 to read:

1.20 Subd. 9. **Ineligible voter data.** Any data transferred to the secretary of state regarding

1.21 applicants who are determined ineligible to register to vote is governed by section 201.161.

1.22 Sec. 2. Minnesota Statutes 2022, section 171.06, subdivision 3, is amended to read:

1.23 Subd. 3. **Contents of application; other information.** (a) An application must:

1.24 (1) state the full name, date of birth, sex, and either (i) the residence address of the

1.25 applicant, or (ii) designated address under section 5B.05;

2.1 (2) as may be required by the commissioner, contain a description of the applicant and
2.2 any other facts pertaining to the applicant, the applicant's driving privileges, and the
2.3 applicant's ability to operate a motor vehicle with safety;

2.4 (3) state:

2.5 (i) the applicant's Social Security number; or

2.6 (ii) if the applicant does not have a Social Security number and is applying for a
2.7 Minnesota identification card, instruction permit, or class D provisional or driver's license,
2.8 that the applicant certifies that the applicant is not eligible for a Social Security number;

2.9 (4) contain a notification to the applicant of the availability of a living will/health care
2.10 directive designation on the license under section 171.07, subdivision 7; ~~and~~

2.11 (5) include a method for the applicant to:

2.12 (i) request a veteran designation on the license under section 171.07, subdivision 15,
2.13 and the driving record under section 171.12, subdivision 5a;

2.14 (ii) indicate a desire to make an anatomical gift under subdivision 3b, paragraph (e);

2.15 (iii) as applicable, designate document retention as provided under section 171.12,
2.16 subdivision 3c; and

2.17 (iv) indicate emergency contacts as provided under section 171.12, subdivision 5b; and

2.18 (6) meet the requirements under section 201.161, subdivision 3.

2.19 (b) Applications must be accompanied by satisfactory evidence demonstrating:

2.20 (1) identity, date of birth, and any legal name change if applicable; and

2.21 (2) for driver's licenses and Minnesota identification cards that meet all requirements of
2.22 the REAL ID Act:

2.23 (i) principal residence address in Minnesota, including application for a change of address,
2.24 unless the applicant provides a designated address under section 5B.05;

2.25 (ii) Social Security number, or related documentation as applicable; and

2.26 (iii) lawful status, as defined in Code of Federal Regulations, title 6, section 37.3.

2.27 (c) An application for an enhanced driver's license or enhanced identification card must
2.28 be accompanied by:

2.29 (1) satisfactory evidence demonstrating the applicant's full legal name and United States
2.30 citizenship; and

3.1 (2) a photographic identity document.

3.2 (d) A valid Department of Corrections or Federal Bureau of Prisons identification card
3.3 containing the applicant's full name, date of birth, and photograph issued to the applicant
3.4 is an acceptable form of proof of identity in an application for an identification card,
3.5 instruction permit, or driver's license as a secondary document for purposes of Minnesota
3.6 Rules, part 7410.0400, and successor rules.

3.7 Sec. 3. Minnesota Statutes 2022, section 201.054, subdivision 1, is amended to read:

3.8 Subdivision 1. **Registration.** (a) An individual may register to vote:

3.9 (1) at any time before the 20th day preceding any election as provided in section 201.061,
3.10 subdivision 1;

3.11 (2) on the day of an election as provided in section 201.061, subdivision 3; or

3.12 (3) when submitting an absentee ballot, by enclosing a completed registration application
3.13 as provided in section 203B.04, subdivision 4.

3.14 (b) An individual who is under the age of 18, but who is at least 16 years of age and
3.15 otherwise eligible, may submit a voter registration application as provided in section 201.061,
3.16 subdivisions 1 and 1b.

3.17 Sec. 4. Minnesota Statutes 2022, section 201.054, subdivision 2, is amended to read:

3.18 Subd. 2. **Prohibitions; penalty.** No individual shall intentionally:

3.19 (1) cause or attempt to cause the individual's name to be registered in any precinct if the
3.20 individual is not eligible to vote, except as permitted by section 201.061, subdivision 1b;

3.21 (2) cause or attempt to cause the individual's name to be registered for the purpose of
3.22 voting in more than one precinct;

3.23 (3) misrepresent the individual's identity when attempting to register to vote; or

3.24 (4) aid, abet, counsel, or procure any other individual to violate this subdivision.

3.25 A violation of this subdivision is a felony.

3.26 Sec. 5. Minnesota Statutes 2022, section 201.061, is amended by adding a subdivision to
3.27 read:

3.28 Subd. 1b. **Preregistration.** An individual who is under the age of 18, but who is at least
3.29 16 years of age and meets all requirements for eligibility in section 201.014, except for age,

4.1 may submit a voter registration application or be automatically registered under section
4.2 201.161 at the address in which the voter maintains residence pursuant to subdivision 1.
4.3 Nothing in this section shall be construed to entitle an individual to appear on a polling
4.4 place roster or cast a ballot at an election if the individual does not meet all eligibility
4.5 requirements for voting, including age.

4.6 Sec. 6. Minnesota Statutes 2022, section 201.071, subdivision 1, is amended to read:

4.7 Subdivision 1. **Form.** Both paper and electronic voter registration applications must
4.8 contain the same information unless otherwise provided by law. A voter registration
4.9 application must contain spaces for the following required information: voter's first name,
4.10 middle name, and last name; voter's previous name, if any; voter's current address; voter's
4.11 previous address, if any; voter's date of birth; voter's municipality and county of residence;
4.12 voter's telephone number, if provided by the voter; date of registration; current and valid
4.13 Minnesota driver's license number or Minnesota state identification number, or if the voter
4.14 has no current and valid Minnesota driver's license or Minnesota state identification, the
4.15 last four digits of the voter's Social Security number; a box to indicate a voter's preference
4.16 to join the permanent absentee voter list; and voter's signature. The paper registration
4.17 application may include the voter's email address, if provided by the voter. The electronic
4.18 voter registration application must include the voter's email address. The registration
4.19 application may include the voter's interest in serving as an election judge, if indicated by
4.20 the voter. The application must also contain the following certification of voter eligibility:

4.21 "I certify that I:

4.22 (1) ~~will be at least 18 years old on election day~~ am at least 16 years old and understand
4.23 that I must be at least 18 years old to be eligible to vote;

4.24 (2) am a citizen of the United States;

4.25 (3) will have resided in Minnesota for 20 days immediately preceding election day;

4.26 (4) maintain residence at the address given on the registration form;

4.27 (5) am not under court-ordered guardianship in which the court order revokes my right
4.28 to vote;

4.29 (6) have not been found by a court to be legally incompetent to vote;

4.30 (7) have the right to vote because, if I have been convicted of a felony, my felony sentence
4.31 has expired (been completed) or I have been discharged from my sentence; and

5.1 (8) have read and understand the following statement: that giving false information is a
5.2 felony punishable by not more than five years imprisonment or a fine of not more than
5.3 \$10,000, or both."

5.4 The certification must include boxes for the voter to respond to the following questions:

5.5 "(1) Are you a citizen of the United States?" and

5.6 "~~(2) Will you be 18 years old on or before election day~~ Are you at least 16 years old and
5.7 will you be at least 18 years old on or before the day of the election in which you intend to
5.8 vote?"

5.9 And the instruction:

5.10 "If you checked 'no' to either of these questions, do not complete this form."

5.11 The form of the voter registration application and the certification of voter eligibility
5.12 must be as provided in this subdivision and approved by the secretary of state. Voter
5.13 registration forms authorized by the National Voter Registration Act must also be accepted
5.14 as valid. The federal postcard application form must also be accepted as valid if it is not
5.15 deficient and the voter is eligible to register in Minnesota.

5.16 An individual may use a voter registration application to apply to register to vote in
5.17 Minnesota or to change information on an existing registration.

5.18 Sec. 7. Minnesota Statutes 2022, section 201.091, subdivision 4, is amended to read:

5.19 Subd. 4. **Public information lists.** The county auditor shall make available for inspection
5.20 a public information list which must contain the name, address, year of birth, and voting
5.21 history of each registered voter in the county. Data on applicants submitted pursuant to
5.22 section 201.061, subdivision 1b, are not part of the public information list until the voter is
5.23 registered or has voting history. The list must not include the party choice of any voter who
5.24 voted in a presidential nomination primary. The telephone number must be included on the
5.25 list if provided by the voter. The public information list may also include information on
5.26 voting districts. The county auditor may adopt reasonable rules governing access to the list.
5.27 No individual inspecting the public information list shall tamper with or alter it in any
5.28 manner. No individual who inspects the public information list or who acquires a list of
5.29 registered voters prepared from the public information list may use any information contained
5.30 in the list for purposes unrelated to elections, political activities, or law enforcement. The
5.31 secretary of state may provide copies of the public information lists and other information
5.32 from the statewide registration system for uses related to elections, political activities, or

6.1 in response to a law enforcement inquiry from a public official concerning a failure to
6.2 comply with any criminal statute or any state or local tax statute.

6.3 Before inspecting the public information list or obtaining a list of voters or other
6.4 information from the list, the individual shall provide identification to the public official
6.5 having custody of the public information list and shall state in writing that any information
6.6 obtained from the list will not be used for purposes unrelated to elections, political activities,
6.7 or law enforcement. Requests to examine or obtain information from the public information
6.8 lists or the statewide registration system must be made and processed in the manner provided
6.9 in the rules of the secretary of state.

6.10 Upon receipt of a statement signed by the voter that withholding the voter's name from
6.11 the public information list is required for the safety of the voter or the voter's family, the
6.12 secretary of state and county auditor must withhold from the public information list the
6.13 name of a registered voter.

6.14 Sec. 8. Minnesota Statutes 2022, section 201.161, is amended to read:

6.15 **201.161 DRIVER'S LICENSE AND IDENTIFICATION CARD APPLICATIONS**
6.16 **AUTOMATIC VOTER REGISTRATION.**

6.17 Subdivision 1. Automatic registration. (a) Except as otherwise provided in this section,
6.18 an individual must be registered to vote if the individual is eligible to vote under section
6.19 201.014 and properly completes and submits one of the following applications, if the
6.20 application includes documentation or verification of United States citizenship or records
6.21 reflect that the applicant provided proof of citizenship during a previous agency transaction:

6.22 (1) an application for a new or renewed Minnesota driver's license or identification card;

6.23 (2) an initial or renewal application for MinnesotaCare under chapter 256L or medical
6.24 assistance under chapter 256B; or

6.25 (3) an application for benefits or services to a state agency participating under subdivision
6.26 5.

6.27 (b) If a registered voter supplies a different name or address as part of an application
6.28 under this subdivision from the name and address in the voter registration record, the
6.29 registrant's voter registration record must be updated to reflect the name or address
6.30 information provided.

6.31 Subd. 2. Option to decline. Upon receipt of the registration information, the county
6.32 auditor must promptly mail to the individual a notice that provides an opportunity to decline

7.1 the registration. An individual must not be registered if the individual declines to be registered
7.2 within 20 days of the date of the mailing of the notice under this section. An otherwise
7.3 eligible individual who declines to register must be offered a new registration opportunity
7.4 with each qualifying application submitted under subdivision 1.

7.5 Subd. 3. **Department of Public Safety.** (a) The ~~Department~~ commissioner of public
7.6 safety ~~shall, in consultation with the secretary of state, must change its~~ the applications for
7.7 an original, duplicate, or change of address driver's license or identification card so that ~~the~~
7.8 forms ~~may also serve as voter registration applications. The forms must contain spaces for~~
7.9 all information collected by voter registration applications prescribed by the secretary of
7.10 state. Applicants for driver's licenses or identification cards must be asked if they want to
7.11 register to vote at the same time and that information must be transmitted at least weekly
7.12 any forms where applicants may provide documentation of United States citizenship contain
7.13 spaces for all information required to register to vote, as prescribed by the secretary of state.
7.14 Unless the applicant has provided an address other than the applicant's address of residence
7.15 under section 171.12, subdivision 7, paragraph (d), the commissioner must transmit the
7.16 information daily by electronic means to the secretary of state. Pursuant to the Help America
7.17 Vote Act of 2002, Public Law 107-252, the computerized driver's license record containing
7.18 the voter's name, address, date of birth, citizenship, driver's license number or state
7.19 identification number, county, ~~town~~, and city or town must be made available for access by
7.20 the secretary of state and interaction with the statewide voter registration system. The
7.21 commissioner must submit data to the secretary of state identifying the total number of
7.22 individuals that completed qualifying transactions under this section and the total number
7.23 of individuals whose records were ultimately transferred for registration. At a minimum,
7.24 the commissioner must submit the data to the secretary of state on the same day each month.
7.25 The secretary of state must publish a monthly report of this data.

7.26 (b) An applicant's information must not be transmitted to the secretary of state under
7.27 this section unless the applicant provides documentation of United States citizenship or
7.28 records maintained by the Department of Public Safety indicate that the applicant provided
7.29 documentation demonstrating United States citizenship as part of a previous license or
7.30 identification card transaction. If the applicant does not provide or has not previously
7.31 provided documentation of United States citizenship, the commissioner must provide
7.32 information during the transaction regarding voter registration and eligibility criteria. If the
7.33 applicant provides documentation during the transaction indicating that the applicant is not
7.34 a United States citizen, the applicant's information must not be transmitted to the secretary
7.35 of state and the applicant must not be offered a voter registration opportunity.

8.1 (c) No applicant may be registered to vote under this subdivision until:

8.2 (1) the commissioner of public safety has certified that the department's systems have
8.3 been tested and can accurately provide the required data and accurately exclude from
8.4 transmission data on individuals who have not provided documentary evidence of United
8.5 States citizenship; and

8.6 (2) the secretary of state has certified that the system for automatic registration of those
8.7 applicants has been tested and is capable of properly determining whether an applicant is
8.8 eligible to submit a voter registration application.

8.9 The department's systems must be tested and accurately provide the necessary data no later
8.10 than December 1, 2023.

8.11 (d) For purposes of this section, "driver's license" includes any instruction permit,
8.12 provisional license, limited license, restricted license, or operator's permit issuable by the
8.13 commissioner of public safety under chapter 171.

8.14 Subd. 4. **Department of Human Services.** (a) If permitted by the federal government,
8.15 the commissioner of human services, in consultation with the secretary of state, must ensure
8.16 the applications described in subdivision 1, paragraph (a), clause (2), also serve as voter
8.17 registration applications for applicants 18 years of age or older whose United States
8.18 citizenship has been verified as part of the application. The commissioner must transmit
8.19 information required to register to vote, as prescribed by the secretary of state, daily by
8.20 electronic means to the secretary of state for an individual whose United States citizenship
8.21 has been verified. The commissioner must submit data to the secretary of state identifying
8.22 the total number of individuals who completed qualifying transactions under this section
8.23 and the total number of individuals whose records were ultimately transferred for registration.
8.24 At a minimum, the commissioner must submit the data to the secretary of state on the same
8.25 day each month.

8.26 (b) No applicant may be registered to vote under this subdivision until (1) the
8.27 commissioner of human services has certified that the department's systems have been tested
8.28 and can accurately provide the required data and accurately exclude from transmission data
8.29 on individuals who have not provided documentary evidence of United States citizenship,
8.30 and (2) the secretary of state has certified that the system for automatic registration of those
8.31 applicants has been tested and is capable of properly determining whether an applicant is
8.32 eligible to vote. The department's systems must be tested and accurately provide the necessary
8.33 data no later than September 30 of the year following the year in which federal approval or
8.34 permission is given.

9.1 Subd. 5. Other agencies and units of government. (a) The commissioner of management
9.2 and budget must, in consultation with the secretary of state, identify any other state agency
9.3 that is eligible to implement automatic voter registration. The commissioner must consider
9.4 a state agency eligible if the agency collects, processes, or stores the following information
9.5 as part of providing assistance or services: name, residential address, date of birth, and
9.6 citizenship verification. An eligible agency must submit a report to the governor and secretary
9.7 of state no later than December 1, 2024, describing steps needed to implement automatic
9.8 voter registration, barriers to implementation and ways to mitigate them, and applicable
9.9 federal and state privacy protections for the data under consideration. By June 1, 2025, the
9.10 governor, at the governor's sole discretion, must make final decisions, as to which agencies
9.11 will implement automatic voter registration by December 31, 2025, and which agencies
9.12 could implement automatic voter registration if provided with additional resources or if the
9.13 legislature changed the law to allow data to be used for automatic voter registration. The
9.14 governor must notify the commissioner of management and budget of the governor's
9.15 decisions related to automatic voter registration. By October 1, 2025, the commissioner of
9.16 management and budget must report to the chairs and ranking minority members of the
9.17 legislative committees with jurisdiction over election policy and finance. The report must
9.18 include:

9.19 (1) the agencies that will implement automatic voter registration by December 31, 2025;

9.20 (2) the agencies which could implement automatic voter registration if provided with
9.21 additional resources and recommendations on the necessary additional resources; and

9.22 (3) the agencies that could implement automatic voter registration if the legislature
9.23 changed the law to allow data to be used for voter registration and recommendations on
9.24 how the law could be changed to allow the use of the data for this purpose.

9.25 (b) An agency may not begin verifying citizenship as part of an agency transaction for
9.26 the sole purpose of providing automatic voter registration. Once an agency has implemented
9.27 automatic voter registration, it must continue to provide automatic voter registration unless
9.28 otherwise expressly required by law. For each individual whose United States citizenship
9.29 has been verified, the commissioner or agency head must transmit information required to
9.30 register to vote, as prescribed by the secretary of state, to the secretary of state by electronic
9.31 means. The governor must determine the frequency of the transmissions for each agency.

9.32 (c) No applicant may be registered to vote under this subdivision until (1) the agency's
9.33 commissioner or agency head has certified that the necessary systems have been tested and
9.34 can accurately provide the required data and accurately exclude from transmission data on

10.1 individuals whose United States citizenship has not been verified, and (2) the secretary of
10.2 state has certified that the system for automatic registration of those applicants has been
10.3 tested and is capable of properly determining whether an applicant is eligible to vote.

10.4 Subd. 6. **Registration.** (a) The secretary of state must compare all application information
10.5 submitted under this section with the information received under section 201.145 to determine
10.6 whether an applicant is eligible to vote. If an applicant appears on the list of individuals
10.7 who are ineligible to vote, the secretary of state must not process the application further
10.8 and must not share the applicant's information with the county for registration. For applicants
10.9 who do not appear to be ineligible to vote, the secretary of state must determine whether
10.10 the applicant whose information is submitted under this section is currently registered in
10.11 the statewide voter registration system.

10.12 (b) If the applicant is not currently registered in the statewide voter registration system,
10.13 the secretary of state must transmit the registration daily by electronic means to the county
10.14 auditor of the county where the voter resides.

10.15 (c) Any data regarding applicants who the secretary determines are not eligible to vote
10.16 are private data on individuals, as defined in section 13.02, subdivision 12.

10.17 (d) The county auditor must cancel the voter's record in the statewide voter registration
10.18 system upon receipt of a written request, signed by the voter, that the registration be removed.

10.19 Subd. 7. **Prosecution of registration violations; voluntary action required.** For
10.20 purposes of this section, the transfer of an individual's record under this section does not
10.21 constitute an attempt to register to vote or a completion of a voter registration form by that
10.22 individual. If such a registration is processed by the state and the individual thereafter
10.23 attempts to vote or votes, it is presumed to have been officially authorized by the state and
10.24 the individual is not subject to any penalty under this statute. This subdivision does not
10.25 apply to an individual who knowingly and willfully makes a false statement to effectuate
10.26 voter registration or who intentionally takes voluntary action to register to vote or vote
10.27 knowing of the individual's ineligibility to vote.

10.28 Subd. 8. **Effective date of registration.** Unless the applicant declines registration, the
10.29 effective date is the date that the county auditor processes the application. This subdivision
10.30 does not limit the ability of a person to register to vote on election day as provided in section
10.31 201.061, subdivision 3. Any person who submits a qualifying application under subdivision
10.32 1 that is dated during the 20 days before an election must be provided, at the time of
10.33 application, with a notice advising the applicant of the procedures to register to vote on
10.34 election day.

11.1 **EFFECTIVE DATE.** This section is effective July 1, 2023.

11.2 Sec. 9. Minnesota Statutes 2022, section 201.162, is amended to read:

11.3 **201.162 DUTIES OF STATE AGENCIES.**

11.4 The commissioner or chief administrative officer of each state agency or
11.5 community-based public agency or nonprofit corporation that contracts with the state agency
11.6 to carry out obligations of the state agency shall provide voter registration services for
11.7 employees and the public, including, as applicable, automatic voter registration or information
11.8 on voter eligibility and registration procedures as required under section 201.161. A person
11.9 may complete a voter registration application or apply to change a voter registration name
11.10 or address if the person has the proper qualifications on the date of application. Nonpartisan
11.11 voter registration assistance, including routinely asking members of the public served by
11.12 the agency whether they would like to register to vote and, if necessary, assisting them in
11.13 preparing the registration forms must be part of the job of appropriate agency employees.

11.14 **EFFECTIVE DATE.** This section is effective July 1, 2023.

11.15 Sec. 10. Minnesota Statutes 2022, section 203B.04, subdivision 1, is amended to read:

11.16 Subdivision 1. **Application procedures.** (a) Except as otherwise allowed by subdivision
11.17 2 or by section 203B.11, subdivision 4, an application for absentee ballots for any election
11.18 may be submitted at any time not less than one day before the day of that election. The
11.19 county auditor shall prepare absentee ballot application forms in the format provided by the
11.20 secretary of state and shall furnish them to any person on request. By January 1 of each
11.21 even-numbered year, the secretary of state shall make the forms to be used available to
11.22 auditors through electronic means. An application submitted pursuant to this subdivision
11.23 shall be in writing. An application may be submitted in person, by electronic facsimile
11.24 device, by electronic mail, or by mail to:

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

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

11.28 For a federal, state, or county election, an absentee ballot application may alternatively be
11.29 submitted electronically through a secure website that shall be maintained by the secretary
11.30 of state for this purpose. Notwithstanding paragraph (b), the secretary of state must require
11.31 applicants using the website to submit the applicant's email address and verifiable Minnesota

12.1 driver's license number, Minnesota state identification card number, or the last four digits
12.2 of the applicant's Social Security number.

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

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

- 12.13 (1) the applicant's Minnesota driver's license number;
- 12.14 (2) Minnesota state identification card number;
- 12.15 (3) the last four digits of the applicant's Social Security number; or
- 12.16 (4) a statement that the applicant does not have any of these numbers.

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

12.20 (d) An applicant's full date of birth, Minnesota driver's license or state identification
12.21 number, and the last four digits of the applicant's Social Security number must not be made
12.22 available for public inspection. An application may be submitted to the county auditor or
12.23 municipal clerk by an electronic facsimile device. An application mailed or returned in
12.24 person to the county auditor or municipal clerk on behalf of a voter by a person other than
12.25 the voter must be deposited in the mail or returned in person to the county auditor or
12.26 municipal clerk within ten days after it has been dated by the voter and no later than six
12.27 days before the election. ~~The absentee ballot applications or a list of persons applying for
12.28 an absentee ballot may not be made available for public inspection until the close of voting
12.29 on election day, except as authorized in section 203B.12, and must be available to the public
12.30 in the same manner as public information lists in section 201.091, subdivisions 4, 5, and 9.~~

12.31 (e) An application under this subdivision may contain an application under subdivision
12.32 5 to automatically receive an absentee ballot application.

12.33 **EFFECTIVE DATE.** This section is effective June 1, 2024.

13.1 Sec. 11. Minnesota Statutes 2022, section 203B.04, subdivision 5, is amended to read:

13.2 Subd. 5. **Permanent absentee voter status.** (a) An eligible voter may apply to a county
13.3 auditor or municipal clerk to automatically receive an absentee ballot ~~application~~ before
13.4 each election, other than an election by mail conducted under section 204B.45, and to have
13.5 the status as a permanent absentee voter indicated on the voter's registration record. An
13.6 eligible voter listed as an ongoing absentee voter as of July 31, 2013, pursuant to laws in
13.7 effect on that date, shall be treated as if the voter applied for status as a permanent absentee
13.8 voter pursuant to this subdivision.

13.9 (b) A voter who applies under paragraph (a) must automatically be provided an absentee
13.10 ballot ~~application~~ for each eligible election. A voter's permanent absentee status ends and
13.11 automatic ballot ~~application~~ delivery must be terminated on:

13.12 (1) the voter's written request;

13.13 (2) the voter's death;

13.14 (3) return of an absentee ballot as undeliverable; or

13.15 (4) a change in the voter's status to "challenged" or "inactive" in the statewide voter
13.16 registration system.

13.17 (c) The secretary of state shall adopt rules governing procedures under this subdivision.

13.18 (d) This subdivision does not apply to a voter residing in a jurisdiction that conducts
13.19 elections entirely by mail under section 204B.45.

13.20 **EFFECTIVE DATE.** This section is effective June 1, 2024.

13.21 Sec. 12. Minnesota Statutes 2022, section 203B.06, subdivision 1, is amended to read:

13.22 Subdivision 1. **Printing and delivery of forms.** Each county auditor and municipal
13.23 clerk shall prepare and print a sufficient number of blank application forms for absentee
13.24 ballots. The county auditor or municipal clerk shall deliver a blank application form to any
13.25 voter who requests one pursuant to section 203B.04. ~~Blank application forms must be mailed~~
13.26 ~~to eligible voters who have requested an application pursuant to section 203B.04, subdivision~~
13.27 ~~5, at least 60 days before:~~

13.28 ~~(1) each regularly scheduled primary for federal, state, county, city, or school board~~
13.29 ~~office;~~

13.30 ~~(2) each regularly scheduled general election for city or school board office for which~~
13.31 ~~a primary is not held; and~~

14.1 ~~(3) a special primary to fill a federal or county office vacancy or special election to fill~~
 14.2 ~~a federal or county office vacancy, if a primary is not required to be held pursuant to section~~
 14.3 ~~204D.03, subdivision 3, or 204D.07, subdivision 3; and~~

14.4 ~~(4) any election held in conjunction with an election described in clauses (1) to (3);~~
 14.5 ~~or at least 45 days before any other primary or other election for which a primary is not~~
 14.6 ~~held.~~

14.7 **EFFECTIVE DATE.** This section is effective June 1, 2024.

14.8 Sec. 13. Minnesota Statutes 2022, section 203B.06, subdivision 3, is amended to read:

14.9 Subd. 3. **Delivery of ballots.** (a) The county auditor, municipal clerk, school district
 14.10 clerk, or full-time clerk of any city or town administering an election pursuant to section
 14.11 203B.05, shall mail absentee ballots to voters on the permanent absentee ballot list pursuant
 14.12 to section 203B.04, subdivision 5, on the following timelines:

14.13 (1) except as otherwise provided by this section, at least 46 days before each regularly
 14.14 scheduled primary and general election and each special primary and special election;

14.15 (2) as soon as practicable for a special election held pursuant to section 204D.19,
 14.16 subdivisions 2 and 3; and

14.17 (3) at least 30 days before a town general election held in March.

14.18 (b) The commissioner of corrections must provide the secretary of state with a list of
 14.19 the names and mailing addresses of state adult correctional facilities. An application for an
 14.20 absentee ballot that provides an address included on the list provided by the commissioner
 14.21 of corrections must not be accepted and an absentee ballot must not be provided to the
 14.22 applicant. The county auditor or municipal clerk must promptly transmit a copy of the
 14.23 application to the county attorney. The Department of Corrections must implement procedures
 14.24 to ensure that absentee ballots issued under this chapter are not received or mailed by
 14.25 offenders incarcerated at state adult correctional facilities.

14.26 ~~(b)~~ (c) If an application for absentee ballots is accepted at a time when absentee ballots
 14.27 are not yet available for distribution, the county auditor, or municipal clerk accepting the
 14.28 application shall file it and as soon as absentee ballots are available for distribution shall
 14.29 mail them to the address specified in the application. If an application for absentee ballots
 14.30 is accepted when absentee ballots are available for distribution, the county auditor or
 14.31 municipal clerk accepting the application shall promptly:

15.1 (1) mail the ballots to the voter whose signature appears on the application if the
15.2 application is submitted by mail and does not request commercial shipping under clause
15.3 (2);

15.4 (2) ship the ballots to the voter using a commercial shipper requested by the voter at the
15.5 voter's expense;

15.6 (3) deliver the absentee ballots directly to the voter if the application is submitted in
15.7 person; or

15.8 (4) deliver the absentee ballots in a sealed transmittal envelope to an agent who has been
15.9 designated to bring the ballots, as provided in section 203B.11, subdivision 4, to a voter
15.10 who would have difficulty getting to the polls because of incapacitating health reasons, or
15.11 who is disabled, or who is a patient in a health care facility, a resident of a facility providing
15.12 assisted living services governed by chapter 144G, a participant in a residential program
15.13 for adults licensed under section 245A.02, subdivision 14, or a resident of a shelter for
15.14 battered women as defined in section 611A.37, subdivision 4.

15.15 ~~(e)~~ (d) If an application does not indicate the election for which absentee ballots are
15.16 sought, the county auditor or municipal clerk shall mail or deliver only the ballots for the
15.17 next election occurring after receipt of the application. Only one set of ballots may be mailed,
15.18 shipped, or delivered to an applicant for any election, except as provided in section 203B.121,
15.19 subdivision 2, or when a replacement ballot has been requested by the voter for a ballot that
15.20 has been spoiled or lost in transit.

15.21 **EFFECTIVE DATE.** This section is effective June 1, 2024.

15.22 Sec. 14. Minnesota Statutes 2022, section 203B.12, is amended by adding a subdivision
15.23 to read:

15.24 **Subd. 9. Names of persons; permanent absentee voters.** The secretary of state must
15.25 maintain a list of permanent absentee voters. The list must be available to the public in the
15.26 same manner as public information lists in section 201.091, subdivisions 4, 5, and 9.

15.27 **EFFECTIVE DATE.** This section is effective June 1, 2024.

15.28 Sec. 15. Minnesota Statutes 2022, section 203B.12, is amended by adding a subdivision
15.29 to read:

15.30 **Subd. 10. Names of persons; absentee ballot applications.** The names of voters who
15.31 have submitted an absentee ballot application to the county auditor or municipal clerk must

16.1 be available to the public in the same manner as public information lists in section 201.091,
16.2 subdivisions 4, 5, and 9.

16.3 **EFFECTIVE DATE.** This section is effective June 1, 2024.

16.4 Sec. 16. Minnesota Statutes 2022, section 203B.121, subdivision 2, is amended to read:

16.5 Subd. 2. **Duties of ballot board; absentee ballots.** (a) The members of the ballot board
16.6 shall take possession of all signature envelopes delivered to them in accordance with section
16.7 203B.08. Upon receipt from the county auditor, municipal clerk, or school district clerk,
16.8 two or more members of the ballot board shall examine each signature envelope and shall
16.9 mark it accepted or rejected in the manner provided in this subdivision. Election judges
16.10 performing the duties in this section must be of different major political parties, unless they
16.11 are exempt from that requirement under section 205.075, subdivision 4, or section 205A.10,
16.12 subdivision 2.

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

16.16 (1) the voter's name and address on the signature envelope are the same as the information
16.17 provided on the absentee ballot application or voter record;

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

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

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

16.26 (5) the certificate has been completed as prescribed in the directions for casting an
16.27 absentee ballot; and

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

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

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

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

17.11 (3) If an envelope is rejected within five days of the election, the envelope must remain
17.12 sealed and the official in charge of the ballot board must attempt to contact the voter ~~by~~
17.13 ~~telephone or email~~ to notify the voter that the voter's ballot has been rejected. The ballot
17.14 board must contact the voter by the method or methods of communication provided by the
17.15 voter on the voter's application for an absentee ballot or voter registration. The official must
17.16 document the attempts made to contact the voter.

17.17 (d) The official in charge of the absentee ballot board must mail the voter a written notice
17.18 of absentee ballot rejection between six and ten weeks following the election. If the official
17.19 determines that the voter has otherwise cast a ballot in the election, no notice is required.
17.20 If an absentee ballot arrives after the deadline for submission provided by this chapter, the
17.21 notice must be provided between six to ten weeks after receipt of the ballot. A notice of
17.22 absentee ballot rejection must contain the following information:

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

17.25 (2) the reason for rejection; and

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

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

17.30 **EFFECTIVE DATE.** This section is effective June 1, 2024.

ARTICLE 2

PROTECT VOTERS AND OUR ELECTIONS SYSTEM

Section 1. [204B.295] VOTING INSTRUCTIONS AND SAMPLE BALLOTS IN LANGUAGES OTHER THAN ENGLISH; MULTILINGUAL ELECTION JUDGES.

Subdivision 1. **Duty.** The secretary of state or county auditor must contract with a translator certified by the American Translators Association to develop voting instructions and sample ballots in languages other than English, to be made available in polling places during elections as required by this section. At a minimum, voting instructions and sample ballots must be prepared and made available in print, electronic, and audio-visual formats in the three most commonly spoken non-English languages in the state as determined by the state demographer for the previous calendar year.

Subd. 2. **Designation of language minority districts.** No later than 90 days before an election, the secretary of state or county auditor, in consultation with the state demographer, must determine the percentage of residents in each census tract who are members of a language minority and who lack sufficient skills in English to vote without assistance. A language minority district must be designated if three percent or more of the population in a corresponding census tract speak English "less than very well" according to the most recent census data.

Subd. 3. **Translation required; designated interpreters.** (a) If the number of residents determined under subdivision 2 equals three percent or more of the population of a census tract, or if interested citizens or organizations provide information that gives the secretary of state or county auditor sufficient reason to believe a need exists, at least two copies of the translated voting instructions and sample ballot must be provided to each precinct in that district during any regular or special state or local election conducted in that district.

(b) If the number of residents determined under subdivision 2 equals 20 percent or more of the population of a census tract, or if interested citizens or organizations provide information that gives the secretary of state or county auditor sufficient reason to believe a need exists, at least four copies of the translated voting instructions and sample ballot must be provided to each precinct in that district during any regular or special state or local election conducted in that district. In these precincts, the county auditor or municipal clerk must appoint at least one interpreter certified by the American Translators Association to translate in a specified language if ten or more registered voters in the precinct file a request for interpretive services for that language with the secretary of state or county auditor at least 30 days prior to the date of the election. This interpreter must wear a name tag or other

19.1 badge indicating the interpreter's language certification. For purposes of section 204C.06
19.2 and any other applicable law, an interpreter appointed under this section is considered an
19.3 election official and may be present in a polling place for the purpose of conducting duties
19.4 assigned by the county auditor or municipal clerk.

19.5 Subd. 4. **Use of materials; notice required.** The translated voting instructions and
19.6 sample ballots required by this section must be made available for use by voters as a reference
19.7 when completing and casting an official ballot. In addition to the number of copies required,
19.8 at least one sample ballot and set of instructions in each applicable language, along with a
19.9 notice written in that language indicating the availability of those materials, must be posted
19.10 in a conspicuous location in each polling place.

19.11 Sec. 2. **[211B.075] INTIMIDATION AND INTERFERENCE WITH THE VOTING**
19.12 **PROCESS; PENALTIES.**

19.13 Subdivision 1. **Intimidation.** (a) A person may not directly or indirectly use or threaten
19.14 force, coercion, violence, restraint, damage, harm, or loss, including loss of employment
19.15 or economic reprisal against:

19.16 (1) any person with the intent to compel that person to register or abstain from registering
19.17 to vote, vote or abstain from voting, or vote for or against a candidate or ballot question; or

19.18 (2) any person with the intent to impede that person's efforts to encourage another to
19.19 cast a ballot or assist another in registering to vote, traveling to a polling place, casting a
19.20 ballot, or participating in any other aspect of the election process.

19.21 (b) Notwithstanding paragraph (a), in a civil action brought to prevent and restrain
19.22 violations of this subdivision or to require the payment of civil penalties, the plaintiff may
19.23 show that the action or attempted action would cause a reasonable person to feel intimidated.
19.24 The plaintiff does not need to show that the defendant intended to cause the victim to feel
19.25 intimidated. The plaintiff may also show that a reasonable person would believe that the
19.26 defendant's actions were intended to compel or impede the plaintiff's activities as required
19.27 by paragraph (a), clause (1) or (2).

19.28 Subd. 2. **Deceptive practices.** (a) No person may, within 60 days of an election, cause
19.29 information to be transmitted by any means that the person:

19.30 (1) intends to impede or prevent another person from exercising the right to vote; and

19.31 (2) knows to be materially false.

20.1 (b) Notwithstanding paragraph (a), in a civil action brought to prevent and restrain
20.2 violations of this subdivision or to require the payment of civil penalties, the plaintiff may
20.3 show that the transmitted information would impede or prevent a reasonable person from
20.4 exercising the right to vote. The plaintiff may also show that a reasonable person would
20.5 believe that the defendant's actions were intended to impede or prevent the plaintiff from
20.6 exercising the right to vote.

20.7 (c) The prohibition in this subdivision includes but is not limited to information regarding
20.8 the time, place, or manner of holding an election; the qualifications for or restrictions on
20.9 voter eligibility at an election; and threats to physical safety associated with casting a ballot.

20.10 Subd. 3. **Interference with registration or voting.** No person may intentionally hinder,
20.11 interfere with, or prevent another person from voting, registering to vote, or aiding another
20.12 person in casting a ballot or registering to vote.

20.13 Subd. 4. **Vicarious liability; conspiracy.** A person may be held vicariously liable for
20.14 any damages resulting from the violation of this section and may be identified in an order
20.15 restraining violations of this section if that person:

20.16 (1) intentionally aids, advises, hires, counsels, abets, incites, compels, or coerces a person
20.17 to violate any provision of this section or attempts to aid, advise, hire, counsel, abet, incite,
20.18 compel, or coerce a person to violate any provision of this section; or

20.19 (2) conspires, combines, agrees, or arranges with another to either commit a violation
20.20 of this section or aid, advise, hire, counsel, abet, incite, compel, or coerce a third person to
20.21 violate any provision of this section.

20.22 Subd. 5. **Criminal penalties; civil remedies.** (a) A person who violates this section is
20.23 guilty of a gross misdemeanor.

20.24 (b) The attorney general or any person injured by an act prohibited by this section may
20.25 bring a civil action to prevent or restrain a violation of this section if there is a reasonable
20.26 basis to believe that an individual or entity is committing or intends to commit a prohibited
20.27 act.

20.28 (c) The attorney general, or any person injured by an act prohibited by this section, may
20.29 bring a civil action pursuant to section 8.31 to recover damages, together with costs of
20.30 investigation and reasonable attorney fees, and receive other equitable relief as determined
20.31 by the court. An action brought by a person under section 8.31, subdivision 3a, is in the
20.32 public interest. In addition to all other damages, the court may impose a civil penalty of up
20.33 to \$1,000 for each violation.

21.1 (d) Civil remedies allowable under this section are cumulative and do not restrict any
 21.2 other right or remedy otherwise available. An action for a penalty or remedy under this
 21.3 section must be brought within two years of the date the violation is alleged to have occurred.
 21.4 The complaint process provided in sections 211B.31 to 211B.36 does not apply to violations
 21.5 of this section.

21.6 Sec. 3. Minnesota Statutes 2022, section 211B.32, subdivision 1, is amended to read:

21.7 Subdivision 1. **Administrative remedy; exhaustion.** (a) Except as provided in ~~paragraph~~
 21.8 paragraphs (b) and (c), a complaint alleging a violation of chapter 211A or 211B must be
 21.9 filed with the office. The complaint must be finally disposed of by the office before the
 21.10 alleged violation may be prosecuted by a county attorney.

21.11 (b) Complaints arising under those sections and related to those individuals and
 21.12 associations specified in section 10A.022, subdivision 3, must be filed with the Campaign
 21.13 Finance and Public Disclosure Board.

21.14 (c) Violations of section 211B.075 may be enforced as provided in that section.

21.15 ARTICLE 3

21.16 MODERNIZE CAMPAIGN FINANCE SYSTEM TO EMPOWER VOTERS AND 21.17 INCREASE DISCLOSURE OF SECRET SPENDING

21.18 Section 1. Minnesota Statutes 2022, section 10A.01, subdivision 16a, is amended to read:

21.19 Subd. 16a. **Expressly advocating.** "Expressly advocating" means that a communication:

21.20 (1) clearly identifies a candidate or a local candidate and uses words or phrases of express
 21.21 advocacy; or

21.22 (2) when taken as a whole and with limited reference to external events, such as the
 21.23 proximity to the election, could only be interpreted by a reasonable person as containing
 21.24 advocacy of the election or defeat of one or more clearly identified candidates because:

21.25 (i) the electoral portion of the communication is unmistakable, unambiguous, and
 21.26 suggestive of only one meaning; and

21.27 (ii) reasonable minds could not differ as to whether the communication encourages
 21.28 actions to elect or defeat one or more clearly identified candidates or encourages some other
 21.29 kind of action.

22.1 Sec. 2. Minnesota Statutes 2022, section 10A.27, subdivision 11, is amended to read:

22.2 Subd. 11. **Contributions from certain types of contributors.** (a) A candidate must not
22.3 permit the candidate's principal campaign committee to accept a contribution from a political
22.4 committee, political fund, lobbyist, or association not registered with the board if the
22.5 contribution will cause the aggregate contributions from those types of contributors during
22.6 an election cycle segment to exceed an amount equal to 20 percent of the election cycle
22.7 segment expenditure limits for the office sought by the candidate, provided that the 20
22.8 percent limit must be rounded to the nearest \$100.

22.9 (b) A candidate must not permit the candidate's principal campaign committee to accept
22.10 a contribution that is prohibited by section 211B.15.

22.11 **EFFECTIVE DATE.** This section is effective July 1, 2023, and applies to contributions,
22.12 expenditures, and other applicable activities occurring on or after that date.

22.13 Sec. 3. Minnesota Statutes 2022, section 211B.15, subdivision 1, is amended to read:

22.14 Subdivision 1. **Definitions.** (a) For purposes of this section, the terms defined in this
22.15 subdivision have the meanings given. Unless otherwise provided, the definitions in section
22.16 10A.01 also apply to this section.

22.17 (b) "Chief executive officer" means the highest-ranking officer or decision-making
22.18 individual with authority over a corporation's affairs.

22.19 (c) "Corporation" means:

22.20 (1) a corporation organized for profit that does business in this state;

22.21 (2) a nonprofit corporation that carries out activities in this state; or

22.22 (3) a limited liability company formed under chapter 322C, or under similar laws of
22.23 another state, that does business in this state.

22.24 (d) "Foreign-influenced corporation" means a corporation as defined in paragraph (c),
22.25 clause (1) or (3), for which at least one of the following conditions is met:

22.26 (1) a single foreign investor holds, owns, controls, or otherwise has direct or indirect
22.27 beneficial ownership of one percent or more of the total equity, outstanding voting shares,
22.28 membership units, or other applicable ownership interests of the corporation;

22.29 (2) two or more foreign investors in aggregate hold, own, control, or otherwise have
22.30 direct or indirect beneficial ownership of five percent or more of the total equity, outstanding

23.1 voting shares, membership units, or other applicable ownership interests of the corporation;

23.2 or

23.3 (3) a foreign investor participates directly or indirectly in the corporation's

23.4 decision-making process with respect to the corporation's political activities in the United

23.5 States.

23.6 (e) "Foreign investor" means a person or entity that:

23.7 (1) holds, owns, controls, or otherwise has direct or indirect beneficial ownership of

23.8 equity, outstanding voting shares, membership units, or otherwise applicable ownership

23.9 interests of a corporation; and

23.10 (2) is any of the following:

23.11 (i) a government of a foreign country;

23.12 (ii) a political party organized in a foreign country;

23.13 (iii) a partnership, association, corporation, organization, or other combination of persons

23.14 organized under the laws of or having its principal place of business in a foreign country;

23.15 (iv) an individual outside of the United States who is not a citizen or national of the

23.16 United States and who is not lawfully admitted for permanent residence in the United States;

23.17 or

23.18 (v) a corporation in which a foreign investor as defined in items (i) to (iv) holds, owns,

23.19 controls, or otherwise has directly or indirectly acquired beneficial ownership of equity or

23.20 voting shares in an amount that is equal to or greater than 50 percent of the total equity or

23.21 outstanding voting shares.

23.22 **EFFECTIVE DATE.** This section is effective July 1, 2023, and applies to contributions,

23.23 expenditures, and other applicable activities occurring on or after that date.

23.24 Sec. 4. Minnesota Statutes 2022, section 211B.15, is amended by adding a subdivision to

23.25 read:

23.26 Subd. 4a. **Foreign-influenced corporations.** (a) Notwithstanding subdivisions 3 and

23.27 4, a foreign-influenced corporation must not:

23.28 (1) make an expenditure, or offer or agree to make an expenditure, to promote or defeat

23.29 the candidacy of an individual for nomination, election, or appointment to a public office;

23.30 (2) make contributions or expenditures to promote or defeat a ballot question, or to

23.31 qualify a question for placement on the ballot;

24.1 (3) make a contribution to a candidate for nomination, election, or appointment to a
24.2 public office or to a candidate's principal campaign committee; or

24.3 (4) make a contribution to a political committee, political fund, or political party unit.

24.4 (b) A foreign-influenced corporation must not make a contribution or donation to any
24.5 other person with the express or implied condition that the contribution or any part of it be
24.6 used for any of the purposes prohibited by this subdivision.

24.7 **EFFECTIVE DATE.** This section is effective July 1, 2023, and applies to contributions,
24.8 expenditures, and other applicable activities occurring on or after that date.

24.9 Sec. 5. Minnesota Statutes 2022, section 211B.15, is amended by adding a subdivision to
24.10 read:

24.11 Subd. 4b. **Certification of compliance with subdivision 4a.** A corporation as defined
24.12 in subdivision 1, paragraph (c), clause (1) or (3), that makes a contribution or expenditure
24.13 authorized by subdivision 3 or 4 must submit a certification to the Campaign Finance and
24.14 Public Disclosure Board that it was not a foreign-influenced corporation as of the date the
24.15 contribution or expenditure was made. The certification must be submitted within seven
24.16 business days after the contribution or expenditure is made and must be signed by the
24.17 corporation's chief executive officer after reasonable inquiry, under penalty of perjury. If
24.18 the activity requiring certification was a contribution to an independent expenditure
24.19 committee, the corporation must additionally provide a copy of the certification to that
24.20 committee. For purposes of this certification, the corporation shall ascertain beneficial
24.21 ownership in a manner consistent with chapter 302A or, if it is registered on a national
24.22 securities exchange, as set forth in Code of Federal Regulations, title 17, sections 240.13d-3
24.23 and 240.13d-5. The corporation shall provide a copy of the statement of certification to any
24.24 candidate or committee to which it contributes, and upon request of the recipient, to any
24.25 other person to which it contributes.

24.26 **EFFECTIVE DATE.** This section is effective July 1, 2023, and applies to contributions,
24.27 expenditures, and other applicable activities occurring on or after that date.

24.28 Sec. 6. Minnesota Statutes 2022, section 211B.15, subdivision 7b, is amended to read:

24.29 Subd. 7b. **Knowing violations.** An individual or a corporation knowingly violates this
24.30 section if, at the time of a transaction, the individual or the corporation knew:

24.31 (1) that the transaction causing the violation constituted a contribution under chapter
24.32 10A, 211A, or 383B; and

- 25.1 (2) that the contributor was a corporation subject to the prohibitions of subdivision 2 or
- 25.2 4a.
- 25.3 **EFFECTIVE DATE.** This section is effective July 1, 2023, and applies to contributions,
- 25.4 expenditures, and other applicable activities occurring on or after that date.