

8205.2000 FORM OF PROPOSED RECALL PETITION.

Subpart 1. **Applicability of other rules.** A proposed recall petition must comply with parts 8205.1010 to 8205.1040.

Subp. 1a. **Form of proposed recall petition.** Proposed recall petitions must be prepared in accordance with items A to C.

A. The words "PROPOSED RECALL PETITION" must be printed at the top of each page of the petition.

B. Each page of the proposed petition must include the following information:

(1) the information required by Minnesota Statutes, section 211C.03; and

(2) an oath in the following form: "I solemnly swear (or affirm) that I am an eligible voter residing in the district where the state officer serves or, in the case of a statewide officer, in the state; I know the purpose and content of the petition; and I signed the petition only once and of my own free will."

C. Separate petitions must be used to propose the recall of more than one state officer.

D. The secretary of state shall provide sample proposed recall petition pages.

Subp. 2. [Repealed, 25 SR 616]

Subp. 3. **Submitting the proposed recall petition.** The proposed recall petition must be submitted to the secretary of state.

The persons submitting the proposed recall petition also shall submit a written statement designating no more than three consenting signatories of the petition who will represent all petitioners in all matters relating to the recall. The secretary shall provide sample written statements.

The petition must be accompanied by a fee of \$100. If the filing fee is paid with a check, draft, or similar negotiable instrument for which sufficient funds are not available or that is dishonored, the secretary of state shall send notice of the worthless instrument to the petitioners via registered mail with return receipt requested. The petitioners have five days from the time the secretary receives proof of receipt to provide the secretary of state with sufficient funds. If adequate payment is not made, the secretary of state shall dismiss the proposed petition.

Subp. 4. **Receipt of proposed recall petition.** The receipt must include the name of the state officer who is the subject of the proposed petition.

Statutory Authority: *MS s 204B.071; 207A.09; 211C.03; 211C.04; 211C.06*

History: *22 SR 1713; 25 SR 616*

Published Electronically: *September 29, 2003*