

2.1 (c) Except as provided in subdivision 5, in the case of a vacancy in nomination for a
2.2 partisan office that occurs after the 79th day before the general election, the general election
2.3 ballot shall remain unchanged, ~~but~~ and the election shall proceed as follows:

2.4 (1) if the vacancy in nomination is due to the candidate's death or withdrawal, as provided
2.5 in subdivision 1, paragraph (a), clause (1) or (2), the county and state canvassing boards
2.6 must not certify the vote totals for that office from the general election, and the office must
2.7 be filled at a special election held in accordance with this section. Except for the vacancy
2.8 in nomination, all other candidates whose names appeared on the general election ballot for
2.9 the office must appear on the special election ballot for the office. New affidavits of
2.10 candidacy or nominating petitions may not be accepted, and there must not be a primary to
2.11 fill the vacancy in nomination. The major political party may file a nomination certificate
2.12 as provided in paragraph (a) no later than seven days after the general election; or

2.13 (2) if the vacancy in nomination is due to a court order determining that the candidate
2.14 is ineligible to hold the office as provided in subdivision 1, paragraph (a), clause (3), the
2.15 county and state canvassing boards must disregard the vote totals for the candidate determined
2.16 to be ineligible, but must otherwise certify the vote totals for all other eligible candidates
2.17 for that office.

2.18 (d) On the date of the general election, the county auditor or municipal clerk shall post
2.19 a notice in each precinct affected by a vacancy in nomination under ~~this paragraph (c),~~
2.20 informing voters of the reason for the vacancy in nomination and the procedures for ~~filling~~
2.21 ~~the vacancy in nomination and conducting a special election~~ conducting the election as
2.22 required by this section. The secretary of state shall prepare and electronically distribute
2.23 the notice to county auditors in each county affected by a vacancy in nomination.