

**SENATE**  
**STATE OF MINNESOTA**  
**EIGHTY-EIGHTH LEGISLATURE**

**S.F. No. 90**

(SENATE AUTHORS: SENJEM)

DATE	D-PG	OFFICIAL STATUS
01/22/2013	82	Introduction and first reading Referred to Rules and Administration

1.1 A bill for an act  
 1.2 relating to elections; modifying vacancy in nominations provisions; amending  
 1.3 Minnesota Statutes 2012, section 204B.13, subdivision 1, by adding a subdivision.

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

1.5 Section 1. Minnesota Statutes 2012, section 204B.13, subdivision 1, is amended to read:

1.6 Subdivision 1. ~~Death or withdrawal~~ **Partisan office.** A vacancy in nomination  
 1.7 ~~may for a partisan office must be filled in the manner provided by this section. A vacancy~~  
 1.8 in nomination exists for a partisan office when:

1.9 ~~(1) a major political party candidate or nonpartisan candidate who was nominated~~  
 1.10 at a primary dies or files an affidavit of withdrawal as provided in section 204B.12,  
 1.11 subdivision 2a; ~~or~~

1.12 ~~(2) a candidate for a nonpartisan office, for which one or two candidates filed,~~  
 1.13 ~~withdraws as provided in section 204B.12, subdivision 1.~~

1.14 Sec. 2. Minnesota Statutes 2012, section 204B.13, is amended by adding a subdivision  
 1.15 to read:

1.16 Subd. 1a. **Nonpartisan office.** A vacancy in nomination for a nonpartisan office  
 1.17 must be filled in the manner provided by this section. A vacancy in nomination exists when:

1.18 (1) a candidate for a nonpartisan office, for which one or two candidates filed,  
 1.19 withdraws as provided in section 204B.12, subdivision 1; or

1.20 (2) a candidate for a nonjudicial nonpartisan office dies more than 84 days before  
 1.21 the general election.

1.22 Sec. 3. **EFFECTIVE DATE.**

2.1 Sections 1 and 2 are effective the day following final enactment.