

SENATE  
STATE OF MINNESOTA  
EIGHTY-NINTH SESSION

S.F. No. 149

(SENATE AUTHORS: SENJEM)

DATE	D-PG	OFFICIAL STATUS
01/15/2015	76	Introduction and first reading Referred to Judiciary
01/29/2015	159a	Comm report: To pass as amended and re-refer to Rules and Administration

1.1 A bill for an act  
1.2 relating to data practices; classifying election judge party affiliation as public  
1.3 data on individuals; amending Minnesota Statutes 2014, sections 13.607, by  
1.4 adding a subdivision; 204B.21, subdivision 2, by adding a subdivision.

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

1.6 Section 1. Minnesota Statutes 2014, section 13.607, is amended by adding a  
1.7 subdivision to read:

1.8 Subd. 9. Election judge party affiliation. The party affiliation of election judges is  
1.9 classified as provided in section 204B.21, subdivision 3.

1.10 Sec. 2. Minnesota Statutes 2014, section 204B.21, subdivision 2, is amended to read:

1.11 Subd. 2. **Appointing authority; powers and duties.** Election judges for precincts  
1.12 in a municipality shall be appointed by the governing body of the municipality. Election  
1.13 judges for precincts in unorganized territory and for performing election-related duties  
1.14 assigned by the county auditor shall be appointed by the county board. Election judges for  
1.15 a precinct composed of two or more municipalities must be appointed by the governing  
1.16 body of the municipality or municipalities responsible for appointing election judges as  
1.17 provided in the agreement to combine for election purposes. Except as otherwise provided  
1.18 in this section, appointments shall be made from lists furnished pursuant to subdivision 1  
1.19 subject to the eligibility requirements and other qualifications established or authorized  
1.20 under section 204B.19. At least two election judges in each precinct must be affiliated with  
1.21 different major political parties. If no lists have been furnished or if additional election  
1.22 judges are required after all listed names in that municipality have been exhausted, the  
1.23 appointing authority may appoint other individuals who meet the qualifications to serve as

an election judge, including persons who are not affiliated with a major political party. An individual who is appointed from a source other than the list furnished pursuant to subdivision 1 must provide to the appointing authority the individual's major political party affiliation or a statement that the individual does not affiliate with any major political party. An individual who refuses to provide the individual's major political party affiliation or a statement that the individual does not affiliate with a major political party must not be appointed as an election judge. The appointments shall be made at least 25 days before the election at which the election judges will serve, except that the appointing authority may pass a resolution authorizing the appointment of additional election judges within the 25 days before the election if the appointing authority determines that additional election judges will be required.

Sec. 3. Minnesota Statutes 2014, section 204B.21, is amended by adding a subdivision to read:

Subd. 3. **Election judge major party affiliation; data classification.** (a) Each appointing authority must maintain a list of all election judges that indicates the major political party affiliation of each election judge or a statement that the judge does not affiliate with a major political party. A list created under this paragraph is public data on individuals.

(b) The lists described in subdivisions 1 and 2 are not public data on individuals.