

CHAPTER 677—S.F.No.1247

An act relating to elections; providing for applications for and acknowledgement of absentee ballots; amending Minnesota Statutes 1971, Sections 207.03 and 207.08.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1971, Section 207.03, is amended to read:

207.03 ELECTIONS; ABSENTEE BALLOTS; APPLICATION FOR BALLOTS. At any time not more than 45 days or less than one day before the day of holding any election, any person may make application in writing subscribed by him to the auditor of the county in which he is a resident for ballots and envelopes, by mailing to or filing with such auditor an application substantially in the following form:

“APPLICATION FOR BALLOTS

The undersigned, a duly qualified voter in the County of, State of Minnesota, residing at, (here insert street and number) in said city, village or town, because of (absence from home), (illness), (physical disability), (because of religious discipline or observance of a religious holiday) hereby makes application for the ballots to be voted upon in said precinct at the next election. Please mail said ballots and accompanying envelope to me at, (insert post office address to which to be sent)

Dated, 19.....

(Signature of Applicant)”

An application need not be on an official or standard form. It must be accepted if it contains the information above.

Any person who shall wilfully make or sign any false certificates specified herein; any person who shall wilfully make any false or untrue statement in any “Application for Ballots”; any person who shall wilfully exhibit to any other person any ballot marked by him; any person who shall in any way wilfully do any act contrary to the terms and provisions of this chapter with intent to cast an illegal vote in any precinct or to aid another in so doing shall be guilty of a felony.

Changes or additions indicated by underline, deletions by ~~strikeout~~.

Sec. 2. Minnesota Statutes 1971, Section 207.08, is amended to read:

207.08 "RETURN" AND "BALLOT" ENVELOPES, "DIRECTIONS TO VOTERS". The auditor of each of the several counties shall mail or deliver to the applicant with the ballots two envelopes and "Directions to Voters." One envelope shall be known as the "Return Envelope" herein described, to conveniently enclose and contain the "Ballot Envelope" herein described. There shall be printed or written across the left hand end of this envelope, by the auditor, before delivery thereof to the applicant, the words:

"Return Envelope

Postmaster to deliver on Election Day."

The auditor shall also cause this "Return Envelope" to be addressed to the "Judges of Election" in the precinct in which the applicant is entitled to vote, if he knows or can ascertain such precinct; such address shall be in substantial conformity to one of the illustrations herein set forth and as the facts may require:

"To the Judges of Election.

Seventh Precinct, Third Ward,

City of Minneapolis,

Hennepin County,

Minnesota."

"To the Judges of Election, Rosedale Town,

.....
.....

(Here insert name of post-office nearest voting place)

Hennepin County, Minnesota."

"To the Judges of Election, Village of Excelsior,

Excelsior, Hennepin County, Minnesota."

If the auditor does not know or cannot ascertain the precinct in which the applicant is entitled to vote he shall cause the Return Envelope to be addressed to the clerk of the municipality in which the applicant is entitled to vote. Such address shall be in substantial conformity to one of the illustrations herein set forth and as the facts may require:

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"To the city clerk of the city of Minneapolis
For the Judges of Election of the Precinct
in which 3217 Elm Street is situated.
Courthouse, City of Minneapolis
Hennepin County, Minnesota."

"To the Town Clerk of the Town of Fisher
For the Judges of Election of the Precinct
in which Box 32, Route 3, Fisher, Minnesota is situated.
Town Hall, Town of Fisher,
Blue Earth County, Minnesota."

"To the Town Clerk of the Town of White
For the Judges of Election of the Precinct
in which Route 3, Aurora, Minnesota is situated.
Village of Aurora
St. Louis County, Minnesota."

"To the Village Clerk of the Village of Roseville
For the Judges of Election of the Precinct
in which 1787 North Victoria is situated.
City of St. Paul,
Ramsey County, Minnesota."

The auditor may vary any such form for addressing "Return Envelope" as the facts may require, but shall adopt such form of address as will best insure the prompt delivery of such envelope and contents to the judges on election day. If the Return Envelope is addressed to the clerk of a municipality it shall contain a notation in bold face type reading substantially as follows:

"Clerk of

.....
(Here insert name of municipality)
..... :

Deliver this envelope to the correct Election Precinct immediately upon receipt thereof."

The county auditor shall also affix to this "Return Envelope" United States postage stamps sufficient in amount to pay the required United States postage on the "Return Envelope," after the ballot envelope and voter's certificate herein prescribed have been enclosed therein. If necessary to assure delivery to the judges

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of election in the polling place by the postmaster, the county auditor shall affix to this "Return Envelope" United States postage stamps necessary for special delivery.

There shall be printed on the back of this "Return Envelope" a certificate which shall be substantially in the following form:

"VOTER'S CERTIFICATE"

County of)
State of) ss

I do swear that I am a citizen of the United States; that I am an eligible voter; that I am an actual resident of the election precinct indicated by my address in my application; that on the date of the ballots contained herein I will have legally resided therein for more than 30 days; that I do not intend to abandon my residence in said precinct prior to such date; that at said time I will be a qualified voter in said precinct.

(Signed)

.....

(Voter)

Subscribed and sworn to before me this day of A.D., and I hereby certify that the affiant exhibited the enclosed ballots to me unmarked; that he then in my presence and in the presence of no other person, and in such manner that I could not see his vote, marked such ballots and enclosed and sealed the same in the ballot envelope; or that he was physically incapacitated from marking his ballots and that at his request I marked the ballots for him; that the affiant was not solicited or advised by me for or against any candidate or measure.

.....

.....

(Attesting Witness)

.....

.....

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(Official Title or address where witness is registered voter or address of residence from which the witness voted if he resides where there was no permanent registration)

(Here write name of office or official character of attesting witness, such as notary public, postmaster, etc. or that the witness is an eligible voter in the absentee's county, who has voted within the last four years.)"

The Return Envelope shall be so made as to open on the left hand end and the certificate above set forth shall be printed on the right hand three-fourths of the back of the envelope.

The following "Directions to Voters" shall be printed and furnished to each voter at the time such ballots are mailed or delivered in person.

"DIRECTIONS TO VOTERS"

(1) Locate a Notary Public, United States Postmaster, Assistant United States Postmaster, postal supervisor, clerk in charge of contract postal station, or any officer having authority to administer an oath or take an acknowledgment or an eligible voter in your county, who has voted in the last four years.

(2) Exhibit the ballots to be voted on to such person unmarked.

(3) In his presence mark the ballots in such a manner that he cannot see your vote. If you are physically incapacitated, you may ask him to mark your ballot for you.

(4) Fold each ballot separately so that your cross marks cannot be seen without unfolding, but so that facsimile signature of officer (secretary of state, county auditor, or municipal clerk) on back of ballot can be seen without unfolding ballot. Do not put your name, initials, or any other identifying mark on the ballots.

(5) Enclose all the ballots in the "Ballot Envelope" and seal the envelope.

(6) Sign your name on back of the "Return Envelope." The person taking your acknowledgment must sign his name as attesting witness, and, if he is an official, indicate his official title, insert proper date, and affix his official seal, or, in the case of postal authorities previously mentioned, the cancellation stamp of their respective post offices. When the person taking your acknowledge-

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ment is an eligible voter of your county he must state the fact below his signature. Insert the "Ballot Envelope" in the "Return Envelope" and seal the "Return Envelope."

(7) Deposit the "Return Envelope" in the mail in the presence of the attesting witness or have him do it for you.

(8) The ballots may be marked and mailed at any time after you receive them from the county auditor. However, they must be marked and mailed so that they can be delivered by the post office to the judges of election at your polling place before the polls close on election day."

Approved May 24, 1973.

CHAPTER 678—S.F.No.1302

An act relating to health; organization of public health nursing services; amending Minnesota Statutes 1971, Sections 145.12, Subdivision 1; and 393.07, Subdivisions 2 and 3.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1971, Section 145.12, Subdivision 1, is amended to read:

145.12 HEALTH; PUBLIC HEALTH NURSING SERVICES; COUNTY PUBLIC HEALTH AND HOME HEALTH SERVICE PERSONNEL; PUBLIC HEALTH NURSING COMMITTEE. Subdivision 1. **MEMBERS; EXPENSES AND PAYMENTS.** The board of county commissioners of any county, except counties now or hereafter having a population of 550,000 or more, may and except Cook, Isanti, and Kanabec counties, shall detail county public health nurses and home health service personnel to act under the direction of the county board of health or a public health nursing committee composed of at least five members, as follows:

(1) The county superintendent of schools if there be one, otherwise the county commissioners shall appoint one from among the superintendents of independent school districts in such county;

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