

## CHAPTER 204

## PRESIDENTIAL ELECTORS

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**204.01 ELECTION OF PRESIDENTIAL ELECTORS.** Presidential electors shall be chosen at the general election held in the year preceding the expiration of the term of the President of the United States.

[1939 c. 345 part 5 c. 1 s. 1] (601-5(1))

**204.02 NOMINATION OF PRESIDENTIAL ELECTORS.** Presidential electors for the several political parties of this state shall hereafter be nominated by delegate conventions called and held under the supervision of the respective state central committees of the several parties of this state. The names of the persons nominated as presidential electors shall be certified to the secretary of state by the chairman of such convention for the office of presidential elector and shall be placed upon the general election ballot in the manner now provided by law.

[1939 c. 345 part 5 c. 1 s. 2] (601-5(1)a)

**204.03 PREPARATION OF BALLOTS.** When presidential electors are to be voted for the candidates of each party therefor shall be grouped and printed together, the names of each group to be arranged in the order in which they were filed. The secretary of state shall cause the names of the candidates of each political party to be printed in capital letters, set in six-point type, the names to be arranged in two columns. The political or party designation shall appear but once for each group, said designation following a scroll or bracket on the right, and immediately following this, in the center, shall be printed in bold type the surnames of the presidential and vice presidential candidates represented. To the right of, and on a line of such surnames, near the margin, shall be placed a square, in which the voter may indicate his choice by a mark (X), and one such mark opposite a group of presidential electors shall be counted as a vote for each elector in such group, the form for each group to be substantially as follows:

FOR PRESIDEN- TIAL ELECTORS	L. S. Whitcomb P. H. Harrington Dr. Geo. O. Orr Mons Mahlum Archibald M. Chisholm J. P. Holmberg Oluf Gjerset Mrs. A. C. Hinckley Dr. J. E. Campbell Mrs. M. W. Savage Mrs. Bertha Dahl Laws T. N. J. Reese	Republican	
		Coolidge and Dawes	

The relative position of the several groups shall be determined by the rules applicable to other state officers. The groups of electors shall be separated by a blank space one quarter of an inch in width and so arranged as to permit placing a cross (X) after each name, and no blank lines shall be printed therein as in the case of other candidates or groups. Above the names of the electors shall be printed in bold type, "Presidential ticket, vote once opposite group." The state ballot, with

the required heading, shall be printed below the electors, with a blank space between one inch in width.

[1939 c. 345 part 5 c. 1 s. 3] (601-5(1)b)

**204.04 STATE CANVASSING BOARD.** The state canvassing board at its meeting on the second Tuesday after each such general election shall open and canvass the returns made to the secretary of state for presidential electors, and prepare a statement of the number of votes cast for the several persons receiving votes for these offices, and declare the person or persons receiving the highest number of votes for each office duly elected. When it appears that more than the number of persons to be elected as presidential electors have the highest and an equal number of votes, the secretary of state, in the presence of the board shall decide by lot which of such persons shall be declared elected. The governor shall transmit to each person so declared elected a certificate of election, signed by him, sealed with the state seal, and countersigned by the secretary of state; and immediately after the canvass is completed he shall cause a statement of their election to be published in one or more of the newspapers printed at the state capital.

[1939 c. 345 part 5 c. 1 s. 4] (601-5(1)c)

**204.05 ELECTORS TO MEET AT CAPITOL; FILLING OF VACANCIES.** Every presidential elector, before 12:00 m. on the day next preceding that fixed by congress for such electors to vote for president and vice president of the United States, shall notify the governor that he is at the state capitol, and ready at the proper time to fulfill his duties as such elector. The governor shall thereupon deliver to the electors present a certificate of the names of all the electors, and if any elector named therein fails to appear before 9:00 a. m. on the day, and at the place, fixed for voting for president and vice president of the United States, the electors then present shall, in the presence of the governor, immediately elect by ballot a person to fill such vacancy. If more than the number of persons so required have the highest and an equal number of votes, the governor, in the presence of the electors attending, shall decide by lot which of the persons shall be elected.

[1939 c. 345 part 5 c. 1 s. 5] (601-5(1)d)

**204.06 CERTIFICATE OF ELECTORS.** Immediately after such vacancies have been filled, the electors present originally chosen shall certify to the governor the names of the persons so elected to complete their number, and the governor shall at once cause written notice to be given to each person so elected to fill a vacancy; and the persons so chosen shall be presidential electors, and meet and act with the other electors.

[1939 c. 345 part 5 c. 1 s. 6] (601-5(1)e)

**204.07 ELECTORS TO MEET AT STATE CAPITOL.** Such original and substituted presidential electors, at 12:00 m., shall meet in the executive chamber, at the state capitol, and then and there perform all and singular the duties imposed upon them as such electors by the constitution and laws of the United States and this state.

[1939 c. 345 part 5 c. 1 s. 7] (601-5(1)f)