

1 HOUSE BILL NO. 892  
2 INTRODUCED BY L. HELLEGAARD, J. READ  
3

4 A BILL FOR AN ACT ENTITLED: "AN ACT REVISING VOTING LIMITS; PROHIBITING DOUBLE VOTING;  
5 PROVIDING A PENALTY; PROVIDING A DEFINITION; PROVIDING AN APPROPRIATION; AMENDING  
6 SECTION 13-35-210, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

7  
8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:  
9

10 **Section 1.** Section 13-35-210, MCA, is amended to read:

11 **"13-35-210. Limits on voting rights.** (1) ~~No person may vote who is not entitled to vote. A person~~  
12 ~~who is not an elector may not vote.~~

13 (2) ~~No person~~ An elector may not vote more than once at an election.

14 (2)(3) ~~No A person may not,~~ for any election, apply for a ballot in the name of some other person,  
15 whether it be the name of a living, dead, or fictitious person.

16 (4) A person or elector may not vote in this state more than once at any election held in this state  
17 or vote in both this state and another state or territory in the same or equivalent elections, except in a special  
18 district election in which a person or elector is entitled to vote.

19 (5) A person or elector may not purposefully remain registered to vote in more than one place in  
20 this state or another state any time, unless related to involvement in special district elections. A person or  
21 elector previously registered to vote in another county or another state shall provide the previous registration  
22 information on the Montana voter registration application provided for in 13-2-110.

23 (6) A person who violates this section shall, on conviction, be fined up to \$5,000, be imprisoned for  
24 up to 18 months, or both.

25 (7) (a) As used in this section, "equivalent elections" means:

26 ~~(a)(i)~~ elections that have the same date for in-person voting; or

27 ~~(b)(ii)~~ primary elections that determine which candidates appear on the ballots of general elections if

**Amendment - 2nd Reading/2nd House-tan - Requested by: Mike Cuffe - (S) Committee of Whole**

- 2023

68th Legislature 2023

Drafter: Joe Carroll, 406-444-3804

HB0892.001.001

1 those general elections have the same date for in-person voting.

2 (b) The term does not include a special district election held simultaneously with another election."

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4 NEW SECTION. Section 2. Appropriation. There is appropriated \$1,000 from the general fund to  
5 the secretary of state for the biennium beginning July 1, 2023, for the purpose of implementing [this act].

6

7 NEW SECTION. Section 3. Severability. If a part of [this act] is invalid, all valid parts that are  
8 severable from the invalid part remain in effect. If a part of [this act] is invalid in one or more of its applications,  
9 the part remains in effect in all valid applications that are severable from the invalid applications.

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11 NEW SECTION. Section 4. Effective date. [This act] is effective on passage and approval.

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