

Fifty-eighth
Legislative Assembly
of North Dakota

Introduced by

Representatives Belter, Kretschmar, Martinson

Senators Mathern, Traynor, Wardner

(At the request of the Adjutant General)

1 A concurrent resolution for the amendment of section 16 of article XI of the Constitution of
2 North Dakota, relating to the qualifications for membership in the state's militia; and to provide
3 an effective date.

4 **STATEMENT OF INTENT**

5 This measure provides an exception to the age, gender, and residency requirements for the
6 militia by allowing volunteers.

7 **BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE**
8 **SENATE CONCURRING THEREIN:**

9 That the following proposed amendment to section 16 of article XI of the Constitution of
10 North Dakota is agreed to and must be submitted to the qualified electors of North Dakota at
11 the primary election to be held in 2004, in accordance with section 16 of article IV of the
12 Constitution of North Dakota.

13 **SECTION 1. AMENDMENT.** Section 16 of article XI of the Constitution of North
14 Dakota is amended and reenacted as follows:

15 **Section 16.** The militia of this state shall consist of all able-bodied male ~~persons~~
16 individuals residing in the state, between the ages of eighteen and forty-five years, except ~~such~~
17 ~~as may be~~ individuals exempted by the laws of the United States or of this state, and consists
18 of individuals who volunteer and are accepted for service in the militia of this state. ~~Persons~~
19 Individuals whose religious tenets or conscientious scruples forbid them to bear arms ~~shall~~ may
20 not be compelled to do so in times of peace, but shall pay an equivalent for a personal service.

21 **SECTION 2. EFFECTIVE DATE.** If approved by the voters, this measure becomes
22 effective on August 1, 2004.