

Sixty-first  
Legislative Assembly  
of North Dakota

**SENATE CONCURRENT RESOLUTION NO. 4030**

Introduced by

Senators Triplett, Grindberg, Hogue, Potter

Representatives Glassheim, Hawken

1 A concurrent resolution to create and enact a new section to article X of the Constitution of  
2 North Dakota, relating to establishment and use of an oil tax trust fund and a North Dakota  
3 student scholarship fund; and to provide an effective date.

**STATEMENT OF INTENT**

5 This measure establishes an oil tax trust fund and a North Dakota student scholarship fund and  
6 imposes limitations on use of moneys in the funds.

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

9 That the following proposed new section to article X of the Constitution of North Dakota  
10 is agreed to and must be submitted to the qualified electors of North Dakota at the general  
11 election to be held in 2010, in accordance with section 16 of article IV of the Constitution of  
12 North Dakota.

13 **SECTION 1.** A new section to article X of the Constitution of North Dakota is created  
14 and enacted as follows:

- 15 1. Twenty-five percent of the state's share of revenue derived from taxes on oil and  
16 gas production or extraction must be transferred by the state treasurer to a special  
17 fund in the state treasury known as the oil tax trust fund. Interest earnings of the  
18 oil tax trust fund may be appropriated by the legislative assembly for support of  
19 elementary and secondary education and higher education, including scholarships  
20 to institutions of higher education in North Dakota for graduates of North Dakota  
21 high schools. The principal of the oil tax trust fund may not be expended.
- 22 2. For purposes of this section, "state's share" of revenue derived from taxes on oil  
23 and gas production or extraction means all oil and gas gross production and oil  
24 extraction tax revenues except those revenues allocated by constitutional or  
25 statutory provisions to impact grants, political subdivisions, the oil and gas

1                   research fund, water development bond principal and interest payments and the  
2                   resources trust fund, the common schools trust fund, and the foundation aid  
3                   stabilization fund.

4                   **SECTION 2. EFFECTIVE DATE.** If approved by the voters, this measure becomes  
5 effective on July 1, 2011.