

Sixty-third
Legislative Assembly
of North Dakota

HOUSE CONCURRENT RESOLUTION NO. 3044

Introduced by

Representative Maragos

1 A concurrent resolution to create and enact a new section to article III of the Constitution of
2 North Dakota, relating to referral of actions of the state board of higher education.

3 **STATEMENT OF INTENT**

4 This measure would allow the electors of the state to refer to a vote of the electors any action
5 taken by the state board of higher education.

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

8 That the following proposed new section to article III of the Constitution of North Dakota is
9 agreed to and must be submitted to the qualified electors of North Dakota at the primary
10 election to be held in 2014, in accordance with section 16 of article IV of the Constitution of
11 North Dakota.

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

14 Any formal action requiring a roll call vote of the state board of higher education may be
15 referred to the electors of the state for approval or rejection. All relevant provisions under this
16 article which relate to the referral of legislative Acts are applicable to the referral of actions of
17 the state board of higher education, ~~except the referral of an action of the state board of higher~~
18 ~~education is not subject to the requirement that a petition be submitted within ninety days after~~
19 ~~adoption or filing of the action. However, the~~ filing of a petition containing a sufficient
20 number of signatures to refer an action of the state board of higher education suspends the
21 operation or effect of the action pending the result of the vote on the matter. An action of the
22 state board of higher education which is approved by the electors becomes effective
23 immediately upon the certification of the result by the state canvassing board. An action of the
24 state board of higher education which is rejected by the electors is void immediately upon the
25 certification of the result by the state canvassing board.