

HCR 3003

Representative Clayton Fegley dist. 4

Good morning, Chairman Klemin, and Members of the Committee:

I am representative Clayton Fegley from district 4 I am here to introduce HCR 3003 which addresses initiated measures for the constitutional amendments.

This measure prohibits an initiated measure for constitutional amendment from impacting more than one section of the constitution. I believe that every amendment needs to stand on its own merit and voted individually by the voters of this state. Our Constitution needs to be held in high regard and any changes should be done with the upmost diligence. When I looked at measure 3 from the last group of initiated measures, as a model of what we do not want to see happen. I believe this change will stop that wholesale change.

I need to apology to some of my colleagues, because I did not understand how we need to get co-sponsors and it lock me out because I did not do it right and that is why my name appears by itself. I have received verbal support from many of them for this bill.

The bill is simple and straight forward and I ask the committee for your support. Thankyou.

**HOUSE CONCURRENT RESOLUTION NO. 3003**

Introduced by

Representative Fegley

1 A concurrent resolution to amend and reenact section 9 of article III of the Constitution of North  
2 Dakota, relating to initiated measures for constitutional amendments.

3 **STATEMENT OF INTENT**

4 This measure prohibits an initiated measure for a constitutional amendment placed on the ballot  
5 ~~from comprising more than one subject~~ impacting more than one section of the Constitution.

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

8 That the following proposed amendment to section 9 of article III of the Constitution of North  
9 Dakota is agreed to and must be submitted to the qualified electors of North Dakota at the  
10 general election to be held in 2022, in accordance with section 16 of article IV of the  
11 Constitution of North Dakota.

12 **SECTION 1. AMENDMENT.** Section 9 of article III of the Constitution of North Dakota is  
13 amended and reenacted as follows:

14 **Section 9.** A constitutional amendment may be proposed by initiative petition. The  
15 proposed amendment may not comprise more than one subject impact more than one section of  
16 this Constitution, and the secretary of state may not approve the initiative petition for circulation  
17 if the proposed amendment comprises more than one subject impacts more than one section of  
18 this Constitution. If signed by electors equal in number to four percent of the resident population  
19 of the state at the last federal decennial census, the petition may be submitted to the secretary  
20 of state. All other provisions relating to initiative measures apply ~~hereto~~ to initiative measures for  
21 constitutional amendments.

21.3045.01001  
Title.

Prepared by the Legislative Council staff for  
Representative Fegley  
January 15, 2021

PROPOSED AMENDMENTS TO HOUSE CONCURRENT RESOLUTION NO. 3003

Page 1, line 5, replace "comprising more than one subject" with "impacting more than one section of the Constitution"

Page 1, line 15, replace "comprise more than one subject" with "impact more than one section of this Constitution"

Page 1, line 16, remove "comprises more"

Page 1, line 17, replace "than one subject" with "impacts more than one section of this Constitution"

Renumber accordingly