

**FIRST ENGROSSMENT**

**ENGROSSED SENATE CONCURRENT  
RESOLUTION NO. 4028**

Introduced by

Senators Gerhardt, Hogue, Roers

Representatives Nathe, Brandenburg, Vigesaa

1 A concurrent resolution to create and enact a new article to the Constitution of North Dakota,  
2 relating to term limits for the governor, lieutenant governor, statewide elected officials, and  
3 members of the legislative assembly and prior years of service for members of the legislative  
4 assembly and statewide elected officers; to repeal sections 2, 3, 4, 5, and 6 of article XV of the  
5 Constitution of North Dakota, relating to cumulative term limits for members of the legislative  
6 assembly and the office of governor, and legislative authority, and initiative petition processes;  
7 and to provide an effective date.

8 **STATEMENT OF INTENT**

9 This measure provides an individual may not be elected more than four complete four-year  
10 terms to the legislative assembly. The measure restricts an individual from being elected more  
11 than three times as agriculture commissioner, attorney general, auditor, insurance  
12 commissioner, public service commissioner, secretary of state, superintendent of public  
13 instruction, tax commissioner, or treasurer. The measure prohibits an individual from being  
14 elected as the governor or lieutenant governor more than twice. The measure provides that  
15 service before the 2022 general election may not count toward a term limit established under  
16 the measure. The measure repeals conflicting provisions of article XV of the Constitution of  
17 North Dakota and a provision prohibiting the legislative assembly from proposing constitutional  
18 amendments relating to term limits. The measure provides the changes will take effect on  
19 January 1, 2027.

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

22 That the following proposed new article to the Constitution of North Dakota and the repeal  
23 of sections 2, 3, 4, 5, and 6 of article XV of the Constitution of North Dakota are agreed to and

1 must be submitted to the qualified electors of North Dakota at the general election to be held in  
2 2026, in accordance with section 16 of article IV of the Constitution of North Dakota.

3 **SECTION 1.** A new article to the Constitution of North Dakota is created and enacted as  
4 follows:

5 **Section 1.** An individual may not be elected to the office of governor or lieutenant governor  
6 more than twice. This provision does not prevent the lieutenant governor from succeeding to the  
7 office of governor, nor does it prevent the secretary of state from acting as governor.

8 **Section 2.** An individual may not be elected agriculture commissioner, attorney general,  
9 auditor, insurance commissioner, public service commissioner, secretary of state,  
10 superintendent of public instruction, tax commissioner, or treasurer more than three times.

11 **Section 3.** Notwithstanding section 1 of article XV of the Constitution of North Dakota, an  
12 individual may not be elected to more than four complete four-year terms in the legislative  
13 assembly.

14 **Section 4.** Any prior election as a member of the house of representatives, a member of the  
15 senate, the office of governor, lieutenant governor, and a statewide elected office, may not be  
16 counted against the election of an individual occurring before the 2022 general election. An  
17 individual's service by the lieutenant governor in the individual's capacity as president of the  
18 senate does not count toward the cumulative amount of time an individual may serve as a  
19 member of the senate.

20 **Section 5.** If a conflict exists between any provision of this article and any other provision of  
21 this constitution, the provisions of this article control.

22 **SECTION 2. REPEAL.** Sections 2, 3, 4, 5, and 6 of article XV of the Constitution of North  
23 Dakota are repealed.

24 **SECTION 3. EFFECTIVE DATE.** If approved by the electors, this measure becomes  
25 effective on January 1, 2027.