

FIRST ENGROSSMENT

Sixtieth
Legislative Assembly
of North Dakota

ENGROSSED SENATE CONCURRENT
RESOLUTION NO. 4009

Introduced by

Senator Heitkamp

Representative Nelson

1 A concurrent resolution to create and enact a new section to article XI of the Constitution of
2 North Dakota, relating to the ethanol content of gasoline and the biodiesel content of diesel
3 fuel.

4 **STATEMENT OF INTENT**

5 This measure would establish ethanol and biodiesel sale requirements.

6 **BE IT RESOLVED BY THE SENATE OF NORTH DAKOTA, THE HOUSE OF**

7 **REPRESENTATIVES CONCURRING THEREIN:**

8 That the following proposed new section to article XI of the Constitution of North Dakota
9 is agreed to and must be submitted to the qualified electors of North Dakota at the general
10 election to be held in 2008, in accordance with section 16 of article IV of the Constitution of
11 North Dakota.

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

14 Every dealer offering gasoline for sale in this state shall offer for sale gasoline
15 containing at least ten percent ethanol at that dealer's place of business. Every dealer offering
16 diesel fuel for sale in this state shall offer for sale diesel fuel containing at least two percent
17 biodiesel fuel by volume at that dealer's place of business. For purposes of this section,
18 "biodiesel" means fuel meeting the specifications adopted by the American society for testing
19 and materials.