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RECEIVED

AUG 29 2008

August 29, 2008

SEC. OF STATE

The Honorable Alvin A. Jaeger
Secretary of State
600 East Boulevard Avenue
Bismarck, ND 58505-0500

Dear Secretary of State Jaeger:

Thank you for your August 29, 2008, letter submitting the ballot language for the constitutional measure and the three initiated statutory measures which will appear on the November general election ballot. You also indicate you will submit the proposed analyses of the measures to be published prior to the general election at a later time.

The constitutional measure relates to the creation of a permanent oil tax trust fund. The initiated statutory measures relate to the reduction of corporate and personal income tax rates, the utilization of tobacco settlement dollars, and changes to the Workforce Safety and Insurance agency.

The ballot language for the constitutional measure and the three initiated statutory measures as submitted is hereby approved. This approval is issued pursuant to N.D.C.C. § 16.1-06-09.

Sincerely,

Wayne Stenehjem
Attorney General

jif/pg

ALVIN A. JAEGER
SECRETARY OF STATE

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August 29, 2008

The Honorable Wayne K. Stenehjem
Attorney General
State of North Dakota
600 E Boulevard Avenue Dept 125
Bismarck ND 58505-0040

Dear Attorney General Stenehjem,

The statewide ballot for the election on November 4, 2008, will contain one measure placed on the ballot by the 2007 Legislative Assembly, one initiated statutory measure that has been approved for the ballot, and two more initiated statutory measures pending final review to determine if sufficient signatures were submitted to place them on the ballot.

In accordance with the provisions of N.D.C.C. § 16.1-06-09, I have determined it is not practical to print the entire text of any one of these four measures "in full" on the ballot. Therefore, I have prepared a "short, concise summary, which must fairly represent the substance" of each measure and drafted a short summary of the effect of an affirmative or negative vote.

Constitutional Measure No. 1 proposes a new section to article X of the state's constitution. It pertains to a permanent oil tax trust fund.

Statutory Measure No. 2 proposes to amend sections 57-38-30 and 57-38-30.3 of the North Dakota Century Code. It pertains to personal and corporate income tax.

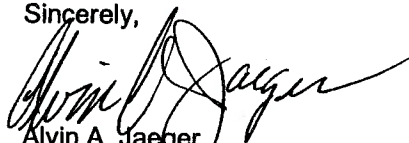
Statutory Measure No. 3 (pending approval) proposes to add seven new sections to the North Dakota Century Code and amend section 54-27-25. It pertains to tobacco settlement dollars.

Statutory Measure No. 4 (pending approval) proposes to add two new sections to Title 65 of the North Dakota Century Code. It pertains to the Workforce Safety and Insurance agency.

I respectfully request your review and concurrence of the attached drafts to fulfill the requirements of the law whereby I am to consult with you in their preparation.

The analyses of these measures, as required by N.D.C.C. § 16.1-01-07, will be forwarded to you on a later date for review.

Sincerely,



Alvin A. Jaeger
Secretary of State

Enclosures

**OFFICIAL BALLOT LANGUAGE
FOR MEASURES APPEARING ON THE
ELECTION BALLOT
November 4, 2008**

This ballot contains four measures. Constitutional Measure No. 1 was approved by the 2007 Legislative Assembly. Statutory Measures No. 2, No. 3, and No. 4 were placed on the ballot by initiative petition. These measures are being submitted to the voters of North Dakota for their approval or rejection. Vote by darkening the oval opposite either the word "YES" or "NO" following the summary of each question.

**Constitutional Measure No. 1
(House Concurrent Resolution No. 3045, 2007 Session Laws, Ch. 584)**

This constitutional measure would add a new section to Article X of the North Dakota Constitution.

This measure would establish a permanent oil tax trust fund from oil and gas tax revenue exceeding one hundred million dollars per biennium, adjusted for inflation; interest earnings on the trust fund would be transferred to the general fund each year; and no more than twenty percent of the principal of the trust fund could be spent each biennium, if approved by three-fourths of the members of both houses of the legislature.

- ☐ **YES** – This means you approve the measure as summarized above.
- ☐ **NO** – This means you reject the measure as summarized above.

Initiated Statutory Measure No. 2

This initiated statutory measure would amend sections 57-38-30 and 57-38-30.3 of the North Dakota Century Code.

This initiated measure would amend sections 57-38-30 and 57-38-30.3 of the North Dakota Century Code for tax years beginning after December 31, 2008 by lowering the state corporate income tax rates by fifteen percent and the adjusted state income tax rates by fifty percent, except for one taxpayer bracket where the reduction would be forty-five percent and for two other brackets where some income would not be taxed.

- ☐ **YES** – This means you approve the measure as summarized above.
- ☐ **NO** – This means you reject the measure as summarized above.

Initiated Statutory Measure No. 3

This initiated statutory measure would add seven new sections to the North Dakota Century Code and amends section 54-27-25.

This measure would establish a tobacco prevention and control advisory committee and an executive committee; develop and fund a comprehensive statewide tobacco prevention and control plan; and create a tobacco prevention and control trust fund to receive tobacco settlement dollars to be administered by the executive committee.

- ☐ **YES** – This means you approve the measure as summarized above.
- ☐ **NO** – This means you reject the measure as summarized above.

Initiated Statutory Measure No. 4

This initiated statutory measure would add two new sections to Title 65 of the North Dakota Century Code.

This measure would provide for the appointment by the Governor of the director for the Workforce Safety and Insurance agency, the placement of its employees into the state personnel system, and for the appointment of independent administrative law judges to conduct hearings and make final decisions.

- ☐ **YES** – This means you approve the measure as summarized above.
- ☐ **NO** – This means you reject the measure as summarized above.