

Sixty-first
Legislative Assembly
of North Dakota

SENATE CONCURRENT RESOLUTION NO. 4030

Introduced by

Senators Triplett, Grindberg, Hogue, Potter

Representatives Glassheim, Hawken

1 A concurrent resolution to create and enact a new section to article X of the Constitution of
2 North Dakota, relating to establishment and use of an oil tax trust fund and a North Dakota
3 student scholarship fund; and to provide an effective date.

4 **STATEMENT OF INTENT**

5 This measure establishes an oil tax trust fund and a North Dakota student scholarship fund and
6 imposes limitations on use of moneys in the funds.

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

9 That the following proposed new section to article X of the Constitution of North Dakota
10 is agreed to and must be submitted to the qualified electors of North Dakota at the general
11 election to be held in 2010, in accordance with section 16 of article IV of the Constitution of
12 North Dakota.

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

- 15 1. Twenty-five percent of the state's share of revenue derived from taxes on oil and
16 gas production or extraction must be transferred by the state treasurer to a special
17 fund in the state treasury known as the oil tax trust fund. Interest earnings of the
18 oil tax trust fund may be appropriated by the legislative assembly for support of
19 elementary and secondary education and higher education, including scholarships
20 to institutions of higher education in North Dakota for graduates of North Dakota
21 high schools. The principal of the oil tax trust fund may not be expended.
22 2. For purposes of this section, "state's share" of revenue derived from taxes on oil
23 and gas production or extraction means all oil and gas gross production and oil
24 extraction tax revenues except those revenues allocated by constitutional or
25 statutory provisions to impact grants, political subdivisions, the oil and gas

1 research fund, water development bond principal and interest payments and the
2 resources trust fund, the common schools trust fund, and the foundation aid
3 stabilization fund.

4 **SECTION 2. EFFECTIVE DATE.** If approved by the voters, this measure becomes
5 effective on July 1, 2011.