93052.0100

Sixty-first
Legislative Assembly
of North Dakota

Introduced by

Senator Flakoll

SENATE CONCURRENT RESOLUTION NO.

1   A concurrent resolution to create and enact a new section to article III of the Constitution of

2   North Dakota, relating to vote requirements for local ordinances or state laws imposing

3   requirements for supermajority votes; and to provide an effective date.

4   **STATEMENT OF INTENT**

5   This measure provides that if the legislative assembly or a political subdivision governing body

6   attempts to pass a measure or ordinance that would impose a requirement of a supermajority

7   vote, the legislative assembly or governing body must approve that measure or ordinance by at

8   least that supermajority amount.

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

10   **REPRESENTATIVES CONCURRING THEREIN:**

11   That the following proposed new section to article III of the Constitution of North Dakota

12   is agreed to and must be submitted to the qualified electors of North Dakota at the general

13   election to be held in 2010, in accordance with section 16 of article IV of the Constitution of

14   North Dakota.

15   **SECTION 1.** A new section to article III of the Constitution of North Dakota is created

16   and enacted as follows:

17   If the legislative assembly or the governing body of a political subdivision adopts a

18   measure, ordinance, or resolution that would require a vote of more than a simple majority of

19   the electors to approve a ballot measure, the measure, ordinance, or resolution may become

20   effective only if approved by at least the same percentage of the vote of that body as is required

21   by that measure, ordinance, or resolution.

22   **SECTION 2. EFFECTIVE DATE.** If approved by voters, this measure becomes

23   effective on January 1, 2011.