Sixty-first
Legislative Assembly   **HOUSE CONCURRENT RESOLUTION NO.**
of North Dakota

Introduced by

    Representative Berg

1 A concurrent resolution for the amendment of section 18 of article X of the Constitution of North

2 Dakota, relating to allowing the legislative assembly to enact legislation to provide for return of

3 excess tax collections to citizens of the state; and to provide an effective date.

4   **STATEMENT OF INTENT**

5 This measure allows the legislative assembly to provide for payments to citizens of the state

6 when the legislative assembly determines excise tax collections warrant such payments.

7 **BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE**

8   **SENATE CONCURRING THEREIN:**

9   That the following proposed amendment to section 18 of article X of the Constitution of

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

11 general election to be held in 2010, in accordance with section 16 of article IV of the

12 Constitution of North Dakota.

13   **SECTION 1. AMENDMENT.** Section 18 of article X of the Constitution of North Dakota

14 is amended and reenacted as follows:

15   **Section 18.** The state, any county or city may make internal improvements and may

16 engage in any industry, enterprise or business, not prohibited by article XX of the constitution,

17 but neither the state nor any political subdivision thereof shall otherwise loan or give its credit or

18 make donations to or in aid of any individual, association or corporation except for reasonable

19 support of the poor, nor subscribe to or become the owner of capital stock in any association or

20 corporation. However, if the legislative assembly determines that excess tax collections

21 warrant return of funds to citizens of the state, the legislative assembly may provide for

22 payments to citizens of the state in the manner the legislative assembly deems appropriate.

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

24 effective on January 1, 2011.