

HOUSE CONCURRENT RESOLUTION NO.

Introduced by

Representative Schatz

(Approved by the Delayed Bills Committee)

1 A concurrent resolution to create and enact a new section to the Constitution of North Dakota,
2 relating to the use of public property for political purposes.

3 **STATEMENT OF INTENT**

4 This measure prohibits the use of state or political subdivision property or services for political
5 purposes.

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

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

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

13 1. A person may not use any property belonging to or leased by or any service that is
14 provided to or carried on by the state or a political subdivision for any political
15 purpose. For the purposes of this section:

16 a. (1) "Political purpose" means any activity undertaken in support of or in
17 opposition to a statewide initiated or referred measure, a constitutional
18 amendment or measure, a political subdivision ballot measure, or the
19 election or nomination of a candidate to public office and includes using
20 "vote for", "oppose", or any similar support or opposition language in
21 any advertisement whether the activity is undertaken by any person.

22 (2) "Political purpose" does not include:

23 (a) Undertaking activities in the performance of a duty of a public
24 office or a position taken in any bona fide news story,
25 commentary, or editorial;

