

SENATE CONCURRENT RESOLUTION NO. 4032

Introduced by

Senators Flakoll, Dever, Nelson

Representatives Hatlestad, L. Meier, Schneider

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

4 **STATEMENT OF INTENT**

5 This measure provides that if the electorate proposes an initiated measure or if a political
6 subdivision governing body attempts to pass an ordinance that would impose a requirement of
7 a supermajority vote, the electors or governing body must approve that measure or ordinance
8 by at 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 electors of the state propose to initiate a law or the governing body of a political
18 subdivision adopts an ordinance or resolution that would require a vote of more than a simple
19 majority of the electors to approve a ballot measure, the measure, ordinance, or resolution may
20 become effective only if approved by at least the same percentage of the vote of the electors or
21 the governing body as is required by that measure, ordinance, or resolution.

22 **SECTION 2. EFFECTIVE DATE.** If approved by voters, this measure becomes
23 effective on January 1, 2011.