

Sixty-third  
Legislative Assembly  
of North Dakota

**ENGROSSED HOUSE CONCURRENT  
RESOLUTION NO. 3011**

Introduced by

Representatives Carlson, Delzer, Devlin, Monson

Senators Grindberg, Hogue

1 A concurrent resolution to amend and reenact ~~section~~sections 2 and 3 of article III of the  
2 Constitution of North Dakota, relating to the circulation of petitions and the fiscal impact of  
3 initiated measures.

4 **STATEMENT OF INTENT**

5 The measure would require that initiated measures that are estimated to have a fiscal impact of  
6 ~~twenty~~forty million dollars or more must be placed on the general election ballot and would  
7 provide that the legislative assembly may establish the qualifications for petition circulators.

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

10 That the following proposed ~~amendment~~amendments to ~~section~~sections 2 and 3 of article III  
11 of the Constitution of North Dakota ~~is~~are agreed to and must be submitted to the qualified  
12 electors of North Dakota at the general election to be held in 2014, in accordance with  
13 section 16 of article IV of the Constitution of North Dakota.

14 **SECTION 1. AMENDMENT.** Section 2 of article III of the Constitution of North Dakota is  
15 amended and reenacted as follows:

16 **Section 2.**

17 1. A petition to initiate or to refer a measure must be presented to the secretary of state  
18 for approval as to form. A request for approval must be presented over the names and  
19 signatures of twenty-five or more electors as sponsors, one of whom must be  
20 designated as chairman of the sponsoring committee. The secretary of state shall  
21 approve the petition for circulation if it is in proper form and contains the names and  
22 addresses of the sponsors and the full text of the measure.

23 2. The legislative assembly may provide by law for a procedure through which the  
24 legislative council may establish an appropriate method for determining the fiscal  
25 impact of an initiative measure and for making the information regarding the fiscal

1 impact of the measure available to the public. If the legislative council determines the  
2 fiscal impact of an initiated measure will be ~~twenty~~at least forty million dollars-~~or more~~,  
3 plus the adjustment for inflation provided for under subsection 3, during the next full  
4 biennium after the measure ~~is due to become~~becomes effective and the secretary of  
5 state determines the petition includes the required number of signatures and qualifies  
6 to be placed on the ballot as provided under this article, the secretary of state shall  
7 place the measure on the next general election ballot.

8 3. On July first of each odd-numbered year, the legislative council shall calculate the rate  
9 of inflation over the previous two years based upon the consumer price index  
10 announced by the federal bureau of labor statistics and adjust the threshold upon  
11 which the legislative council makes its determination of fiscal impact under  
12 subsection 2. The legislative council shall provide public notice of the recalculated  
13 threshold by August first of each odd-numbered year.

14 **SECTION 2. AMENDMENT.** Section 3 of article III of the Constitution of North Dakota is  
15 amended and reenacted as follows:

16 **Section 3.** The legislative assembly may establish qualifications for petition circulators.  
17 However, a petition ~~shall~~may be circulated only by electors. ~~They~~Each petition circulator shall  
18 swear ~~thereon~~on the petition that the electors who have signed the petition did so in ~~their~~the  
19 presence of that circulator. Each elector signing a petition shall also write in the date of signing  
20 and ~~his~~the elector's post-office address. No law ~~shall~~may be enacted limiting the number of  
21 copies of a petition. The copies ~~shall~~ become part of the original petition when filed.