

Sixty-ninth
Legislative Assembly
of North Dakota

SENATE CONCURRENT RESOLUTION NO. 4013

Introduced by

Senators Sickler, Erbele, Klein, Meyer

Representative Bahl

1 A concurrent resolution to support the electoral college, denounce the National Popular Vote
2 Interstate Compact, and invite interested states to form the Electoral College Interstate
3 Compact.

4 **WHEREAS**, the electoral college system respects states as the essential units in our
5 federal republic, protecting states' power and voice in presidential elections; and

6 **WHEREAS**, the electoral college system creates an appropriate balance between rural and
7 urban interests and ensures the winning candidate has support from multiple regions of the
8 country; and

9 **WHEREAS**, the electoral college system ensures each state's electoral votes are awarded
10 based on how the state's citizens vote; and

11 **WHEREAS**, the nation's founders' rejected a national popular vote for president and instead
12 created the Electoral College; and

13 **WHEREAS**, the National Popular Vote Interstate Compact diminishes the importance of
14 individual states in presidential elections, creates the potential for nationwide recounts, and
15 opens the door to greater federal control of elections; and

16 **WHEREAS**, the constitutionality of the National Popular Vote Interstate Compact is doubtful
17 because it appears to violate the Compact Clause of the United States Constitution and the
18 intent of the electoral college clauses;

19 **NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF NORTH DAKOTA, THE**
20 **HOUSE OF REPRESENTATIVES CONCURRING THEREIN:**

21 That the Sixty-ninth Legislative Assembly supports the Electoral College and believes the
22 National Popular Vote Interstate Compact may be unconstitutional; and

23 **BE IT FURTHER RESOLVED**, in response to the creation of the National Popular Vote
24 Interstate Compact, North Dakota and all other interested states should consider forming an
25 Electoral College Interstate Compact, which would prohibit requiring state electors to cast

1 electoral college votes in accordance with the national popular vote count for President and
2 require the compact states to legally challenge the constitutionality of the National Popular Vote
3 Interstate Compact; and

4 **BE IT FURTHER RESOLVED**, this state proposes forming the Electoral College Interstate
5 Compact when four other states declare intent to form the Electoral College Interstate Compact,
6 at which time the interested states shall take appropriate steps to organize and form the
7 compact; and

8 **BE IT FURTHER RESOLVED**, that the Secretary of State forward copies of this resolution
9 to the Secretaries of State and majority and minority leaders in each legislative chamber in the
10 states of Alabama, Alaska, Arkansas, Arizona, Florida, Georgia, Idaho, Indiana, Iowa, Kansas,
11 Kentucky, Louisiana, Michigan, Mississippi, Missouri, Montana, Nebraska, Nevada, New
12 Hampshire, North Carolina, Ohio, Oklahoma, Pennsylvania, South Carolina, South Dakota,
13 Tennessee, Texas, Utah, West Virginia, Wisconsin, and Wyoming.