

Introduced by

Representatives Sukut, Clark, Heller, Schatz

Senators Andrist, Hogue

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 surplus tax collections to taxpayers of the state; and to provide an effective date.

4 **STATEMENT OF INTENT**

5 This measure allows the legislative assembly to provide payments to taxpayers of the state
6 when the legislative assembly determines surplus 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 to and must be submitted to the qualified electors of North Dakota at the
11 primary election to be held in 2012, 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 is
14 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 of the state may otherwise loan or
18 give its credit or make donations to or in aid of any individual, association or corporation except
19 for reasonable support of the poor, nor subscribe to or become the owner of capital stock in any
20 association or corporation. If the legislative assembly determines that state revenues and fund
21 balances warrant return of funds to taxpayers of the state, the legislative assembly may provide
22 for payments to taxpayers of the state in the manner the legislative assembly determines
23 appropriate.

24 **SECTION 2. EFFECTIVE DATE.** If approved by the voters, this measure becomes effective
25 on January 1, 2013.

