Constitutional Measure No. 2

Sixty-fourth Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 6, 2015

SENATE CONCURRENT RESOLUTION NO. 4003
(Legislative Management)
(Government Finance Committee)

A concurrent resolution to amend and reenact section 24 of article X of the Constitution of North Dakota, relating to the foundation aid stabilization fund.

STATEMENT OF INTENT

This measure expands the educational purposes for which the foundation aid stabilization fund may be used.

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

That the following proposed amendment to section 24 of article X of the Constitution of North Dakota is agreed to and must be submitted to the qualified electors of North Dakota at the general election to be held in November 2016, in accordance with section 16 of article IV of the Constitution of North Dakota.

SECTION 1. AMENDMENT. Section 24 of article X of the Constitution of North Dakota is amended and reenacted as follows:

Section 24.

1. ~~Twenty~~Ten percent of the revenue from oil extraction taxes from taxable oil produced in this state must be ~~allocated as follows:~~

~~1.~~ ~~Fifty percent must be~~ deposited in the common schools trust fund.

2. ~~Fifty~~Ten percent of the revenue from oil extraction taxes from taxable oil produced in this state must be deposited in the foundation aid stabilization fund in the state treasury, the interest ~~income~~ of which must be transferred to the state general fund on July first of each year. ~~The~~

   a. Except as otherwise provided, the principal of the foundation aid stabilization fund may be expended ~~only~~ upon order of the governor, who may direct such a transfer only to offset ~~foundation aid~~ reductions ~~that~~in state aid to school districts, which were made by executive action, pursuant to law, due to a revenue shortage.

   b. Whenever the principal balance of the foundation aid stabilization fund exceeds fifteen percent of the general fund appropriation for state aid to school districts, for the most recently completed biennium, as determined by the office of management and budget, the legislative assembly may appropriate or transfer any excess principal balance. Such amount may be used for education-related purposes, as provided by law.