

**INITIATIVE PETITION
TO THE SECRETARY OF
STATE, STATE OF NORTH
DAKOTA**

We, the undersigned, being qualified electors request the following initiated law be placed on the ballot as provided by law.

SPONSORING COMMITTEE

The following are the names and addresses of the qualified electors of the state of North Dakota who, as the sponsoring committee for the petitioners, represent and act for the petitioners in accordance with law:

Ricky Becker, Chairperson
6140 Ponderosa Ave
Bismarck ND 58503

Matthew Ruby
315 4th St NW
Minot ND 58703

Tony Gehrig
1329 9th St N
Fargo ND 58102

Thomas Kading
7205 County Road 31
Fargo ND 58102

Kenneth Graner
5355 Highway 1806
Mandan ND 58554

Erin Magrum
7565 9th Ave SE
Linton ND 58552

Martin J Riske
2901 27th St S
Fargo ND 58103

Joe Miller
214 Harris Ave N
Park River ND 58270

Jack Seaman
1646 19th Ave E
West Fargo, ND 58078

Oley Larsen
11051 20th Ave SE
Minot ND 58701

Reed Christensen
8454 16th St SE
Courtenay ND 58426

David Singleton
302 Elm Court
Tower City ND 58071

Beau O'Brien
11961 41st St SW
South Heart ND 58655

Eugene Graner
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Bismarck ND 58503

McKenzie McCoy
12123 41 V St NW
Watford City ND 58854

Charles Cartier
13532 62 St NW
Williston ND 58801

Catherine Cartier
13532 62 St NW
Williston ND 58801

Dwight Wrangham
301 52nd SE
Bismarck ND 58501

Douglas Larsen
104 Keidel Tr SW
Mandan ND 58554

Perry Redmond
13126 15th St SW
Fairfield ND 58627

Melinda R Allickson
704 Sweetbriar Road NW
Mandan ND 58554

James Lowman
1316 Whitetail Road
Fairfield ND 58627

Dustin Gawrylow
1007 N 13th #4
Bismarck ND 58501

Matthew Skavroneck
223 Northland Estates
Jamestown ND 58401

Jeremiah L Murphy
711 25th Avenue S
Grand Forks ND 58201

PETITION TITLE

This initiated measure would amend sections 1, 14, 15, and 16 and repeal sections 4, 5, 7, 9, and 10 of Article X of the North Dakota Constitution. It would prohibit political subdivisions from levying any tax on real or personal property except for the payment of bonded indebtedness incurred before December 2, 2020, and would require the state to provide replacement payments to political subdivisions of no less than the amount of tax levied on real property during the 2020 calendar year. It would limit the debt of a political subdivision to an amount not to exceed two and one-half percent of the full and true value of the real property in the political subdivision, except that an incorporated city, by a two-thirds vote, could increase the indebtedness of the city one and one-half percent beyond the two and one-half percent limit and a school district, by a majority vote, could increase the indebtedness of the school district two and one-half percent beyond the two and one-half percent limit. It would allow an incorporated city, without regard to the existing indebtedness of the city, to become indebted in an amount not exceeding two percent of its full and true value for water and sewer projects. It would require a political subdivision incurring indebtedness to provide for annual revenues to pay the debt payments when due and would prohibit a political subdivision from issuing general obligation bonds secured with tax levied on the assessed value of property after December 2, 2020.

FULL TEXT OF THE MEASURE

IF MATERIAL IS UNDERSCORED, IT IS NEW MATERIAL WHICH IS BEING ADDED. IF MATERIAL IS OVERSTRUCK BY DASHES, THE MATERIAL IS BEING DELETED. IF MATERIAL IS NOT UNDERSCORED OR OVERSTRUCK, THE MATERIAL IS EXISTING LAW THAT IS NOT BEING CHANGED

BE IT ENACTED BY THE PEOPLE OF THE STATE OF NORTH DAKOTA:

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

Section 1.

1. ~~The~~ Except as provided in subsection 2, the legislative assembly and all political subdivisions shall be prohibited from raising revenue ~~to defray the expenses of the state through the levying of any tax on the assessed value of real or personal property.~~
2. A political subdivision may continue to levy tax on the assessed value of real property if the tax was dedicated for the payment of bonded indebtedness incurred on or before December 2, 2020, until such debt is paid.
3. The state shall provide annual property tax revenue replacement payments to political subdivisions in an amount equal to no less than the amount of tax levied on real property by the political subdivision, excluding tax levied on real property for the payment of bonded indebtedness, during the 2020 calendar year.

SECTION 2. AMENDMENT. Section 14 of article X of the Constitution of North Dakota is amended and reenacted as follows:

Section 14.

1. Notwithstanding any other provision in the constitution, and for the purpose of promoting the economic growth of the state, the development of its natural resources, and the prosperity and welfare of its people, the state may issue bonds and use the proceeds thereof to make loans to privately or cooperatively owned enterprises to plan, construct, acquire, equip, improve, and extend facilities for converting natural resources into power and generating and transmitting such power, and to acquire real and personal property and water and mineral rights needed for such facilities.
2. The state may issue general obligation bonds for this purpose to an amount which, with all outstanding general obligation bonds, less the amount of all money on hand and taxes in process of collection which are appropriated for their payment, will not exceed five percent of the full and true value of all of the ~~taxable real~~ real property in the state, to be ascertained by the last assessment made for state and county purposes; ~~but nothing herein shall. The provision does not~~ increase or diminish the limitations established by other provisions of the constitution on the amount of bonds therein authorized to be issued.
3. The state may also issue revenue bonds for the purpose of providing part or all of the funds required for any project undertaken under subsection 1, payable solely from sums realized from payments of principal and interest on money loaned for such project, and from other similar projects if so determined by the ~~legislature~~ legislative assembly, and from the liquidation of security given for such payments. Revenue bonds issued for any project shall

not exceed the cost thereof, including all expenses reasonably incurred to complete and finance the project, but shall not be subject to any other limitation of amount.

4. The full faith and credit of the state shall be pledged for the prompt and full payment of all bonds issued under subsection 2. Its obligation with respect to bonds issued under subsection 3 shall be limited to the prompt and full performance of such covenants as the ~~legislature~~legislative assembly may authorize to be made respecting the enforcing of the provisions of underlying loan agreements and the segregation, accounting, and application of bond proceeds and of loan payments and other security pledged for the payment of the bonds. All bonds authorized by subsections 1 to 3, inclusive, shall mature within forty years from their respective dates of issue, but may be refunded at or before maturity in such manner and for such term and upon such conditions as the ~~legislature~~legislative assembly may direct. Any such bonds may, but need not be, secured by mortgage upon real or personal property acquired with the proceeds of the same or any other issue of general obligation or revenue bonds, or upon other property mortgaged by the debtor. Pledges of revenues and mortgages of property securing bonds of any issue may be prior or subordinate to or on a parity with pledges and mortgages securing any other issue of general obligation or revenue bonds, as determined by the ~~legislature~~legislative assembly from time to time in conformity with any provisions made for the security of outstanding bonds.
5. The ~~legislature~~legislative assembly shall pass such laws as are appropriate to implement this amendment.
6. If any subsection of this amendment, or any part of a subsection, or any application thereof to particular circumstances should be held invalid for any reason, such invalidity shall not affect the validity of all remaining provisions of this amendment which may be given effect without that which is declared invalid, as applied to any circumstances and for this purpose all subsections and parts of subsections and applications thereof are declared to be severable.

SECTION 3. AMENDMENT. Section 15 of article X of the Constitution of North Dakota is amended and reenacted as follows:

Section 15. The debt of any county, township, city, ~~town,~~ school district, or any other political subdivision, shall never exceed ~~five per centum~~two and one half percent upon the ~~assessed~~assessed full and true value of the ~~taxable~~real property therein; provided that any incorporated city may, by a two-thirds vote, increase such indebtedness ~~three per centum~~one and one half percent on such ~~assessed~~assessed full and true value beyond ~~said five per centum~~the two and one half percent limit, and a school district, by a majority vote may increase such indebtedness ~~five~~two and one half percent on such ~~assessed~~assessed full and true value beyond ~~said five per centum~~the two and one half percent limit; provided also that any county or city by a majority vote may issue bonds upon any revenue-producing utility owned by such county or city, or for the purchasing or acquiring the same or building or establishment thereof, in amounts not exceeding the physical value of such utility, industry or enterprise.

In estimating the indebtedness which a city, county, township, school district, or any other political subdivision may incur, the entire amount, exclusive of the bonds upon said revenue-producing utilities, whether contracted prior or subsequent to the adoption of this constitution, shall be included; provided further that any incorporated city may become indebted in any amount not exceeding ~~four per centum~~two and one half percent of such ~~assessed~~assessed full and true value without regard to the existing indebtedness of such city for the purpose of constructing or purchasing waterworks for furnishing a supply of water to the inhabitants of such city, or for the purpose of constructing sewers, and for no other purposes whatever. All bonds and obligations in excess of the amount of indebtedness permitted by this constitution, given by any city, county, township, ~~town,~~ school district, or any other political subdivision shall be void.

SECTION 4. AMENDMENT. Section 16 of article X of the Constitution of North Dakota is amended and reenacted as follows:

Section 16. Any city, county, township, ~~town,~~ school district, or any other political subdivision incurring indebtedness shall, at or before the time of so doing, provide for ~~the collection of an annual tax~~revenues sufficient to pay the interest and also the principal thereof when due, and all laws or ordinances providing for the payment of the interest or principal of any debt shall be irrevocable until such debt be paid. A political subdivision may not issue general obligation bonds secured with tax levied on the assessed value of property after December 2, 2020.

SECTION 5. REPEAL. Sections 4, 5, 7, 9, and 10 of article X of the Constitution of North Dakota are repealed.

SECTION 6. EFFECTIVE DATE. If approved by the voters, sections 1, 2, 3, and 5 of this measure become effective on January 1, 2022.

INSTRUCTIONS TO PETITION SIGNERS

You are being asked to sign a petition. You must be a qualified elector. This means you are eighteen years old, you have lived in North Dakota thirty days, and you are a United States citizen. All signers shall also legibly print their name, complete residential address or rural route or general delivery address, and the date of signing on the petition. Every qualified elector signing a petition must do so in the presence of the individual circulating the petition.

QUALIFIED ELECTORS

Month/Day /Year	PRINTED Name of Qualified Elector	SIGNED Name of Qualified Elector	Residential Address or Complete Rural Route or General Delivery Address	City, State, Zip Code
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State of North Dakota

County of _____
(county where signed)

I, _____, being sworn, say that I am a qualified elector; that I reside at
(circulator)

(address)

that each signature contained on the attached petition was executed in my presence; and that to the best of my knowledge and belief each individual whose signature appears on the attached petition is a qualified elector; and that each signature contained on the attached petition is the genuine signature of the individual whose name it purports to be.

(signature of circulator)

Subscribed and sworn to before me on _____, 20_____, at _____, North Dakota
(city)

(Notary Stamping Device)

(signature of notarial officer)