

**FIRST ENGROSSMENT
with House Amendments
ENGROSSED SENATE BILL NO. 2271**

Introduced by

Senators Erbele, Dever, Kreun

Representatives D. Johnson, Trottier

1 A BILL for an Act to provide a statement of legislative intent regarding presidential elections; and
2 to provide a directive.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. LEGISLATIVE INTENT - OPPOSITION TO NATIONAL POPULAR VOTE**
5 **INTERSTATE COMPACT - APPEAL TO CONGRESS.** It is the intent of the sixty-seventh
6 legislative assembly to oppose the national popular vote interstate compact, which would
7 circumvent the electoral process set forth in the United States Constitution. If the compact
8 becomes effective, the compact will require each signatory state to award the state's electoral
9 college votes to the presidential candidate who received the most popular votes in all fifty states
10 and the District of Columbia. Fifteen states and the District of Columbia have adopted the
11 compact. However, the current system for awarding electoral college votes to the winners of
12 state elections fulfills the requirements for appointing electoral college electors under Article II of
13 the United States Constitution and ensures states have proportionate representation in
14 presidential elections. The sixty-seventh legislative assembly urges Congress not to consent to
15 the interstate compact and to oppose any efforts to seek a national popular election of a
16 president other than through an amendment to the Constitution.

17 **SECTION 2. DIRECTIVE TO SECRETARY OF STATE.** The secretary of state shall forward
18 a copy of the enrolled version of this bill to the president of the United States Senate, the
19 speaker of the United States House of Representatives, and each member of the North Dakota
20 congressional delegation.