



EXECUTIVE ORDER 2023-09

WHEREAS, the North Dakota Supreme Court ruled Senate Bill 2015 of the 68th Legislative Assembly void in *Board of Trustees of the ND Public Employees Retirement System v. ND Legislative Assembly*; and,


WHEREAS, Senate Bill 2015 contained many important provisions, including the budget of the Office of Management and Budget, which need to be enacted by the Legislative Assembly in order to ensure the continued operation of state government and avoid interruption of state services to citizens; and,

WHEREAS, under Article V, Section 7 of the North Dakota Constitution, the Governor is authorized to convene special sessions of the Legislative Assembly.

NOW, THEREFORE, pursuant to authority under Article V of the North Dakota Constitution, Governor Doug Burgum hereby convenes a special session of the North Dakota Legislative Assembly on Monday, October 23, 2023, in the legislative chambers at the State Capitol in Bismarck, North Dakota.

1. This special session is convened under the following authority:
 - a. The Governor is vested with the executive power under North Dakota Constitution Article V, Section 1
 - b. The Governor is vested with the specific authority to convene a special session of the Legislative Assembly under Article V, Section 7 of the North Dakota Constitution.
2. The special session of the Legislative Assembly is convened for the following purposes:
 - a. To enact and authorize an appropriations bill for the Office of Management and Budget of the State of North Dakota; and,
 - b. To enact other components of Senate Bill 2015; and,
 - c. To utilize a portion of the above-forecasted revenue from the 2021-2023 biennium to make strategic investments in areas such as tax relief and infrastructure to strengthen North Dakota's economic future.
3. Given the urgency of the matter stated above, and in order to avoid interruption to state government operations and services to citizens, the Legislative Assembly should complete these items by Friday, October 27, 2023.

Executed at Bismarck, North Dakota, this 17th day of October 2023.



Doug Burgum
Governor

ATTEST:



Michael Howe
Secretary of State

Deputy