

Introduced by

1 A BILL for an Act to create and enact a new section to chapter 57-15 of the North Dakota
2 Century Code, relating to optional consolidation of county mill levies

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

4 **SECTION 1.** A new section to chapter 57-15 of the North Dakota Century Code is
5 created and enacted as follows:

6 **Optional consolidation of county mill levies.**

- 7 1. In lieu of determining its general fund levy limitation under section 57-15-01.1 or
8 57-15-06, a county may determine its general fund levy authority as provided in
9 this section. A county may consolidate the levies provided for under sections
10 4-02-26, 4-02-27, 4-02-27.1, 4-02-27.2, 4-02-37, 4-08-15, 4-08-15.1, 4-16-02,
11 4-33-11, 11-11-24, 11-11-53, 11-11-60, 11-11-65, 11-11.1-04, 11-11.1-06,
12 11-28-06, 18-07-01, 24-05-01, 32-12.1-08, 40-38-02, 40-57.2-04, 49-17.2-21,
13 52-09-08, 57-15-06.4, 57-15-06.5, 57-15-06.6, 57-15-06.9, 57-15-10.1, 57-15-27.2,
14 57-15-28, 57-15-54, 57-15-59, 57-47-04, 61-04.1-26, and 63-01.1-06 with its
15 general fund levy under section 15-15-06 to provide for a county general fund levy
16 which may not exceed one hundred forty mills on the dollar of taxable valuation of
17 the county. A county that elects to determine its general fund levy authority under
18 this section may not impose separate levies under the sections listed in this
19 subsection.
- 20 2. The consolidation of mill levies under subsection 1 may be accomplished by
21 resolution of the board of county commissioners, subject to the right of referendum
22 by the county electors. The board of county commissioners may by majority vote
23 adopt a preliminary resolution providing for the consolidated levy. The board shall
24 publish the preliminary resolution in the official newspaper of the county, at least

1 once during two different weeks within the thirty-day period immediately following
2 the adoption of the preliminary resolution. The board of county commissioners
3 shall hold public hearings and receive comments regarding the consolidation of mill
4 levies. The preliminary resolution may be referred to the qualified electors of the
5 county by a petition protesting the consolidation. The petition must be signed by
6 ten percent or more of the total number of qualified electors of the county voting for
7 governor at the most recent gubernatorial election, and filed with the county auditor
8 before four p.m. on the ninetieth day after the preliminary resolution is adopted. If
9 the petition contains the signatures of a sufficient number of qualified electors, the
10 board of county commissioners shall rescind the preliminary resolution or submit
11 the resolution to a vote of the qualified electors of the county at the next regular
12 election or at a special election called by the board of county commissioners to
13 address the question. If a majority of the qualified electors voting on the question
14 approve the resolution, the consolidation is effective for the next tax year. If a
15 petition protesting the consolidation is not submitted within ninety days, the board
16 of county commissioners shall consider the comments received regarding the
17 consolidation and either adopt a final resolution implementing the consolidation or
18 rescind the preliminary resolution. The consolidation of mill levies may be reversed
19 by resolution of the board of county commissioners following the same procedure
20 provided for implementation of the consolidation or by a majority vote of the
21 qualified electors of the county voting on the question pursuant to submission of a
22 petition to reverse the consolidation signed by ten percent or more of the total
23 number of qualified electors of the county voting for governor at the most recent
24 gubernatorial election.