

HOUSE BILL NO. 1224

Introduced by

Representatives Nehring, Beltz

1 A BILL for an Act to create and enact a new subsection to section 11-15-03, section 57-15-19.8,
2 and a new subsection to section 58-03-07 of the North Dakota Century Code, relating to duties
3 of the county sheriff and township excess levies for regulation enforcement; to amend and
4 reenact section 57-15-20.2 of the North Dakota Century Code, relating to exceptions to tax levy
5 limitations in townships; and to provide an effective date.

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

7 **SECTION 1.** A new subsection to section 11-15-03 of the North Dakota Century Code is
8 created and enacted as follows:

9 Provide services to a township under section 58-13-01.

10 **SECTION 2.** Section 57-15-19.8 of the North Dakota Century Code is created and enacted
11 as follows:

12 **57-15-19.8. Township levy for purposes of regulation enforcement.**

- 13 1. Upon approval of a majority of electors of the township voting on the question, a
14 township may levy a tax not to exceed the limitation in subsection 1 of section
15 57-15-20.2 for the purpose of enforcing regulations within a township, including
16 contracting with the county sheriff to provide services under section 58-13-01.
17 2. The levy under this section may be made only if notice of the question of the approval
18 of the levy has been included with the notice of the annual meeting provided in section
19 58-04-01.
20 3. Approval by the electors of increased levy authority under this section may not be
21 effective for more than five taxable years.

22 **SECTION 3. AMENDMENT.** Section 57-15-20.2 of the North Dakota Century Code is
23 amended and reenacted as follows:

1 **57-15-20.2. Exceptions to tax levy limitations in townships.**

2 1. The tax levy limitations specified in section 57-15-20 do not apply to the following mill
3 levies, which are expressed in mills per dollar of taxable valuation of property in the
4 township:

5 ~~1.~~ a. A township levying a tax for the purpose of cooperating with the county in
6 constructing and maintaining roads and bridges that are part of the county road
7 system and located within the township in accordance with section 57-15-19.4
8 may levy a tax not exceeding five mills.

9 ~~2.~~ b. A township levying a tax for airport purposes in accordance with section 2-06-15
10 may levy a tax not exceeding four mills.

11 ~~3.~~ c. A township levying a tax for special assessment districts in accordance with
12 chapter 58-18.

13 d. A township levying for regulation enforcement in accordance with section
14 57-15-19.8 may levy a tax not exceeding five mills.

15 2. Tax levy or mill levy limitations do not apply to any statute which expressly provides
16 that taxes authorized to be levied therein are not subject to mill levy limitations
17 provided by law.

18 **SECTION 4.** A new subsection to section 58-03-07 of the North Dakota Century Code is
19 created and enacted as follows:

20 To authorize the levy of a tax under section 57-15-19.8 for the purpose of enforcing
21 regulations within the township, including contracting with the county sheriff to provide
22 services as necessary under section 58-13-01.

23 **SECTION 5. EFFECTIVE DATE.** This Act is effective for taxable years beginning after
24 December 31, 2020.