

Fifty-fifth
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1389

Introduced by

Representatives Belter, Dalrymple

Senator G. Nelson

1 A BILL for an Act to amend and reenact subsection 2 of section 11-09.1-05 of the North Dakota
2 Century Code, relating to limitations on the authority of a home rule county to supersede certain
3 laws relating to special assessments.

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

5 **SECTION 1. AMENDMENT.** Subsection 2 of section 11-09.1-05 of the North Dakota
6 Century Code is amended and reenacted as follows:

7 2. Control its finances and fiscal affairs; appropriate money for its purposes, and
8 make payments of its debts and expenses; subject to the limitations of this section
9 levy and collect property taxes, sales taxes, motor vehicle fuels and special fuels
10 taxes, motor vehicle registration fees, and special assessments for benefits
11 conferred, for its public and proprietary functions, activities, operations,
12 undertakings, and improvements; contract debts, borrow money, issue bonds,
13 warrants, and other evidences of indebtedness; establish charges for any county or
14 other services to the extent authorized by state law, and establish debt and mill
15 levy limitations; provided, that all property in order to be subject to the assessment
16 provisions of this subsection must be assessed in a uniform manner as prescribed
17 by the state board of equalization and the state supervisor of assessments. A
18 charter or ordinance or act of a governing body of a home rule county may not
19 supersede any state law which determines what property or acts are subject to, or
20 exempt from, ad valorem or sales and use taxes. A charter or ordinance or act of
21 the governing body of a home rule county may not supersede the provisions of
22 section 11-11-55.1 relating to the sixty percent petition requirement for
23 improvements and of section 40-22-18 relating to the barring proceeding for
24 improvement projects.