

Sixtieth  
Legislative Assembly  
of North Dakota

## HOUSE BILL NO. 1474

Introduced by

Representatives Glassheim, Hawken, Kaldor, S. Kelsh

Senators Freborg, Hacker

1 A BILL for an Act to create and enact a new section to chapter 57-15, a new subsection to  
2 section 57-15-06.7, and a new subsection to section 57-15-10 of the North Dakota Century  
3 Code, relating to a county or city property tax levy for support of services of nonprofit  
4 organizations eligible for grants from the domestic violence and sexual assault prevention fund;  
5 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 57-15-06.7 of the North Dakota Century Code  
8 is created and enacted as follows:

9 A county levying a tax in support of nonprofit domestic violence or sexual assault  
10 organizations as provided in section 3 of this Act may levy a tax not exceeding two  
11 mills on the taxable valuation of property within the county. However, if any city  
12 within the county is levying a tax for support of nonprofit domestic violence or  
13 sexual assault organizations, the county tax levy within that city must be reduced  
14 by the number of mills levied by that city for that purpose.

15 **SECTION 2.** A new subsection to section 57-15-10 of the North Dakota Century Code  
16 is created and enacted as follows:

17 Taxes levied for city support of nonprofit domestic violence or sexual assault  
18 organizations as provided in section 3 of this Act may be levied in an amount not  
19 exceeding one mill.

20 **SECTION 3.** A new section to chapter 57-15 of the North Dakota Century Code is  
21 created and enacted as follows:

22 **County or city tax levy for support of nonprofit domestic violence or sexual**  
23 **assault organizations - Election to authorize or remove the levy - Eligible organizations.**

- 1       1. Upon petition of ten percent of the number of qualified electors of the county or city  
2       voting in the last election for governor in the county or city, or upon its own motion,  
3       the governing body of the county or city shall place upon the ballot at any regular  
4       or special county or city election the question of establishing or eliminating the levy  
5       of an annual tax for support of nonprofit domestic violence or sexual assault  
6       organizations.
- 7       2. The levy authorized by this section may be imposed or eliminated only by a vote of  
8       the majority of the qualified electors of the county or city voting on the question.
- 9       3. Upon approval by the qualified electors of the county or city, the governing body of  
10      the county may levy a tax not exceeding the limitation in section 1 of this Act and  
11      the governing body of the city may levy a tax not exceeding the limitation in  
12      section 2 of this Act.
- 13      4. The levy authorized by this section may not be used to defray any expenses of any  
14      organization until the organization is incorporated under the laws of this state as a  
15      nonprofit corporation. The governing body of the county or city may contract with  
16      organizations eligible for domestic violence and sexual assault prevention fund  
17      grants under chapter 14-07.1 to provide specified services in furtherance of the  
18      objectives of the organization. To receive any funds under this section, an  
19      organization must file with the governing body from which funds are being  
20      requested a report of its program for the most recently completed fiscal year and  
21      for the fiscal year for which the funds are requested. The report must show all  
22      financial resources available to the organization and its program, how those  
23      resources are budgeted or intended to be used in that fiscal year or in the future,  
24      and the purposes for which funds being requested under this section are to be  
25      used. An organization and its program which receives funds under this section  
26      must be reviewed and approved annually by the governing body of the county or  
27      city to be eligible to receive funds under this section. A report filed by an  
28      organization under this section must be accompanied by an independent auditor's  
29      report. Nothing in this subsection authorizes disclosure of information made  
30      confidential under section 14-07.1-18.

1           **SECTION 4. EFFECTIVE DATE.** This Act is effective for taxable years beginning after  
2   December 31, 2006.