

Sixtieth  
Legislative Assembly  
of North Dakota

## ENGROSSED HOUSE BILL NO. 1305

Introduced by

Representative R. Kelsch

1 A BILL for an Act to amend and reenact section 15.1-09-04 of the North Dakota Century Code,  
2 relating to membership on rural school boards; and to declare an emergency.

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

4 **SECTION 1. AMENDMENT.** Section 15.1-09-04 of the North Dakota Century Code is  
5 amended and reenacted as follows:

6 **15.1-09-04. Rural members of school board - Definitions.**

7 1. Except as provided in subsection 2:

- 8 a. At least two members of a school board must be rural members if a district  
9 contains six or more sections of land, has a city within its boundaries, and a  
10 district population of two thousand or fewer.
- 11 b. At least one member of a school board must be a rural member if a district  
12 contains six or more sections of land, has within its boundaries a city of more  
13 than two thousand but fewer than fifteen thousand, and has at least  
14 twenty-five families residing on farms outside the corporate limits of the city  
15 but within the district and sending children to school in the district.
- 16 c. If the taxable valuation of agricultural property in the rural area of a district  
17 containing a city is greater than the taxable valuation of the urban area, the  
18 majority of the members of the school board must be rural members.
- 19 d. If the variance in population between the geographic voting areas of a school  
20 district is greater than ten percent, all qualified voters in the district may vote  
21 for each school board candidate.

22 2. A reorganization plan under chapter 15.1-12 may provide for school board  
23 membership requirements that are different from those in subsection 1.

1           3. For purposes of this section, a rural school board member is one who resides on a  
2           farm outside the corporate limits of a city or one who resides within a city that  
3           according to the latest federal census has a population of two hundred or fewer  
4           and is located within a district that has four or more incorporated cities.

5       ~~3.~~ 4. For purposes of this section:

6           a. "Agricultural property" means property located outside the limits of an  
7           incorporated city and zoned agricultural.

8           b. "Rural" means outside the limits of an incorporated city.

9       **SECTION 2. EMERGENCY.** This Act is declared to be an emergency measure.