

Sixty-first
Legislative Assembly
of North Dakota

SENATE BILL NO.

Introduced by

Senator Horne

1 A BILL for an Act to create and enact a new subsection to section 57-15-10 of the North Dakota
2 Century Code, relating to authorization for voter approval of a city levy for support of child care
3 providers; and to provide an effective date.

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

5 **SECTION 1.** A new subsection to section 57-15-10 of the North Dakota Century Code
6 is created and enacted as follows:

7 Taxes levied for programs and activities for support of child care providers in
8 accordance with section 2 of this Act may be levied in an amount not exceeding
9 two mills.

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

12 **Authorization of tax levies for services and programs for child care providers -**
13 **Election to authorize or remove the levy.**

14 1. The governing body of a city is authorized to levy a tax, in addition to all levies
15 authorized by law, to establish or maintain services or programs for support of child
16 care providers in the city. The tax may not exceed the limitation in section 1 of this
17 Act. The proceeds of the tax must be kept in a separate fund and used exclusively
18 for the purposes provided in this section.

19 2. The levy authorized by this section may be used to defray any city expenses of
20 providing support to child care providers and may be used for allocation to child
21 care providers for startup and operating expenses directly related to providing child
22 care. To receive any funds under this section, a child care provider must comply
23 with requirements established by the governing body of the city. A child care
24 provider and its program which receives funds under this section must be reviewed

1 or approved annually by the governing body of the city to determine its eligibility to
2 receive funds under this section.

3 3. The levy authorized by this section may be imposed or removed only by a vote of a
4 majority of the qualified electors of the city voting on the question. The levy
5 authorized by this section may not be increased to a levy of more than one mill
6 under the authority of this section unless approved by a vote of the majority of the
7 qualified electors of the city voting on the question. The governing body of a city
8 shall put the issue before the qualified electors of the city either on its own motion
9 or when a petition in writing is presented to the governing body, signed by qualified
10 electors of the city equal in number to at least ten percent of the total vote cast in
11 the city for the office of governor at the most recent general election.

12 **SECTION 3. EFFECTIVE DATE.** This Act is effective for taxable years beginning after
13 December 31, 2008.