

Sixty-second
Legislative Assembly
of North Dakota

ENGROSSED SENATE BILL NO. 2048

Introduced by

Legislative Management

(Taxation Committee)

1 A BILL for an Act to create and enact a new subsection to section 40-58-20 of the North Dakota
2 Century Code, relating to benefits received by renaissance zone property from tax increment
3 financing districts; and to amend and reenact subsection 1 of section 40-63-03 of the North
4 Dakota Century Code, relating to benefits received by tax increment financing district property
5 from renaissance zones.

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

7 **SECTION 1.** A new subsection to section 40-58-20 of the North Dakota Century Code is
8 created and enacted as follows:

9 A lot or parcel of property may not receive benefits through a development or renewal
10 plan approved after July 31, 2011, for tax increment financing purposes if that lot or
11 parcel of property is receiving benefits through a renaissance zone under chapter
12 40-63.

13 **SECTION 2. AMENDMENT.** Subsection 1 of section 40-63-03 of the North Dakota Century
14 Code is amended and reenacted as follows:

- 15 1. A city may apply to the department of commerce division of community services to
16 designate a portion of that city as a renaissance zone if the following criteria are met:
- 17 a. The geographic area proposed for the renaissance zone is located wholly within
18 the boundaries of the city submitting the application.
- 19 b. The application includes a development plan.
- 20 c. The proposed renaissance zone is not more than twenty-three square blocks,
21 except in a city with a population of greater than five thousand the renaissance
22 zone may exceed twenty-three square blocks at the rate of one additional block
23 for each additional five thousand population to a maximum size of thirty-eight
24 blocks. Population is based upon the most recent federal decennial census.

1 If a city finds that renaissance zone projects have satisfactorily completed
2 one or more blocks within the renaissance zone, the city may apply for and the
3 department of commerce division of community services may approve withdrawal
4 of those blocks from the renaissance zone and replacement of those blocks with
5 other blocks that otherwise meet the requirements of this chapter.

6 d. Except as provided under subdivision g, the proposed renaissance zone has a
7 continuous boundary and all blocks are contiguous.

8 e. The proposed land usage includes both commercial and residential property.

9 f. The application includes the proposed duration of renaissance zone status, not to
10 exceed fifteen years. Upon application by the city, the department of commerce
11 division of community services may extend the duration of renaissance zone
12 status in increments of up to five years.

13 g. The proposed renaissance zone may have a single exception to the continuous
14 boundary and contiguous block requirements under subdivision d if the area of
15 the excepted noncontiguous blocks does not exceed three square blocks.

16 h. The department of commerce division of community services may not designate
17 a renaissance zone after July 31, 2011, if that renaissance zone includes a lot or
18 parcel of property that is receiving benefits through a development or renewal
19 plan for tax increment financing purposes under section 40-58-20.