

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1319

Page 1, line 1, remove "15.1-27-04.3,"

Page 1, line 3, after "sections" insert "15-39.1-28,"

Page 1, line 4, replace "15.1-27-04" with "15.1-27-03.2"

Page 1, line 5, after the fourth comma insert "40-55-08,"

Page 1, line 8, after "sections" insert "15.1-27-04,"

Page 1, after line 13, insert:

"SECTION 1. AMENDMENT. Section 15-39.1-28 of the North Dakota Century Code is amended and reenacted as follows:

15-39.1-28. Tax levy for teachers' retirement.

Any school district by a resolution of its school board may use the proceeds of levies, as permitted by section 57-15-14.2, the proceeds to be used for the purposes of meeting the district's contribution to the fund arising under this chapter and to provide the district's share, if any, of contribution to the fund for contracted employees of either a multidistrict special education board or another school district where the contracted employees are also providing services to the taxing school district."

Page 7, line 30, after "hundred" insert "twenty-five"

Page 8, line 27, overstrike "0.004" and insert immediately thereafter "0.002"

Page 10, line 5, after "hundred" insert "twenty-five"

Page 11, line 3, overstrike "0.004" and insert immediately thereafter "0.002"

Page 11, replace lines 9 through 19 with:

"SECTION 10. AMENDMENT. Section 15.1-27-03.2 of the North Dakota Century Code is amended and reenacted as follows:

15.1-27-03.2. School district size weighting factor - Weighted student units.

1. For each high school district in the state, the superintendent of public instruction shall assign a school district size weighting factor of:
 - a. ~~4.25~~1.35 if the students in average daily membership number fewer than ~~485~~125;
 - b. 1.34 if the students in average daily membership number at least 125 but fewer than 130;
 - c. 1.33 if the students in average daily membership number at least 130 but fewer than 135;
 - d. 1.32 if the students in average daily membership number at least 135 but fewer than 140;

- e. 1.31 if the students in average daily membership number at least 140 but fewer than 145;
- f. 1.30 if the students in average daily membership number at least 145 but fewer than 150;
- g. 1.29 if the students in average daily membership number at least 150 but fewer than 155;
- h. 1.28 if the students in average daily membership number at least 155 but fewer than 160;
- i. 1.27 if the students in average daily membership number at least 160 but fewer than 165;
- j. 1.26 if the students in average daily membership number at least 165 but fewer than 175;
- k. 1.25 if the students in average daily membership number at least 175 but fewer than 185;
- ~~b-l.~~ 1.24 if the students in average daily membership number at least 185 but fewer than 200;
- ~~e-m.~~ 1.23 if the students in average daily membership number at least 200 but fewer than 215;
- ~~d-n.~~ 1.22 if the students in average daily membership number at least 215 but fewer than 230;
- ~~e-o.~~ 1.21 if the students in average daily membership number at least 230 but fewer than 245;
- ~~f-p.~~ 1.20 if the students in average daily membership number at least 245 but fewer than 260;
- ~~g-q.~~ 1.19 if the students in average daily membership number at least 260 but fewer than 270;
- ~~h-r.~~ 1.18 if the students in average daily membership number at least 270 but fewer than 275;
- ~~i-s.~~ 1.17 if the students in average daily membership number at least 275 but fewer than 280;
- ~~j-t.~~ 1.16 if the students in average daily membership number at least 280 but fewer than 285;
- ~~k-u.~~ 1.15 if the students in average daily membership number at least 285 but fewer than 290;
- ~~l-v.~~ 1.14 if the students in average daily membership number at least 290 but fewer than 295;
- ~~m-w.~~ 1.13 if the students in average daily membership number at least 295 but fewer than 300;
- ~~n-x.~~ 1.12 if the students in average daily membership number at least 300 but fewer than 305;

- ~~o-y.~~ 1.11 if the students in average daily membership number at least 305 but fewer than 310;
 - ~~p-z.~~ 1.10 if the students in average daily membership number at least 310 but fewer than 320;
 - ~~q-aa.~~ 1.09 if the students in average daily membership number at least 320 but fewer than 335;
 - ~~r-bb.~~ 1.08 if the students in average daily membership number at least 335 but fewer than 350;
 - ~~s-cc.~~ 1.07 if the students in average daily membership number at least 350 but fewer than 360;
 - ~~t-dd.~~ 1.06 if the students in average daily membership number at least 360 but fewer than 370;
 - ~~u-ee.~~ 1.05 if the students in average daily membership number at least 370 but fewer than 380;
 - ~~v-ff.~~ 1.04 if the students in average daily membership number at least 380 but fewer than 390;
 - ~~w-gg.~~ 1.03 if the students in average daily membership number at least 390 but fewer than 400;
 - ~~x-hh.~~ 1.02 if the students in average daily membership number at least 400 but fewer than 600;
 - ~~y-ii.~~ 1.01 if the students in average daily membership number at least 600 but fewer than 900; and
 - ~~z-jj.~~ 1.00 if the students in average daily membership number at least 900.
2. For each elementary district in the state, the superintendent of public instruction shall assign a weighting factor of:
 - a. 1.25 if the students in average daily membership number fewer than 125;
 - b. 1.17 if the students in average daily membership number at least 125 but fewer than 200; and
 - c. 1.00 if the students in average daily membership number at least 200.
 3. The school district size weighting factor determined under this section and multiplied by a school district's weighted average daily membership equals the district's weighted student units.
 4. Notwithstanding the provisions of this section, the school district size weighting factor assigned to a district may not be less than the factor arrived at when the highest number of students possible in average daily membership is multiplied by the school district size weighting factor for the subdivision immediately preceding the district's actual subdivision and then divided by the district's average daily membership."

"15.1-27-04.1. Baseline funding - Establishment - Determination of state aid.

1. In order to determine the amount of state aid payable to each district, the superintendent of public instruction shall establish each district's baseline funding. A district's baseline funding consists of:
 - a. All state aid received by the district in accordance with chapter 15.1-27 during the 2012-13 school year;
 - b. The district's 2012-13 mill levy reduction grant, as determined in accordance with chapter 57-64, as it existed on June 30, 2013;
 - c. An amount equal to that raised by the district's 2012 general fund levy or that raised by one hundred ten mills of the district's 2012 general fund levy, whichever is less;
 - d. An amount equal to that raised by the district's 2012 long distance learning and educational technology levy;
 - e. An amount equal to that raised by the district's 2012 alternative education program levy; and
 - f. An amount equal to seventy-five percent of all:
 - (1) Mineral revenue received by the school district and reported under code 2000 of the North Dakota school district financial accounting and reporting manual, as developed by the superintendent of public instruction in accordance with section 15.1-02-08;
 - (2) Tuition received by the school district and reported under code 1300 of the North Dakota school district financial accounting and reporting manual, as developed by the superintendent of public instruction in accordance with section 15.1-02-08, with the exception of revenue received specifically for the operation of an educational program provided at a resident treatment facility;
 - (3) Revenue received by the school district from payments in lieu of taxes on the distribution and transmission of electric power;
 - (4) Revenue received by the school district from payments in lieu of taxes on electricity generated from sources other than coal;
 - (5) Revenue received by the school district from mobile home taxes;
 - (6) Revenue received by the school district from the leasing of land acquired by the United States for which compensation is allocated to the state under 33 U.S.C. 701(c)(3);
 - (7) Telecommunications tax revenue received by the school district; and

- (8) Revenue received by the school district from payments in lieu of taxes and state reimbursement of the homestead credit and disabled veterans' credit.
- 2. The superintendent shall divide the district's total baseline funding by the district's 2012-13 weighted student units in order to determine the district's baseline funding per weighted student unit.
- 3.
 - a. In 2013-14, the superintendent shall multiply the district's weighted student units by eight thousand eight hundred ten dollars.
 - (1) The superintendent shall adjust the product to ensure that the product is at least equal to the greater of:
 - (a) One hundred two percent of the district's baseline funding per weighted student unit, as established in subsection 2, multiplied by the district's 2013-14 weighted student units;
or
 - (b) One hundred percent of the district's baseline funding as established in subsection 1.
 - (2) The superintendent shall also adjust the product to ensure that the product does not exceed one hundred ten percent of the district's baseline funding per weighted student unit multiplied by the district's 2013-14 weighted student units, as established in subsection 2.
 - b. In 2014-15, the superintendent shall multiply the district's weighted student units by nine thousand ninety-two dollars.
 - (1) The superintendent shall adjust the product to ensure that the product is at least equal to the greater of:
 - (a) One hundred four percent of the district's baseline funding per weighted student unit, as established in subsection 2, multiplied by the district's 2014-15 weighted student units;
or
 - (b) One hundred percent of the district's baseline funding as established in subsection 1.
 - (2) The superintendent shall also adjust the product to ensure that the product does not exceed one hundred twenty percent of the district's baseline funding per weighted student unit, as established in subsection 2, multiplied by the district's 2014-15 weighted student units.
- 4. After determining the product in accordance with subsection 3, the superintendent of public instruction shall:
 - a. Subtract an amount equal to fifty mills multiplied by the taxable valuation of the school district; and
 - b. Subtract an amount equal to seventy-five percent of all revenues listed in paragraphs 1 through 8 of subdivision f of subsection 1.

5. The amount remaining after the computation required under subsection 4 is the amount of state aid to which a school district is entitled, subject to any other statutory requirements or limitations."

Page 13, remove lines 3 through 30

Page 14, remove lines 1 through 12

Page 20, line 9, replace "state" with "county"

Page 20, line 9, remove "ten percent, or"

Page 20, line 10, replace "any larger" with "the dollar amount or"

Page 20, line 10, replace the first "of" with "from"

Page 20, line 12, after the underscored period insert "The county treasurer shall transfer any amount withheld under this subdivision to the state treasurer."

Page 20, after line 19, insert:

"SECTION 20. AMENDMENT. Section 40-55-08 of the North Dakota Century Code is amended and reenacted as follows:

40-55-08. Election to determine desirability of establishing recreation system - How called.

The governing body of any municipality, school district, or park district to which this chapter is applicable, may and upon receipt of a petition signed by at least ten qualified electors but not less than five percent of those qualified electors who voted at the last general election of the municipality, school district, or park district, shall submit to the qualified electors the question of the establishment, maintenance, and conduct of a public recreation system, and except in the case of a school district, the levying of an annual tax for the conduct and maintenance thereof of not more than two and five-tenths mills on each dollar of taxable valuation of all taxable property within the corporate limits or boundaries of such municipality or park district, to be voted upon at the next general election or special municipal election; provided, however, that such questions may not be voted upon at the next general election unless such action of the governing body shall be taken, or such petition to submit such question shall be filed thirty days prior to the date of such election. A school district may ~~levy a tax~~ provide for the establishment, maintenance, and conduct of a public recreation system ~~pursuant to subdivision c of subsection 1 of~~ using the proceeds of levies, as permitted by section 57-15-14.2."

Page 35, line 19, after "Sections" insert "15.1-27-04,"

Renumber accordingly