

Introduced by

Senators Warner, Lyson, Wardner

Representatives Drovdal, Kempenich, S. Meyer

1 A BILL for an Act to amend and reenact subdivision b of subsection 5 of section 57-51-15 of the
2 North Dakota Century Code, relating to county infrastructure fund grants to school districts to
3 offset oil and gas development impact; and to provide an effective date.

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

5 **SECTION 1. AMENDMENT.** Subdivision b of subsection 5 of section 57-51-15 of the North
6 Dakota Century Code is amended and reenacted as follows:

7 b. Thirty-five percent of all revenues allocated to the county infrastructure fund
8 under subsections 3 and 4 must be allocated by the board of county
9 commissioners to or for the benefit of townships in the county on the basis of
10 applications by townships for funding to offset oil and gas development impact to
11 township roads or other infrastructure needs or to school districts in the county on
12 the basis of applications by school districts ~~for repair or replacement of school-~~
13 ~~district vehicles necessitated by damage or deterioration attributable to travel on-~~
14 ~~oil and gas development impacted roads~~ for funding to offset oil and gas
15 development impact to school districts. Any impact funding allocated to a school
16 district as a result of an application to the board of county commissioners under
17 this subdivision may not be considered revenue of the school district for purposes
18 of determining imputed taxable valuation under section 15.1-27-11. An organized
19 township is not eligible for an allocation of funds under this subdivision unless
20 during that fiscal year that township levies at least ten mills for township
21 purposes. For unorganized townships within the county, the board of county
22 commissioners may expend an appropriate portion of revenues under this
23 subdivision to offset oil and gas development impact to township roads or other
24 infrastructure needs in those townships. The amount deposited during each

1 calendar year in the county infrastructure fund which is designated for allocation
2 under this subdivision and which is unexpended and unobligated at the end of
3 the calendar year must be transferred by the county treasurer to the county road
4 and bridge fund for use on county road and bridge projects.

5 **SECTION 2. EFFECTIVE DATE.** This Act is effective for taxable events occurring after
6 June 30, 2011.