

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1043

Page 1, line 1, after the first comma insert "subsection 10 of section 11-31-03,"

Page 1, line 1, after the second comma insert "section 24-02-30,"

Page 1, line 2, replace the second "section" with "sections 50-06-06.2 and"

Page 1, line 3, after the second comma insert "sections 57-15-06 and 57-15-08, subsection 1 of section 57-34-03,"

Page 1, line 5, after "sections" insert "54-40.3-03,"

Page 1, line 11, overstrike "**Headnote**" and insert immediately thereafter "**Caption**"

Page 1, line 12, overstrike "headnote" and insert immediately thereafter "caption"

Page 1, line 13, overstrike "headnote" and insert immediately thereafter "caption"

Page 1, line 15, overstrike "headnote" and insert immediately thereafter "caption"

Page 1, line 16, overstrike "headnote" and insert immediately thereafter "caption"

Page 1, after line 16, insert:

**"SECTION 2. AMENDMENT.** Subsection 10 of section 11-31-03 of the North Dakota Century Code is amended and reenacted as follows:

10. Cooperate with the ~~public roads~~federal highway administration or successors, the state department of transportation, and the townships of the county."

Page 2, after line 9, insert:

**"SECTION 4. AMENDMENT.** Section 24-02-30 of the North Dakota Century Code is amended and reenacted as follows:

**24-02-30. Conditions precedent to demand for arbitration against director.**

No right exists to demand arbitration against the director until the conditions specified in this section have been complied with. The contractor shall give the director notice in writing that the contractor claims the contract has been or will be performed fully on a day stated, which may not be less than ten days after the giving of such notice. At the time stated in the notice the director shall cause the work to be inspected, and if the director claims the work has not been completed, the director, with all reasonable dispatch, having regard to the early completion of the work, shall specify the particulars in which it is incomplete and shall direct that it be completed accordingly, or if the director considers further work necessary to bring the project up to the desired standard for acceptance either by the director or the ~~United States public roads~~federal highway administration, even though the director considers such contract complete, the director likewise may specify any such additional work. The contractor shall proceed with all reasonable dispatch, having due regard to weather conditions, with the performance of all such additional work with a view to a speedy completion of the project. When the contractor claims in good faith, supported by affidavit furnished to the

director, that the contractor has completed such additional work according to the specifications furnished to the contractor, and the director fails for ten days to accept such work as completed, the contractor has the right to institute proceedings under this chapter."

Page 2, after line 17, insert:

**"SECTION 6. AMENDMENT.** Section 50-06-06.2 of the North Dakota Century Code is amended and reenacted as follows:

**50-06-06.2. Clinic services - Provider qualification - Utilization of federal funds.**

Within the limits of legislative appropriation therefor and in accordance with rules established by the department, the department may defray the costs of preventive diagnostic, therapeutic, rehabilitative, or palliative items or services furnished medical assistance eligible individuals by regional human service centers. Within the limits of legislative appropriations and to the extent permitted by state and federal law and regulations established thereunder, it is the intent of the legislative assembly that federal funds available under title XIX of the Social Security Act [42 U.S.C. 1396 et seq.] be utilized to defray the costs of identifiable mental health clinic services furnished eligible individuals in regional human service centers and that federal funds available under title XX of the Social Security Act [42 U.S.C. 1397 et seq.] be utilized to defray the costs of identifiable social services furnished to eligible individuals by county social service boards and regional human service centers."

Page 4, after line 25, insert:

**"SECTION 11. AMENDMENT.** Section 57-15-06 of the North Dakota Century Code is amended and reenacted as follows:

**57-15-06. County general fund levy.**

The board of county commissioners may levy property taxes for county general fund purposes at a tax rate not exceeding sixty mills per dollar of taxable valuation of property in the county.

A county that levied more than sixty mills for taxable year 2015 for the combined number of mills levied for general fund purposes plus the number of mills levied for other purposes consolidated into the general fund levy by this Act which were combined into the general fund for taxable years after 2014 may levy for general fund purposes for taxable year 2016 the same number of mills that was levied for those purposes for taxable year 2015. A county may levy for general fund purposes for taxable year 2017 sixty mills plus seventy-five percent of the combined number of mills exceeding sixty that was levied for those purposes for taxable year 2015. A county may levy for general fund purposes for taxable year 2018 sixty mills plus fifty percent of the combined number of mills exceeding sixty that was levied for those purposes for taxable year 2015. A county may levy for general fund purposes for taxable year 2019 sixty mills plus twenty-five percent of the combined number of mills exceeding sixty that was levied for those purposes for taxable year 2015.

Unless a specific exception is provided by statute, the county general fund levy limitation under this section applies to all property taxes the board of county commissioners is authorized to levy for general county purposes.

**SECTION 12. AMENDMENT.** Section 57-15-08 of the North Dakota Century Code is amended and reenacted as follows:

**57-15-08. General fund levy limitations in cities.**

The aggregate amount levied for city general fund purposes may not exceed an amount produced by a levy of one hundred five mills on the taxable valuation of property in the city. A city, when authorized by a majority vote of the electors of the city voting on the question at a regularly scheduled or special election called for such purpose pursuant to a resolution approved by the governing body of the city, may increase the maximum mill levy for general city purposes by not more than ten mills.

A city that levied more than one hundred five mills for taxable year 2015 in the combined number of mills levied for general fund purposes plus the number of mills levied for other purposes ~~consolidated into the general fund levy by this Act~~ which were combined into the general fund for taxable years after 2014 may levy for general fund purposes for taxable year 2016 the same number of mills that was levied for those purposes for taxable year 2015. A city may levy for general fund purposes for taxable year 2017 one hundred five mills plus seventy-five percent of the combined number of mills exceeding one hundred five that was levied for those purposes for taxable year 2015. A city may levy for general fund purposes for taxable year 2018 one hundred five mills plus fifty percent of the combined number of mills exceeding one hundred five that was levied for those purposes for taxable year 2015. A city may levy for general fund purposes for taxable year 2019 one hundred five mills plus twenty-five percent of the combined number of mills exceeding one hundred five that was levied for those purposes for taxable year 2015.

**SECTION 13. AMENDMENT.** Subsection 1 of section 57-34-03 of the North Dakota Century Code is amended and reenacted as follows:

1. On or before July fifteenth of each year, the tax commissioner shall review the report under ~~subsection 3 of~~ section 57-34-02 and compute the total tax to be assessed against each telecommunications carrier in this state at a rate of two and one-half percent of adjusted gross receipts. If the tax commissioner's computation of the total tax differs from the amount computed by a telecommunications carrier, the tax commissioner shall give notice of the change by mail to that telecommunications carrier on or before July fifteenth. The state board of equalization shall assess the tax under this section after consideration of any contest presented."

Page 9, line 11, overstrike "**work-over,**"

Page 9, after line 12 insert:

"1."

Page 9, line 16, overstrike "1." and insert immediately thereafter "a."

Page 9, line 21, overstrike "2. To receive, from the first day of eligibility, a tax"

Page 9, line 22, overstrike "rate reduction on production from a new well under"

Page 9, line 23, remove "subsection 4 of"

Page 9, line 23, overstrike "section"

Page 9, line 23, remove "57-51.1-03"

Page 9, line 23, overstrike ", the industrial commission's certification"

Page 9, overstrike lines 24 and 25

Page 9, line 26, overstrike "3."

Page 9, line 30, after "4:" insert "b."

Page 10, line 7, after "5:" insert "c."

Page 10, line 7, remove the overstrike over "~~To receive, from the first day of eligibility, a tax exemption or the reduction on~~"

Page 10, remove the overstrike over lines 8 through 10

Page 10, after line 14, insert:

"2."

Page 10, line 16, remove the overstrike over "~~or rate reduction~~"

Page 10, line 19, remove the overstrike over "~~or rate reduction~~"

Page 10, line 20, remove the overstrike over "~~or rate reduction~~"

Page 10, line 22, after "Sections" insert "54-40.3-03,"

Page 10, line 24, replace "10" with "16"

Renumber accordingly