

HOUSE BILL NO. 1196

Introduced by

Representatives Hanson, Kroeber

1 A BILL for an Act to amend and reenact section 57-15-14.2 of the North Dakota Century Code,
2 relating to authority of school districts to levy property taxes for maintaining an alternative
3 school program; and to provide an effective date.

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

5 **SECTION 1. AMENDMENT.** Section 57-15-14.2 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **57-15-14.2. Mill levies requiring board action - Proceeds to general fund account.**

- 8 1. A school board of any school district may levy an amount sufficient to cover
9 general expenses including the costs of the following:
- 10 a. Board and lodging for high school students as provided in section 15-34.2-06.
 - 11 b. The teachers' retirement fund as provided in section 15-39.1-28.
 - 12 c. Tuition for students in grades seven through twelve as provided in section
13 15-40.2-12.
 - 14 d. Special education program as provided in section 15-59-08.
 - 15 e. The establishment and maintenance of an insurance reserve fund for
16 insurance purposes as provided in section 32-12.1-08.
 - 17 f. A final judgment obtained against a school district.
 - 18 g. The district's share of contribution to the old-age survivors' fund and matching
19 contribution for the social security fund as provided by chapter 52-09 and to
20 provide the district's share of contribution to the old-age survivors' fund and
21 matching contribution for the social security fund for contracted employees of
22 a multidistrict special education board.
 - 23 h. The rental or leasing of buildings, property, or classroom space. Minimum
24 state standards for health and safety applicable to school building

- 1 construction shall apply to any rented or leased buildings, property, or
2 classroom space.
- 3 i. Unemployment compensation benefits.
- 4 j. The removal of asbestos substances from school buildings or the abatement
5 of asbestos substances in school buildings under any method approved by
6 the United States environmental protection agency and any repair,
7 replacement, or remodeling that results from such removal or abatement.
- 8 k. Participating in cooperative vocational education programs approved by the
9 state board.
- 10 l. Maintaining a vocational education program approved by the state board and
11 established only for that school district.
- 12 m. Paying the cost of purchasing, contracting, operating, and maintaining
13 schoolbuses.
- 14 n. Establishing and maintaining school library services.
- 15 o. Equipping schoolbuses with two-way communications and central station
16 equipment and providing for the installation and maintenance of such
17 equipment.
- 18 p. Establishing free public kindergartens in connection with the public schools of
19 the district for the instruction of resident children below school age during the
20 regular school term.
- 21 q. Establishing, maintaining, and conducting a public recreation system.
- 22 r. The district's share of contribution to finance an interdistrict cooperative
23 agreement authorized by section 15-47-40.1.
- 24 s. Establishing and maintaining an approved alternative school program.
- 25 2. This limitation does not apply to mill levies pursuant to subdivisions a, c, f, ~~and~~ j,
26 and s of subsection 1. If a school district maintained a levy to finance either its
27 participation in a cooperative vocational education program or its sponsorship of
28 single-district vocational education programs prior to July 1, 1983, and the district
29 discontinues its participation in or sponsorship of those vocational education
30 programs, that district must reduce the proposed aggregated expenditure amount

1 for which its general fund levy is used by the dollar amount raised by its prior levy
2 for the funding of those programs.

3 3. All proceeds of any levy established pursuant to this section must be placed in the
4 school district's general fund account and may be expended to achieve the
5 purposes for which the taxes authorized by this section are levied. Proceeds from
6 levies established pursuant to this section and funds provided to school districts
7 pursuant to chapter 15-40.1 may not be transferred to the building fund within the
8 school district.

9 **SECTION 2. EFFECTIVE DATE.** This Act is effective for taxable years beginning after
10 December 31, 1998.