

Introduced by

1 A BILL for an Act to amend and reenact section 40-23-22.1 of the North Dakota Century Code,  
2 relating to city flood control special assessments on state property used for private commercial  
3 purposes; and to provide an effective date.

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

5 **SECTION 1. AMENDMENT.** Section 40-23-22.1 of the North Dakota Century Code is  
6 amended and reenacted as follows:

7 **40-23-22.1. City flood control special assessment exemption for state property -**

8 **Limitations.** Notwithstanding any other provision of law, property of the state in a city subject  
9 to this section is exempt from special assessments levied for flood control purposes. Upon  
10 request by the governing body of the city, the exemption under this section may be completely  
11 or partially waived by majority vote of the budget section of the legislative council. A city is  
12 subject to the exemption under this section in recognition of state financial assistance for flood  
13 control provided to the city pursuant to section 61-02.1-01 or other appropriation or commitment  
14 of state funds.

15 The exemption under this section does not apply to property, including structures,  
16 fixtures, improvements, or land, owned or leased by a private for-profit entity and used by it for  
17 commercial purposes.

18 **SECTION 2. EFFECTIVE DATE.** This Act is effective for special assessment  
19 installments confirmed after July 31, 2003.