

**Sixtieth Legislative Assembly of North Dakota
In Regular Session Commencing Wednesday, January 3, 2007**

HOUSE BILL NO. 1305
(Representative R. Kelsch)

AN ACT to amend and reenact section 15.1-09-04 of the North Dakota Century Code, relating to membership on rural school boards.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 15.1-09-04 of the North Dakota Century Code is amended and reenacted as follows:

15.1-09-04. Rural members of school board - Definitions.

1. Except as provided in subsection 2:

- a. At least two members of a school board must be rural members if a district contains six or more sections of land, has a city within its boundaries, and a district population of two thousand or fewer.
- b. At least one member of a school board must be a rural member if a district contains six or more sections of land, has within its boundaries a city of more than two thousand but fewer than fifteen thousand, and has at least twenty-five families residing on farms outside the corporate limits of the city but within the district and sending children to school in the district.
- c. If the taxable valuation of agricultural property in the rural area of a district containing a city is greater than the taxable valuation of the urban area, the majority of the members of the school board must be rural members.
- d. If the variance in population between the geographic voting areas of a school district is greater than ten percent, all qualified voters in the district may vote for each school board candidate.

2. A reorganization plan under chapter 15.1-12 may provide for school board membership requirements that are different from those in subsection 1.

3. For purposes of this section, a rural school board member is one who resides on a farm outside the corporate limits of a city or one who resides within a city that according to the latest federal census has a population of two hundred or fewer and is located within a district that has four or more incorporated cities.

~~3.~~ 4. For purposes of this section:

- a. "Agricultural property" means property located outside the limits of an incorporated city and zoned agricultural.
- b. "Rural" means outside the limits of an incorporated city.

Speaker of the House

President of the Senate

Chief Clerk of the House

Secretary of the Senate

This certifies that the within bill originated in the House of Representatives of the Sixtieth Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1305.

House Vote: Yeas 92 Nays 0 Absent 2

Senate Vote: Yeas 25 Nays 20 Absent 2

Chief Clerk of the House

Received by the Governor at _____ M. on _____, 2007.

Approved at _____ M. on _____, 2007.

Governor

Filed in this office this _____ day of _____, 2007,

at _____ o'clock _____ M.

Secretary of State