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# GOVERNMENTAL FINANCE

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## CHAPTER 168

S. B. No. 78  
(Torno and Troxel)

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### BOND ISSUES BY POLITICAL SUBDIVISIONS; "VALUE OF TAXABLE PROPERTY," "ASSESSED VALUATION"

#### AN ACT

To amend and reenact subsection 4 of section 21-0301 of the North Dakota Revised Code of 1943, as amended by chapter 170 of the Session Laws of 1951, defining value of taxable property and assessed valuation in relation to bond issues by political subdivisions, and declaring an emergency.

*Be It Enacted by the Legislative Assembly of the State of North Dakota:*

§ 1. AMENDMENT.) Subsection 4 of section 21-0301 of the North Dakota Revised Code of 1943, as amended by chapter 170 of the session laws of 1951, is hereby amended and reenacted to read as follows:

4. "Value of taxable property" or "the assessed valuation" of a municipality shall mean that portion of the value of all taxable property in such municipality as last finally equalized, against which the mill rate of taxes for state and county purposes is computed and extended, except that if prior to January 1, 1953, any school district shall have commenced the erection of a new school building or the school building in such school district shall have been destroyed and such school district shall vote to issue bonds for the purpose of completing or erecting a school building prior to January 1, 1954, or if special improvement warrants were issued by a municipality prior to January 1, 1935, and bonds are issued to cover a deficiency in the fund for the payments of such warrants as provided in section 21-0306, subsection 2, subdivision g, then for the purpose of determining the limit of indebtedness of such municipality as applied to the issuance of such bonds, such terms shall mean the full and true one hundred percent value of all taxable property in such municipality as finally equalized by the state board of equalization.

§ 2. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval.

Approved February 20, 1953.

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CHAPTER 169

S. B. No. 73  
(Solberg)

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LEGALIZING AND VALIDATING SCHOOL DISTRICT  
BOND ISSUES

AN ACT

Legalizing and validating school district bond issues notwithstanding certain defects in preliminary proceedings therefor, limiting time for commencement of actions and interposition of defenses and counterclaims founded upon such defects and declaring an emergency.

*Be It Enacted by the Legislative Assembly of the State of North Dakota:*

§ 1. In all cases where the electors of any school district in this state prior to December 1, 1952 have voted for the issuance of bonds of such school district by a majority of not less than seventy-five percent of the votes cast upon the question of issuing such bonds, all proceedings taken preliminary to and in the call and holding of the election at which such bonds were voted are hereby legalized and validated, notwithstanding any errors, omissions or defects, other than constitutional, in such proceedings or in the notice of such election.

§ 2. From and after April 1st, 1953, no action shall be commenced or maintained and no defense or counterclaim in any action shall be recognized in the courts, based upon any of the errors, omissions or defects specified in section 1 of this Act.

§ 3. This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval.

Approved March 2, 1953.

## CHAPTER 170

H. B. No. 846  
(Delayed Bills Committee)

USE OF PROCEEDS OF SCHOOL DISTRICT BOND ISSUES TO  
PAY ADVANCE RENTALS TO STATE SCHOOL  
CONSTRUCTION FUND

## AN ACT

To amend and reenact subsection 4 of section 21-0306 of the 1949 Supplement to the North Dakota Revised Code of 1943, relating to bond issues and providing that proceeds of school district bond issues may be used to pay advance rentals to the state school construction fund.

*Be It Enacted by the Legislative Assembly of the State of North Dakota:*

§ 1. AMENDMENT.) Subsection 4 of section 21-0306 of the 1949 Supplement to the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

4. By any common school district, independent school district, special school district, or any other class of school district, by whatever name designated, to purchase, erect, enlarge, and improve school buildings and teacherages, to acquire sites therefor and for playgrounds, to furnish and equip the same with heat, light, and ventilation or other necessary apparatus, to pay advance rentals to the state school construction fund, and also to purchase school bus equipment which shall meet the standards set up by the state superintendent of public instruction and the highway commissioner.

Approved March 13, 1953.

## CHAPTER 171

S. B. No. 262  
(Day)

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## DISPOSAL OF MUNICIPAL BOND PROCEEDS

## AN ACT

Relating to disposal of bond proceeds.

*Be It Enacted by the Legislative Assembly of the State of North Dakota:*

§ 1. DISPOSAL OF BOND PROCEEDS.) The proceeds of any municipal bond sale, which have not been used for the purpose issued within ten years after date of issue, may be disposed of by the governing body of the municipality as follows:

1. Sufficient funds shall be transferred to the sinking fund of such issue in an amount equal to the principal of bonds outstanding and the interest requirements.
2. The governing body may by a two-thirds vote of all its members transfer such funds to any or all other debt sinking funds of the municipality.
3. The governing body, upon approval by a majority vote of the electors, voting at an election called therefor, may use the funds for some other purpose authorized by law.

If any funds remain, they shall be transferred to the general fund of the municipality.

Approved March 7, 1953.