

Fifty-sixth
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1373

Introduced by

Representatives Devlin, D. Johnson, Nicholas, Weisz

Senators Krauter, Lee

1 A BILL for an Act to amend and reenact section 50-01.2-03.2 of the North Dakota Century
2 Code, relating to reimbursements to county social service boards; and to provide an effective
3 date.

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

5 **SECTION 1. AMENDMENT.** Section 50-01.2-03.2 of the 1997 Supplement to the
6 North Dakota Century Code is amended and reenacted as follows:

7 **50-01.2-03.2. County duties - Financing in exceptional circumstances.**

- 8 1. Each county social service board shall administer, under the direction and
9 supervision of the department:
- 10 a. Locally administered economic assistance programs;
- 11 b. Replacement programs with substantially similar goals, benefits, or
12 objectives; and
- 13 c. When necessary, experimental, pilot, or transitional programs with
14 substantially similar goals, benefits, or objectives.
- 15 2. On or before February twenty-eighth of each year, each county shall report to the
16 department the total amount of county funds expended in the previous year to
17 meet the cost of providing human services required under this title and the number
18 of mills that must have been levied by that county in the prior year to raise that
19 total amount. Upon receipt of reports from all counties, the department shall
20 determine the statewide average of the mill levies and identify each county that
21 levied ten mills more than that average. Each identified county is entitled to a
22 share of funds appropriated for distribution under this subsection. Each identified
23 county's share is determined by:

- 1 a. Reducing its mill levy necessary to meet the costs of providing human
- 2 services required under this title by the statewide average mill levy
- 3 determined under this subsection plus ten mills;
- 4 b. Determining the amount that could have been raised in that county and year
- 5 through a mill levy in the amount calculated under subdivision a;
- 6 c. Totaling the amounts determined under subdivision b for all counties entitled
- 7 to a distribution;
- 8 d. Calculating a decimal fraction equal to each identified county's proportionate
- 9 share of the total determined under subdivision c; and
- 10 e. Multiplying that decimal fraction times one-half of the biennial appropriation.
- 11 3. ~~The Notwithstanding any other section of law, the department shall seek~~
- 12 ~~appropriations for the purpose of providing additional financial assistance to~~
- 13 ~~reimburse county social service boards for human service program costs and local~~
- 14 ~~county expenses of administering human service locally administered economic~~
- 15 ~~assistance programs in counties in which the presence of an Indian reservation~~
- 16 ~~substantially reduces the amount of property subject to taxation related to cases~~
- 17 ~~involving Indians living within the boundaries of a federally recognized Indian~~
- 18 ~~reservation or property tax-exempt tribal trust lands. The department shall provide~~
- 19 ~~that:~~
- 20 a. All county expenses of locally administered economic assistance programs in
- 21 excess of the statewide average of the costs for all other counties, expressed
- 22 in mills, are reimbursed at one hundred percent;
- 23 b. Affected counties receive quarterly allocations based on the actual county
- 24 expenses of the state fiscal year ending the previous June first and the most
- 25 recent taxable valuations published pursuant to section 57-13-07 available on
- 26 that date; and
- 27 c. The reimbursement is calculated for each county and reported to the county
- 28 social service board before August first of the year preceding the allocation.

29 **SECTION 2. EFFECTIVE DATE.** This Act becomes effective on January 1, 2000.