

Fifty-sixth  
Legislative Assembly  
of North Dakota

## ENGROSSED SENATE BILL NO. 2358

Introduced by

Senators Wardner, Kinnoin, Urlacher

Representatives DeKrey, Froelich, Nicholas

1 A BILL for an Act to create and enact a new section to chapter 57-15 and a new subsection to  
2 section 57-15-06.7 of the North Dakota Century Code, relating to creating county levy authority  
3 for automation and telecommunications, within the levy authority for old-age and survivors'  
4 insurance; and to amend and reenact subsection 3 of section 52-09-08 and subsection 5 of  
5 section 57-15-28.1 of the North Dakota Century Code, relating to the levy limitation for old-age  
6 and survivors' insurance.

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

8 **SECTION 1. AMENDMENT.** Subsection 3 of section 52-09-08 of the 1997  
9 Supplement to the North Dakota Century Code is amended and reenacted as follows:

10 3. The political subdivision, except a school district, a multidistrict special education  
11 board, or a center board of an area vocational and technology center, shall levy a  
12 tax sufficient to meet its obligations under this chapter, up to a maximum levy not  
13 exceeding the limitation in section 57-15-28.1 or, for counties, the limitation in  
14 section 3 of this Act. Within the levy limitations set out in subsection 6 of section  
15 57-15-28.1, the governing body of a county may levy a tax for comprehensive  
16 health care insurance employee benefit programs duly established by the  
17 governing body. Any obligations under this chapter over and above the amount  
18 raised by the maximum levy permitted in this section must be paid out of the  
19 general fund of the political subdivision. All payments by a school district for  
20 obligations incurred under this chapter must be made out of the school district's  
21 general fund established pursuant to section 57-15-14.2.

22 **SECTION 2.** A new section to chapter 57-15 of the North Dakota Century Code is  
23 created and enacted as follows:

1           **Levy authorized for county automation and telecommunications.** The county  
2 commissioners may levy an annual tax not exceeding the limitation in section 3 of this Act to  
3 provide a fund for the planning, design, acquisition, development, operation, maintenance, and  
4 support of automation and telecommunications resources.

5           **SECTION 3.** A new subsection to section 57-15-06.7 of the North Dakota Century  
6 Code is created and enacted as follows:

7           A county levying a tax for old-age and survivors' insurance according to section  
8 52-09-08, for social security, for an employee retirement program established by  
9 the governing body, for county automation and telecommunications under  
10 section 2 of this Act, or for any combination of those purposes, may levy a tax not  
11 exceeding thirty mills. The portion of the levy under this subsection for county  
12 automation and telecommunications under section 2 of this Act may not exceed  
13 five mills.

14           **SECTION 4. AMENDMENT.** Subsection 5 of section 57-15-28.1 of the 1997  
15 Supplement to the North Dakota Century Code is amended and reenacted as follows:

16           5. A political subdivision, except a school district or county, levying a tax for old-age  
17 and survivors' insurance according to section 52-09-08, for social security, or for  
18 an employee retirement program established by the governing body, or for any  
19 combination of those purposes, may levy a tax not exceeding thirty mills.