

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2206

Page 1, line 4, after "50-24.1-14" insert ", subsection 3 of section 57-15-01.1, and subsection 34 of section 57-15-06.7"

Page 1, line 6, after "expense" insert "and reduction of county property tax levy authority for social service board budgets to reflect county savings from programs funded at state expense"

Page 2, line 22, after the first "department" insert "of human services"

Page 2, line 22, after the second "department" insert "of human services"

Page 2, line 24, after the underscored period insert "The department of human services shall compute the amount of budget savings for each county created by the department's assumption of program costs in subdivision a and shall report that amount to the tax commissioner."

Page 2, line 27, remove "the full amount of the savings calculated for each year must be deducted"

Page 2, replace lines 28 through 31 with "The tax commissioner shall calculate the mill levy reduction in each county made possible by the program costs assumed in subdivision a and deduct that amount from the human services mill levy of the county in effect for taxable year 2014, apply to the resulting mill levy amount the percentage salary and benefits increase provided by legislative appropriations for state employees for taxable year 2015, and shall inform the auditor in each county that the amount so determined for the county is the mill levy limit for that county's human services mill levy for taxable year 2015. The tax commissioner shall increase the taxable year 2015 human services mill levy limit determined under this subdivision for each county by the percentage salary and benefits increase provided by legislative appropriations for state employees for taxable year 2016, and shall inform the auditor in each county that the amount so determined for the county is the mill levy limit for that county's human services mill levy for taxable year 2016 and each taxable year thereafter. The county share of the human service budget must be funded entirely from the county's property tax levy for that purpose and the county may not use funds from any other source available to the county for that purpose, with the exception of grant funds that may be available to the county under section 50-06-20.1."

Page 7, after line 6, insert:

**"SECTION 9. AMENDMENT.** Subsection 3 of section 57-15-01.1 of the North Dakota Century Code is amended and reenacted as follows:

3. A taxing district may elect to levy the amount levied in dollars in the base year. Any levy under this section must be specifically approved by a resolution approved by the governing body of the taxing district. Before determining the levy limitation under this section, the dollar amount levied in the base year must be:
  - a. Reduced by an amount equal to the sum determined by application of the base year's calculated mill rate for that taxing district to the final

base year taxable valuation of any taxable property and property exempt by local discretion or charitable status which is not included in the taxing district for the budget year but was included in the taxing district for the base year.

- b. Increased by an amount equal to the sum determined by the application of the base year's calculated mill rate for that taxing district to the final budget year taxable valuation of any taxable property or property exempt by local discretion or charitable status which was not included in the taxing district for the base year but which is included in the taxing district for the budget year.
- c. Reduced to reflect expired temporary mill levy increases authorized by the electors of the taxing district. For purposes of this subdivision, an expired temporary mill levy increase does not include a school district general fund mill rate exceeding one hundred ten mills which has expired or has not received approval of electors for an extension under subsection 2 of section 57-64-03.
- d. If the base year is a taxable year before 2013, reduced by the amount of state aid under chapter 15.1-27, which is determined by multiplying the budget year taxable valuation of the school district by the lesser of:
  - (1) The base year mill rate of the school district minus sixty mills; or
  - (2) Fifty mills.
- e. If the base year is a taxable year before 2016, reduced by the amount of the savings from the reduction in the county's social service funding responsibility derived from transferring the county social service costs to the department of human services as calculated for the budget year and adjusted for the percentage salary and benefits increase provided by legislative appropriations for state employees for the taxable year under subsection 2 of section 11-23-01.

**SECTION 10. AMENDMENT.** Subsection 34 of section 57-15-06.7 of the North Dakota Century Code is amended and reenacted as follows:

- 34. Counties levying an annual tax for human services purposes as provided in section 50-06.2-05 may levy a tax not exceeding the lesser of twenty mills or the limitation as determined under section 11-23-01."

Page 8, line 15, remove "and"

Page 8, line 15, after "9" insert ", 10, and 11"

Page 8, line 17, replace "Section 10" with "Sections 1 and 12"

Page 8, line 17, replace "is" with "are"

Page 8, line 18, replace "is" with "are"

Renumber accordingly