

Fifty-sixth
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1339

Introduced by

Representatives Hanson, Carlson

Senator B. Stenehjem

1 A BILL for an Act to create and enact a new section to chapter 15-04 and a new section to
2 chapter 15-07 of the North Dakota Century Code, relating to original grant and nongrant lands
3 leases; and to amend and reenact section 15-07-20 of the North Dakota Century Code, relating
4 to nongrant land leases.

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

6 **SECTION 1.** A new section to chapter 15-04 of the North Dakota Century Code is
7 created and enacted as follows:

8 **Lease of grant lands - Requirements.** The board of university and school lands shall
9 include a provision in each lease executed after July 31, 1999, incorporating the provisions of
10 43 Code of Federal Regulations 4140.1(b)(7).

11 **SECTION 2.** A new section to chapter 15-07 of the North Dakota Century Code is
12 created and enacted as follows:

13 **Lease of nongrant lands - Requirements.** The board of university and school lands
14 shall include a provision in each lease executed after July 31, 1999, incorporating the
15 provisions of 43 Code of Federal Regulations 4140.1(b)(7).

16 **SECTION 3. AMENDMENT.** Section 15-07-20 of the North Dakota Century Code is
17 amended and reenacted as follows:

18 **15-07-20. Leasing of nongrant lands - Requirements.** The board of university and
19 school lands may lease nongrant lands under ~~such~~ reasonable rules ~~and regulations~~ as it may
20 establish. ~~Such~~ The rules ~~and regulations~~ may provide for leasing with or without
21 advertisement or competitive bidding. Leases made under ~~the provisions of~~ this section must
22 be for cash only, and the rental must be collected in advance except that the board may collect
23 a share of a conservation reserve program payment paid by the federal government. No lease
24 of nongrant lands may extend for a period of more than four years, except pasture lands may

1 be leased for a period of five years and any land accepted into the conservation reserve
2 program may have a lease term that coincides with the term of the conservation reserve
3 program contract if so provided in the lease. Leases may be renewed at the discretion of the
4 board. When nongrant lands are leased without advertisement or competitive bidding, the
5 board shall determine the rental by taking into consideration the nature and adaptability of the
6 lands and the improvements thereon. Leases made under this section after July 31, 1999,
7 must incorporate the provisions of 43 Code of Federal Regulations 4140.1(b)(7).