

Sixty-first  
Legislative Assembly  
of North Dakota

## HOUSE BILL NO.

Introduced by

Representative R. Kelsch

1 A BILL for an Act to create and enact a new section to chapter 54-21.3 of the North Dakota  
2 Century Code, relating to wheelchair accessibility of businesses that receive state or local  
3 economic development funds; and to provide for application.

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

5 **SECTION 1.** A new section to chapter 54-21.3 of the North Dakota Century Code is  
6 created and enacted as follows:

#### 7 **Business incentives - Wheelchair-accessible buildings.**

8 1. If a business receives a business incentive from the state or a political subdivision  
9 which is used in whole or in part for construction of a building, the public use  
10 portions of the building must be wheelchair-accessible.

11 2. As used in this section:

12 a. "Business incentive" means a state or political subdivision direct cash  
13 transfer, loan, or equity investment; contribution of property or infrastructure;  
14 reduction or deferral of any tax or any fee; guarantee of any payment under  
15 any loan, lease, or other obligation; or preferential use of government facilities  
16 given to a business.

17 b. "Wheelchair-accessible" includes electronic doors, ramps, and ramp curbing.

18 **SECTION 2. APPLICATION.** This Act applies to business incentives awarded after  
19 July 31, 2009.