

Sixty-ninth
Legislative Assembly
of North Dakota

**FIRST ENGROSSMENT
with Conference Committee Amendments
ENGROSSED HOUSE BILL NO. 1029**

Introduced by

Legislative Management

(Government Services Committee)

1 A BILL for an Act to amend and reenact section 48-10-03 of the North Dakota Century Code,
2 relating to the power and duties of the capitol grounds planning commission.

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

4 **SECTION 1. AMENDMENT.** Section 48-10-03 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **48-10-03. Powers and duties of the commission - Authority to accept gifts -**
7 **Continuing appropriation.**

8 The capitol grounds planning commission shall confer with the state council on the arts with
9 respect to the artistic value of monuments, memorials, or works of art to be constructed on the
10 capitol grounds and with qualified consultants retained by it to select sites for buildings,
11 facilities, monuments, memorials, or works of art to be constructed on the capitol grounds. The
12 commission shall develop and modify long-term plans for the development of the capitol
13 grounds. The commission shall approve or disapprove the basic style and exterior construction,
14 and physical and aesthetic features of the public interior areas of any building, facility,
15 monument, memorial, or work of art constructed on the capitol grounds. Except as otherwise
16 provided by this section, the commission has exclusive authority to accept or reject gifts of any
17 type or class of property for exterior placement on the capitol grounds or for the improvement of
18 the exterior construction of any building or facility on the capitol grounds, including landscaping
19 and improvements to the capitol grounds. Any gifts of money accepted pursuant to this section
20 must be deposited in the capitol building fund and are appropriated on a continuing basis to the
21 commission for purposes consistent with this section. No construction or placement of an item
22 on the capitol grounds may be undertaken without the approval of the commission, unless the

1 construction or placement is authorized by the legislative assembly. If the legislative assembly
2 by law or resolution authorizes the construction or placement of an item on the capitol grounds,
3 the commission shall approve the site, basic style, and exterior construction of the item within a
4 reasonable period of time.

5 The commission shall advise the director of the office of management and budget and the
6 legislative council on matters relating to the physical and aesthetic features of the nonpublic
7 interior areas of all buildings on the capitol grounds. The commission must be called in and shall
8 meet whenever major interior changes, including new construction, remodeling, or renovation of
9 any kind, are proposed or considered for the buildings or facilities on the capitol grounds. The
10 commission must be consulted before the purchase or installation of furniture or fixtures in
11 public areas of the capitol and other buildings on the capitol grounds. The commission may
12 receive reports on new facility construction and remodeling projects exceeding five million
13 dollars, including owned and leased facilities from which the state operates. The commission
14 may not receive new facility construction and remodeling reports on facilities operated by
15 entities under the control of the state board of higher education or the national guard. The
16 commission shall perform any other duties as may be prescribed by law.