2025 HOUSE GOVERNMENT AND VETERANS AFFAIRS

HB 1029

2025 HOUSE STANDING COMMITTEE MINUTES

GOVERNMENT VETERANS AFFAIRS COMMITTEE

PIONEER ROOM, STATE CAPITOL

HB 1029
1/17/2025

Relating to the power and duties of the capitol grounds planning commission.

8:46 a.m. Chairman Schauer called the meeting to order.

Members present: Chairman Schauer, Representatives Bahl, Brown, Christy, Grindberg, Karls, McLeod, Rohr, Schneider, Steiner, VanWinkle, Vetter, Wolff

Members absent: Vice Chairman Satrom

Discussion Topics:

- Renovation definition and concerns
- Duplicated processes
- Logistical challenge
- Delays
- Cost increase

8:48 a.m. Representative Koppelman, District 16, introduced bill and submitted testimony, #29767.

9:05 a.m. Cody Schulz, Director of the North Dakota Parks and Recreation Department, testified in opposition and submitted testimony, #29637.

9:10 a.m. Brigadier General Mitch Johnson, Adjutant General of the North Dakota National Guard, testified in opposition and submitted testimony, #29705.

9:15 a.m. Matt Linneman, North Dakota Department of Transportation, testified in opposition and submitted testimony, #29597.

9:22 a.m. Chairman Schauer closed the hearing.

Jackson Toman, Committee Clerk

NORTH Dakota | Transportation
Be Legendary.

House Bill No. 1029

House Government and Veterans Affairs Committee

Pioneer | January 17, 2025, 8:45 a.m.

Matt Linneman, Deputy Director for Engineering

Greetings, Chair and members of the Committee. I'm Matt Linneman, Deputy Director for Engineering for the North Dakota Department of Transportation (NDDOT). I'm here in opposition to HB 1029.

Section 2 of the proposed bill provides for the creation of a new facility construction committee that will study and review all construction projects impacting state facilities. This will require additional administrative work and time to report, coordinate, and consider input from the committee at multiple stages of each project. This added process will delay the work needed at NDDOT facilities for maintenance, updates, remodeling, or the construction of new buildings. This bill may also hinder our ability to promptly address critical and urgent repairs that affect safety or essential operations.

The NDDOT currently has a Capital Improvement Plan (CIP) and Five Biennium Facilities Plan. The CIP includes all needed repairs and updates of NDDOT facilities. The Five Biennium Facilities Plan was developed to plan out future facility improvements and shows the funding gap for new construction, additions, remodels, and repairs.

Transparency is essential to maintaining public trust, which is why we voluntarily provide the Legislative Branch with our facility plans. These plans detail new buildings, remodels, and other significant capital improvements, ensuring everyone stays informed about the building projects planned for the upcoming biennium. Adding a facility construction committee does not enhance transparency but duplicates efforts, creating inefficiencies without tangible benefits.

To understand the potential administrative burden this would create, it's important to consider the scope of NDDOT's facilities. The department manages 389 buildings of varying sizes and purposes, from the Central Office on the Capitol Grounds to simple salt storage sheds. The proposed bill applies the same extensive review process to all projects, regardless of the size or complexity of the build or remodel. This uniform requirement would significantly increase administrative work, even for minor upgrades, diverting resources from other critical tasks. NDDOT buildings include the following types:

NDDOT Buildings

- 1 – Central Office Building
  (Improvements are reviewed by the Capitol Grounds Planning Commission.)
- 1 – Materials and Research Building
- 8 – District office buildings with shops
- 8 – District headquarters truck barns (pre-engineered steel buildings)
- 72 – Section buildings (pre-engineered steel buildings)
- 106 – Equipment storage buildings (mostly pre-engineered steel buildings)
- 15 – Large salt storage buildings (hoop style buildings)
- 83 – Salt storage sheds (post frame buildings)
- 14 – Salt brine generating sheds (wood frame buildings)
- 17 – Rest areas
- 9 – Weight stations
- 4 – Central supply and radio shops for NDDOT and NDIT use
- 44 – Radio tower buildings (pre-engineered building)
- 7 – Other offices for Driver's License, Motor Vehicle and Construction

While the NDDOT supports transparency and has a history of strong collaboration with the Legislature, HB 1029 introduces inefficiencies that will hinder our ability to maintain and improve facilities effectively. We are committed to open communication and believe existing processes already fulfill the intended goals of the proposed committee.

This concludes my testimony. Thank you.

Testimony – HB 1029
House Government and Veterans Affairs
01/17/2025
By Cody Schulz
Director, ND Parks and Recreation

Chairman Schauer and members of the House Government and Veterans Affairs Committee, my name is Cody Schulz. I am the Director of the North Dakota Parks and Recreation Department, and I offer this testimony in opposition to HB 1029.

The proposed Facility Construction Committee would be tasked with advising on the location, design, and cost estimates of facility projects. While this bill is well-intentioned, the current language causes our agency the following significant concerns.

1. **Definitions/Thresholds:** There are no definitions for, or cost thresholds associated with, the terms "new expanded or renovated facility." North Dakota Parks and Recreation oversees 331 buildings, including 59 overnight rental accommodations, 125 restrooms and numerous visitor centers, shops, storage buildings, and historic buildings across 14 state parks. Depending on the definition of "renovate," the committee and our agency may be tasked with reviewing hundreds of submissions every biennium. Even if a definition of "renovate" is added that aligns with the public improvement thresholds contained in NDCC 48-01.2, our agency would have nearly two dozen projects for review during the current biennium.

2. **Duplications of Processes:** ND Parks and Recreation already conducts extensive oversight and planning through our master planning processes as well as the legally required work with engineers and architects on larger projects identified in NDCC 48-01.2-02.1. Our master plans incorporate input from local communities, historical experts, environmental agencies, and other stakeholders to ensure our facilities are thoughtfully designed and align with park aesthetics and needs. It's important to note that our facilities are not "one size fits all." From cabins to visitor centers to comfort stations, each park's infrastructure must be tailored to its specific environment and visitor needs. Requiring committee approval for every location, design, and cost estimate risks slowing innovation and could result in fewer projects being completed on time and within budget. Adding another layer of review risks redundancy and further delays for projects that have already undergone rigorous evaluation.

3. **Logistical Challenges and Uncertainty:** It is unclear when a state agency would be required to engage the committee regarding the project. Specifically, challenges may arise due to lack of details if the state agency works with the committee before final architect and engineering work is completed and incorporating committee input after final architect and engineering work may cause significant delay and cost increases.

4. **Project Delay:** The quarterly meeting schedule creates a significant challenge. If a project requires adjustments or responses to the committee's recommendations, it would have to wait for the next meeting. This could delay projects by six months or more. For our

department, which operates within narrow construction windows, these delays could be devastating. For example, if a restroom building fails during the busy summer season, we need the ability to act swiftly. Delays in repairs could lead to closures, diminished visitor satisfaction, and economic losses for the local communities that depend on park tourism.

5. **Cost Increases:** If delays are encountered, it may lead to cost increases. Many construction companies plan their schedules up to a year in advance, often finalizing work for the upcoming year in late summer or early fall. If we're unable to finalize project approvals in time to meet these scheduling windows, we risk losing contractors or paying premiums to secure their services. These delays and cost increases will not only affect project budgets but also create ripple effects on the visitor experience.

Along with an incredible Team and beautiful landscapes, our building infrastructure is vitally important to our mission and operations. These facilities serve as the backbone of our enterprise, supporting over 1.2 million visitors annually and contributing $154 million to the state's economy.

We believe there may be a way to achieve the goals of this legislation without imposing such significant challenges. Creating standardized reporting/data requirements could provide the transparency and accountability this bill seeks.

In conclusion, while we appreciate the intent of House Bill No. 1029, its current form may introduce delays, inefficiencies, and costs that could hinder our ability to meet the needs of North Dakota's parks and the visitors we serve.

On behalf of North Dakota Parks and Recreation, I respectfully request HB 1029 receive a Do Pass.

Thank you for your time; I will do my best to answer any questions you may have.

TESTIMONY OF

BRIGADIER GENERAL MITCH JOHNSON

ADJUTANT GENERAL

NORTH DAKOTA NATIONAL GUARD

BEFORE THE

HOUSE GOVERNMENT AND VETERANS AFFAIRS

17 JANUARY 2025

HOUSE BILL 1029

Good morning, Chairman Schauer, members of the committee, I am Brigadier General Mitch Johnson, Adjutant General of the North Dakota National Guard. I am here today to testify in opposition to HB 1029. As written, this bill creates a new procedural requirement that will compromise my office's ability to ensure the state receives the full benefit of at least 23 million dollars in federal funding each biennium.

My primary concerns with this bill are focused on two issues. First, this bill adds additional administrative requirements that jeopardize my ability to utilize federal funds provided to this state for our federal mission requirements. This places us at risk of losing the benefits of these funds. Second, the funds our agency receives are used for federal requirements that typically come with very specific federal design requirements. These federal requirements negate any input the proposed committee may have regarding design, cost, and location, delaying necessary projects without achieving the policy goals sought by the bill.

As the Adjutant General, I am responsible for 330 buildings on 12 separate complexes. I rely heavily on federal funds executed under state authority to perform much needed maintenance and modernization projects every year. In addition to preserving the state's investment, these federal funds ensure our facilities continue to meet the requirements of our federal and state missions. Over the last two years, the state has received approximately 23 million dollars in federal reimbursement for 56 separate projects to maintain and modernize North Dakota National Guard facilities. Not included in that 23-million-dollar figure are major military construction projects such as our new armory in Dickinson, or our upcoming project for a new billeting wing addition at Camp Grafton. These two projects alone represent an additional 50 million dollars of federal funding flowing into North Dakota.

The key to maximizing these federal funds is prompt execution of these projects. The federal funds available for these projects are typically only appropriated for a single federal fiscal year (October 1 – September 30). Although the funds are federal, the authority to execute those funds often falls under state law. This leaves us trying to execute federal fiscal year funds using a state procurement process that is based on the state's biennium budget cycle. Navigating these processes efficiently is extremely important if we are to ensure full execution of those funds. With such a limited timetable already, waiting for a quarterly meeting only increases the risk of losing federal funds. If we fail to execute our federal funds, the state not only loses the benefit of those

funds, but we also risk losing future federal dollars, as a lack of execution often leads to a reduction in funds the next fiscal year.

While I can appreciate the intent behind this bill and the desire to ensure legislative oversight and input, it is important to understand that federal funds obtained for modernization or new facility construction projects are based on federal missions. As such, even for projects that require state matching funds, these requirements typically come with predetermined federal design specifications that we have little or no ability to change. This potentially transforms the procedures outlined in this bill into a rubber stamp process that adds questionable value to the state, all while increasing the time to complete these projects, and with it, increasing the risk of missing out on federal dollars.

I want to conclude today by emphasizing how critical the timely use of federal funds is to my agency. This bill, in its current form, compromises my ability use much needed federal funding to the benefit of my federal and state mission. It is for that reason I ask for your support in opposing HB 1029. Thank you for the opportunity to appear before you today. I am happy to stand for any questions you may have.

Legislative Assembly

North Dakota House of Representatives

STATE CAPITOL
600 EAST BOULEVARD
BISMARCK, ND 58505-0360

Representative Ben Koppelman
District 16
1945 Burlington Drive
West Fargo, ND 58078-4324
C: 701-491-0665
bkoppelman@ndlegis.gov

COMMITTEES:
Industry, Business and Labor
Transportation

1/17/24

Mr. Chairman and Members of the Committee,

Thank you for the opportunity to introduce HB1029 on behalf of the interim Government Services committee. This bill is brought to you seeking clarification of the role of the Capitol Grounds Planning Commission (CGPC) and to create a new standing legislative committee with the purpose of legislative oversight of new state-owned buildings as well as major renovation of both state owned and leased space. I served as chairman of this committee.

During the interim, the committee was assigned a study by Legislative Management to

"Study the feasibility and desirability of creating a statutory committee to assist in the design and oversight of the remodel or construction of state-owned buildings, including consideration of who should serve on such a committee, the authority the committee should exercise over projects, and which projects should be subject to the jurisdiction of the committee".

The committee concluded its work on this study by passing the bill draft that you see in front of you. The bill also includes some requested clarifications suggested by the CGPC, the language of which was later approved by the commission at one of its regularly scheduled meetings.

Section 1 of the bill relates to the duties of the Capitol Grounds Planning Commission. The CGPC directs what happens on the capitol grounds to ensure quality, continuity, durability, style, and efficiency. The bill clarifies where the CGPC will weigh in and what needs the commission's approval.

Section 2 of the bill creates a new standing legislative committee, which unlike an interim committee, would meet both during the interim and occasionally during legislative session. This committee is made up of 7 members from the house and 6 members from the senate, with one of those members from each chamber being from the

minority faction. The committee will meet on a quarterly basis. The committee shall study and review construction projects impacting facilities both owned and leased by the state, excluding those under the control of the board of higher education. With the size of our state government and the sprawl of the square footage that we occupy across the state, it is important that we find the best efficiencies in the use of that space and identify opportunities to consolidate where possible. Obviously when the state is building a new building, it is a long-term commitment. We need to ensure we do it right with that in mind. On the same note, when we do major renovations to a building we own or possibly to rental space, we want to ensure that there is long term planning involved and that the location will make sense for years to come.

During the study, we heard from John Boyle regarding space usage as well as the importance of oversite for these projects. It was pointed out how this committee could compliment the addition to OMB of 3 new positions that will assist in project management, reviewing of leases, and construction review. I think that due to the relatively small number of interim committee meetings and the fact that this study directive got added part way through the interim, that there are going to be some amendments needed to flesh this bill out as well as clarify the threshold that is appropriate for review so that the committee is not required to review small projects. Since he took over John Boyle's role with OMB, I have worked closely with Brandon Solberg to get recommendations on additions and clarifications that could be added to this bill to better define the role of this committee, the collaboration with OMB, and the committee's relationship to the CGPC. I would request that the committee allow us some time to hammer out some amendments prior to taking action on this bill.

Mr. Chairman and members of the committee, this concludes my testimony, and I am happy to stand for questions.

2025 HOUSE STANDING COMMITTEE MINUTES

Government and Veterans Affairs Committee
Pioneer Room, State Capitol

HB 1029
2/13/2025

Relating to the power and duties of the capitol grounds planning commission

8:00 a.m. Chairman Schauer opened the meeting.

Members present: Chairman Schauer, Vice Chairman Satrom, Representatives Brown, Grindberg, Karls, Rohr, Schneider, Steiner, VanWinkle, Vetter, Wolff

Members absent: Representatives Bahl, Christy, McLeod

Discussion Topics:

- Committee work
- Proposed amendments relating to costs and the bid process

8:02 a.m. Representative Koppelman, District 16, introduced proposed amendments relating to costs and the bid process, #44351.

8:06 a.m. Al Dorman, Governor's Office, testified in favor of the proposed amendments.

8:13 a.m. Representative Vetter moved to amend subsections 4 and 2 of section 2 of the bill relating to costs and the bid process.

8:13 a.m. Representative Steiner seconded the motion.

8:13 a.m. Voice vote passed.

8:14 a.m. Representative Wolff moved a Do Pass as Amended.

8:14 a.m. Representative Vetter seconded the motion.

Representatives	Vote
Representative Austen Schauer	Y
Representative Bernie Satrom	Y
Representative Landon Bahl	AB
Representative Collette Brown	Y
Representative Josh Christy	AB
Representative Karen Grindberg	Y
Representative Karen Karls	Y
Representative Carrie McLeod	AB
Representative Karen Rohr	N
Representative Mary Schneider	Y
Representative Vicky Steiner	Y
Representative Lori VanWinkle	Y

Representative Steve Vetter	Y
Representative Christina Wolff	Y

8:14 a.m. Motion passed 10-1-3.

Representative Satrom will carry the bill.

8:15 a.m. Chairman Schauer closed the meeting.

Jackson Toman, Committee Clerk

Adopted by the Government and
Veterans Affairs Committee
February 13, 2025

2/13/25
1 of 3

Sixty-ninth
Legislative Assembly
of North Dakota

PROPOSED AMENDMENTS TO

HOUSE BILL NO. 1029

Introduced by

Legislative Management

(Government Services Committee)

A BILL for an Act to create and enact a new section to chapter 54-35 of the North Dakota Century Code, relating to a facility review committee; and to amend and reenact section 48-10-03 of the North Dakota Century Code, relating to the power and duties of the capitol grounds planning commission.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

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

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

The capitol grounds planning commission shall confer with the state council on the arts with respect to the artistic value of monuments, memorials, or works of art to be constructed on the capitol grounds and with qualified consultants retained by it to select sites for buildings, facilities, monuments, memorials, or works of art to be constructed on the capitol grounds. The commission shall develop and modify long-term plans for the development of the capitol grounds. The commission shall approve or disapprove the basic style ~~and~~, exterior construction, and physical and aesthetic features of the public interior areas of any building, facility, monument, memorial, or work of art constructed on the capitol grounds. Except as otherwise provided by this section, the commission has exclusive authority to accept or reject gifts of any type or class of property for exterior placement on the capitol grounds or for the improvement of the exterior construction of any building or facility on the capitol grounds, including landscaping

and improvements to the capitol grounds. Any gifts of money accepted pursuant to this section must be deposited in the capitol building fund and are appropriated on a continuing basis to the commission for purposes consistent with this section. No construction or placement of an item on the capitol grounds may be undertaken without the approval of the commission, unless the construction or placement is authorized by the legislative assembly. If the legislative assembly by law or resolution authorizes the construction or placement of an item on the capitol grounds, the commission shall approve the site, basic style, and exterior construction of the item within a reasonable period of time.

The commission shall advise the director of the office of management and budget and the legislative council on matters relating to the physical and aesthetic features of the non-public interior areas of all buildings on the capitol grounds. The commission must be called in and shall meet whenever major interior changes, including new construction, remodeling, or renovation of any kind, are proposed or considered for the buildings or facilities on the capitol grounds. The commission must be consulted before the purchase or installation of furniture or fixtures in public areas of the capitol and other buildings on the capitol grounds. The commission shall perform any other duties as may be prescribed by law.

SECTION 2. A new section to chapter 54-35 of the North Dakota Century Code is created and enacted as follows:

Facility construction committee - Powers and duties.

1. The legislative management, during each biennium, shall appoint a facility construction committee in the same manner as the legislative management appoints other interim committees. The legislative management shall appoint seven members of the house of representatives, at least one of whom must represent the minority faction of the house of representatives, and six members of the senate, at least one of whom must represent the minority faction of the senate, to the committee. Appointment to the committee is for a term of two years at the discretion of the legislative management. The legislative management shall designate the chairman of the committee. The committee shall operate according to the statutes and procedure governing the operation of other legislative management interim committees.
2. The committee shall study and review new facility construction and remodeling projects ~~impacting facilities~~exceeding two million dollars, including owned and leased

facilities, from which the state operates, excluding facilities operated by entities under the control of the state board of higher education, for the purpose of:

a. Ensuring efficient and effective use of state resources in compliance with law and legislative intent;

b. Providing the legislative assembly with formal, objective information regarding state facilities and facility construction projects for the basis of legislative action; and

c. Providing legislative input to state agencies regarding any proposal for a new, expanded, or renovated facility.

3. A state agency, excluding entities under the control of the state board of higher education, shall inform the legislative council ~~prior to~~upon issuing an invitation to bid for architect, engineer, construction management, or land surveying services under section 54-44.7-03 for the purpose of constructing a new facility or a renovation or addition to an existing facility exceeding two million dollars.

4. A state agency, excluding entities under the control of the state board of higher education, shall inform the legislative council ~~prior to entering into~~of any agreement exceeding two million dollars for the construction or renovation of a facility leased or to be leased by the state agency.

5. The committee may call on personnel from state agencies to furnish such information as the committee may request.

6. ~~The committee may advise the director of the office of management and budget and state agencies on matters relating to location, design, and estimated costs for facility construction and renovation projects.~~

~~7.~~ The committee shall meet at least once each calendar quarter upon the call of the chairman.

~~8.~~7. The committee shall report the findings and recommendations of the committee to the capitol grounds planning commission regarding its review of the construction of a new facility or renovation or addition to an existing facility located on the capitol grounds.

~~9.~~8. The committee shall report the findings and recommendations of the committee, along with any necessary legislation, to the legislative management and to the legislative assembly.

REPORT OF STANDING COMMITTEE
HB 1029

Government and Veterans Affairs Committee (Rep. Schauer, Chairman) recommends **AMENDMENTS (25.0376.03001)** and when so amended, recommends **DO PASS** (10 YEAS, 1 NAY, 3 ABSENT OR EXCUSED AND NOT VOTING). HB 1029 was placed on the Sixth order on the calendar.

BILL NO. 1029
(DRAFT AMENDMENTS)

Legislative Assembly
of North Dakota

Introduced by

Legislative Management

(Government Services Committee)

A BILL for an Act to create and enact a new section to chapter 54-35 of the North Dakota Century Code, relating to a facility review committee; and to amend and reenact section 48-10-03 of the North Dakota Century Code, relating to the power and duties of the capitol grounds planning commission.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

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

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

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

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

The commission shall advise the director of the office of management and budget and the legislative council on matters relating to the physical and aesthetic features of the non-public interior areas of all buildings on the capitol grounds. The commission must be called in and shall meet whenever major interior changes, including new construction, remodeling, or renovation of any kind, are proposed or considered for the buildings or facilities on the capitol grounds. The commission must be consulted before the purchase or installation of furniture or fixtures in public areas of the capitol and other buildings on the capitol grounds. The commission shall perform any other duties as may be prescribed by law.

SECTION 2. A new section to chapter 54-35 of the North Dakota Century Code is created and enacted as follows:

Facility construction committee - Powers and duties.

1. The legislative management, during each biennium, shall appoint a facility construction committee in the same manner as the legislative management appoints other interim committees. The legislative management shall appoint seven members of the house of representatives, at least one of whom must represent the minority faction of the house of representatives, and six members of the senate, at least one of whom must represent the minority faction of the senate, to the committee. Appointment to the committee is for a term of two years at the discretion of the legislative management. The legislative management shall designate the chairman of the committee. The committee shall operate according to the statutes and procedure governing the operation of other legislative management interim committees.
2. The committee shall study and review new facility construction and remodeling projects over two million dollars ~~impacting facilities~~, including owned and leased facilities, from which the state operates, excluding facilities operated by entities under the control of the state board of higher education, for the purpose of:
   a. Ensuring efficient and effective use of state resources in compliance with law and legislative intent;

b. Providing the legislative assembly with formal, objective information regarding state facilities and facility construction projects for the basis of legislative action; and

c. Providing legislative input to state agencies regarding any proposal for a new, expanded, or renovated facility

3. A state agency, excluding entities under the control of the state board of higher education, shall inform the legislative council ~~prior to issuing an~~ upon issuing an invitation to bid for architect, engineer, construction management, or land surveying services under section 54-44.7-03 for the purpose of constructing a new facility or a renovation or addition to an existing facility in excess of two million dollars.

4. A state agency, excluding entities under the control of the state board of higher education, shall inform the legislative council ~~prior to entering into~~ of any agreement in excess of two million dollars for the construction or renovation of a facility leased or to be leased by the state agency.

5. The committee may call on personnel from state agencies to furnish such information as the committee may request.

~~6. The committee may advise the director of the office of management and budget and state agencies on matters relating to location, design, and estimated costs for facility construction and renovation projects.~~

6~~7~~. The committee shall meet at least once each calendar quarter upon the call of the chairman.

7~~8~~. The committee shall report the findings and recommendations of the committee to the capitol grounds planning commission regarding its review of the construction of a new facility or renovation or addition to an existing facility located on the capitol grounds.

8~~9~~. The committee shall report the findings and recommendations of the committee, along with any necessary legislation, to the legislative management and to the legislative assembly.

2025 SENATE STATE AND LOCAL GOVERNMENT

HB 1029

2025 SENATE STANDING COMMITTEE MINUTES

State and Local Government Committee
Room JW216, State Capitol

HB 1029
3/27/2025

Relating to the power and duties of the capitol grounds planning commission.

10:04 a.m. Chair Roers called the hearing to order.

Members Present: Chairman Roers; Vice Chair Castaneda; Senators: Barta, Braunberger, Lee and Walen.

Discussion Topics:

- Authority to accept grounds gifts
- Powers and duties
- New facility construction
- Standing committee

10:04 a.m. Representative Koppelman, District #16, introduced the bill.

10:27 a.m. Alan Dohrmann, Chief Operating Officer Governor's Office, testified in neutral.

10:33 a.m. Chair Roers closed the hearing.

Susan Helbling, Committee Clerk

2025 SENATE STANDING COMMITTEE MINUTES

State and Local Government Committee
Room JW216, State Capitol

HB 1029
3/27/2025

Relating to the power and duties of the capitol grounds planning commission.

11:54 a.m. Chair Roers called the hearing to order.

Members Present: Chairman Roers; Vice Chair Castaneda; Senators: Barta, Braunberger, Lee and Walen.

Discussion Topics:

- Committee Action

11:57 a.m. Senator Walen moved Amendment LC #25.0376.04001.

11:57 a.m. Senator Castaneda seconded the motion.

Senators	Vote
Senator Kristin Roers	Y
Senator Jose L. Castaneda	Y
Senator Jeff Barta	Y
Senator Ryan Braunberger	Y
Senator Judy Lee	Y
Senator Chuck Walen	Y

Motion Passed 6-0-0

12:00 p.m. Senator Braunberger moved Do Pass as amended.

12:00 p.m. Senator Barta seconded the motion.

Senators	Vote
Senator Kristin Roers	Y
Senator Jose L. Castaneda	Y
Senator Jeff Barta	Y
Senator Ryan Braunberger	Y
Senator Judy Lee	Y
Senator Chuck Walen	Y

Motion Passed 6-0-0

Senator Braunberger will carry the bill.

12:01 p.m. Chair Roers closed the hearing.

Susan Helbling, Committee Clerk

25.0376.04001
Title.05000

Sixty-ninth
Legislative Assembly
of North Dakota

Adopted by the Senate State and Local
Government Committee
March 27, 2025

CO
3/27/25
1 of 3

**PROPOSED AMENDMENTS TO
FIRST ENGROSSMENT**

ENGROSSED HOUSE BILL NO. 1029

Introduced by

Legislative Management

(Government Services Committee)

A BILL for an Act to ~~create and enact a new section to chapter 54-35 of the North Dakota Century Code, relating to a facility review committee; and to~~ amend and reenact section 48-10-03 of the North Dakota Century Code, relating to the power and duties of the capitol grounds planning commission.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

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

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

The capitol grounds planning commission shall confer with the state council on the arts with respect to the artistic value of monuments, memorials, or works of art to be constructed on the capitol grounds and with qualified consultants retained by it to select sites for buildings, facilities, monuments, memorials, or works of art to be constructed on the capitol grounds. The commission shall develop and modify long-term plans for the development of the capitol grounds. The commission shall approve or disapprove the basic style ~~and~~, exterior construction, and physical and aesthetic features of the public interior areas of any building, facility, monument, memorial, or work of art constructed on the capitol grounds. Except as otherwise provided by this section, the commission has exclusive authority to accept or reject gifts of any type or class of property for exterior placement on the capitol grounds or for the improvement of the exterior construction of any building or facility on the capitol grounds, including landscaping

and improvements to the capitol grounds. Any gifts of money accepted pursuant to this section must be deposited in the capitol building fund and are appropriated on a continuing basis to the commission for purposes consistent with this section. No construction or placement of an item on the capitol grounds may be undertaken without the approval of the commission, unless the construction or placement is authorized by the legislative assembly. If the legislative assembly by law or resolution authorizes the construction or placement of an item on the capitol grounds, the commission shall approve the site, basic style, and exterior construction of the item within a reasonable period of time.

The commission shall advise the director of the office of management and budget and the legislative council on matters relating to the physical and aesthetic features of the nonpublic interior areas of all buildings on the capitol grounds. The commission must be called in and shall meet whenever major interior changes, including new construction, remodeling, or renovation of any kind, are proposed or considered for the buildings or facilities on the capitol grounds. The commission must be consulted before the purchase or installation of furniture or fixtures in public areas of the capitol and other buildings on the capitol grounds. The commission shall perform any other duties as may be prescribed by law.

~~**SECTION 2.** A new section to chapter 54-35 of the North Dakota Century Code is created and enacted as follows:~~

~~**Facility construction committee - Powers and duties.**~~

~~1. The legislative management, during each biennium, shall appoint a facility construction committee in the same manner as the legislative management appoints other interim committees. The legislative management shall appoint seven members of the house of representatives, at least one of whom must represent the minority faction of the house of representatives, and six members of the senate, at least one of whom must represent the minority faction of the senate, to the committee. Appointment to the committee is for a term of two years at the discretion of the legislative management. The legislative management shall designate the chairman of the committee. The committee shall operate according to the statutes and procedure governing the operation of other legislative management interim committees.~~

~~2. The committee shall study and review new facility construction and remodeling projects exceeding two million dollars, including owned and leased facilities, from~~

~~which the state operates, excluding facilities operated by entities under the control of the state board of higher education, for the purpose of:~~

~~a. Ensuring efficient and effective use of state resources in compliance with law and legislative intent;~~

~~b. Providing the legislative assembly with formal, objective information regarding state facilities and facility construction projects for the basis of legislative action; and~~

~~c. Providing legislative input to state agencies regarding any proposal for a new, expanded, or renovated facility.~~

~~3. A state agency, excluding entities under the control of the state board of higher education, shall inform the legislative council upon issuing an invitation to bid for architect, engineer, construction management, or land surveying services under section 54-44.7-03 for the purpose of constructing a new facility or a renovation or addition to an existing facility exceeding two million dollars.~~

~~4. A state agency, excluding entities under the control of the state board of higher education, shall inform the legislative council of any agreement exceeding two million dollars for the construction or renovation of a facility leased or to be leased by the state agency.~~

~~5. The committee may call on personnel from state agencies to furnish such information as the committee may request.~~

~~6. The committee shall meet at least once each calendar quarter upon the call of the chairman.~~

~~7. The committee shall report the findings and recommendations of the committee to the capitol grounds planning commission regarding its review of the construction of a new facility or renovation or addition to an existing facility located on the capitol grounds.~~

~~8. The committee shall report the findings and recommendations of the committee, along with any necessary legislation, to the legislative management and to the legislative assembly.~~

REPORT OF STANDING COMMITTEE
ENGROSSED HB 1029

State and Local Government Committee (Sen. Roers, Chairman) recommends **AMENDMENTS (25.0376.04001)** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT OR EXCUSED AND NOT VOTING). HB 1029 was placed on the Sixth order on the calendar. This bill does not affect workforce development.

2025 CONFERENCE COMMITTEE

HB 1029

2025 HOUSE STANDING COMMITTEE MINUTES

Government and Veterans Affairs Committee
Pioneer Room, State Capitol

HB 1029
4/17/2025
Conference Committee

Relating to the power and duties of the capitol grounds planning commission.

8:05 a.m. Chairman Satrom opened the meeting.

Members present: Chairman Satrom, Representatives Bahl, Grindberg, Senators Braunberger, Barta, Castaneda

Discussion Topics:

- Committee discussion
- Clarification with National Guard projects
- Space utilization
- Oversight for the Capitol Grounds Planning Commission

8:05 a.m. Chairman Satrom discussed the bill, #29767, Representative Koppelman 1/17/2025.

8:25 Chairman Satrom adjourned the meeting.

Jackson Toman, Committee Clerk

2025 HOUSE STANDING COMMITTEE MINUTES

Government and Veterans Affairs Committee
Pioneer Room, State Capitol

HB 1029
4/18/2025
Conference Committee

Relating to the power and duties of the capitol grounds planning commission.

9:31 a.m. Chairman Satrom opened the meeting.

Members present: Chairman Satrom, Representatives Bahl, Grindberg, Senators Braunberger, Barta, Castaneda

Discussion Topics:

- Possible Amendment
- Committee action

9:31 a.m. Representative Grindberg discussed amendments relating to reviews of projects outside of the Capitol grounds. Possible language change, Capitol grounds commission "May" receive reports for projects exceeding 5 million dollars. (Testimony #45388)

9:35 a.m. Senator Barta moved to accept amendments relating to reviews of projects outside the Capitol grounds in place of the Senate Amendment.

9:35 a.m. Representative Bahl seconded the motion.

9:36 a.m. Motion passed 6-0-0.

Representative Grindberg and Senator Braunberger will carry the bill.

9:39 a.m. Chairman Satrom adjourned the meeting.

Jackson Toman, Committee Clerk by Risa Berube

Adopted by the Conference Committee

April 18, 2025

Sixty-ninth
Legislative Assembly
of North Dakota

VC 4/18/25
1 of 4

PROPOSED AMENDMENTS TO FIRST ENGROSSMENT

ENGROSSED HOUSE BILL NO. 1029

Introduced by

Legislative Management

(Government Services Committee)

In place of amendment (25.0376.04001) adopted by the Senate, Engrossed House Bill No. 1029 is amended by amendment (25.0376.04002) as follows:

A BILL for an Act to ~~create and enact a new section to chapter 54-35 of the North Dakota Century Code, relating to a facility review committee; and to~~ amend and reenact section 48-10-03 of the North Dakota Century Code, relating to the power and duties of the capitol grounds planning commission.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

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

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

The capitol grounds planning commission shall confer with the state council on the arts with respect to the artistic value of monuments, memorials, or works of art to be constructed on the capitol grounds and with qualified consultants retained by it to select sites for buildings, facilities, monuments, memorials, or works of art to be constructed on the capitol grounds. The commission shall develop and modify long-term plans for the development of the capitol grounds. The commission shall approve or disapprove the basic style ~~and~~, exterior construction, and physical and aesthetic features of the public interior areas of any building, facility, monument, memorial, or work of art constructed on the capitol grounds. Except as otherwise provided by this section, the commission has exclusive authority to accept or reject gifts of any type or class of property for exterior placement on the capitol grounds or for the improvement of the exterior construction of any building or facility on the capitol grounds, including landscaping

and improvements to the capitol grounds. Any gifts of money accepted pursuant to this section must be deposited in the capitol building fund and are appropriated on a continuing basis to the commission for purposes consistent with this section. No construction or placement of an item on the capitol grounds may be undertaken without the approval of the commission, unless the construction or placement is authorized by the legislative assembly. If the legislative assembly by law or resolution authorizes the construction or placement of an item on the capitol grounds, the commission shall approve the site, basic style, and exterior construction of the item within a reasonable period of time.

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

~~**SECTION 2.** A new section to chapter 54-35 of the North Dakota Century Code is created and enacted as follows:~~

~~**Facility construction committee - Powers and duties.**~~

~~1. The legislative management, during each biennium, shall appoint a facility construction committee in the same manner as the legislative management appoints other interim committees. The legislative management shall appoint seven members of the house of representatives, at least one of whom must represent the minority faction of the house of representatives, and six members of the senate, at least one of whom must represent the minority faction of the senate, to the committee. Appointment to the committee is for a term of two years at the discretion of the legislative management. The legislative management shall designate the chairman of~~

3 of 4

~~the committee. The committee shall operate according to the statutes and procedure governing the operation of other legislative management interim committees.~~

~~2. The committee shall study and review new facility construction and remodeling projects exceeding two million dollars, including owned and leased facilities, from which the state operates, excluding facilities operated by entities under the control of the state board of higher education, for the purpose of:~~

~~a. Ensuring efficient and effective use of state resources in compliance with law and legislative intent;~~

~~b. Providing the legislative assembly with formal, objective information regarding state facilities and facility construction projects for the basis of legislative action; and~~

~~c. Providing legislative input to state agencies regarding any proposal for a new, expanded, or renovated facility.~~

~~3. A state agency, excluding entities under the control of the state board of higher education, shall inform the legislative council upon issuing an invitation to bid for architect, engineer, construction management, or land surveying services under section 54-44.7-03 for the purpose of constructing a new facility or a renovation or addition to an existing facility exceeding two million dollars.~~

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~~5. The committee may call on personnel from state agencies to furnish such information as the committee may request.~~

~~6. The committee shall meet at least once each calendar quarter upon the call of the chairman.~~

~~7. The committee shall report the findings and recommendations of the committee to the capitol grounds planning commission regarding its review of the construction of a new facility or renovation or addition to an existing facility located on the capitol grounds.~~

~~8. The committee shall report the findings and recommendations of the committee, along with any necessary legislation, to the legislative management and to the legislative assembly.~~

HB 1029 041825 0936 AM Roll Call Vote

Final Recommendation

HB 1029
Date Submitted: April 18, 2025, 9:36 a.m.
Recommendation: In Place Of
Amendment LC #: 25.0376.04002
Engrossed LC #: N/A
Description:
Motioned By: Barta, Jeff
Seconded By: Bahl, Landon
House Carrier: Grindberg, Karen
Senate Carrier: Braunberger, Ryan
Emergency Clause: None
Vote Results: 6 - 0 - 0

Rep. Satrom, Bernie	Yea
Rep. Bahl, Landon	Yea
Rep. Grindberg, Karen	Yea
Sen. Braunberger, Ryan	Yea
Sen. Barta, Jeff	Yea
Sen. Castaneda, Jose	Yea

Insert LC: 25.0376.04002 Title: 06000
House Carrier: Grindberg
Senate Carrier: Braunberger

REPORT OF CONFERENCE COMMITTEE
ENGROSSED HB 1029

Your conference committee (Sens. Braunberger, Barta, Castaneda and Reps. Satrom, Bahl, Grindberg) recommends that in place of amendment 25.0376.04001 adopted by the Senate, Engrossed HB 1029 is amended by amendment 25.0376.04002.

Engrossed HB 1029 was placed on the Seventh order of business on the calendar.

Outlook

Potential amendment language to HB 1029

From Cummings, Erin - NDLA, Intern 09 <intern9@ndlegis.gov>

Date Fri 4/18/2025 9:28 AM

To Grindberg, Karen <kgrindberg@ndlegis.gov>; Satrom, Bernie L. <blsatrom@ndlegis.gov>; Bahl, Landon <lbahl@ndlegis.gov>; Braunberger, Ryan <rbraunberger@ndlegis.gov>; Barta, Jeff <jbarta@ndlegis.gov>; Castaneda, Jose <jcastaneda@ndlegis.gov>

Cc Paulson, Timothy - HTechClerk4 - HHMS - HGVA <htechclerk4@ndlegis.gov>; Toman, Jackson - HClerk4 - HHMS - HGVA <hclerk4@ndlegis.gov>

Drafted by Representative Grindberg: **The capitol grounds planning commission may receive reports on new facility construction and remodeling projects exceeding five million dollars, including owned and leased facilities, from which the state operates, excluding facilities operated by entities under the control of the state board of higher education and national guard.**