

Sixty-first
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1501

Introduced by

Representatives Zaiser, DeKrey, Onstad, Thorpe, Weisz

Senator Wardner

1 A BILL for an Act to provide voter approval of school district building projects funded through a
2 building authority or other indirect means.

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

4 **SECTION 1. Voter approval of building authority or other indirect funding**
5 **methods - School construction project approval.**

6 1. Notwithstanding any other provision of law, the board of a school district may not
7 enter an agreement pursuant to internal revenue service revenue ruling 63-20
8 under which payments of any kind would be required by the district to any building
9 authority or other entity that incurs indebtedness or other obligation in connection
10 with the acquisition, improvement, or construction of any property or structure to be
11 used by the district, unless the agreement has been approved by a vote of at least
12 sixty percent of the qualified electors of the district voting on the question if the
13 acquisition, improvement, or construction subject to the agreement would require
14 an election were the acquisition, improvement, or construction undertaken by the
15 district through the issuance of bonds.

16 2. The board of a school district may not enter an agreement pursuant to internal
17 revenue service revenue ruling 63-20 under which payments of any kind would be
18 required by the district to any building authority or other entity that incurs
19 indebtedness or other obligation regarding the construction, purchase,
20 improvement, modernization, or renovation of any building or facility to be used by
21 the district without the approval of the superintendent of public instruction under
22 section 15.1-36-01, if approval by the superintendent would be required were the
23 project undertaken by the district itself.