

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1015

Page 1, line 3, after "sections" insert "54-21-24, 54-21-24.1," and after "54-27.2-03" insert a comma

Page 1, line 4, after "to" insert "leasing of office space by state agencies," and after "fund" insert a comma

Page 1, line 5, remove "and" and after "intent" insert "; and to provide an appropriation"

Page 4, after line 25, insert:

**"SECTION 11. AMENDMENT.** Section 54-21-24 of the North Dakota Century Code is amended and reenacted as follows:

**54-21-24. Additional office space may be obtained outside state capitol.** ~~In the event that~~ If office space in the state capitol building becomes insufficient to accommodate the various state departments, agencies, and boards, the director of the office of management and budget upon request of the department, agency, or board may negotiate for, contract for, and obtain ~~such~~ additional office space outside the state capitol in the city of Bismarck or in the Bismarck area as is necessary in order to provide accommodations for all state departments, agencies, and boards. When office space is obtained in this manner, ~~any~~ the department, agency, or board ~~which that~~ occupies ~~such~~ the office space ~~must be~~ is deemed to be located at the state capitol for purposes of statutes ~~which that~~ require that a department, agency, or board must be maintained at the state capitol, and the director shall charge an amount equal to the fair value of the office space and other services rendered to all departments ~~which that~~ receive and expend moneys from other than the general fund, except that for good cause the amounts charged may be waived by the director for a one-year period of time with ~~such~~ the waiver being subject to further annual renewals after proper application has been filed with the director. The department, agency, or board for which the office space is sought must approve the office space before the director may finalize a contract or lease for the office space. Subject to legislative appropriation, the director may pay a fee for terminating a lease before its expiration and for improvements made by tenants.

**SECTION 12. AMENDMENT.** Section 54-21-24.1 of the North Dakota Century Code is amended and reenacted as follows:

**54-21-24.1. Lease of additional space by state agencies, departments, offices, officers, boards, and institutions.** ~~No~~ A lease or rental agreement or renewal of ~~such~~ the lease or rental agreement for the lease or rental of buildings or portions of buildings for use by ~~the state may be entered into by~~ state agencies, departments, offices, officers, boards, and institutions, ~~other than institutions under the board of higher education, the adjutant general and department of transportation office and storage space for field engineering and maintenance crews, unless approved~~ may be entered by the director of the office of management and budget ~~and unless the attorney general has determined~~ subject to a determination of the legal sufficiency of ~~such~~ the lease or rental agreement. To ~~assure~~ ensure economy, efficiency, and cooperation between the state and its political subdivisions, and to limit the number of locations of state offices for the convenience of ~~persons~~ individuals traveling to ~~such~~ the offices, the director shall ~~promulgate~~ adopt rules and ~~regulations~~ governing the

lease or rental of additional buildings or portions thereof of the buildings by such state agencies, departments, offices, officers, boards, and institutions ~~other than those under the board of higher education, the adjutant general, and department of transportation office and storage space for field engineering and maintenance crews.~~ The department, agency, or board for which the office space is sought must approve the office space before the director may finalize a contract or lease for the office space. Subject to legislative appropriation, the director may pay a fee for terminating a lease before its expiration and for improvements made by tenants."

Page 5, after line 31, insert:

**"SECTION 15. APPROPRIATION.** There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$250,000, or so much of the sum as may be necessary, to the office of management and budget for the payment of lease termination fees and tenant improvements under sections 11 and 12 of this Act, for the biennium beginning July 1, 2009, and ending June 30, 2011."

Renumber accordingly