

HOUSE BILL NO. 1403

Introduced by

Representatives Kasper, Brandenburg, Thoreson

Senators Freborg, Olafson

1 A BILL for an Act to create and enact a new section to chapter 48-10 of the North Dakota
2 Century Code, relating to the governor's residence design and construction committee; to
3 amend and reenact section 48-10-03 of the North Dakota Century Code, relating to the powers
4 and duties of the capitol grounds planning commission; and to provide an appropriation.

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

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

8 **48-10-03. Powers and duties of the commission - Authority to accept gifts.** The
9 capitol grounds planning commission shall confer with the state council on the arts with respect
10 to the artistic value of monuments, memorials, or works of art to be constructed on the capitol
11 grounds and with qualified consultants retained by it to select sites for buildings, facilities,
12 monuments, memorials, or works of art to be constructed on the capitol grounds. The
13 commission shall develop and modify long-term plans for the development of the capitol
14 grounds. The commission shall approve or disapprove the basic style and exterior construction
15 of any building, facility, monument, memorial, or work of art constructed on the capitol grounds.
16 Except as otherwise provided by this section, the commission has exclusive authority to accept
17 or reject gifts of any type or class of property for exterior placement on the capitol grounds or for
18 the improvement of the exterior construction of any building or facility on the capitol grounds.
19 ~~No~~ Except as provided in section 2 of this Act, construction or placement of an item on the
20 capitol grounds may not be undertaken without the approval of the commission, unless the
21 construction or placement is authorized by the legislative assembly. If the legislative assembly
22 by law or resolution authorizes the construction or placement of an item on the capitol grounds,
23 the commission shall approve the site, basic style, and exterior construction of the item within a
24 reasonable period of time.

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

9 **SECTION 2.** A new section to chapter 48-10 of the North Dakota Century Code is
10 created and enacted as follows:

11 **Governor's residence design and construction committee - Powers and duties.**

12 The governor's residence design and construction committee consists of the members of the
13 capitol grounds planning commission and four other members selected by the capitol grounds
14 planning commission. The lieutenant governor shall serve as chairman of the commission.
15 The commission shall oversee the design and construction of a new governor's residence to
16 replace the current residence, which was constructed in 1959-60. As part of the design and
17 construction process, the commission may determine whether to preserve or remove the
18 current governor's residence. The commission may do all things necessary to implement this
19 section.

20 **SECTION 3. APPROPRIATION.** There is appropriated out of any moneys in the
21 general fund in the state treasury, not otherwise appropriated, the sum of \$3,000,000, or so
22 much of the sum as may be necessary, to the governor's design and construction committee for
23 the purpose of designing and constructing a new governor's mansion in accordance with
24 section 2 of this Act, for the biennium beginning July 1, 2009, and ending June 30, 2011.