

Introduced by

1 A BILL for an Act to create and enact a new section to chapter 10-04 of the North Dakota
2 Century Code, relating to filing of informational reports on indebtedness incurred by a political
3 subdivision or by a building authority or other entity that issues evidence of indebtedness to
4 finance structures in connection with an agreement with a political subdivision; and to provide
5 for application.

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

7 **SECTION 1.** A new section to chapter 10-04 of the North Dakota Century Code is created
8 and enacted as follows:

9 **Political subdivision, building authority, or other entity issuing bonds or evidences of**
10 **indebtedness - Reports - Compilation of reported information.**

11 1. Before the issuance of general obligation bonds, special improvement warrants or
12 bonds, or other evidences of indebtedness or before the issuance of bonds or other
13 evidences of indebtedness for acquisition, construction, renovation, or improvement of
14 a structure in connection with an agreement for use of that structure by a political
15 subdivision of this state, a political subdivision, building authority, or other entity
16 issuing those bonds or other evidences of indebtedness shall file with the
17 _____ a report regarding that bond or other evidence of indebtedness
18 issue and, if applicable, any agreement for use of the structure. The report for each
19 such bond or other evidence of indebtedness issue must be in a format prescribed by
20 the _____ and must include:

21 a. The name of the issuing entity and, if the issuing entity is not a political
22 subdivision, the name of the political subdivision that has entered an agreement
23 with the issuing entity regarding the structure for which the bonds or other
24 evidences of indebtedness were issued;

- 1 b. If the bond or other evidence of indebtedness issue is for acquisition,
2 construction, renovation, or improvement of a structure in connection with an
3 agreement for use of that structure by a political subdivision, the location and
4 proposed use of the structure and description of the issuing entity and the
5 agreement;
- 6 c. The amount and purpose of the bonds or other evidences of indebtedness
7 issued, including the rate of interest, date of issuance, and scheduled date of
8 retirement of the bonds or other evidences of indebtedness;
- 9 d. The general terms and nature of the financing arrangement, including information
10 regarding annual payments by the political subdivision and, if the bond or other
11 evidence of indebtedness issue is for acquisition, construction, renovation, or
12 improvement of a structure in connection with an agreement for use of that
13 structure by a political subdivision, any right the political subdivision will have to
14 acquire ownership of the structure; and
- 15 e. Any additional information as may be prescribed by the _____.
- 16 2. The issuing entity shall notify the _____ of any changes in the
17 terms or nature of a bond or other evidence of indebtedness issue reported under this
18 section, including changes to the scheduled retirement date.
- 19 3. The _____ shall compile and maintain a summary of information on
20 outstanding bonds or other evidences of indebtedness issues subject to reporting
21 under this section.

22 **SECTION 2. APPLICATION.** The reporting requirement of section 1 of this Act applies to
23 any bond or evidence of indebtedness issue that occurs after July 31, 2013, and to any bond or
24 evidence of indebtedness issue that occurred before August 1, 2013, if any bond or evidence of
25 indebtedness from that issue has not been retired as of August 1, 2013, and if the original issue
26 of those bonds or evidences of indebtedness would have been subject to the reporting
27 requirement of section 1 of this Act if the original issue had occurred after July 31, 2013.

NOTE: This draft contains blanks for the name of the official or agency that must be determined before introduction.