

Introduced by

Legislative Management

(Government Finance Committee)

1 A BILL for an Act to amend and reenact section 15-10-12.1 of the North Dakota Century Code,
2 relating to higher education campus improvements and building construction.

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

4 **SECTION 1. AMENDMENT.** Section 15-10-12.1 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **15-10-12.1. Acceptance of buildings and campus improvements - Legislative**
7 **approval.**

8 The state board of higher education may authorize campus improvements and building
9 maintenance on land under the control of the board which are financed by donations, gifts,
10 grants, and bequests if the cost of the improvement or building maintenance is not more than
11 ~~three hundred eighty-five~~seven hundred thousand dollars. The consent of the legislative
12 assembly is required for construction of any building or any addition to a building on land under
13 the control of the board which is financed by donations, gifts, grants, and bequests ~~and~~. The
14 consent of the legislative assembly is required for campus improvements or building
15 maintenance financed by donations, gifts, grants, and bequests if the cost of the improvements
16 or maintenance is more than ~~three hundred eighty-five~~seven hundred thousand dollars. During
17 the time the legislative assembly is not in session, except for the six months preceding the
18 convening of a regular session and the three months following the close of a regular session,
19 and unless otherwise restricted by previous legislative action or other law, the state board of
20 higher education, with the approval of the budget section of the legislative management, may
21 authorize ~~the use of land under the control of the board and construct buildings financed by~~
22 ~~donations, gifts, grants, and bequests~~ and campus improvements and building maintenance
23 financed by donations, gifts, grants, and bequests ~~and~~ if the cost of the improvement or
24 maintenance is more than ~~three hundred eighty-five~~seven hundred thousand dollars. The

Sixty-fifth
Legislative Assembly

1 budget section approval must include a specific dollar limit for each ~~building~~, campus
2 improvement project, or maintenance project. The state board of higher education may
3 authorize the sale of any real property or buildings which an institution of higher learning has
4 received by gift or bequest. The board shall prescribe such conditions for the sale of the
5 property as it determines necessary. The conditions must include requiring an appraisal and
6 public auction or advertisement for bids, unless the gift instrument requires a different process.
7 If the state board of higher education submits a request for campus improvements, or building
8 maintenance, ~~or to construct buildings~~ under this section to the budget section for approval, the
9 legislative council shall notify each member of the legislative assembly of the date of the budget
10 section meeting at which the request will be considered and provide a copy of the meeting
11 agenda to each member of the legislative assembly. The chairman of the budget section shall
12 allow any member of the legislative assembly an opportunity to present testimony to the budget
13 section regarding any such request.