

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1300

Page 1, line 1, after "reenact" insert "sections 15-01-02 and 15-02-05 and"

Page 1, line 2, replace "agencies exempt" with "an exemption"

Page 1, line 3, after "agency" insert " for the administrative agencies practices act; and to provide an effective date"

Page 1, after line 3, insert:

"SECTION 1. AMENDMENT. Section 15-01-02 of the North Dakota Century Code is amended and reenacted as follows:

15-01-02. Powers - Control of public lands and permanent funds.

The board has:

1. ~~Full~~Subject to the requirements of chapter 28-32, full control of the selection, appraisal, rental, sale, disposal, and management of:
 - a. Lands donated or granted by or received from the United States or from any other source for the support and maintenance of the common schools.
 - b. All lands which fall to the state by escheat.
 - c. All lands donated or granted by or received from the United States or from any other source for the maintenance of the educational, penal, or charitable institutions.
 - d. All lands acquired by the state through the investment of the permanent school funds of the state as the result of mortgage foreclosure or otherwise.
2. Full control of the investment of the permanent funds derived from the sale of any of the lands described in subsection 1.
3. Full control of such percent of the proceeds of any sale of public lands as may be granted to the state by the United States on such sale.
4. Full control of the proceeds of any property that fall to the state by escheat and of the proceeds of all gifts and donations to the state for the support or maintenance of the common schools, and of all other property otherwise acquired by the state for the maintenance of the common schools. Any gift to the state not specifically appropriated to any other purpose must be considered as a gift for the support and maintenance of the common schools.
5. Authority to expend moneys for the purpose of making refunds in cases in which an error has been made by the board, or a person dealing with the board, with regard to any of the lands, minerals, funds, proceeds, or any other kind of property managed by the board. Moneys expended to make

refunds must come from the same fund or account into which the money to be refunded was originally placed.

6. Authority to award and distribute energy infrastructure and impact grants from moneys deposited in the oil and gas impact grant fund, except that grants awarded annually may not exceed sixty percent of the biennial appropriation for energy infrastructure and impact grants. The board may create an advisory committee to assist the board in making its grant award determinations.

SECTION 2. AMENDMENT. Section 15-02-05 of the North Dakota Century Code is amended and reenacted as follows:

15-02-05. Powers and duties in general.

The commissioner, under such directions as may be given by the board of university and school lands, shall:

1. Have general charge and supervision of all lands described in section 15-01-02.
2. Act as general agent of the board in the performance of its duties.
3. Have the custody of all maps, books, and papers relating to any of the lands mentioned in this title.
4. Procure the books, maps, and plats required to keep a complete record of all such lands, and keep true records of all the sales, leases, permits, patents, deeds, and other conveyances of lands under the commissioner's supervision made by the state showing the amount of money paid, the date of sale and of payment, the description of lands sold or leased, the number of acres [hectares] thereof, the name of the purchaser, and the designation of the fund to be credited therewith.
5. Direct all appraisements, sales, and leases, and execute all contracts of sale, leases, permits, and other evidences of disposal of lands, subject to approval by the board and chapter 28-32.
6. Certify the book and page number of all contracts, leases, or permits recorded by the commissioner."

Page 2, line 17, remove the overstrike over "~~The board of university and school lands~~"

Page 2, line 18, after the overstruck period insert "with respect to activities under chapters 15-01, 15-02, and 15-08, sections 21-10-01, 47-30.1-24.1, 54-01-05.5, and 54-06-04, subsection 12 of section 54-23.3-04, and sections 54-27-16 and 54-30-17.1, unless otherwise specified in those chapters and sections."

Page 2, after line 31, insert:

"SECTION 4. EFFECTIVE DATE. This Act becomes effective on January 1, 2018."

Renumber accordingly