

SENATE BILL NO. 2212

Introduced by

Senators Dever, Kringstad, Stenehjem

Representatives Dosch, Keiser, Weiler

1 A BILL for an Act to amend and reenact section 1 of chapter 648 of the 1989 Session Laws and
2 section 1 of chapter 562 of the 1991 Session Laws, relating to the sale of state land to Burleigh
3 County.

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

5 **SECTION 1. AMENDMENT.** Section 1 of chapter 648 of the 1989 Session Laws is
6 amended and reenacted as follows:

7 **SECTION 1. Sale of land - Proceeds.** The director of institutions is authorized to sell
8 and convey the following property to Burleigh County, North Dakota:

9 A tract of land approximately three hundred twelve acres, lying in section one, township
10 one hundred thirty-eight, range eighty west, Burleigh County, North Dakota.

11 The property must be sold at not less than fair market value, based upon two independent
12 appraisals. The state shall reserve all mineral rights now held by the state in and under the
13 premises. Sections 54-01-05.2, 54-01-05.5, and 54-21-26.1 do not apply to the sale authorized
14 by this Act. The proceeds realized from the sale authorized by this Act must be deposited in
15 the North Dakota state penitentiary land fund. ~~The property sold under the authority of this Act~~
16 ~~must be used for fairgrounds.~~

17 **SECTION 2. AMENDMENT.** Section 1 of chapter 562 of the 1991 Session Laws is
18 amended and reenacted as follows:

19 **SECTION 1. Sale of land - Proceeds.** The director of institutions may sell and convey
20 the following property to Burleigh County, North Dakota ~~for use as fairgrounds:~~

21 All that part of the southeast quarter of section 2, township 138 north, range 80
22 west of the fifth principal meridian, Burleigh County, North Dakota that lies
23 southeasterly of the Bismarck Expressway right of way and north of old-old

1 highway 10 and its connection with Bismarck Expressway, containing 52.74 acres,
2 more or less.

3 If as a result of passage of Senate Bill No. 2245 by the fifty-second legislative assembly
4 the office of the director of institutions ceases to exist, the office of management and budget
5 shall perform the powers and duties of the director of institutions under this Act.

6 The property must be sold at not less than fair market value, based upon a current
7 independent appraisal. The state must reserve all mineral rights now held by the state in and
8 under the premises. Sections 54-01-05.2 and 54-01-05.5 do not apply to the sale authorized by
9 this Act. The proceeds realized from the sale authorized by this Act must be deposited in the
10 North Dakota state penitentiary land fund. ~~The property sold under the authority of this Act~~
11 ~~must be used for fairgrounds.~~

12 The commissioner of university and school lands or the commissioner's designee shall
13 provide technical assistance and advice to the director of institutions in any transaction under
14 this Act. The attorney general shall review and approve as to form and legality all legal
15 documents, papers, and instruments required by any transaction under this Act.