

Introduced by

Transportation Committee

(At the request of the Department of Transportation)

1 A BILL for an Act to create and enact section 24-02-45.2 of the North Dakota Century Code,  
2 relating to leasing of radio tower space; and to provide a continuing appropriation.

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

4 **SECTION 1.** Section 24-02-45.2 of the North Dakota Century Code is created and enacted  
5 as follows:

6 **24-02-45.2. Lease agreements with public and private entities for radio tower space -**  
7 **Continuing appropriation.**

8 Notwithstanding any other provision of law, the director may lease space on the forty-five  
9 department-owned radio towers, or department-owned land the towers are located on, to public  
10 or private entities tower locations in existence on December 31, 2020, to private entities, if the  
11 private entities have been unable to secure space on an existing tower that would provide  
12 comparable service coverage. The director shall ensure market rates are charged for a lease  
13 entered with a private entity after June 30, 2021. Funds received by the department pursuant to  
14 this section must be deposited in the state highway fund as prescribed by section 24-02-41 and  
15 are appropriated to the department on a continuing basis.