

Sixty-sixth
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1360

Introduced by

Representatives Bosch, Lefor, Nathe, Sanford

Senators Bakke, Bekkedahl, D. Larson, Oban

1 A BILL for an Act to amend and reenact sections 40-49-14 of the North Dakota Century Code,
2 relating to bid requirements for park districts; and to declare an emergency.

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

4 **SECTION 1. AMENDMENT.** Section 40-49-14 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **40-49-14. When ye and nay vote taken - ~~Letting~~Awarding contracts - Debt limit -**
7 **Bills, claims, and demands against board.**

8 1. Yea and nay votes must be taken on all propositions involving the expenditure of
9 money, levying of taxes, or the issuance of bonds or certificates of indebtedness.
10 Approval of an expenditure of money must be recorded in the record of the board's
11 proceedings and is sufficient to indicate approval without requiring the members to
12 sign or initial the voucher or order for payment. Except as provided in chapter 48-01.2,
13 in an emergency situation, or for cooperative purchases with the office of management
14 and budget as provided in chapter 54-44.4, all contracts exceeding ~~twenty-five~~fifty
15 thousand dollars must be ~~let~~awarded to the lowest responsible bidder after
16 advertisement in the official newspaper of the municipality once each week for two
17 successive weeks. The board may reject any or all bids. All contracts must be in
18 writing and must be signed by the president of the board or a designated
19 representative and unless so executed, they shall be void. The debt of a park district
20 may not exceed one percent of the taxable property within the district according to the
21 last preceding assessment. No bill, claim, account, or demand against the district may
22 be audited, allowed, or paid until a full, written, itemized statement has been filed with
23 the governing body or unless otherwise authorized by the governing body pursuant to
24 contract or other action. The governing body may require the filing of any additional

1 information which it may deem necessary to the proper understanding and audit of any
2 claim or account and it may require the filing of a sworn statement in such form as it
3 may prescribe or as noted below:

4 CERTIFICATE

5 I do hereby certify that the within bill, claim, account, or demand is just and true; that the
6 money therein charged was actually paid for the purposes therein stated; that the services
7 therein charged were actually rendered and of the value therein charged; and that no part of
8 such bill, claim, account, or demand has been paid; and that the goods therein charged
9 were actually delivered and were of the value charged.

10 Sign here _____

11 _____
12 If signed for a firm or company,
13 show authority on this line.

14 2. As used in this section, "emergency situation" means a sudden or unexpected
15 occurrence that requires immediate action to protect public health, safety, or property.

16 **SECTION 2. EMERGENCY.** This Act is declared to be an emergency measure.