

**Fifty-seventh Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 9, 2001**

HOUSE BILL NO. 1122
(Government and Veterans Affairs Committee)
(At the request of the Office of Management and Budget)

AN ACT to amend and reenact sections 46-02-04, 46-02-05, 46-02-06, 46-02-07, and 46-02-09 of the North Dakota Century Code, relating to the acquisition, classifications, specifications, and the authority of the office of management and budget with respect to state printing.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 46-02-04 of the 1999 Supplement to the North Dakota Century Code is amended and reenacted as follows:

46-02-04. Classes of printing —~~Contracts.~~ The printing of the state is divided into the following classes:

1. The printing of bills and resolutions of the legislative assembly constitutes the first class. However, certain bills and resolutions may be excepted from this class, as directed by officers of the legislative assembly or as provided for in the rules of the senate and the house of representatives.
2. The printing and binding of the journals of the senate and the house of representatives constitutes the second class.
3. The printing and binding of the reports and other documents that are prepared and submitted to the governor and secretary of state, and which make up the governmental biennial reports in accordance with sections 54-06-03 and 54-06-04, constitutes the third class. This class does not include the official budget report.
4. The printing and binding of the volumes of laws and legislative resolutions constitutes the fourth class.
5. All printing not included in the foregoing classes constitutes the sixth class.

~~Separate contracts for classes 3 and 4 must be let by the office of management and budget under competitive bidding in accordance with this title. Contracts for classes 1 and 2 must be let by competitive bidding by the office of management and budget in accordance with the rules of the senate and the house of representatives of the previous legislative session or as directed by the legislative council.~~

SECTION 2. AMENDMENT. Section 46-02-05 of the North Dakota Century Code is amended and reenacted as follows:

46-02-05. Proposals for printing - Classifications 1, 2, ~~3~~, and 4 - Form, style, quantity, timing specifications. The office of management and budget, at least two months immediately preceding each regular session of the legislative assembly, shall invite sealed bids for doing all printing constituting each of classifications 1, 2, ~~3~~, and 4, required by the legislative assembly ~~and by the several state departments~~ for the two succeeding years commencing with the first day of December next following the date of the contract. ~~Such~~ The invitation for bids for the classes of printing under this section shall include the specifications for form, style, quantity, and timing in accordance with the rules of the senate and house of representatives of the previous legislative session or as directed by the legislative council. All bids must specify the price and cost for which the ~~said~~ printing work will be performed and the stock furnished.

SECTION 3. AMENDMENT. Section 46-02-06 of the North Dakota Century Code is amended and reenacted as follows:

46-02-06. Opening of bids - Awards. The office of management and budget, ~~within fifteen days after the date for receiving proposals as aforesaid,~~ shall award the contract for ~~each class~~ classifications 1, 2, and 4 of printing to the lowest bidder therefor, subject to the provisions of this title. If two or more persons bid the same and the lowest price for any class of printing, the office of management and budget shall award the contract to such one or more of them as in its opinion will best subserve the interests of the state.

SECTION 4. AMENDMENT. Section 46-02-07 of the North Dakota Century Code is amended and reenacted as follows:

46-02-07. Proposals - How made. Each proposal for ~~each class~~ classifications 1, 2, and 4 of state printing let under competitive bids must be in writing, sealed, and addressed to the office of management and budget. The office of management and budget may reject any bid made by anyone other than a regularly established and thoroughly competent printer and also may reject any or all bids if in its judgment the best interests of the state would be subserved thereby.

SECTION 5. AMENDMENT. Section 46-02-09 of the 1999 Supplement to the North Dakota Century Code is amended and reenacted as follows:

46-02-09. ~~Sixth-class items - When bids or quotations required~~ Printing classifications 3 and 6 - Procured by the office of management and budget. ~~All work on sixth-class items amounting to seven hundred fifty dollars or over, not done by the central duplicating service of state printing in classifications 3 and 6 must be purchased by the office of management and budget or by departments, institutions, or state offices, must be let by competitive bidding or by the solicitation of at least two quotations by the office of management and budget, or by the departments, institutions, or state offices authorized to bid their own printing needs. Printing items amounting to less than seven hundred fifty dollars may be given by the department head to a printer selected by the department head and accompanied by a purchase order. If practical, all departments, institutions, or state offices authorized to do their own bidding shall take advantage of annual contracts established by the office of management and budget, or delegated, according to chapter 54-44.4, unless the work is done by the central duplicating service of the office of management and budget.~~

Speaker of the House

President of the Senate

Chief Clerk of the House

Secretary of the Senate

This certifies that the within bill originated in the House of Representatives of the Fifty-seventh Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1122.

House Vote: Yeas 88 Nays 0 Absent 10

Senate Vote: Yeas 47 Nays 0 Absent 2

Chief Clerk of the House

Received by the Governor at _____ M. on _____, 2001.

Approved at _____ M. on _____, 2001.

Governor

Filed in this office this _____ day of _____, 2001,
at _____ o'clock _____ M.

Secretary of State