

Sixtieth  
Legislative Assembly  
of North Dakota

**SENATE BILL NO. 2344**

Introduced by

Senators G. Lee, Klein

Representatives Belter, Carlson, DeKrey

1 A BILL for an Act to amend and reenact sections 15-10-17.4 and 15.1-35-08 of the North  
2 Dakota Century Code, relating to the preparation and provision of meals by institutions of higher  
3 education and school districts.

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

5 **SECTION 1. AMENDMENT.** Section 15-10-17.4 of the North Dakota Century Code is  
6 amended and reenacted as follows:

7 **15-10-17.4. Contract - Preparation and provision of meals - Policy.** An institution  
8 under the control of the state board of higher education may ~~enter a contract to prepare and~~  
9 ~~provide meals, snacks, or other food services for persons or programs not~~ provide catering  
10 services for an event that is not held on property owned by the institution, only if the event is  
11 organized predominantly for persons affiliated with the institution, ~~provided the institution first~~  
12 ~~establishes a policy regarding such contracts and specifically addressing issues related to~~  
13 ~~competition with private sector entities. An institution under the control of the state board of~~  
14 ~~higher education may not advertise to the general public its willingness to provide meals,~~  
15 ~~snacks, or other food services for persons or programs not affiliated with~~ the event is held  
16 predominantly for persons enrolled in the institution, or the event is held under the auspices of  
17 the institution.

18 **SECTION 2. AMENDMENT.** Section 15.1-35-08 of the North Dakota Century Code is  
19 amended and reenacted as follows:

20 **15.1-35-08. Contract - Preparation and provision of meals.**

21 1. The board of a school district headquartered in a city having more than five  
22 thousand residents may ~~enter into a contract to~~ not prepare ~~and~~ or provide meals,  
23 snacks, or other food services for persons or programs not affiliated with the school  
24 district, ~~provided any person that wishes to enter a contract with the board under~~

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- 1                   ~~this section first demonstrates to the satisfaction of the board that there are no~~  
2                   ~~private entities able and willing to enter into such a contract.~~
- 3           2.   ~~The board of a school district may not advertise to the general public its willingness~~  
4                   ~~to provide meals, snacks, or other food services for persons or programs not~~  
5                   ~~affiliated with the district.~~
- 6           3.   ~~An institution under the control of the state board of higher education may not~~  
7                   ~~advertise to the general public its willingness to provide meals, snacks, or other~~  
8                   ~~food services for persons or programs not affiliated with the institution.~~