

Sixty-sixth
Legislative Assembly
of North Dakota

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 yeas and nays vote taken - ~~Letting~~Awarding contracts - Debt limit -**
7 **Bills, claims, and demands against board.**

8 1. Yeas and nays 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 ~~when the contract is for the purchase of equipment~~
14 ~~through~~for cooperative purchases with the office of management and budget as
15 provided in chapter 54-44.4, all contracts exceeding ~~twenty-five~~fifty thousand dollars
16 must be ~~let~~awarded to the lowest responsible bidder after advertisement in the official
17 newspaper of the municipality once each week for two successive weeks. The board
18 may reject any or all bids. All contracts must be in writing and must be signed by the
19 president of the board or a designated representative and unless so executed, they
20 shall be void. The debt of a park district may not exceed one percent of the taxable
21 property within the district according to the last preceding assessment. No bill, claim,
22 account, or demand against the district may be audited, allowed, or paid until a full,
23 written, itemized statement has been filed with the governing body or unless otherwise
24 authorized by the governing body pursuant to contract or other action. The governing

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

CERTIFICATE

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

Sign here _____

If signed for a firm or company,
show authority on this line.

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

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