

OFFICES AND OFFICERS

CHAPTER 358

H. B. No. 646

(Metzger, Burke, Austin, Kuehn)

APPOINTMENT OF DEPUTY LABOR COMMISSIONER

AN ACT

To amend and reenact section 44-03-01 of the North Dakota Century Code, allowing the commissioner of labor to appoint a deputy commissioner.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

§ 1. **Amendment.)** Section 44-03-01 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

44-03-01. Deputies May Be Appointed by Certain Officers.) The secretary of state, state auditor, state treasurer, superintendent of public instruction, commissioner of insurance, commissioner of agriculture, commissioner of labor, district assessor, and city assessor each may appoint a deputy for whose acts as such he shall be responsible. Each officer required to give a bond may require a bond from any deputy appointed by him. Any such bond shall be in the penal sum of not more than half the penal sum of the appointing officer's own bond and may be retained by the officer for his own protection. Such appointment shall be in writing and shall be revocable in writing at the pleasure of the principal, and such appointment and revocation shall be filed as the bond and oath of the principal are filed.

Approved March 10, 1967.

CHAPTER 359

S. B. No. 313

(Decker, Hernet, Wilhite)

PUBLIC CONTRACTS

AN ACT

To amend and reenact section 44-08-01 of the North Dakota Century Code, relating to public contracts for the purchase of goods, supplies and equipment.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

§ 1. **Amendment.)** Section 44-08-01 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

44-08-01. Preference to North Dakota Bidders and Sellers.) The department of accounts and purchases, or any board, commission, city council, board of city commissioners, board of education, board of park commissioners, school board, board of village trustees, or any other governing body of any political subdivision of the state, or of any state institution, in purchasing any goods, merchandise, supplies, or equipment of any kind, shall give preference to bidders or sellers resident in North Dakota. The preference shall be equal to the preference given or required by the state of the nonresident bidder. In specifying or purchasing goods, merchandise, supplies, or equipment to be purchased, such board shall not specify any trade-marked or copyrighted brand or name, nor the product of any one manufacturer, nor any patented product, apparatus, device, or equipment, where the same will prevent proper competition, unless bidders also are asked for bids or offers upon other articles of like nature, utility, and merit.

Approved March 1, 1967.

CHAPTER 360

S. B. No. 191
(Larson(32))

SEALED BIDS REQUIRED OF POLITICAL SUBDIVISIONS

AN ACT

To create and enact section 44-08-01.1 of the North Dakota Century Code, relating to the requiring of political subdivisions to accept only sealed bids whenever bids are required by law or administrative decision.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

§ 1.) Section 44-08-01.1 of the North Dakota Century Code is hereby created and enacted to read as follows:

44-08-01.1. Bids To Be Sealed — Designation of Time and Place for Opening.) Notwithstanding any other provisions of the North Dakota Century Code, the governing bodies of the political subdivisions of the state of North Dakota shall accept only sealed bids, whenever by law or administrative decision they are required to call for, advertise, or solicit bids for the purchase of personal property and equipment. Whenever a political subdivision of this state calls for, advertises, or solicits sealed bids it shall designate a time and place for the opening of such bids. If all of the bids are not rejected, the purchase shall be made from the bidder submitting the lowest and best bid meeting or exceeding the specifications called for.

Approved February 27, 1967.