

Fifty-sixth
Legislative Assembly
of North Dakota

SENATE BILL NO. 2047

Introduced by

Legislative Council

(Judiciary Committee)

1 A BILL for an Act to create and enact a new section to chapter 54-12 of the North Dakota
2 Century Code, relating to contingent fee arrangements for compensating special assistant
3 attorneys general.

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

5 **SECTION 1.** A new section to chapter 54-12 of the North Dakota Century Code is
6 created and enacted as follows:

7 **Contingent fee arrangements.** The attorney general may not appoint or allow to be
8 employed a special assistant attorney general in a civil case in which the amount in controversy
9 exceeds one hundred fifty thousand dollars and the special assistant attorney general is
10 compensated by a contingent fee arrangement, unless the contingent fee arrangement is
11 approved by the emergency commission. A state governmental entity may not contract for
12 legal services that are compensated by a contingent fee arrangement, unless the entity
13 receives an appointment from the attorney general for a special assistant attorney general for
14 each case in which there is a contingent fee arrangement. Any proceeding or information used
15 by the emergency commission under this section is not subject to sections 44-04-18 and
16 44-04-19, unless made public by order of the emergency commission.