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Seventieth
Legislative Assembly
of North Dakota

SECOND DRAFT:
Prepared by the Legislative Council staff for the
Legislative Procedure and Arrangements Committee
September 2026

Introduced by

A BILL for an Act to amend and reenact section 54-24-09 of the North Dakota Century Code, relating to the deposit of state publications with the state library.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 54-24-09 of the North Dakota Century Code is amended and reenacted as follows:

54-24-09. ~~Distribution~~Deposit of ~~certain~~ state publications ~~for certain libraries required~~with the state library.

1. For purposes of this section, "state publications" means public informational materials, regardless of format, method of reproduction, or source, originating in or produced with the imprint of, by the authority of, or at the total or partial expense of, any state agency, including those publications that may or may not be financed by state funds but are released by private bodies such as research and consultant firms under contract with or supervision of any state agency. The term does not include administrative or training materials used only within the issuing agency.
2. The office of management and budget shall arrange to deposit with the state library ~~eight~~three copies of all state publications issued by all executive, legislative, and judicial agencies of state government intended for general public distribution. These publications must be provided to the state library without charge. ~~If expense and limited supply of state publications, particularly audiovisual items, make compliance with the depository requirement impossible, the state library shall accept as many copies as an agency can afford to provide. However, each agency shall provide no less than two copies to the state library. State publications refer to any informational materials regardless of format, method of reproduction, or source, originating in or produced with the imprint of, by the authority of, or at the total or partial expense of,~~

~~any state agency. The definition incorporates those publications that may or may not be financed by state funds but are released by private bodies such as research and consultant firms under contract with or supervision of any state agency.~~ In circumstances not directly involving the office of management and budget, a state agency shall comply with the depository requirement by arranging with the necessary parties for the printing and deposit of ~~eight~~three copies of any state publication issued. ~~State publications are specifically defined as public documents but not those administrative or training materials used only within the issuing agency.~~

3. As the document acquisition and distribution agency, the state library shall retain for its document collection two copies of every state document received and transmit ~~the remaining~~any additional copies received to the depository libraries~~. These~~, which are the libraries of the state historical society, the university of North Dakota, North Dakota state university, library of Congress, and two others to be designated by the state library.

4. The state library shall catalog state publications and arrange for their conversion to a digital format as prescribed by the state records administrator and shall make available for distribution of the same upon request to the designated depository libraries.