

October 1998

Introduced by

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 legislative council. A state governmental entity may not contract for legal
12 services that are compensated by a contingent fee arrangement, unless the entity receives an
13 appointment from the attorney general for a special assistant attorney general for each case in
14 which there is a contingent fee arrangement. Any proceeding or information used by the
15 legislative council under this section is not subject to sections 44-04-18 and 44-04-19, unless
16 made public by motion of the legislative council.