

# CONTRACTS AND OBLIGATIONS

## CHAPTER 147

S. B. No. 110

Introduced by Senators Brant and Olson

### AUTHORIZING CERTAIN CONTRACTS WITH FEDERAL GOVERNMENT

An Act Relating to contracts of the state, its agencies, municipalities and other political sub-divisions with the Federal Government for the purchase of equipment, supplies, materials, or other property; repealing all acts or parts of acts in conflict herewith; and declaring an emergency.

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

§ 1. AUTHORITY TO CONTRACT WITH THE FEDERAL GOVERNMENT: DELEGATION OF AUTHORITY.] The state or any department, division, bureau, commission, board, authority, agency or political sub-division thereof, may enter into any contract with the United States of America or with any agency thereof for the purchase of any equipment, supplies, materials or other property without regard to provision of law which require:

- (1) The posting of notices or public advertising for bids or of expenditures;
- (2) The inviting or receiving of competitive bids;
- (3) The delivery of purchases before payment;
- (4) The payment of the cost of the contract out of funds theretofore included in the budget of appropriations for the year, provided, however, that the governing body or executive authority, as the case may be of any department, division, bureau, commission, board, authority, agency or political sub-division of the state may designate by appropriate resolution or order any official or employee of its own to enter a bid or bids in its behalf at any sale of any equipment, supplies, materials or other property owned by the United States of America or any agency thereof, and may authorize said person to make any down payment, or payment in full, required in connection with such bidding.

§ 2. REPEAL.] All acts or parts of acts in conflict with this act are hereby repealed.

§ 3. EMERGENCY.] This Act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval.

Approved March 9, 1945.

## CHAPTER 148

S. B. No. 152

Introduced by Senators Braun and Kehoe

## DISPOSITION OF UNCLAIMED FUNDS

An Act To provide for the disposition of any unclaimed funds in the custody of any court, public officer, or administrative agency; and declaring an emergency.

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

§ 1. Any funds in the custody of any court, public officer, or administrative agency which are unclaimed by the lawful owner thereof, if any, within, six years after service of notice as hereinafter provided, shall be declared to be unclaimed funds.

§ 2. The court, public officer, or administrative agency having custody of any such funds shall cause notice to be given to the lawful owner thereof, if any. Said notice shall contain the name, last known address, and the amount held in custody for such claimant, and shall be served by registered mail upon the claimant, if known; otherwise such notice shall be published twice in the official newspaper of the county in which said funds are held in custody, except when no person is lawfully entitled thereto. The cost of the service of notice as provided for herein shall be borne ratably by the parties receiving such funds.

§ 3. Any unclaimed funds, as defined herein, which are (a) held by a public officer, or administrative agency shall be paid into the general fund of the taxing district represented by such officer or agency to be used for public purposes; or (b) held under the jurisdiction of any court shall be paid into the general fund of the state, or paid over to local taxing districts to be used for public purposes, as the court in its discretion shall direct.

§ 4. [EMERGENCY.] This act is hereby declared to be an emergency measure and shall be in full force and effect from and after its passage and approval.

Approved March 2, 1945.