

**Sixty-second Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 4, 2011**

SENATE BILL NO. 2025
(Legislative Management)
(Advisory Commission on Intergovernmental Relations)

AN ACT to amend and reenact sections 48-09-01 and 48-09-02 of the North Dakota Century Code, relating to concessions bidding.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 48-09-01 of the North Dakota Century Code is amended and reenacted as follows:

48-09-01. Granting of concessions for cafes, restaurants, and confectioneries on public buildings and grounds.

Any state official, board, or commission, any county official, board, or commission, and any municipal officer, board, or commission, having the supervision, control, and management of any state, county, or municipal building and the adjacent grounds thereof, ~~when it is deemed to be,~~ for the public benefit and good, may grant a concession ~~therein or thereon in the building or on the grounds~~ for any cafe, restaurant, or confectionery, by renting, leasing, and licensing ~~any such a~~ concession to the highest responsible bidder or best bidder, or both, at a reasonable rental per month, for a period not exceeding eight years, and may reject any and all bids therefor. ~~Provided for the concession. However,~~ the board of directors of any North Dakota fair association or board of county park commissioners may grant a concession under this chapter without letting bids.

SECTION 2. AMENDMENT. Section 48-09-02 of the North Dakota Century Code is amended and reenacted as follows:

48-09-02. Concession advertised in legal newspaper.

Except as otherwise provided in section 48-09-01, ~~when their a~~ concession granted pursuant ~~to~~ section 48-09-01 is deemed ~~has~~ estimated gross sales worth more than five hundred twenty-five thousand dollars annually, the same must be let to the highest bidder or best bidder, or both, ~~after the an~~ advertisement for bids therefor for the concession must occur once in each week for three consecutive weeks in ~~a legal~~ the official newspaper published in the city at or near which such concession is ~~located~~ of the entity requesting bids and the concession must be awarded to the highest responsible bidder.

President of the Senate

Speaker of the House

Secretary of the Senate

Chief Clerk of the House

This certifies that the within bill originated in the Senate of the Sixty-second Legislative Assembly of North Dakota and is known on the records of that body as Senate Bill No. 2025.

Senate Vote: Yeas 47 Nays 0 Absent 0

House Vote: Yeas 75 Nays 19 Absent 0

Secretary of the Senate

Received by the Governor at _____ M. on _____, 2011.

Approved at _____ M. on _____, 2011.

Governor

Filed in this office this _____ day of _____, 2011,

at _____ o'clock _____ M.

Secretary of State