

**SENATE BILL NO. 2337**

Introduced by

Senator Fors

Representatives Nehring, Paur, Trottier

1 A BILL for an Act to amend and reenact sections 43-19.1-28 and 48-01.2-02.1 of the North  
2 Dakota Century Code, relating to bid requirements for public improvements.

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

4 **SECTION 1. AMENDMENT.** Section 43-19.1-28 of the North Dakota Century Code is  
5 amended and reenacted as follows:

6 **43-19.1-28. Public works.**

7 Except as otherwise provided by law, the state and its political subdivisions may not engage  
8 in the construction of public works involving the practice of professional engineering when the  
9 contemplated expenditure for the project exceeds the sum of ~~two~~five hundred thousand dollars,  
10 unless the engineering drawings and specifications and estimates have been prepared by, and  
11 the construction administration and construction observation services are executed under the  
12 supervision of, a registered professional engineer. Any engineering contract executed in  
13 violation of this section is void.

14 **SECTION 2. AMENDMENT.** Section 48-01.2-02.1 of the North Dakota Century Code is  
15 amended and reenacted as follows:

16 **48-01.2-02.1. Public improvement construction threshold.**

- 17 1. The threshold for bidding construction of a public improvement is two hundred  
18 thousand dollars. The threshold for procuring plans, drawings, and specifications from  
19 an architect or engineer for construction of a public improvement is ~~two~~five hundred  
20 thousand dollars.
- 21 2. Notwithstanding the thresholds in subsection 1, if the state or a political subdivision  
22 undertakes the construction of a public improvement and there is reason to believe  
23 that engineering or architectural services are necessary to protect the health, safety, or

Sixty-seventh  
Legislative Assembly

- 1 welfare of the public, the state or political subdivision shall consider consulting with an
- 2 engineer or architect.