

Introduced by

Transportation Committee

(At the request of the Department of Transportation)

1 A BILL for an Act to create and enact section 24-02-49 of the North Dakota Century Code,
2 relating to cooperative agreements with private entities for the construction of certain items on
3 the state highway system.

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

5 **SECTION 1.** Section 24-02-49 of the North Dakota Century Code is created and enacted as
6 follows:

7 **24-02-49. Cooperative agreements with private entities for the construction of certain**
8 **items on the state highway system.**

9 Notwithstanding any other provision of law, the director may enter a cooperative agreement
10 with a private entity for the construction of an item on the state highway system which will
11 benefit the private entity and the traveling public, as determined by the director. The items
12 requested to be added to the state highway system must be paid for in advance of the
13 construction by the private entity before the department can construct the project. Funds
14 received by the department pursuant to this section must be deposited in the state highway
15 fund as prescribed by section 24-02-41 and are appropriated to the department. If the
16 department requires engineering or contracting services for a project under this section, it may
17 provide the services or procure the services in accordance with section 24-02-07.3 and
18 24-02-17.