

**Sixty-ninth Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 7, 2025**

SENATE BILL NO. 2072
(State and Local Government Committee)
(At the request of the Office of Management and Budget)

AN ACT to amend and reenact subsection 5 of section 32-12.2-15 of the North Dakota Century Code, relating to contracts limiting liability to the state.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Subsection 5 of section 32-12.2-15 of the North Dakota Century Code is amended and reenacted as follows:

5. An agency may purchase routine or standardized products that contain adhesive contract terms in shrink wrap documents, third-party end user license, or click-through agreements that are not consistent with this section if the agency, in consultation with the attorney general's office and the office of management and budget, determines the purchase poses no reasonable risk that an improper contractual obligation will be imposed against the agency or of loss that cannot be limited under this section given the nature of the product's intended use, including data and system security. Routine or standardized products are products that are commercially available to the public which do not exceed ~~one thousand~~ twenty thousand dollars in cost.

Michelle L. Anderson
President of the Senate

Felix W. Jones
Speaker of the House

Manda Mogen
Secretary of the Senate

Bruce J. Reich
Chief Clerk of the House

This certifies that the within bill originated in the Senate of the Sixty-ninth Legislative Assembly of North Dakota and is known on the records of that body as Senate Bill No. 2072.

Senate Vote: Yeas 46 Nays 0 Absent 1

House Vote: Yeas 91 Nays 0 Absent 3

Manda Mogen
Secretary of the Senate

Received by the Governor at 3:27 P.M. on March 17, 2025.

Approved at 12:15 P.M. on March 18, 2025.

[Signature]
Governor

Filed in this office this 18th day of March, 2025,

at 2:58 o'clock P M.

William Howe
Secretary of State