

Fifty-fifth  
Legislative Assembly  
of North Dakota

## HOUSE BILL NO. 1072

Introduced by

Legislative Council

(Water Resources Committee)

(Representative Henegar)  
(Senator Traynor)

1 A BILL for an Act to provide a contingent plan for construction of an outlet from Devils Lake to  
2 the Sheyenne River; to provide a contingent appropriation; and to provide for limited  
3 continuation of appropriation authority.

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

5 **SECTION 1. CONSTRUCTION OF DEVILS LAKE OUTLET - CONTINGENCY.** If the  
6 level of Devils Lake reaches 1,445 feet [440.436 meters] mean sea level the state engineer  
7 shall construct an outlet from Devils Lake to the Sheyenne River. The costs of ensuring the  
8 delivery of an adequate supply of good quality water for human consumption incurred by any  
9 municipality or rural water system as a result of the construction of an outlet from Devils Lake to  
10 the Sheyenne River must be included in the cost of the outlet project.

11 **SECTION 2. APPROPRIATION - CONTINGENCY.** If Devils Lake reaches a level of  
12 1,445 feet [440.436 meters] mean sea level, there is hereby appropriated out of any moneys in  
13 the general fund in the state treasury, not otherwise appropriated, the sum of \$25,000,000, or  
14 so much of the sum as may be necessary, and from special funds derived from federal funds  
15 the sum of \$75,000,000, to the state water commission, for the purpose of constructing an  
16 outlet from Devils Lake to the Sheyenne River for the biennium beginning July 1, 1997, and  
17 ending June 30, 1999. The general fund appropriation is available to match federal funds in the  
18 ratio of one to three.

19 **SECTION 3. EXEMPTION.** Section 54-44.1-11 does not apply to the appropriation  
20 made in this Act for the period July 1, 1999, through June 30, 2001.