

Fifty-sixth  
Legislative Assembly  
of North Dakota

**ENGROSSED SENATE BILL NO. 2389**

Introduced by

Senators St. Aubyn, Fischer, B. Stenehjem

Representatives Hawken, Keiser, Timm

1 A BILL for an Act to create and enact a new subsection to section 54-35-18.2 and a new  
2 section to chapter 54-35 of the North Dakota Century Code, relating to study areas of the  
3 electric industry competition committee; and to provide an expiration date.

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

5 **SECTION 1.** A new subsection to section 54-35-18.2 of the 1997 Supplement to the  
6 North Dakota Century Code is created and enacted as follows:

7 Study chapter 49-03 and other relevant statutes relating to the extension of electric  
8 lines and facilities and the provision of electric service by public utilities and rural  
9 electric cooperatives within and outside the corporate limits of a municipality. The  
10 study must specifically address and include the criteria used by the public service  
11 commission under chapter 49-03 in determining whether to grant a public utility a  
12 certificate of public convenience and necessity to extend its electric lines and  
13 facilities to serve customers outside the corporate limits of a municipality and the  
14 circumstances, if any, under chapter 49-03 and other relevant statutes under which  
15 a rural electric cooperative may provide electric facilities and service to new  
16 customers and existing customers within municipalities being served totally or  
17 primarily by a public utility.

18 **SECTION 2.** A new section to chapter 54-35 of the North Dakota Century Code is  
19 created and enacted as follows:

20 **Electric industry competition committee - Recommendations.** Notwithstanding  
21 section 54-35-18.2, the electric industry competition committee shall submit proposed  
22 legislation, if necessary, as a result of the study conducted pursuant to section 1 of this Act to  
23 the fifty-seventh legislative assembly.

1           **SECTION 3. EXPIRATION DATE.** This Act is effective through July 31, 2001, and  
2   after that date is ineffective.