

February 10, 2005

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1399

Page 1, line 11, remove "within the boundaries of the water"

Page 1, line 12, remove "resource district" and after the period insert "The benefits of a project must be determined in the manner provided in section 61-16.1-17."

Page 2, line 3, after the period insert:

- "(1) If a board that undertakes a project finds that the project will benefit lands outside water resource district boundaries, the board shall provide notice to the water resource board where the benefited lands are located together with the report prepared under section 61-16.1-17.
- (2) The board of each water resource district containing lands benefited by a project must approve the project and assessment by a vote of two-thirds of its members. The board of county commissioners in each county that contains lands benefited by a project must approve and levy the assessment to be made by a vote of two-thirds of its members.
- (3) If a project and assessment is not approved by all affected water resource boards and county commission boards, the board of each water resource district and the board of county commissioners of each county shall meet to ensure that all common water management problems are resolved pursuant to section 61-16.1-10. In addition, the water resource board that undertakes the project may proceed with the project if the board finances the cost of the project and does not assess land outside the boundaries of the district.

Page 2, line 8, after "held" insert "and", overstrike the first "board" and insert immediately thereafter "affected water resource boards", and overstrike the second "board" and insert immediately thereafter "affected boards"

Renumber accordingly