

Sixty-first
Legislative Assembly
of North Dakota

SENATE BILL NO.

Introduced by

Senator Cook

1 A BILL for an Act to amend and reenact subsection 2 of section 23-29-07 of the North Dakota
2 Century Code, relating to siting of solid waste landfills.

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

4 **SECTION 1. AMENDMENT.** Subsection 2 of section 23-29-07 of the North Dakota
5 Century Code is amended and reenacted as follows:

6 2. For ~~any~~ a permit application completed after July 1, 1994, the department shall
7 notify the ~~board of county commissioners of a county~~ governing body of the
8 political subdivision in which a new solid waste management facility will be located
9 of the department's intention to issue a permit for the facility. The ~~board of county~~
10 ~~commissioners~~ governing body of the political subdivision may call a special
11 election to be held within sixty days after receiving notice from the department to
12 allow the qualified electors of the ~~county~~ political subdivision to vote to approve or
13 disapprove of the facility based on public interest and impact on the environment.
14 If a majority of the qualified electors voting on the question in the election vote to
15 disapprove of the facility, the department may not issue the permit and the facility
16 may not be located in that ~~county~~ political subdivision as used in this subsection,
17 political subdivision means city, county, or township.