

Sixty-second  
Legislative Assembly  
of North Dakota

**SENATE BILL NO. 2107**

Introduced by

Transportation Committee

(At the request of the Adjutant General)

1 A BILL for an Act to amend and reenact sections 37-17.1-23 and 39-10-03.2 of the North  
2 Dakota Century Code, relating to the disaster or emergency loan funding process and removal  
3 of department of emergency services from blue light rulemaking.

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

5 **SECTION 1. AMENDMENT.** Section 37-17.1-23 of the North Dakota Century Code is  
6 amended and reenacted as follows:

7 **37-17.1-23. Disaster or emergency recovery funding - Loan authorization.**

- 8 1. When approved by the emergency commission, the ~~division of homeland security office~~  
9 of the adjutant general is authorized to borrow from the Bank of North Dakota, to  
10 match federal funds under the Robert T. Stafford Disaster Emergency Assistance Act  
11 [Public Law 93-288, as amended]. In addition to the principal repayment, the Bank of  
12 North Dakota shall receive interest on the loan at a rate equal to other state agency  
13 borrowings. On behalf of the state, the ~~division of homeland security office of the~~  
14 adjutant general shall administer the disaster or emergency recovery program  
15 according to state procedures based on federal laws or regulations. After a county or  
16 group of counties have been declared a major disaster or emergency area by the  
17 president, the ~~division office of the adjutant general~~ shall submit a request to the  
18 emergency commission for:
- 19 a. Approval to make an application for a loan from the Bank of North Dakota;
  - 20 b. Approval for additional personnel required to perform the anticipated recovery
  - 21 activities; and
  - 22 c. Authority to spend additional state and federal funds for the recovery program.
- 23 2. If the request is acceptable, the emergency commission shall approve the request and  
24 issue a notice of its action to the ~~division office of the adjutant general~~, Bank of North

1           Dakota, and the office of management and budget. The ~~division~~office of the adjutant  
2           general shall keep the emergency commission apprised of the progress of the  
3           recovery operation and submit a final report upon completion of the project. The  
4           ~~emergency commission~~office of the adjutant general is responsible to repay any loan,  
5           including accrued interest, from the Bank of North Dakota which is provided under this  
6           section. If at the end of the biennium a balance exists on the loan, the ~~emergency-~~  
7           ~~commission~~office of the adjutant general shall request the legislative assembly for a  
8           deficiency appropriation to repay the loan.

9           **SECTION 2. AMENDMENT.** Section 39-10-03.2 of the North Dakota Century Code is  
10          amended and reenacted as follows:

11          **39-10-03.2. Class C authorized emergency vehicles.**

12          All class B specifications apply to class C authorized emergency vehicles except that a  
13          rotating blue flashing light must be displayed in place of an amber light as provided in section  
14          39-10-03.1. ~~With respect to vehicles used by state and local disaster emergency services-~~  
15          ~~personnel, the division of homeland security is responsible for adopting rules for the use of~~  
16          ~~flashing blue lights in accordance with chapter 28-32.~~