

Sixty-fourth  
Legislative Assembly  
of North Dakota

**HOUSE BILL NO. 1175**

Introduced by

Representatives Kempenich, Lefor, Zubke

Senator Bowman

1 A BILL for an Act to create and enact a new section to chapter 20.1-03 of the North Dakota  
2 Century Code, relating to permits for dredging.

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

4 **SECTION 1.** A new section to chapter 20.1-03 of the North Dakota Century Code is created  
5 and enacted as follows:

6 **Permit for dredging.**

7 If a body of water or waterway is designated by the director to require a permit for dredging,  
8 before a person that for hire engages in dredging that body of water or a waterway, that person  
9 must obtain a permit from the director. The director shall adopt rules that designate a body of  
10 water or waterway as requiring a permit for dredging. The designation may include a body of  
11 water or waterway if it is used or may be used by the public for fishing or recreation and may  
12 not include a roadway right of way, or a person engaging in dredging on that person's own  
13 property. The director shall make rules that set the qualifications of a dredger to conduct  
14 dredging on a designated body of water or waterway. These qualifications must be based on  
15 having adequate financial responsibility, obtaining the necessary permits, having an adequate  
16 dredging plan, using the appropriate equipment, and planning for lessening the impact on the  
17 public use. The director shall create an informational packet on the permitting process and the  
18 required permits for dredging and shall make this informational packet available on the  
19 department's website and at the department's offices.