

Sixty-fourth
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1415

Introduced by

Representatives Carlson, Beadle, Belter, Kasper, Porter, Thoreson

Senators Casper, Davison, Flakoll

1 A BILL for an Act to provide an appropriation to the state water commission; to provide
2 legislative intent; to provide an exemption; and to declare an emergency.

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

4 **SECTION 1. APPROPRIATION - STATE WATER COMMISSION - FARGO INTERIOR**

5 **FLOOD PROTECTION - EXEMPTION.** There is appropriated out of any moneys in the
6 resources trust fund in the state treasury, not otherwise appropriated, the sum of \$60,000,000,
7 or so much of the sum as may be necessary, to the state water commission for the purpose of
8 providing funding for flood protection projects within city limits of Fargo for the period beginning
9 with the effective date of this Act and ending June 30, 2017. The city of Fargo must apply for
10 flood protection project funding, but the state water commission may not deny an application
11 unless the funds are not intended to be used in accordance with provisions of this section. The
12 city of Fargo may use the funds for costs directly associated with completion of interior flood
13 protection projects within its city limits including engineering and legal fees, right of way
14 acquisition costs, land purchases, home buyouts, and construction costs. Funds may not be
15 used for general operations or administrative costs.

16 **SECTION 2. LEGISLATIVE INTENT - FARGO INTERIOR FLOOD PROTECTION.** It is the
17 intent of the sixty-fourth legislative assembly that a total of \$120,000,000 be provided by the
18 state for flood protection projects within the city limits of Fargo during the 2015-17 and
19 2017-2019 bienniums.

20 **SECTION 3. EXEMPTION.** The funds appropriated in section 1 of this Act are not subject to
21 section 54-44.1-11, and any unexpended funds must be continued into the 2017-19 or
22 subsequent bienniums and may be spent only for flood protection projects within city limits of
23 Fargo.

24 **SECTION 4. EMERGENCY.** This Act is declared to be an emergency measure.