

Sixty-ninth
Legislative Assembly
of North Dakota

**FIRST ENGROSSMENT
with Conference Committee Amendments
ENGROSSED HOUSE BILL NO. 1218**

Introduced by

Representatives Schreiber-Beck, D. Anderson, Beltz, Brandenburg, Headland, Nelson,
Weisz

Senators Meyer, Thomas, Wanzek, Weber

1 A BILL for an Act to create and enact a new section to chapter 61-02 of the North Dakota
2 Century Code, relating to a temporary moratorium on conducting an economic analysis for
3 assessment drain projects; to amend and reenact section 61-02-01.3 of the North Dakota
4 Century Code, relating to comprehensive water development plans; to provide for a legislative
5 management study; and to provide an expiration date.

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

7 **SECTION 1. AMENDMENT.** Section 61-02-01.3 of the North Dakota Century Code is
8 amended and reenacted as follows:

9 **61-02-01.3. Comprehensive water development plan.**

- 10 1. Biennially, the commission shall develop and maintain a comprehensive water
11 development plan organized on a river basin perspective, including an inventory of
12 future water projects for budgeting and planning purposes.
- 13 2. As part of the commission's planning process, to facilitate local project sponsor
14 participation and project prioritization and to assist in education regarding life cycle
15 analyses for municipal water supply projects, and economic analyses for flood control
16 and water conveyance projects expected to cost more than one million dollars, the
17 commission shall develop a policy that outlines procedures for commissioner-hosted
18 meetings within the upper Missouri River, lower Missouri River, James River, upper
19 Red River, lower Red River, Mouse River, Devils Lake, Little Missouri River, upper
20 Heart River, and upper Cannonball River drainage basins.

1 3. The commission may not require an economic analysis for an assessment drain
2 project if the project is expected to cost one million dollars or less.

3 **SECTION 2.** A new section to chapter 61-02 of the North Dakota Century Code is created
4 and enacted as follows:

5 **Economic analysis for assessment drain projects - Moratorium.**

6 Notwithstanding section 61-02-01.3, between August 1, 2025, and July 31, 2027, the state
7 water commission or the department of water resources may not conduct an economic analysis
8 for an assessment drain project within the state.

9 **SECTION 3. LEGISLATIVE MANAGEMENT STUDY - FORMULA FOR ECONOMIC**
10 **ANALYSIS FOR ASSESSMENT DRAIN PROJECTS.** During the 2025-26 interim, the
11 legislative management shall study the formula for conducting an economic analysis for
12 assessment drain projects and the projected cost threshold for conducting economic analyses.
13 The legislative management shall report its findings and recommendations, together with any
14 legislation required to implement the recommendations, to the seventieth legislative assembly.

15 **SECTION 4. EXPIRATION DATE.** Section 2 of this Act is effective through July 31, 2027,
16 and after that date is ineffective.