Fifty-ninth Legislative Assembly of North Dakota In Regular Session Commencing Tuesday, January 4, 2005

HOUSE BILL NO. 1274 (Representatives Wald, Haas, Kerzman) (Senators Urlacher, Wardner)

AN ACT to amend and reenact section 61-24.3-07 of the North Dakota Century Code, relating to southwest pipeline water delivery rates and charges for large industrial users; and to declare an emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 61-24.3-07 of the North Dakota Century Code is amended and reenacted as follows:

61-24.3-07. Capacity for industrial use. Upon receipt of a commitment from any large industrial user through the execution of a water service contract for the purchase of water from the southwest pipeline project, or other appropriate contract, as required by the commission, the commission shall have the authority to include in the southwest pipeline project sufficient capacity to provide water to such large industrial user, and to determine the rates and charges for delivery of water to the industrial user. Any large industrial user shall pay, in the manner determined by the commission, at least the proportionate costs of the project based on the large industrial user's proportionate capacity of the southwest pipeline project. In this section, large industrial user means an industrial user which uses seven hundred twenty four acre feet [893039 cubic meters] of water or more each year for industrial purposes, including, but not limited to, electrical generation or energy conversion facilities.

SECTION 2. EMERGENCY. This Act is declared to be an emergency measure.

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	Speaker of the House				President of the Senate		
	Chief Clerk of the House			Secretary of the Senate			_
Assembly o	f North D	akota and is	known on the i	records	of Representatives of of that body as Hountatives voted in favo	ıse Bill No. 1	274 and that
Vote:	Yeas	88	Nays	3	Absent	3	
	Speaker of the House				Chief Clerk of the House		
This certifies	s that two	o-thirds of the	members-elect	of the	Senate voted in favor	of said law.	
Vote:	Yeas	46	Nays	0	Absent	1	
	President of the Senate			Secretary of the Senate			
Received by the Governor at			M. on			, 20	005.
Approved at	t	M. on				, 20	005.
					Governor		_
Filed in this office this			day of			, 20	005,
at	_ o'clock	M.					
					Secretary of State		