

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.~~