

Sixty-sixth
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1480

Introduced by

Representatives Steiner, B. Anderson, Boe, Boschee, Hatlestad, Lefor, Longmuir, J. Nelson,
Pollert

Senators Patten, Piepkorn, Wardner

1 A BILL ~~for an Act to create and enact section 38-08-06.5 of the North Dakota Century Code,~~
2 ~~relating to flaring reduction; to provide for a report to the legislative management; to provide for~~
3 ~~a legislative management study; and to provide an expiration date.~~for an Act to provide for a
4 legislative management study on the capturing of gas and the long-term benefits of capturing
5 gas on the state's revenue stream.

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

7 ~~SECTION 1. Section 38-08-06.5 of the North Dakota Century Code is created and enacted~~
8 ~~as follows:~~

9 ~~38-08-06.5. Flare reduction - Industrial commission authority - Energy parks - Report~~
10 ~~to legislative management.~~

11 ~~1. If a company that gathers and processes natural gas and associated liquids reaches~~
12 ~~ninety-eight percent gas and natural gas liquid volume pipeline capacity, the company~~
13 ~~must allow the purchase or the sale of transport of all gas and natural gas liquids to an~~
14 ~~operator that has the ability to accept the gas or natural gas liquids, at a rate~~
15 ~~determined by the industrial commission. The industrial commission shall request~~
16 ~~congestion-point information from operators.~~

17 ~~2. The industrial commission shall receive complaints of a failure to transfer gas and~~
18 ~~natural gas liquid between a company and an operator under subsection 1.~~

19 ~~3. The industrial commission shall oversee the creation of at least six innovative energy~~
20 ~~parks for the purpose of converting excess natural gas into consumable byproducts.~~
21 ~~Each park must be twenty or fewer acres in size.~~

22 ~~4. The industrial commission may adopt any rules necessary to implement this section.~~

1 ~~5. The industrial commission shall provide a biennial report to the legislative~~
2 ~~management on the number of complaints received under subsection 2, together with~~
3 ~~any recommendations and legislation required to implement the recommendations.~~

4 ~~**SECTION 2. LEGISLATIVE MANAGEMENT STUDY – FUELING STATIONS.** During the~~
5 ~~2019-20 interim, the legislative management shall consider studying the feasibility and~~
6 ~~desirability of transitioning state fleet vehicles from a gas fleet to natural gas, hybrid, propane,~~
7 ~~soybean, or electric fleet. The study must include consultation with the department of~~
8 ~~transportation and include an assessment of the costs and benefits associated with transitioning~~
9 ~~state fleet vehicles from a gas fleet to natural gas, hybrid, propane, soybean, or electric fleet~~
10 ~~and a determination of congestion points for developing natural gas fueling stations, electric~~
11 ~~charging stations, and other alternative fueling stations in the state. The study must include~~
12 ~~consideration of the availability of federal funding for the development of alternative fueling and~~
13 ~~charging stations for vehicles and transitioning state gas fleet vehicles to alternative fuel, hybrid,~~
14 ~~or electric fleet vehicles. The legislative management shall report its findings and~~
15 ~~recommendations, together with any legislation required to implement the recommendations, to~~
16 ~~the sixty-seventh legislative assembly.~~

17 ~~**SECTION 3. EXPIRATION DATE.** Section 1 of this Act is effective through July 31, 2024,~~
18 ~~and after that date is ineffective.~~

19 **SECTION 1. LEGISLATIVE MANAGEMENT STUDY - CAPTURING OF GAS.** During the
20 2019-20 interim, the legislative management shall consider studying solutions to the capturing
21 of gas and the long-term benefits of capturing gas on the state's revenue stream. The study
22 must include an overview and an evaluation of public policies within states, the federal
23 government, tribal nations, and foreign governments aimed at increasing the capture of gas.
24 The study must include consideration of the economic impact and long-term benefits
25 from the capture of gas on the state and the desirability and feasibility of implementing methods
26 or mechanisms to capture all gas, maximize profits, ensure efficient use, and minimize
27 environmental impacts from the capturing of gas. The legislative management shall report its
28 findings and recommendations, together with any legislation required to implement the
29 recommendations, to the sixty-seventh legislative assembly.