FIRST ENGROSSMENT
with House Amendments

Fifty-seventh
Legislative Assembly
of North Dakota

ENGROSSED SENATE BILL NO. 2285

Introduced by

Senators Fischer, G. Nelson, Traynor

Representatives Belter, Brekke, Delmore

1   A BILL for an Act to repeal section 12 of chapter 594 of the 1993 Session Laws, as amended

2   by section 1 of chapter 589 of the 1995 Session Laws, relating to the effective date of the

3   assumption of the section 404 program of the Clean Water Act by the state; to provide an

4   appropriation; to provide an effective date; and to provide an expiration date.

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

6   **SECTION 1. REPEAL.** Section 12 of chapter 594 of the 1993 Session Laws, as

7   amended by section 1 of chapter 589 of the 1995 Session Laws, is repealed.

8   **SECTION 2. APPROPRIATION.** There is appropriated out of any moneys in the water

9   development trust fund in the state treasury, not otherwise appropriated, the sum of $800,000,

10 or so much of the sum as may be necessary, to the state water commission for the purpose of

11 assuming jurisdiction over and administering the section 404 program of the Clean Water Act,

12 for the biennium beginning July 1, 2001, and ending June 30, 2003. Upon approval of state

13 assumption of the section 404 program by the environmental protection agency, the state water

14 commission is authorized five additional full-time equivalent positions to implement this Act.

15   **SECTION 3. EFFECTIVE DATE.** This Act becomes effective on the date the state

16 engineer certifies to the governor that a program has been designed to effectively assume

17 responsibility for the section 404 program of the Clean Water Act and the state water

18 commission is ready to assume those responsibilities. The governor shall notify the secretary

19 of state and the legislative council of the effective date of this Act.

20   **SECTION 4. EXPIRATION DATE.** This Act is effective through June 30, 2005, and

21 after that date is ineffective.