

Sixty-first
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1033

Introduced by

Legislative Council

(Energy Development and Transmission Committee)

1 A BILL for an Act to amend and reenact subsection 5 of section 49-22-08.1 of the North Dakota
2 Century Code, relating to the designation of a route for a transmission facility.

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

4 **SECTION 1. AMENDMENT.** Subsection 5 of section 49-22-08.1 of the North Dakota
5 Century Code is amended and reenacted as follows:

6 5. The commission shall designate a route for the construction of a transmission
7 facility following the study and hearings provided for in this chapter. This
8 designation shall be made in accordance with the evidence presented at the
9 hearings, an evaluation of the information provided in the application, the criteria
10 established pursuant to section 49-22-05.1, and the considerations set out in
11 section 49-22-09 in a finding with reasons for the designation, and shall be made in
12 a timely manner no later than ~~six~~ three months after the filing of a completed
13 application. The time for designation of a route may be extended by the
14 commission for just cause. The failure of the commission to act within the time
15 limit provided in this section shall not operate to divest the commission of
16 jurisdiction in any permit proceeding. Upon designation of a route the commission
17 shall issue a permit to the applicant with such terms, conditions, or modifications
18 deemed necessary.