

**FIRST ENGROSSMENT
with Senate Amendments
ENGROSSED HOUSE BILL NO. 1120**

Introduced by

Political Subdivisions Committee

(At the request of the Adjutant General)

1 A BILL for an Act to amend and reenact section 37-17.1-10 of the North Dakota Century Code,
2 relating to authority to issue mandatory evacuations during emergencies; and to declare an
3 emergency.

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

5 **SECTION 1. AMENDMENT.** Section 37-17.1-10 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **37-17.1-10. Local disasters, mandatory evacuations, or emergencies.**

- 8 1. Unless so declared in accordance with the provisions of subsection 4 of section
9 37-17.1-05, a local disaster ~~or~~ emergency, or mandatory evacuation order may be
10 declared only by the principal executive officer of the county or city. It may not be
11 continued or renewed for a period in excess of seven days except by or with the
12 consent of the governing board of the county or city. Any order or proclamation
13 declaring a local disaster ~~or~~ emergency, or mandatory evacuation must be given
14 prompt and general publicity and must be filed promptly with the county or city auditor.
- 15 2. The effect of a declaration of a local disaster or emergency is to activate the response
16 and recovery aspects of any and all applicable local disaster or emergency operational
17 plans and to authorize the furnishing of aid and assistance thereunder.

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