

**HOUSE BILL NO. 1067**

Introduced by

Judiciary Committee

(At the request of the State Water Commission)

1 A BILL for an Act to amend and reenact section 61-02-09 of the North Dakota Century Code,  
2 relating to the state water commission acting as a public corporation.

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

4 **SECTION 1. AMENDMENT.** Section 61-02-09 of the North Dakota Century Code is  
5 amended and reenacted as follows:

6 **61-02-09. Commission a ~~public corporation~~state agency - Function as state.**

7 The commission shall be a ~~public corporation~~state agency with all of the powers and  
8 authority possessed by such a ~~corporation~~state agency in the performance of its duties. The  
9 commission may sue and be sued, plead and be impleaded, and contract and be contracted  
10 with, ~~in its corporate name~~. The commission in the exercise of all its powers and in the  
11 performance of all its duties shall be the state of North Dakota functioning in its sovereign and  
12 governmental capacity.