

**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.

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

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

6 **37-17.1-10. Local disasters or emergencies.**

- 7 1. ~~Unless so declared in accordance with the provisions of subsection 4-~~  
8 ~~of~~Notwithstanding section 37-17.1-05, a local disaster ~~or~~ emergency, or mandatory  
9 evacuation order may be declared ~~only~~ by the principal executive officer of the county  
10 or city. It may not be continued or renewed for a period in excess of seven days except  
11 by or with the consent of the governing board of the county or city. Any order or  
12 proclamation declaring a local disaster ~~or~~ emergency, or mandatory evacuation must  
13 be given prompt and general publicity and must be filed promptly with the county or  
14 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.