

Introduced by

Senators Miller, Rust, Warner

Representatives Damschen, M. Nelson, Zubke

1 A BILL for an Act to provide for ~~a~~ legislative management ~~study~~studies of oil and gas and
2 abandoned gravel pit reclamation practices and standards.

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

4 **SECTION 1. LEGISLATIVE MANAGEMENT STUDY - RECLAMATION PRACTICES.**

5 —During the 2015-16 interim, the legislative management shall ~~study oil and gas and~~consider
6 studying abandoned gravel pit reclamation practices. The study ~~must~~may include the
7 consideration of feasibility and desirability of utilizing state funds for the reclamation of ~~oil and~~
8 ~~gas development impacted areas and~~ abandoned gravel pits, ~~natural erosion events~~, and
9 financially difficult reclamation projects on state and county lands for the purpose of restoring
10 land for farming, ranching, or ~~clean water initiatives~~other economic enterprises. The study
11 ~~shall~~may emphasize consideration of the potential economic benefit of restored ~~or repurposed~~
12 land. The study ~~shall~~may include consideration of current reclamation practices and standards
13 for all North Dakota industries; use of the North Dakota outdoor heritage fund or other funds for
14 financing; and input from departments, organizations, and associations with interest in
15 reclamation practices. The legislative management shall report its findings and
16 recommendations, together with any legislation required to implement the recommendations, to
17 the sixty-fifth legislative assembly.

18 **SECTION 2. LEGISLATIVE MANAGEMENT STUDY - RECLAMATION STANDARDS.**

19 During the 2015-16 interim, the legislative management shall consider studying whether
20 reclamation standards related to oil and gas development can be improved to ensure the
21 successful reclamation of agricultural lands in this state, and to ensure that productivity of these
22 agricultural lands following reclamation is as near as possible to the land's productivity before
23 being used for oil and gas production. The study may include the consideration of whether
24 performance standards found in North Dakota Administrative Code chapter 69-05.2 and used

1 by the North Dakota public service commission for reclamation of surface coal-mined lands
2 should be utilized by the North Dakota industrial commission for reclamation of lands used for
3 oil and gas development. The study may examine whether additional and more detailed
4 reclamation standards should be included in state law and administrative rule, what standards
5 should be included, and in what manner such standards should be included. The study may
6 consider input from representatives from the department of mineral resources, the school of
7 natural resource sciences' department of soil science at North Dakota state university, the
8 department of trust lands, the public service commission, the state department of health,
9 landowner groups, and professional soil classifiers regulated by the state board of registration
10 for professional soil classifiers. The legislative management shall report its findings and
11 recommendations, together with any legislation required to implement the recommendations, to
12 the sixty-fifth legislative assembly.