

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2189

Page 1, line 1, after the third comma insert "43-35-09,"

Page 1, line 2, remove "and"

Page 1, line 3, after "penalty" insert "; and to declare an emergency"

Page 1, line 9, overstrike "president"

Page 1, line 10, after "tø" insert "chairman"

Page 1, line 11, overstrike "president, vice president" and insert immediately thereafter "chairman, vice chairman"

Page 1, line 11, overstrike "The secretary-treasurer need not be a"

Page 1, line 12, overstrike "member of the board."

Page 1, line 12, overstrike "and"

Page 1, line 13, overstrike "regulations"

Page 1, line 20, replace "secretary-treasurer shall" with "board shall appoint one of its members to"

Page 2, line 6, after "rate" insert "by rule"

Page 2, after line 6, insert:

"SECTION 4. AMENDMENT. Section 43-35-09 of the North Dakota Century Code is amended and reenacted as follows:

43-35-09. Deposit of fees - Use and appropriation of funds.

All fees received by the treasurer under this chapter must be deposited to the credit of the board in the Bank of North Dakota and disbursed only on order of the ~~president~~chairman and secretary-treasurer. Funds collected for certifying and inspections may be expended in such manner as the board deems necessary to best carry out the provisions of this chapter. All funds accruing to the credit of the state board of water well contractors are hereby permanently appropriated to the board for the purpose of this chapter."

Page 2, line 20, overstrike the second "drill" and insert immediately thereafter "install"

Page 2, line 22, remove "; any person that willfully violates an order of the board.;"

Page 2, line 26, after "assess" insert "the cost to repair any damage caused by the violation, any costs incurred by the board in the action, and"

Page 2, line 27, remove "under this chapter"

Page 2, line 28, replace "five thousand dollars for each day the violation occurred and continues to occur" with "ten thousand dollars"

Page 2, line 29, remove "by the executive officer on"

Page 2, line 30, remove "behalf of the board"

Page 3, line 1, remove "by the executive officer"

Page 3, line 2, after "pay" insert "or appeal"

Page 3, line 3, after the underscored comma insert "interest begins to accrue on the unpaid amount of the civil penalty at the rate of twelve percent per annum and"

Page 3, line 5, remove "Any civil penalty assessed under this section is in addition to any costs"

Page 3, replace line 6 with "The proceeds of any civil penalty or interest received by the board, after retention of any costs incurred by the board in the action, must be transferred to the state treasurer for deposit in the state general fund."

SECTION 7. EMERGENCY. Section 3 of this Act is declared to be an emergency measure."

Renumber accordingly