

PROPOSED AMENDMENTS TO REENGROSSED HOUSE BILL NO. 1383

Page 1, line 1, replace the comma with "and"

Page 1, line 2, remove ", and a new section to chapter 49-22.1"

Page 1, line 4, replace the first comma with "and"

Page 1, line 4, replace the second comma with "and"

Page 1, line 5, remove ", 49-22.1-03, and 49-22.1-09"

Page 1, line 8, remove "to the budget section; to provide an appropriation"

Page 1, line 20, overstrike "One individual appointed by the lignite energy council;"

Page 1, overstrike lines 21 through 23

Page 1, line 24, overstrike "j. One individual appointed by the North Dakota soybean growers association;"

Page 2, line 1, overstrike "k. One individual appointed by the North Dakota stockmen's association

Page 2, line 1, remove the underscored semicolon

Page 2, remove lines 2 and 3

Page 2, line 4, replace "n." with "The chairman of the public service commission or the chairman's designee:

- g. The state engineer or the state engineer's designee;
- h. The director of the game and fish department, or the director's designee;
- i. The director of the department of transportation, or the director's designee;
- j. The director of the department of environmental quality, or the director's designee;
- k. "

Page 2, line 4, remove "and"

Page 2, line 5, replace "o." with "l."

Page 2, line 6, after "cooperatives" insert: ";

- m. Two individuals from the agricultural production community appointed by the commissioner;
- n. Two individuals from the conservation community appointed by the commissioner;

- o. Two individuals from the wind energy development community appointed by the commissioner;
- p. Two individuals from the crop community appointed by the commissioner;
- q. Two individuals from the animal agriculture community appointed by the commissioner; and
- r. Two individuals from the energy community appointed by the commissioner"

Page 2, line 9, replace "**budget section**" with "**legislative management**"

Page 2, line 11, remove "The moneys accumulated in the environmental impact mitigation fund must be"

Page 2, line 12, replace "allocated as provided by law and as appropriated by the legislative assembly" with "There is created in the state treasury the environmental impact mitigation fund. The fund consists of all moneys deposited in the fund under section 5 of this Act. All moneys in the fund are appropriated to the commissioner on a continuing basis"

Page 2, line 13, remove the underscored colon

Page 2, remove lines 14 and 15

Page 2, line 16, replace "b. To" with "to"

Page 2, line 16, after "by" insert "wind"

Page 2, line 17, remove "; and"

Page 2, remove line 18

Page 2, line 19, replace "wetlands" with "as set forth under subsection 2"

Page 2, line 21, remove ", wildlife biologists,"

Page 2, replace lines 22 through 26 with "or engineers for relevant services to implement mitigation required from the impact of wind energy development; and"

Page 2, line 27, remove ", restoration,"

Page 2, line 27, remove "land, water resources, or wildlife"

Page 2, line 28 replace "habitats adversely impacted directly by" with "adverse impacts from wind"

Page 2, line 28, remove "; and"

Page 2, remove line 29

Page 2, line 30, remove "as determined by the advisory board"

Page 3, line 1, remove "The commissioner is not subject to chapter 54-44.4 when contracting for services"

Page 3, remove line 2

Page 3, line 3, remove "4."

Page 3, line 5, replace "5." with "4."

Page 3, line 7, replace "6." with "5."

Page 3, line 8, remove "at least one regular meeting each year and additional"

Page 3, line 10, replace "presiding officer" with "chairman"

Page 3, line 12, replace "7." with "6."

Page 3, line 15, replace "8." with "7."

Page 3, line 16, remove "budget section of the"

Page 3, remove lines 17 and 18

Page 4, after line 21 insert:

"1."

Page 4, remove the overstrike over lines 22 and 23

Page 4, line 24, remove "1. To"

Page 4, line 24, remove "in"

Page 4, line 24, remove ", the commission"

Page 4, line 25, remove "shall consider"

Page 5, line 3, remove the overstrike over "and indirect"

Page 5, line 18, remove "In the evaluation and designation of sites, corridors, and routes, the commission may"

Page 5, replace lines 19 through 23 with "The commission may not condition the issuance of a certificate or permit on the applicant providing a mitigation payment assessed or requested by another state agency or entity to offset a negative impact on wildlife habitat."

Page 5, line 27, replace "If an applicant elects to provide" with "An applicant may elect to provide"

Page 5, line 28, replace "impact" with "impacts"

Page 5, line 28, remove ", the applicant shall"

Page 5, line 29, remove "make the payment to the agriculture commissioner"

Page 5, line 29, after the underscored period insert "The applicant may elect to provide the payment to the agriculture commissioner."

Page 6, line 1, replace "Subject to subsection 3, the" with "The"

Page 6, remove lines 4 through 31

Page 7, remove lines 1 through 30

Page 8, remove lines 1 through 15

Re-number accordingly