

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2212

Page 1, line 2, replace "authorization for" with "the inspection of production and royalty payment records by"

Page 1, line 2, remove "to impose a civil penalty"

Page 1, line 3, remove "for failure to produce records"

Page 2, line 12, remove ", the board shall send a letter to the person"

Page 2, replace lines 13 through 21 with ":

- a. The records in subsection 1 must be sent electronically, or in a manner acceptable to the board, to a location designated by the board.
 - b. Notwithstanding subsection 2, at the discretion of the board, a proceeding brought under this section may be brought in the district court of Burleigh County or in the county in which the oil or gas well is located.
4. If the board of university and school lands is successful in any proceeding brought under this section, the district court shall allow the board to recover court costs; reasonable costs, fees, disbursements, and expenses incurred by the board in inspecting the copying the oil and gas production and royalty payment records of the person obligated to pay royalties under the lease; and reasonable attorney's fees.
- a. The district court also shall assess a civil penalty of two thousand dollars per day for each day the person obligated to pay royalties under the lease failed to send the oil and gas royalty payment and production records to the board in accordance with subsection 1.
 - b. The civil penalty under subdivision a ceases to accrue on the date the proceedings are initiated under subsection 1."

Renumber accordingly