

ENERGY

CHAPTER 179

SENATE BILL NO. 2254

(Senators Kannianen, Dwyer, Patten)
(Representatives Longmuir, Schatz, Zubke)

AN ACT to create and enact a new section to chapter 17-04 of the North Dakota Century Code, relating to liens and wind energy property rights.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. A new section to chapter 17-04 of the North Dakota Century Code is created and enacted as follows:

Wind energy facility liens.

Wind turbines and associated facilities that are part of an electric energy conversion facility designed for or capable of generation by wind energy conversion exceeding one-half megawatt of electricity may not be considered improvements for purposes of chapter 35-27.

Approved April 4, 2019

Filed April 5, 2019

CHAPTER 180**SENATE BILL NO. 2207**

(Senators Wanzek, Dotzenrod, Luick)
(Representatives Brandenburg, D. Johnson, Mitskog)

AN ACT to amend and reenact section 17-06-02 of the North Dakota Century Code, relating to the removal of term limits for members of the North Dakota ethanol council.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 17-06-02 of the North Dakota Century Code is amended and reenacted as follows:

17-06-02. Council - Membership - Election - Term.

1. The council consists of one individual appointed by each producer.
2. Each member of the council must be ~~a resident of this state and~~ employed by a producer in the state.
3. The term of each member is four years and begins on April first following the members' appointment. The terms must be staggered by the council to ensure that an approximately equal number of appointments expire each year.
4. If at any time during a member's term the member ceases to possess any of the qualifications provided by this section, the member's office is deemed vacant and the producer who appointed that member shall appoint another qualified individual for the remainder of the term.
5. ~~A member may not serve more than two consecutive terms. If an individual is appointed to complete a vacancy, that service is not counted as a term for purposes of this section unless the duration of that service exceeds one year.~~

Approved March 21, 2019

Filed March 22, 2019