

HOUSE BILL NO. 1457

Introduced by

Representative Becker

1 A BILL for an Act to amend and reenact section 37-17.1-10 of the North Dakota Century Code,
2 relating to local disasters or emergencies.

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

4 **SECTION 1. AMENDMENT.** Section 37-17.1-10 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **37-17.1-10. Local disasters, mandatory evacuations, or emergencies.**

- 7 1. Unless so declared in accordance with the provisions of subsection 4 of section
8 37-17.1-05, a local disaster, emergency, or mandatory evacuation order may be
9 declared only by the principal executive officer of the county or city. ~~A local disaster,~~
10 ~~emergency, or mandatory evacuation order may not be continued or renewed for a~~
11 ~~period in excess of~~ be in effect for a period of more than seven days except by or with
12 ~~the consent of, unless~~ the governing board of the county or city consents to a longer
13 ~~period not exceeding fifteen days from the date the order was issued~~ extends the order
14 until the next regularly scheduled meeting. Upon the expiration of an order issued
15 under this section, the governing body of the county or city may reauthorize the order
16 ~~for subsequent periods not exceeding fifteen days each~~ until the next regularly
17 scheduled meeting. An order under this subsection may not extend for more than
18 thirty-one days from the date the order was issued. Any order or proclamation
19 declaring a local disaster, emergency, or mandatory evacuation must be given prompt
20 and general publicity and must be filed promptly with the county or city auditor.
- 21 2. The effect of a declaration of a local disaster or emergency is to activate the response
22 and recovery aspects of any and all applicable local disaster or emergency operational
23 plans and to authorize the furnishing of aid and assistance thereunder.