

February 15, 2023

PROPOSED AMENDMENTS TO SENATE BILL NO. 2212

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to amend and reenact section 49-22.1-03 of the North Dakota Century Code, relating to avoidance areas for carbon dioxide pipelines.

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

**SECTION 1. AMENDMENT.** Section 49-22.1-03 of the North Dakota Century Code is amended and reenacted as follows:

**49-22.1-03. Exclusion and avoidance areas - Criteria.**

The commission shall develop criteria to be used in identifying exclusion and avoidance areas and to guide the site, corridor, and route suitability evaluation and designation process. Except for oil and gas transmission lines in existence before July 1, 1983, areas within five hundred feet [152.4 meters] of an inhabited rural residence must be designated avoidance areas. For carbon dioxide pipelines, areas within one thousand feet [304.8 meters] of an inhabited rural residence must be designated avoidance areas. This criterion does not apply to a water pipeline. The five hundred foot [152.4 meter] and one thousand foot [304.8 meter] avoidance area criteria for an inhabited rural residence may be waived by the owner of the inhabited rural residence in writing. The criteria also may include an identification of impacts and policies or practices which may be considered in the evaluation and designation process."

Renumber accordingly