

Sixty-eighth  
Legislative Assembly  
of North Dakota

ENGROSSED SENATE BILL NO. 2364

Introduced by

Senators Klein, Luick, Sorvaag

Representatives Nelson, Weisz

1 A BILL for an Act to create and enact a new section to chapter 61-24 of the North Dakota  
2 Century Code, relating to the Garrison Diversion Conservancy District and permanent  
3 easements.

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

5 **SECTION 1.** A new section to chapter 61-24 of the North Dakota Century Code is created  
6 and enacted as follows:

7 **Permanent easements - Limitations.**

8 The district's use of the permanent easement property is restricted solely to the  
9 construction, operation, and maintenance of ~~water pipelines~~ facilities authorized by law. The  
10 district may not rent, sell, or assign the rights to a permanent easement, except may reserve the  
11 right to assign the permanent easement to the state of North Dakota if necessary for the  
12 operation and maintenance of a public water pipeline. If the district ceases operation, all  
13 permanent easements must be transferred to the public water system receiving a beneficial use  
14 from the water pipelines and other facilities. If no public water system exists, all permanent  
15 easements must transfer to the state. The state or public water system shall assume full  
16 responsibility for all easement activities and responsibilities, including any environmental  
17 remediation obligations.