

**2021 SENATE ENERGY AND NATURAL RESOURCES**

**SB 2306**

# 2021 SENATE STANDING COMMITTEE MINUTES

## Energy and Natural Resources Committee Peace Garden Room, State Capitol

SB 2306  
2/4/2021 AM

A BILL for an Act to amend and reenact section 61-40-01 of the North Dakota Century Code, relating to the contracting authority of the western area water supply authority.
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**Vice Chairman Roers** called the hearing to order at 9:19am  
Senators Piepkorn, Patten, Schaible, J. Roers Present  
Chairman Kreun arrives late  
Senator Bell Absent

### Discussion Topics:

- Current western area water authority
- Potential permitting issues

**Senator Marcellais**, District 9, introduced the bill and testified in favor #4354 and neutral testimony #5423 (9:20am)

**Vice Chairman Roers** called the hearing to a close at 9:26am

*Dave Owen, Committee Clerk*

**NORTH DAKOTA SENATE**



STATE CAPITOL  
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**Senator Richard Marcellais**

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**COMMITTEES:**

Education  
Government and Veterans Affairs

***SB 2306 Testimony***

***Senate Energy and Natural Resources Committee***

***Peace Garden Room 2/04/21 @ 9:00 am***

*Chairman Kreun members of the Senate Energy and Natural Resources Committee for the record my name is Richard Marcellais Senator from Rolette County District 9.*

*I am here this morning to testify in favor of SB 2306 – relating to the contracting authority of the western area water supply authority.*

*This bill would allow the western area water supply authority to provide services to the Trenton Indian Service Area in the north western part of the state.*

*Mr. Chairman I also have an amendment to the bill which is Section 2. Revenue Bonds.*

*Chairman Kreun members of the Senate Energy and Natural Resources Committee, I urge a Do Pass on Senate Bill 2306.*

21.1049.01001  
Title.

Prepared by the Legislative Council staff for  
Senator Marcellais  
January 26, 2021

PROPOSED AMENDMENTS TO SENATE BILL NO. 2306

Page 1, line 1, after "to" insert "create and enact a new section to chapter 61-40 of the North Dakota Century Code, relating to the bonding authority of the western area water supply authority; and to"

Page 2, after line 6, insert:

**"SECTION 2.** A new section to chapter 61-40 of the North Dakota Century Code is created and enacted as follows:

**Revenue bonds.**

The western area water supply authority may issue revenue bonds, including refunding bonds, to finance construction of projects and incidental facilities authorized by this chapter. Issuance of revenue bonds must be approved by a majority of the members of the authority's board of directors. The authority shall pledge sufficient revenue from any revenue-producing facility or other revenue stream for the payment of principal and interest on the bonds and shall establish rates for the facilities at a sufficient level for the bonds, together with any other available funds, to provide for the operation of the facilities and for the bond payments. Revenue bonds may not be a general obligation of any participating member entity and may not be secured by property taxes. The revenue bonds must be issued and sold on the terms and conditions determined by the board of directors."

Renumber accordingly

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## Energy and Natural Resources Committee Peace Garden Room, State Capitol

SB 2306  
2/5/2021

A BILL for an Act to amend and reenact section 61-40-01 of the North Dakota Century Code, relating to the contracting authority of the western area water supply authority.

**Chairman Kreun** called the hearing to order at 9:39am  
Senators J. Roers, Patten, Bell, Schaible, Piepkorn, and Kreun

### Discussion Topics:

- Necessity of bill
- Solution for issues addressed in bill

**Senator Patten** moved DO NOT PASS (9:40am)

**Senator Piepkorn** seconded DO NOT PASS (9:40am)

DO NOT PASS	Vote
Senator Curt Kreun	Y
Senator Jim P. Roers	Y
Senator Dale Patten	Y
Senator Merrill Piepkorn	Y
Senator Donald Schaible	Y
Senator Jessica Unruh Bell	Y

Motion Passes 6-0-0

**Senator Piepkorn** will carry

**Chairman Kreun** called the hearing to a close at 9:41am.

*Dave Owen, Committee Clerk*

**REPORT OF STANDING COMMITTEE**

**SB 2306: Energy and Natural Resources Committee (Sen. Kreun, Chairman)**  
recommends **DO NOT PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB  
2306 was placed on the Eleventh order on the calendar.