Sixty-sixth Legislative Assembly of North Dakota

## **SENATE BILL NO. 2261**

Introduced by

Senators Unruh, Cook, Wardner

Representatives Keiser, Lefor, Schmidt

- 1 A BILL for an Act to create and enact a new section to chapter 49-22 and a new section to
- 2 chapter 49-22.1 of the North Dakota Century Code, relating to mitigating adverse direct and
- 3 indirect environmental impacts.

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

- 5 **SECTION 1.** A new section to chapter 49-22 of the North Dakota Century Code is created and enacted as follows:
- 7 <u>Mitigating adverse direct and indirect environmental impacts.</u>
- The commission may not require an applicant to provide payment to any person for
  the mitigation of any assessed adverse indirect environmental or wildlife impact of a
  proposed site, corridor, route, or facility.
- 2. An applicant may not provide payment to any person for the mitigation of any
  assessed adverse indirect environmental or wildlife impact of a proposed site, corridor,
  route, or facility.
- 3. Any payment made by an applicant for mitigation of any assessed adverse direct
  environmental or wildlife impact of a proposed site, corridor, route, or facility must be
  deposited in the outdoor heritage fund unless directed otherwise by the applicant.
- SECTION 2. A new section to chapter 49-22.1 of the North Dakota Century Code is created and enacted as follows:
- 19 <u>Mitigating adverse direct and indirect environmental impacts.</u>
- The commission may not require an applicant to provide payment to any person for
  the mitigation of any assessed adverse indirect environmental or wildlife impact of a
  proposed site, corridor, route, or facility.

## Sixty-sixth Legislative Assembly

- 2. An applicant may not provide payment to any person for the mitigation of any
  assessed adverse indirect environmental or wildlife impact of a proposed site, corridor,
  route, or facility.
- Any payment made by an applicant for mitigation of any assessed adverse direct
  environmental or wildlife impact of a proposed site, corridor, route, or facility must be
  deposited in the outdoor heritage fund unless directed otherwise by the applicant.