

LC# _____

PREFILING OF AGENCY BILLS*

I wish to prefile a bill described as follows:

A bill amending the North Dakota Century Code relating requiring an excavator to call 911 upon damage to a facility that releases any flammable toxic or corrosive gas.

This bill (does) **(does not)** affect the appropriation requested for this agency.

John Schuh, General Counsel



Signature

Public Service Commission

Agency

328-2400

Phone

600 E. Boulevard Ave. Dept. 408
Bismarck, ND 58505-0480

Address

Contact person (if signer is not contact person)

Phone and address of contact person

If a legislator is sponsoring an agency bill and the bill is prefiled by December 4, the bill will include the name of the requesting agency. In order for a legislator to be identified as sponsor, **the legislator must sign this form or a copy of the bill.**

I approve the prefilling of this bill with my name as sponsor.

Signature of legislator (Print name here)

I approve as a cosponsor the prefilling of this bill.

Signature of cosponsoring legislator (Print name here)

*After you have prefiled a bill, it will be assigned a number by the Legislative Council staff, printed in advance of the regular session, and assigned to the appropriate committee by the presiding officer.

Sixty-seventh
Legislative Assembly
of North Dakota

Introduced by

A BILL for an Act to amend and reenact subsection 1 of section 49-23-06 of the North Dakota Century Code, relating to require an excavator to call 911 upon damage to a facility that releases any flammable toxic or corrosive gas.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Subsection 1 of section 49-23-06 of the North Dakota Century Code is amended and reenacted as follows:

49-23-06. Damage to facilities - Penalty.

1. a. If any damage occurs to an underground facility or its protective covering, the excavator shall notify the operator as soon as reasonably possible. When the operator receives a damage notice, the operator shall dispatch, as soon as reasonably possible, personnel to the damage area to investigate. If the damage endangers life, health, or property, the excavator responsible for the work shall take immediate action to protect the public and property and to minimize the hazard until arrival of the operator's personnel or until emergency responders have arrived and taken charge of the damaged area. If the damage results in the escape of any flammable, toxic, or corrosive gas or liquid, the excavator shall immediately contact appropriate authorities by calling the 911 emergency telephone

number to report the damage.

- b. An excavator shall delay backfilling in the immediate area of the damaged underground facilities until the damage has been investigated by the operator, unless the operator authorizes otherwise. The repair of damage must be performed by the operator or by qualified personnel authorized by the operator.
- c. An excavator is guilty of a class A misdemeanor if the excavator damages an underground facility or its protective covering and knew or reasonably should have known the damage occurred and:
 - (1) The excavator does not notify the operator as soon as reasonably possible; or
 - (2) The excavator backfills in violation of subdivision b.

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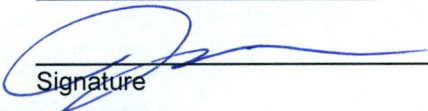
PREFILING OF AGENCY BILLS*

I wish to prefile a bill described as follows:

A bill amending the North Dakota Century Code relating to the manner in which public utility meters may be tested

This bill (does) **(does not)** affect the appropriation requested for this agency.

John Schuh, General Counsel



Signature

Public Service Commission

Agency

328-2400

Phone

600 E. Boulevard Ave. Dept. 408

Bismarck, ND 58505-0480

Address

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I approve the prefiling of this bill with my name as sponsor.

Signature of legislator

(Print name here)

I approve as a cosponsor the prefiling of this bill.

Signature of cosponsoring legislator

(Print name here)

*After you have prefiled a bill, it will be assigned a number by the Legislative Council staff, printed in advance of the regular session, and assigned to the appropriate committee by the presiding officer.

Sixty-seventh
Legislative Assembly
of North Dakota

Introduced by

A BILL for an Act to amend and reenact chapter 49-02-08 of the North Dakota Century Code, relating to the manner in which public utility meters may be tested.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Chapter 49-02-08 of the North Dakota Century Code is amended and reenacted as follows:

49-02-08. Testing meters - Gas - Electric.

The commission shall ~~make tests~~ test, ~~from time to time~~, of request a public utility test, or utilize a third party to test meters of public utilities used:

1. To measure the amount of electric current passing through such meters to consumers.
2. To measure the amount of gas passing through such meters for the use of its customers.
3. To determine the British thermal unit content of natural or artificial gas distributed by public utilities in this state.

LC# _____

PREFILING OF AGENCY BILLS*

I wish to prefile a bill described as follows:

A bill amending the North Dakota Century Code relating to extending time for scheduling an informal conference and application for a permit renewal.

This bill (does) **(does not)** affect the appropriation requested for this agency.

John Schuh, General Counsel


Signature

Public Service Commission
Agency

328-2400
Phone

600 E. Boulevard Ave. Dept. 408
Bismarck, ND 58505-0480
Address

Contact person (if signer is not contact person)

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If a legislator is sponsoring an agency bill and the bill is prefiled by December 4, the bill will include the name of the requesting agency. In order for a legislator to be identified as sponsor, **the legislator must sign this form or a copy of the bill.**

I approve the prefilling of this bill with my name as sponsor.

Signature of legislator

(Print name here)

I approve as a cosponsor the prefilling of this bill.

Signature of cosponsoring legislator

(Print name here)

*After you have prefiled a bill, it will be assigned a number by the Legislative Council staff, printed in advance of the regular session, and assigned to the appropriate committee by the presiding officer.

Sixty-seventh
Legislative Assembly
of North Dakota

Introduced by

A BILL for an Act to amend and reenact subsection 1 of section 38-14.1-19 and subsection 3 of section 38-14.1-22 of the North Dakota Century Code, relating to extending time for scheduling an informal conference and application for a permit renewal.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Subsection 1 of section 38-14.1-19 of the North Dakota Century Code is amended and reenacted as follows:

38-14.1-19. Informal conference procedures.

1. If written objections or comments are filed and an informal conference is requested as provided in section 38-14.1-17, 38-14.1-18, or 38-14.1-28, the commission shall schedule such informal conference within ~~thirty~~forty-five days of the receipt of such request but in no event prior to the expiration of the ~~thirty-day~~ forty-five day period allowed for submission of comments, objections, and requests in subsection 2 of section 38-14.1-17 or subsections 3, 4, and 5 of section 38-14.1-18.

SECTION 2. AMENDMENT. Subsection 3 of Section 38-14.1-22 of the North Dakota Century Code is amended and reenacted as follows:

38-14.1-22. Permit renewal.

3. Any permit renewal must be for a term not to exceed the period of the original permit established by this chapter. Application for permit renewal

Sixty-seventh
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must be made at least one hundred ~~twenty~~ fifty days prior to the expiration
of the valid permit.

Hamre, John G.

From: Hamre, John G.
Sent: Thursday, December 3, 2020 11:27 AM
To: Legislative Council (lcouncil@nd.gov)
Cc: John Schuh (jschuh@nd.gov)
Subject: PSC Prefiled Bill Drafts
Attachments: Prefiling Form for proposed legislation - Damage Prevention Enforcement - 49-23.pdf; Prefiling Form for proposed legislation - Meter Testing - 49-02-08.pdf; Prefiling Form for proposed legislation - Mining Renewal - 38-14.1-19.pdf

Attached are three bill drafts with the prefile forms attached to each.

We expect to file several more on Friday.

Thanks,
John

John G Hamre
Administrative Assistant
North Dakota Public Service Commission
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Dept 408
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