

Introduced by

Political Subdivisions Committee

(At the request of the Adjutant General)

1 A BILL for an Act to amend and reenact section 37-17.1-10 of the North Dakota Century Code,
2 relating to authority to issue mandatory evacuations during emergencies; and to declare an
3 emergency.

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

5 **SECTION 1. AMENDMENT.** Section 37-17.1-10 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **37-17.1-10. Local disasters, mandatory evacuations, or emergencies.**

- 8 1. Unless so declared in accordance with the provisions of subsection 4 of section
- 9 37-17.1-05, a local disaster-~~or~~, emergency, or mandatory evacuation order may be
- 10 declared only by the principal executive officer of the county or city. It may not be
- 11 continued or renewed for a period in excess of seven days except by or with the
- 12 consent of the governing board of the county or city. Any order or proclamation
- 13 declaring a local disaster-~~or~~, emergency, or mandatory evacuation must be given
- 14 prompt and general publicity and must be filed promptly with the county or city auditor.
- 15 2. The effect of a declaration of a local disaster or emergency is to activate the response
- 16 and recovery aspects of any and all applicable local disaster or emergency operational
- 17 plans and to authorize the furnishing of aid and assistance thereunder.

18 **SECTION 2. EMERGENCY.** This Act is declared to be an emergency measure.