

SENATE BILL NO. 2338

Introduced by

Senator O'Connell

Representatives D. Anderson, Hunskor, M. Nelson

1 A BILL for an Act to create and enact a new section to chapter 38-08 of the North Dakota
2 Century Code, relating to county emergency management access to well sites, pipelines, and
3 waste disposal sites.

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

5 **SECTION 1.** A new section to chapter 38-08 of the North Dakota Century Code is created
6 and enacted as follows:

7 **County emergency management access to well site, pipeline, and waste disposal**
8 **site.**

9 1. An operator of a well site shall allow an individual with the duty of emergency
10 management in the county immediate access to the well site to investigate an incident
11 that requires an environmental incident report to the state department of health or the
12 oil and gas division, an incident of which the individual was notified of by the division of
13 homeland security, or for determining compliance with state law or county ordinance
14 relating to the handling of well site liquids and solid waste.

15 2. A pipeline operator and landowner shall allow the individual with the duty of
16 emergency management in the county immediate access to the area within the
17 easement for a pipeline used to transport oil, natural gas, saltwater, or a hazardous
18 material to investigate an incident that requires an environmental incident report to the
19 state department of health or the oil and gas division or an incident of which the
20 individual was notified of by the division of homeland security.

21 3. The operator of any site that stores or disposes of oil and gas development waste
22 shall give the individual with the duty of emergency management in the county
23 immediate access to the site at any time.