

HOUSE BILL NO. 1146

Introduced by

Representative DeKrey

1 A BILL for an Act to amend and reenact sections 61-33-05 and 61-33-06 of the North Dakota
2 Century Code, relating to duties of the state engineer and the board of university and school
3 lands concerning sovereign lands.

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

5 **SECTION 1. AMENDMENT.** Section 61-33-05 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **61-33-05. Duties and powers of the state engineer.**

8 The state engineer shall manage, operate, and supervise all properties transferred to it by
9 this chapter; may enter into any agreements regarding such property; may enforce all rights of
10 the owner in its own name; may issue and enforce administrative orders and recover the cost of
11 the enforcement from the party against which enforcement is sought; and may make and
12 execute all instruments of release or conveyance as may be required pursuant to agreements
13 made with respect to such assets, whether such agreements were made heretofore, or are
14 made hereafter. The state engineer may enter agreements with the game and fish department
15 or other law enforcement entities to enforce this chapter and rules adopted under this chapter.
16 The state engineer shall delineate and describe the boundary between sovereign lands under
17 management by the state engineer and nonsovereign lands. This boundary becomes the
18 permanent, nonambulatory boundary between sovereign lands and nonsovereign lands on the
19 effective date of this Act.

20 **SECTION 2. AMENDMENT.** Section 61-33-06 of the North Dakota Century Code is
21 amended and reenacted as follows:

22 **61-33-06. Duties and powers of the board of university and school lands.**

23 The board of university and school lands shall manage, operate, and supervise all
24 properties transferred to it by this chapter; may enter into any agreements regarding such

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1 property; may enforce all subsurface rights of the owner in its own name; and may make and
2 execute all instruments of release or conveyance as may be required pursuant to agreements
3 made with respect to such assets, whether such agreements were made heretofore, or are
4 made hereafter. The board of university and school lands shall delineate and describe the
5 boundary between sovereign lands under management by the board of university and school
6 lands and nonsovereign lands. This boundary becomes the permanent, nonambulatory
7 boundary between sovereign lands and nonsovereign lands on the effective date of this Act.