

March 26, 2019

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1205

Page 1, line 3, replace "or" with ", a"

Page 1, line 3, after "fractionator" insert ", or qualified associated infrastructure"

Page 1, line 5, remove "and"

Page 1, line 6, after "date" insert "; and to provide an expiration date"

Page 1, after line 15, insert:

"SECTION 2. AMENDMENT. Subsection 2 of section 57-39.2-04.15 of the North Dakota Century Code is amended and reenacted as follows:

2. On or before June 30, 2019~~2023~~, the owner of the fertilizer or chemical processing plant must receive from the state department of health an air quality permit or a notice that the air quality permit application is complete. The owner shall provide this documentation to the tax commissioner to qualify for the exemption under this section. Denial, expiration, or revocation of a permit terminates the exemption under this section."

Page 1, line 18, replace "or" with an underscored boldfaced comma

Page 1, line 19, after "**fractionator**" insert "**, or qualified associated infrastructure**"

Page 1, line 21, replace "or" with an underscored comma

Page 1, line 21, after "fractionator" insert ", or qualified associated infrastructure"

Page 2, line 3, after "plant" insert "or qualified associated infrastructure"

Page 2, line 4, after "plant" insert "or qualified associated infrastructure"

Page 2, line 7, remove "plant"

Page 2, line 22, after "c." insert "\"Qualified associated infrastructure\" means:

- (1) Natural gas liquid pipelines built to supply mixed natural gas liquids to the qualified fractionator;
- (2) Storage facilities for mixed natural gas liquids that will be processed by the qualified fractionator;
- (3) Storage facilities for purity natural gas liquids, including ethane, propane, butane, and C-five plus, that are produced by the qualified fractionator;
- (4) Disposal facilities built for the qualified fractionator and for onsite purchasers of the fractionator's processed end-product;
- (5) Rail upgrades required for the qualified fractionator and onsite purchasers to access rail transportation; and

(6) Roads developed for the qualified fractionator, storage facilities, and onsite customers.

d."

Page 2, line 26, replace "d." with "e."

Page 2, line 29, replace "e." with "f."

Page 3, line 3, replace "or" with an underscored comma

Page 3, line 4, after "fractionator" insert ", or qualified associated infrastructure"

Page 3, after line 7, insert:

"SECTION 6. EFFECTIVE DATE - EXPIRATION DATE. If, by July 1, 2019, the legislative council has not received certification from the chief of the environmental health section of the state department of health that all authority, powers, and duties from the environmental health section of the state department of health have been transferred to the department of environmental quality, section 2 of this Act becomes effective on July 1, 2019, and remains in effect until the date certification is received, after which section 2 of this Act is ineffective. If the certification is received before July 1, 2019, section 2 of this Act does not become effective.

Section 1 of this Act become effective on July 1, 2019, if the legislative council has received certification from the chief of the environmental health section of the state department of health that all authority, powers, and duties from the environmental health section of the state department of health have been transferred to the department of environmental quality. If the certification is not received by July 1, 2019, section 1 of this Act becomes effective on the date certification is received."

Renumber accordingly