

**Sixty-eighth Legislative Assembly of North Dakota  
In Regular Session Commencing Tuesday, January 3, 2023**

HOUSE BILL NO. 1234  
(Representatives Heinert, Bosch, Dockter, Hagert, Kasper, Novak, Porter, M. Ruby)  
(Senators Kannianen, Patten)

AN ACT to create and enact a new section to chapter 11-10 and a new section to chapter 40-01 of the North Dakota Century Code, relating to prohibiting a county or city from prohibiting the connection or reconnection of utilities services.

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

**SECTION 1.** A new section to chapter 11-10 of the North Dakota Century Code is created and enacted as follows:

**Prohibition - Connection of utility services.**

Notwithstanding any other provision of law, a county may not adopt or enforce an ordinance, resolution, or policy that prohibits or impedes, or has the effect of prohibiting or impeding, the connection or reconnection of an electric, natural gas, propane, or other energy utility service based on fuel source provided by a public utility, municipal utility, cooperative utility, or propane service.

**SECTION 2.** A new section to chapter 40-01 of the North Dakota Century Code is created and enacted as follows:

**Prohibition - Connection of utility services.**

Notwithstanding any other provision of law, a city may not adopt or enforce an ordinance, resolution, or policy that prohibits or impedes, or has the effect of prohibiting or impeding, the connection or reconnection of an electric, natural gas, propane, or other energy utility service based on fuel source provided by a public utility, municipal utility, cooperative utility, or propane service.

Dennis Johnson  
Speaker of the House

Tammy Jelle  
President of the Senate

Bull J. Reich  
Chief Clerk of the House

Diana Meyer  
Secretary of the Senate

This certifies that the within bill originated in the House of Representatives of the Sixty-eighth Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1234.

House Vote:    Yeas 93            Nays 0            Absent 1

Senate Vote:    Yeas 43            Nays 3            Absent 1

Bull J. Reich  
Chief Clerk of the House

Received by the Governor at 9:43 AM on March 15, 2023.

Approved at 7:22 PM on March 15, 2023.

Doug Burgum  
Governor

Filed in this office this 16th day of March, 2023,  
at 10:50 o'clock A. M.

Michael Howe  
Secretary of State