

Sixty-first
Legislative Assembly
of North Dakota

ENGROSSED SENATE BILL NO. 2438

Introduced by

Senators Wanzek, Dotzenrod, Flakoll

Representatives Belter, Brandenburg, S. Meyer

1 A BILL for an Act to create and enact a new section to chapter 54-60 of the North Dakota
2 Century Code, relating to the promotion of sustainably grown agricultural commodities; and to
3 provide an effective date.

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

5 **SECTION 1.** A new section to chapter 54-60 of the North Dakota Century Code is
6 created and enacted as follows:

7 **Sustainably grown in North Dakota - Application - Logo - Promotion of**
8 **commodities.**

- 9 1. The department of commerce shall implement a program to promote agricultural
10 commodities that are sustainably grown in North Dakota.
- 11 2. A producer may apply to the department and upon demonstrating that the
12 producer's growing practices with respect to a particular commodity meet the
13 department's established criteria for sustainability, the department shall authorize
14 the producer to label and market the commodity as being sustainably grown in
15 North Dakota.
- 16 3. The department shall develop and make available for the use of authorized
17 producers a logo indicating that the commodity is sustainably grown in North
18 Dakota. The department shall actively support and promote the sale and use of
19 products identified as sustainably grown in North Dakota.
- 20 4. The department may establish and charge producers a fee for participating in the
21 program. The department shall forward all fees collected under this section to the
22 state treasurer for deposit in the general fund.
- 23 5. For purposes of this section, "sustainably grown" means that a crop is grown using
24 research-based practices that result in:

- 1 a. Decreased tillage requirements;
- 2 b. Decreased soil erosion;
- 3 c. Decreased use of or reliance on fossil fuels;
- 4 d. Decreased use of water;
- 5 e. Decreased use of chemicals;
- 6 f. Increased yields; and
- 7 g. Greater economic benefit to producers.

8 **SECTION 2. EFFECTIVE DATE.** This Act becomes effective on July 1, 2011.