

**Sixty-first Legislative Assembly of North Dakota  
In Regular Session Commencing Tuesday, January 6, 2009**

SENATE CONCURRENT RESOLUTION NO. 4036  
(Senators Klein, Wanzek)  
(Approved by the Delayed Bills Committee)

A concurrent resolution urging the United States Department of Agriculture to implement livestock indemnity program regulations that account for the fair market value of newborn calves and their cost of production.

**WHEREAS**, the Food, Conservation, and Energy Act of 2008 included a Supplemental Agriculture Disaster Assistance Program; and

**WHEREAS**, the provisions governing indemnity for livestock deaths in excess of normal mortality because of adverse weather are based on seventy-five percent of a fair market value, as determined by the United States Secretary of Agriculture; and

**WHEREAS**, severely cold temperatures, excessive snowfall, and flood conditions have marked the early months of 2009 and resulted in innumerable livestock losses and abnormally high newborn livestock losses; and

**WHEREAS**, indemnity provisions that base losses on the market value of a newborn calf fail to account for the cost of production of that calf and the impact that such a loss has on the ranchers of this state, their families, and their communities;

**NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF NORTH DAKOTA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:**

That the Sixty-first Legislative Assembly urges the United States Department of Agriculture to develop and implement, as quickly as possible, regulations governing its livestock indemnity program and ensure that the program's indemnification calculations take into account the fair market value of each newborn calf and its cost of production; and

**BE IT FURTHER RESOLVED**, that the Secretary of State forward copies of this resolution to the United States Secretary of Agriculture and to each member of the North Dakota Congressional Delegation.

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President of the Senate

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Speaker of the House

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Secretary of the Senate

\_\_\_\_\_  
Chief Clerk of the House

Filed in this office this \_\_\_\_\_ day of \_\_\_\_\_, 2009,  
at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Secretary of State