

PROPOSED AMENDMENTS TO SENATE BILL NO. 2373

That the House recede from its amendments as printed on page 1209 of the Senate Journal and pages 968 and 1101 of the House Journal and that Senate Bill No. 2373 be amended as follows:

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to amend and reenact section 5-03-08 of the North Dakota Century Code, relating to a grape and wine program fund and committee; to provide for a report to the legislative assembly; to provide an appropriation; to provide a continuing appropriation; and to provide an expiration date.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 5-03-08 of the North Dakota Century Code is amended and reenacted as follows:

5-03-08. Taxes and fees deposited in the general fund or grape and wine program fund - Continuing appropriation.

1. All moneys collected by the tax commissioner under this chapter must be transferred to the state treasurer, within ten days after the end of the month in which they were collected, and deposited in the state general fund except for thirty-five percent of taxes collected on wine under section 5-03-07 must be deposited in the grape and wine program fund, which is a special fund in the state treasury.
2. All moneys in the grape and wine program fund are appropriated on a continuing basis to North Dakota state university to be spent on research, producer education, marketing, and promotion as directed by the grape and wine program fund committee. The committee consists of:
 - a. The agriculture commissioner or the commissioner's designee;
 - b. The vice president for agriculture at North Dakota state university or the vice president's designee;
 - c. An individual appointed by the governor;
 - d. An individual appointed by the commissioner of the department of commerce;
 - e. An individual appointed by the state board of agricultural research and education; and
 - f. Two individuals appointed by the North Dakota grape growers association.
3. All members of the committee shall serve for a term of two years, beginning July first of each odd-numbered year, and may be reappointed for additional terms.
4. If any member of the committee resigns or ceases to be a member of the class the member represents, that individual's membership on the

committee ceases and the appropriate appointing authority may appoint a new member for the remainder of the term.

5. The North Dakota grape growers association shall designate as chairman one of the two individuals the association appoints to the committee unless the committee elects a different chairman from the members on the committee. The committee shall meet at least once every two years and at the call of the chairman.

SECTION 2. REPORT TO SIXTY-SECOND AND SIXTY-THIRD LEGISLATIVE ASSEMBLIES. The grape and wine program fund committee shall report to the sixty-second and sixty-third legislative assemblies on the progress of the grape and wine program and the use of the grape and wine program fund.

SECTION 3. APPROPRIATION. There is appropriated out of any moneys in the environment and rangeland protection fund in the state treasury, not otherwise appropriated, the sum of \$215,000, or so much of the sum as may be necessary, to the agriculture commissioner for the purpose of providing grants to support the expansion and promotion of this state's grape and wine industry, for the biennium beginning July 1, 2009, and ending June 30, 2011.

SECTION 4. EXPIRATION DATE. Section 1 of this Act is effective through June 30, 2013, and after that date is ineffective."

Renumber accordingly