

Sixty-first
Legislative Assembly
of North Dakota

Introduced by

(At the request of the Bank of North Dakota)

1 A BILL for an Act to amend and reenact section subsection 1 of section 6-09.9-02 and
2 subsection 2 of section 6-09.9-03 of the North Dakota Century Code, relating to the Family
3 Farm Survival Act; to amend and reenact subsection 2 of section 6-09.11-03, subsection 4 of
4 section 6-09.11-04, and subsection 1 of section 6-09.11-06 of the North Dakota Century Code,
5 relating to the family farm loan program.

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

7 **SECTION 1. AMENDMENT.** Subsection 1 of section 6-09.9-02 of the North Dakota
8 Century Code is amended and reenacted as follows:

9 1. "Farmer" means a resident of this state who owns or operates an existing farm or
10 ranch operation, and has a debt-to-asset ratio of fifty percent or greater or a net
11 worth of less than ~~three hundred thousand dollars~~ an amount to be determined by
12 the Bank of North Dakota. The industrial commission may adopt additional
13 eligibility criteria in determining who is a farmer eligible for loans under this chapter.

14 **SECTION 2. AMENDMENT.** Subsection 2 of section 6-09.9-03 of the North Dakota
15 Century Code is amended and reenacted as follows:

16 2. The amount of a participation interest purchased by the Bank under this section
17 may not be greater than sixty-five percent of the loan amount or ~~two hundred fifty~~
18 ~~thousand dollars~~ an amount to be determined by the Bank of North Dakota,
19 whichever is less. The term of any participation interest purchased under this
20 section may not exceed one year.

21 **SECTION 3. AMENDMENT.** Subsection 2 of section 6-09.11-03 of the North Dakota
22 Century Code is amended and reenacted as follows:

23 2. The amount of a participation interest purchased by the Bank under this section
24 may not be greater than the lesser of ~~two hundred fifty thousand dollars~~ an amount

1 to be determined by the Bank of North Dakota or ninety percent of the loan
2 amount.

3 **SECTION 4. AMENDMENT.** Subsection 4 of section 6-09.11-05 of the North Dakota
4 Century Code is amended and reenacted as follows:

5 4. The net worth of the applicant does not exceed ~~three hundred thousand dollars~~ an
6 amount to be determined by the Bank of North Dakota.

7 **SECTION 5. AMENDMENT.** Subsection 1 of section 6-09.11-06 of the North Dakota
8 Century Code is amended and reenacted as follows:

9 1. A loan under this chapter may not be greater than the lesser of ~~two hundred fifty~~
10 ~~thousand dollars~~ an amount to be determined by the Bank of North Dakota or
11 ninety percent of the appraised value of the security given for the loan, with the
12 actual percentage to be determined by the Bank of North Dakota. The Bank may
13 do all things and acts, may require such security, and may establish additional
14 terms and conditions as is determined necessary to purchase a participation
15 interest in a loan under this chapter.