

SECOND ENGROSSMENT
with Conference Committee Amendments
REENGROSSED SENATE BILL NO. 2222

Introduced by

Senators Flakoll, Bowman, Heckaman

Representatives D. Johnson, Boe, Brandenburg

1 A BILL for an Act relating to the development of crop insurance proposals; to provide for crop
2 insurance development grants; and to provide an expiration date.

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

4 **SECTION 1.**

5 **Crop insurance development board - Membership - Terms.**

- 6 1. The crop insurance development board consists of:
7 a. The agriculture commissioner or the commissioner's designee;
8 b. One individual representing an agricultural organization in this state, appointed
9 by the governor;
10 c. One individual representing an agricultural organization in this state, appointed
11 by the agriculture commissioner;
12 d. One individual involved in the crop insurance industry, appointed by the governor;
13 and
14 e. One individual involved in the crop insurance industry, appointed by the
15 agriculture commissioner.
16 2. The term of each appointed member is two years and begins on July 1, 2011.
17 3. An appointed member may serve consecutive terms.
18 4. If at any time a member ceases to possess any of the qualifications required by this
19 section or otherwise terminates the appointment, the member's office is deemed
20 vacant and must be filled in the same manner as the original appointment.

21 **SECTION 2.**

1 **Crop insurance development board - Chairman.**

2 1. Biennially, the crop insurance development board shall elect one member to serve as
3 the chairman. The chairman's term begins July 1, 2011. The chairman may serve
4 consecutive terms.

5 2. The chairman shall call all meetings of the board.

6 3. The board shall meet as often as necessary to fulfill its duties under section 3 of this
7 Act.

8 **SECTION 3.**

9 **Crop insurance development board - Duties.**

10 1. The crop insurance development board shall assess the feasibility and desirability of
11 proposals submitted by individuals and by public and nonpublic entities pertaining to
12 the development and implementation of crop insurance instruments. The board may
13 authorize the awarding of grants to assist with future actuarial and development costs.

14 2. Grants may be awarded for up to seventy-five percent of the first fifty thousand dollars
15 and up to fifty percent of the costs thereafter.

16 3. The board shall establish conditions pertaining to the receipt of grants, including the
17 repayment of some or all of the grants with moneys received by the applicant from the
18 federal crop insurance corporation for continued development of the proposal. The
19 board shall forward any moneys received as repayments under this section to the
20 state treasurer for deposit in the agricultural fuel tax fund.

21 **SECTION 4.**

22 **Access to board records.**

23 Materials and data submitted to, or made or received by, the board, to the extent that the
24 board determines the materials or data consist of trade secrets or commercial, financial, or
25 proprietary information of individuals or entities applying to or contracting with the board or
26 receiving board services under this chapter are subject to section 44-04-18.4. The names or
27 identities of the independent technical reviewers on any project or program are confidential and
28 may not be disclosed by the board.

29 **SECTION 5. CROP INSURANCE DEVELOPMENT GRANTS.** During each biennium, the
30 agricultural products utilization commission shall reserve \$150,000 from the agricultural fuel tax
31 fund for the purpose of awarding grants that have been approved by the crop insurance

1 development board in accordance with this Act. If any portion of the reserved amount remains
2 unexpended at the conclusion of a biennium, the unexpended amount must also be made
3 available for the purpose of awarding grants during the ensuing biennium.

4 **SECTION 6. EXPIRATION DATE.** This Act is effective through June 30, 2015, and after that
5 date is ineffective.