

LIVESTOCK

CHAPTER 281

H. B. No. 598

(Johnson(39), Austin, Dawson, Rivinius)

BONDS OF LIVESTOCK DEALERS

AN ACT

To amend and reenact subsection 1 of section 36-04-06 of the North Dakota Century Code, relating to the bonds required of livestock dealers and agents.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

§ 1. Amendment.) Subsection 1 of section 36-04-06 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

1. For a dealer in livestock ten thousand dollars and for agents of livestock dealers five thousand dollars each;

Approved March 14, 1967.

CHAPTER 282

S. B. No. 334

(Holand, Jacobson)

DIRECTORS OF CORPORATE OR COOPERATIVE GRAZING ASSOCIATIONS

AN ACT

To amend and reenact sections 36-08-01, 36-08-02, 36-08-04, and 36-08-05 of the North Dakota Century Code, relating to definitions, powers, membership, and the election of directors of a corporate or cooperative grazing associations.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

§ 1. Amendment.) Section 36-08-01 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

36-08-01. Definitions.) In this chapter, unless the context or subject matter otherwise requires:

1. "Association" means a corporate or cooperative grazing association;
2. "District" means a corporate or cooperative grazing district;
3. "Subdivision" means any portion or block of land situated within the outside boundaries of a district;
4. "Grazing area" means any area of land situated in any one or more counties in this state, which has been or may be acquired by purchase, lease, or otherwise by an association for grazing purposes or for the raising of forage crops;
5. "Cooperative grazing association" means a corporate or cooperative association mutually operated for the purpose of aiding in the conservation, restoration, improvement, development, and utilization of natural forage resources within any county or counties where a grazing area has been acquired for joint use by its members and for aiding in the restoration, conservation, improvement, development, and utilization of lands;
6. "Cooperative grazing district" means and includes a grazing area controlled by a grazing association and utilized by its members for grazing purposes under such definite restrictions, regulations, and limitations by the association as shall contribute to the conservation, restoration, improvement, and development of the forage resources of such land;
7. "Animal unit" means a cow, a bull, or a steer, or five sheep over six months of age on the first day of May of the year in which the age is being determined. Two horses shall be equivalent to three animal units. Animals not more than six months old on the first day of May of the year in which the age is being determined, and which are the natural increase of the permitted livestock, shall not be counted.

§ 2. **Amendment.)** Section 36-08-02 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

36-08-02. Powers of Grazing Association.) A nonprofit corporate or cooperative grazing association may be organized and operated under the general law governing corporate or cooperatives and this chapter, with the following additional power to:

1. Lease from the United States or any of its departments, corporations, or agencies, or from this state or any of its departments or agencies, or from any county or

- political subdivision therein, or from any other person or association, lands for grazing purposes and for the purpose of raising forage crops;
2. Purchase land and related property for grazing operations and for the purpose of raising forage crops;
 3. Apportion to members grazing rights within its district on such terms, conditions, and limitations, not in conflict with any of the provisions contained in any lease or leases made by the association with the county, state, or federal government, or any of its departments, boards, or agencies, as may be specified by the board of directors of the association;
 4. Issue grazing permits to nonmembers;
 5. Act as agent of, and cooperate with, the federal and state government or any department or agency thereof, in the conservation, restoration, improvement, development, and utilization of the forage resources in this state or for any other purpose, and to accept and use any funds provided by the federal or state government or any department or agency thereof;
 6. Borrow money directly from the United States or from any of its agencies or from any other person or persons on such terms and in such manner as may be determined by the board of directors, and to give such security therefor as the board of directors may authorize.

§ 3. Amendment.) Section 36-08-04 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

36-08-04. Members.) Any person may become a member of a corporate or cooperative grazing association if he:

1. Is an owner or lessee of land within the proposed boundaries or resides on the border of the grazing area within or without the county;
2. Is engaged in the raising of livestock within the grazing area;
3. Pays the membership fee;
4. Subscribes to the bylaws; and
5. Complies with the rules, regulations, and limitations determined by the board of directors of the association.

Any entrance, organization, or membership fee established by a grazing association shall not exceed the sum of five dollars, and the amount which a member may be required

to pay annually to assist in carrying on the business of the association shall not exceed the sum of five dollars.

When any member disposes of land owned or leased by him and upon which his membership in the association and the grazing rights in the district are based, he ceases to be a member of such association. If any member disposes of all or part of the land owned or leased by him so that another individual or other individuals, by the purchase and ownership or transfer of the lease to such land, acquires a right to membership and to grazing rights, the rights and interests involved and the grazing rights of all the parties shall be determined by the board of directors.

No member shall be liable for the debts of the association in an amount exceeding the sum remaining unpaid on his membership fee, except for debts lawfully contracted between him and the association.

§ 4. **Amendment.)** Section 36-08-05 of the 1965 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

36-08-05. Election of Directors.) The association may establish through its bylaws various subdistricts within the grazing district. When subdistricts are so established, one director of the association shall be elected from each subdistrict by the majority vote of the members therein who are eligible to vote. If subdistricts are not established by the association, one director shall be elected from each congressional township in the district by the majority vote of the members in such township who are eligible to vote. However, at the discretion of the membership of the association, all directors may be elected at large.

Approved February 24, 1967.

CHAPTER 283

H. B. No. 821

(Davis, Johnson, Dawson, Connolly)

LIVESTOCK RUNNING AT LARGE

AN ACT

To amend and reenact section 36-11-01 of the North Dakota Century Code, relating to livestock running at large, and providing penalties.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

§ 1. Amendment.) Section 36-11-01 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

36-11-01. Stock Running at Large Prohibited—Penalties.) No cattle, horses, mules, swine, goats, or sheep shall be permitted to run at large. Any owner or possessor of any such animal who willfully permits any such animal to run at large through failure to maintain a lawful fence as provided in section 47-26-01, except in a grazing district as provided in section 36-11-07, shall be guilty of a misdemeanor.

Approved March 10, 1967.