

**Fifty-fifth Legislative Assembly, State of North Dakota, begun in the
Capitol in the City of Bismarck, on Monday, the sixth day of January,
one thousand nine hundred and ninety-seven**

HOUSE BILL NO. 1433
(Representatives D. Johnson, Brandenburg, Nelson)
(Senators O'Connell, Wanzek, Solberg)

AN ACT to create and enact a new section to chapter 4-35 of the North Dakota Century Code, relating to the receipt of funds by the pesticide control board to establish a minor use pesticide fund; and to provide a continuing appropriation.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. A new section to chapter 4-35 of the North Dakota Century Code is created and enacted as follows:

Commissioner of agriculture - Pesticide control board - Recovery of funds. The commissioner of agriculture may accept, on behalf of the pesticide control board, funds received for expenses paid by the pesticide control board relating to the registration of pesticides or donations offered to or for the benefit of the pesticide control board. All moneys received under this section must be deposited in the minor use pesticide fund to pay expenses relating to the registration of pesticides or for the specific purpose for which they are given. The pesticide control board shall attempt, whenever possible, to recover funds expended relating to the registration of pesticides and shall adopt rules to administer provisions of this section.

SECTION 2. MINOR USE PESTICIDE FUND - CONTINUING APPROPRIATION. The minor use pesticide fund is created as a special fund in the state treasury. All moneys in the fund are appropriated on a continuing basis to the pesticide control board for the purpose of conducting or commissioning studies, investigations, and evaluations regarding the registration and use of pesticides for minor crops, minor uses, and emergency uses.

SECTION 3. TRANSFER. The office of management and budget shall transfer \$250,000, or so much of the sum as may be necessary, from the environment and rangeland protection fund to the minor use pesticide fund, for the biennium beginning July 1, 1997, and ending June 30, 1999.

Speaker of the House

President of the Senate

Chief Clerk of the House

Secretary of the Senate

This certifies that the within bill originated in the House of Representatives of the Fifty-fifth Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1433.

House Vote: Yeas 94 Nays 0 Absent 3

Senate Vote: Yeas 46 Nays 0 Absent 3

Chief Clerk of the House

Received by the Governor at _____ M. on _____, 1997.

Approved at _____ M. on _____, 1997.

Governor

Filed in this office this _____ day of _____, 1997,

at _____ o'clock _____ M.

Secretary of State