

SENATE BILL NO. 2193

Introduced by

Senators Solberg, B. Stenehjem, Wanzek

Representatives Lemieux, Nicholas, Renner

1 A BILL for an Act to create and enact three new sections to chapter 36-21 of the North Dakota
2 Century Code, relating to the use of ultrasound equipment to determine pregnancy of livestock.

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

4 **SECTION 1.** A new section to chapter 36-21 of the North Dakota Century Code is
5 created and enacted as follows:

6 **Ultrasound equipment - Determination of livestock fetus.**

- 7 1. Any individual who purchases or leases ultrasound equipment and meets the
8 licensing requirements of section 2 of this Act, may use the equipment to
9 determine for a fee:
- 10 a. The existence of a livestock fetus.
 - 11 b. The sex of a livestock fetus.
 - 12 c. The approximate date of birth of a livestock fetus.
- 13 2. The individual may not make any medical diagnosis, offer any medical judgment
14 regarding the condition or treatment of the fetus, or engage in any other practice or
15 activity otherwise prohibited by chapter 43-29.

16 **SECTION 2.** A new section to chapter 36-21 of the North Dakota Century Code is
17 created and enacted as follows:

18 **Ultrasound equipment - License to operate.** Before offering the services described in
19 section 1 of this Act, the individual shall obtain from the commissioner of agriculture an
20 ultrasound equipment operating license. To obtain a license, an individual shall:

- 21 1. Complete an application supplied by the commissioner; and
- 22 2. Demonstrate to the satisfaction of the commissioner that the individual has
23 received training in the basic operation of the ultrasound equipment and in making
24 the determinations permitted by section 1 of this Act.

1 **SECTION 3.** A new section to chapter 36-21 of the North Dakota Century Code is
2 created and enacted as follows:

3 **License to operate - Duration.** The ultrasound equipment operating license is
4 effective for one year from the date of issue and may be renewed annually. After a hearing, the
5 commissioner may refuse to renew a license, suspend a license, or revoke a license if the
6 individual procured the license by fraud or deception or if the individual violates section 1 of this
7 Act.