## Fifty-seventh Legislative Assembly of North Dakota In Regular Session Commencing Tuesday, January 9, 2001

SENATE BILL NO. 2169 (Agriculture Committee) (At the request of the State Seed Arbitration Board)

AN ACT to amend and reenact sections 4-09-03.1 and 4-09-20.2 of the North Dakota Century Code, relating to the composition of and petitions to the state seed arbitration board.

## BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

- **SECTION 1. AMENDMENT.** Section 4-09-03.1 of the 1999 Supplement to the North Dakota Century Code is amended and reenacted as follows:
- **4-09-03.1. State seed arbitration board Compensation and expenses.** The state seed arbitration board consists of the commissioner of agriculture, the state seed commissioner, the director of the North Dakota state university extension service, the director of the North Dakota agricultural experiment station, the chair of the North Dakota seed trade committee of the North Dakota agriculture association, and a representative of a major North Dakota farm organization appointed by the commissioner of agriculture, or their authorized designees. Each board member is entitled to receive as per diem compensation sixty-two dollars and fifty cents, and reimbursement of expenses as provided by law for state officers, while attending meetings or performing duties directed by the board, except that no compensation under this section may be paid to any member who receives compensation or salary as a regular state employee or official. Compensation and expenses for board members who do not receive compensation or salary as a regular state employee or official must be paid by the department of agriculture.
- **SECTION 2. AMENDMENT.** Section 4-09-20.2 of the 1999 Supplement to the North Dakota Century Code is amended and reenacted as follows:
- **4-09-20.2.** Seed arbitration board Petition Arbitration hearing. A seed labeler, seed dealer, or a seed customer shall may petition the commissioner of agriculture in writing for a hearing to settle a dispute involving a seed transaction. The commissioner of agriculture shall submit the dispute to the seed arbitration board, and the board shall arbitrate the dispute. The board, within thirty days after the hearing, shall make a nonbinding recommendation for the resolution of the dispute. Evidence presented to the board and any findings or recommendations by the board are admissible as evidence in any subsequent proceeding. The board shall adopt rules and procedures for arbitration proceedings, including a formula for reimbursement by the parties of the expenses of the arbitration process.

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President of the Senate  Secretary of the Senate					Speaker of the House  Chief Clerk of the House		
Senate Vote:	Yeas	46	Nays	0	Absent	3	
House Vote:	Yeas	94	Nays	0	Absent	4	
					Secre	tary of the Senate	-
Received by th	e Govern	or at	M.	on		, 200	1.
Approved at	N	И. on				, 200^	1.
					Gove	nor	-
Filed in this office this		day of			, 200 <sup>-</sup>	1,	
at o	'clock	M.					
					Secre	tary of State	_