

PROPOSED AMENDMENTS TO SENATE BILL NO. 2222

Page 1, line 2, after "sections" insert "4-14.1-07,"

Page 1, line 3, after "39-04-39" insert a comma

Page 1, line 6, remove "and" and after "appropriation" insert "; and to provide an effective date"

Page 3, after line 11, insert:

"SECTION 5. AMENDMENT. Section 4-14.1-07 of the North Dakota Century Code is amended and reenacted as follows:

4-14.1-07. Duration and limitation of ethanol plant production incentives.

~~Notwithstanding any other provision of law, an ethanol plant may not receive production incentives except as permitted under this section.~~

- ~~1. An ethanol plant that was in operation before July 1, 1995, may not receive production incentives in the form of direct payments from the state for more than fourteen fiscal years of operation after June 30, 1995. An ethanol plant that begins operation after June 30, 1995, may not receive production incentives in the form of direct payments from the state for more than fourteen fiscal years of operation. After December 31, 2009, the state may not provide production incentives in the form of direct payments to any ethanol plant.~~
2. An ethanol plant that was in operation before July 1, 1995, and which has a production capacity of fewer than fifteen million gallons [56781000 liters] of ethanol may receive up to ~~seven~~ five hundred ~~fifty~~ thousand dollars in production incentives from the state for production in a fiscal year. An ethanol plant that was in operation before July 1, 1995, and which produced fifteen million [56781000 liters] or more gallons in the previous fiscal year ~~and an ethanol plant that begins operations after June 30, 1995,~~ are each ~~is~~ eligible to receive ~~an equal share in~~ up to five ~~two~~ hundred fifty thousand dollars in production incentives from the state in a fiscal year."

Page 4, after line 12, insert:

"SECTION 9. EFFECTIVE DATE. Section 8 of this Act becomes effective on July 1, 2005."

Renumber accordingly