

**SENATE BILL NO. 2254**

Introduced by

Senators Fischer, Flakoll, Trenbeath

Representatives Froelich, Monson

1 A BILL for an Act to amend and reenact section 2-05-18 of the North Dakota Century Code,  
2 relating to a license for aerial spraying.

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

4 **SECTION 1. AMENDMENT.** Section 2-05-18 of the North Dakota Century Code is  
5 amended and reenacted as follows:

6 **2-05-18. License for aerial spraying - Regulations - Penalties Penalty.** ~~No A~~  
7 person may not engage in aerial spraying without ~~first obtaining~~ a license for each aircraft used  
8 ~~in such activities as provided in this section~~ from the North Dakota aeronautics commission.  
9 Application must be made ~~for such license to the North Dakota aeronautics commission~~ by a  
10 commercial aerial sprayer in the name of the business and each application must be made  
11 upon forms provided by the commission ~~for such purpose~~. Upon the payment of a license fee  
12 ~~of fifteen dollars for each aircraft to be licensed, as determined by the commission by rule and~~  
13 upon compliance with ~~such reasonable rules and regulations as may be promulgated~~ adopted  
14 by the ~~aeronautics~~ commission for the safety and protection of persons and property, the  
15 commission shall issue a license ~~for such aircraft to be used in~~ to an applicant for an aerial  
16 spraying license. ~~Persons engaged in private spraying are required to pay the same fee for the~~  
17 ~~use of aircraft for this purpose, and shall comply with all rules and regulations promulgated by~~  
18 ~~the commission for aerial spraying~~. The license and fees provided in this section are in addition  
19 to any other license or registration required by law, and the proceeds must be deposited in the  
20 aeronautics commission special fund. ~~Any A~~ person violating ~~any provision~~ of this section or  
21 rules ~~or regulations promulgated~~ adopted under the authority of this section ~~shall be~~ is guilty of  
22 a class B misdemeanor.