

**Fifty-eighth Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 7, 2003**

SENATE BILL NO. 2254
(Senators Fischer, Flakoll, Trenbeath)
(Representatives Froelich, Monson)

AN ACT to amend and reenact section 2-05-18 of the North Dakota Century Code, relating to a license for aerial spraying.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

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

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

President of the Senate

Speaker of the House

Secretary of the Senate

Chief Clerk of the House

This certifies that the within bill originated in the Senate of the Fifty-eighth Legislative Assembly of North Dakota and is known on the records of that body as Senate Bill No. 2254.

Senate Vote: Yeas 47 Nays 0 Absent 0

House Vote: Yeas 51 Nays 29 Absent 14

Secretary of the Senate

Received by the Governor at _____ M. on _____, 2003.

Approved at _____ M. on _____, 2003.

Governor

Filed in this office this _____ day of _____, 2003,

at _____ o'clock _____ M.

Secretary of State