

SENATE BILL NO. 2236

Introduced by

Senators Christmann, Bowman, Taylor

Representatives Haas, Pollert, Schmidt

1 A BILL for an Act to amend and reenact subsection 4 of section 4-10.6-01 and section
2 4-10.6-09 of the North Dakota Century Code, relating to collection of assessments on corn.

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

4 **SECTION 1. AMENDMENT.** Subsection 4 of section 4-10.6-01 of the North Dakota
5 Century Code is amended and reenacted as follows:

6 4. "Designated handler" means any ~~person accepting for shipment, or otherwise~~
7 ~~acquiring an interest in or to~~ grain warehouse, licensed grain buyer, processing
8 plant, or ethanol plant which purchases corn from a grower. ~~The term includes and~~
9 any person having a claim against the ~~producer~~ grower, when the actual or
10 constructive possession of the corn is taken as security, part payment, or in
11 satisfaction of a mortgage, pledge, lien, or claim.

12 **SECTION 2. AMENDMENT.** Section 4-10.6-09 of the North Dakota Century Code is
13 amended and reenacted as follows:

14 **4-10.6-09. Collection of assessment.** Every designated handler shall collect the
15 assessment from the seller by deducting the assessment from the purchase price of all corn
16 subject to the assessment and purchased by the designated handler. If a grower sells corn to a
17 person who is not a designated handler, the grower shall forward the assessment to the council
18 at the time and in the manner prescribed by the council.