

**SENATE BILL NO. 2107**

Introduced by

Agriculture Committee

(At the request of the Agriculture Commissioner)

1 A BILL for an Act to amend and reenact section 4-33-12 of the North Dakota Century Code,  
2 relating to deposit of fees for agricultural export certification services.

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

4 **SECTION 1. AMENDMENT.** Section 4-33-12 of the North Dakota Century Code is  
5 amended and reenacted as follows:

6 **4-33-12. Authority for domestic and export certification.** The commissioner may  
7 inspect any plant and plant product, when offered for export or shipment from within the state  
8 and to certify to shippers and interested parties as to the freedom of such products from  
9 injurious pests according to the ~~sanitary~~ phytosanitary requirements of other states and foreign  
10 countries. Authority for inspection and certification under this section is not limited to plants  
11 defined in section 4-33-01. The commissioner may make reasonable charges and use any  
12 means necessary to accomplish this objective. A portion of the fees collected may be  
13 deposited in the commissioner's operating fund equivalent to the amount that the United States  
14 department of agriculture assesses the department for federal plant export certificates issued  
15 by the commissioner. A certificate may be withheld or not issued if the product does not meet  
16 ~~sanitary~~ phytosanitary or import requirements and if all North Dakota licensing and bonding  
17 requirements have not been met. Consignee names and addresses on phytosanitary  
18 certificates are confidential.