

**FIRST ENGROSSMENT
with Senate Amendments**

Sixtieth
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1215

Introduced by

Representatives Froelich, Herbel, Kempenich

Senators Erbele, Taylor

1 A BILL for an Act to amend and reenact section 61-34-04 of the North Dakota Century Code,
2 relating to drought livestock water assistance program maximum payments; and to declare an
3 emergency.

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

5 **SECTION 1. AMENDMENT.** Section 61-34-04 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **61-34-04. Eligibility - Application for assistance.** Applicants with livestock water
8 supply problems caused by drought may apply for assistance from the program. An applicant
9 must first apply for water cost-share assistance from the United States department of
10 agriculture ~~stabilization and conservation service~~ farm service agency. If cost-share assistance
11 is denied by the service agency, the applicant may forward the application to the commission
12 for consideration. An application forwarded to the commission must include a document from
13 the United States department of agriculture ~~stabilization and conservation~~ farm service agency
14 stating the reason for denial of cost-share assistance. The state engineer shall review all
15 applications received by the commission. If the state engineer approves an application, the
16 applicant may receive up to fifty percent of the cost ~~of the project~~, but in no event more than
17 three thousand five hundred dollars per project with a limit of three projects per applicant. The
18 state engineer shall provide funds for approved applications in accordance with rules and
19 criteria for eligibility and only to the extent that funding is available. A drought livestock water
20 assistance program project located on Indian land is eligible for the program.

21 **SECTION 2. EMERGENCY.** This Act is declared to be an emergency measure.