

**ARTICLE 18.6-01
GENERAL ADMINISTRATION**

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**CHAPTER 18.6-01-01
ORGANIZATION OF BOARD**

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18.6-01-01-01. Definitions.

For purposes of this article:

1. "Actual cost of the mediator" means fees associated with preparing and conducting mediation.
2. "Administrator" means the administrator of the North Dakota mediation service.
3. "Board" means the credit review board, or its authorized agent when applicable.
4. "Commissioner" means the North Dakota agriculture commissioner or the North Dakota agriculture commissioner's designee or representative.
5. "Mediation" means a process in which a mediator facilitates communication and negotiation between parties to assist them in reaching a voluntary agreement regarding their dispute.
6. "Party" is a person who participates in mediation and whose agreement is necessary to resolve a dispute and who is:
 - a. A farmer, creditor of a farmer, or a person dealing with a farmer.
 - b. Eligible for mediation with an agency of the United States department of agriculture.
 - c. A landowner.
 - d. An owner, lessee, or lessor of mineral interests.
 - e. A person involved in a dispute related to easements for oil- and gas-related pipelines and associated facilities.
7. "Mediator" means an individual who conducts mediation.
8. "Nonparty participant" means a person, other than a party or mediator, who participates in mediation.
9. "Service" means the North Dakota mediation service.
10. "Staff" means a person hired by the commissioner to assist in administering the service or to assist the credit review board in its responsibilities and duties.

History: Effective October 1, 2016.

General Authority: NDCC 6-09.10-09, 28-32-02.1

Law Implemented: NDCC 6-09.10-02.1, 6-09.10-03, 6-09.10-04

18.6-01-01-02. Organization of credit review board.

1. Board responsibilities and duties. The board has these responsibilities and duties:
 - a. Adopting policies governing mediators and staff of the service, and the nature and scope of mediation.
 - b. Establishing fees for mediation.
 - c. Recommending policies and procedures to the industrial commission regarding Bank of North Dakota farm loan programs.
2. Commissioner responsibilities and duties. The commissioner has these responsibilities and duties:
 - a. Establishing and administering the service.
 - b. Hiring the administrator of the service.
 - c. Hiring staff or contracting with mediators.
3. Inquiries. Inquiries regard the board or service may be addressed to the administrator:

Administrator
Credit Review Board
North Dakota Department of Agriculture
600 East Boulevard Avenue
Department 602
Bismarck, North Dakota 58505-0020
Telephone: 701-328-2231

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General Authority: NDCC 6-09.10-09, 28-32-02.1, 28-32-02.2

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