

**Fifty-seventh Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 9, 2001**

HOUSE BILL NO. 1181
(Agriculture Committee)
(At the request of the State Board of Higher Education)

AN ACT to amend and reenact subsection 1 of section 4-05.1-16, subsection 5 of section 4-05.1-19, section 4-05.1-20, and subsection 1 of section 4-05.1-21 of the North Dakota Century Code, relating to state board of agricultural research and education biennial budget requests and use of agricultural research fund annual proceeds; and to provide a continuing appropriation.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Subsection 1 of section 4-05.1-16 of the 1999 Supplement to the North Dakota Century Code is amended and reenacted as follows:

1. The state board of agricultural research and education consists of:
 - a. The president of North Dakota state university or the president's designee;
 - b. The vice president of agricultural affairs at North Dakota state university;
 - c. The administrator of the agricultural experiment station;
 - d. The five persons appointed to the agricultural consultation board by the ag coalition and serving in that capacity on July 1, 1997;
 - e. The five persons appointed to the agricultural consultation board by the extension service's multicounty program units and serving in that capacity on July 1, 1997;
 - f. The two persons appointed to the agricultural consultation board by the president of North Dakota state university as representatives of the state's research extension centers and serving in that capacity on July 1, 1997;
 - g. The agriculture commissioner, who serves in an ex officio nonvoting capacity; and
 - h. The director of the North Dakota state university extension service.

SECTION 2. AMENDMENT. Subsection 5 of section 4-05.1-19 of the 1999 Supplement to the North Dakota Century Code is amended and reenacted as follows:

5. Develop a biennial budget request and submit that request to the state board of higher education ~~on or before March first of each even-numbered year;~~

SECTION 3. AMENDMENT. Section 4-05.1-20 of the 1999 Supplement to the North Dakota Century Code is amended and reenacted as follows:

4-05.1-20. Agricultural research fund - Continuing appropriation. The agricultural research fund is a special fund in the state treasury. The moneys in the fund must be expended for purposes of agricultural research. Any interest earned by the fund is appropriated to the state board of agricultural research and education.

SECTION 4. AMENDMENT. Subsection 1 of section 4-05.1-21 of the 1999 Supplement to the North Dakota Century Code is amended and reenacted as follows:

1. The state board of agricultural research and education may use the proceeds of the agricultural research fund for reasonable administrative expenses not to exceed fifty

thousand dollars and annually shall apportion the remaining proceeds of the agricultural research fund as follows:

- a. Seventy percent to research activities affecting North Dakota agricultural commodities that account for at least two percent of the gross sales of all agricultural commodities grown or produced in the state. The percentage of the dollars available for each agricultural commodity under this section may not exceed the percentage that the gross sales of the agricultural commodity bear to the North Dakota gross sales of all agricultural commodities grown or produced during the previous year, as determined by the agricultural statistics service;
- b. Eighteen percent to research activities affecting North Dakota animal agriculture; and
- c. Twelve percent to research activities affecting new and emerging crops in North Dakota.

Speaker of the House

President of the Senate

Chief Clerk of the House

Secretary of the Senate

This certifies that the within bill originated in the House of Representatives of the Fifty-seventh Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1181.

House Vote: Yeas 81 Nays 14 Absent 3

Senate Vote: Yeas 49 Nays 0 Absent 0

Chief Clerk of the House

Received by the Governor at _____ M. on _____, 2001.

Approved at _____ M. on _____, 2001.

Governor

Filed in this office this _____ day of _____, 2001,

at _____ o'clock _____ M.

Secretary of State