

Sixty-first
Legislative Assembly
of North Dakota

SENATE BILL NO. 2440

Introduced by

Senators Lindaas, Olafson

Representatives Kaldor, Monson, Schmidt

1 A BILL for an Act to create and enact a new section to chapter 4-35.1 of the North Dakota
2 Century Code, relating to chemigation site permits; and to provide for a legislative council
3 report.

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

5 **SECTION 1.** A new section to chapter 4-35.1 of the North Dakota Century Code is
6 created and enacted as follows:

7 **Chemigation site permit - Fees.**

- 8 1. Before any person may engage in chemigation, the person shall obtain from the
9 commissioner a permit for each chemigation site. The commissioner shall develop
10 a permit application form that requires:
11 a. The name and address of the applicant; and
12 b. The legal description of the quarter section on which the irrigation system is
13 situated.
14 2. A chemigation site permit issued under this section expires on June thirtieth of the
15 third calendar year from the date of issuance.
16 3. The commissioner shall charge a fee of thirty dollars for a chemigation site permit
17 and shall forward any fees collected under this section to the state treasurer for
18 deposit in the environment and rangeland protection fund.

19 **SECTION 2. REPORT TO LEGISLATIVE COUNCIL.** Before July 1, 2010, the
20 agriculture commissioner shall provide to the legislative council a report regarding the status of
21 rules adopted after June 30, 2009, which relate to chemigation through irrigation systems and
22 which must address check valves, secondary containment systems, and any other
23 requirements to ensure safety of the water supply.