

February 6, 2015

PROPOSED AMENDMENTS TO SENATE BILL NO. 2025

Page 1, line 3, remove "and"

Page 1, line 4, the semicolon insert "and to provide a penalty"

Page 2, line 4, replace "**required**" with "**- Application - Declaration**"

Page 2, after line 13, insert:

- "4. As a condition of licensure, the applicant shall declare that:
- a. An apiary will not be placed at a location without first obtaining the consent of the property owner; and
 - b. An apiary will be relocated at the request of the agriculture commissioner if:
 - (1) The commissioner, after examining documentary evidence, has determined that the health or welfare of an individual is endangered as a result of the apiary's location;
 - (2) The individual referenced in paragraph 1 resides on land contiguous to that on which the apiary has been placed;
 - (3) The commissioner has identified another acceptable location for placement of the apiary; and
 - (4) There are no other contractual or other legal impediments to the relocation."

Page 3, remove lines 18 through 30

Page 4, replace lines 1 through 3 with:

- "1. A beekeeper shall identify each apiary for which the beekeeper is responsible by:
- a. Affixing a three-digit identification number, assigned by the agriculture commissioner, to the uppermost box of a hive that is visible upon approach to the apiary's main entrance, provided each digit is at least three inches [7.62 centimeters] high, one-half inch [1.27 centimeters] wide, and weather-resistant; and
 - b. Displaying the beekeeper's name and phone number in a location that is visible upon approach to the apiary's main entrance, provided the numbers and letters used are at least one and one-half inches [3.81 centimeters] high and weather-resistant."

Page 4, line 4, replace the second "is" with "may be"

Page 4, line 27, replace ", provided" with "Except when conducting an inspection in accordance with section 4.1-16-13,"

Page 4, line 27, after "commissioner" insert "shall"

Page 4, line 27, replace "makes" with "make"

Page 4, line 31, after the underscored period insert "The commissioner may charge a fee to cover the costs of inspecting an apiary under this section."

Page 6, line 4, after "chapter" insert "or rules adopted under this chapter"

Page 6, after line 9, insert:

"4. The violation of any condition of licensure, as set forth in section 4.1-16-02, is deemed to be a violation of this chapter."

Page 6, line 10, replace "**Relocation of apiary - Petition - Hearing**" with "**Beekeeping - Agricultural practice**"

Page 6, remove lines 11 through 31

Page 7, replace lines 1 through 12 with "Beekeeping is deemed to be an agricultural practice."

Renumber accordingly