

PROPOSED AMENDMENTS TO SENATE BILL NO. 2096

Page 1, line 4, after the comma insert "section 4.1-59-09 of the North Dakota Century Code, as created by section 2 of House Bill No. 1393, as approved by the sixty-eighth legislative assembly, and"

Page 1, line 7, after "tetrahydrocannabinols" insert ", and bonding requirements for grain buyers"

Page 1, line 12, after "1." insert "Broad spectrum" means hemp extract or hemp commodity or product containing naturally occurring hemp-derived cannabinoids, terpenes, and other naturally occurring compounds, but where tetrahydrocannabinol has been removed to nondetectable levels using a fit-for-purpose method, with a total tetrahydrocannabinol level not to exceed an amount determined by the commissioner.

2. "Chemically derived cannabinoid" means a chemical substance created by a chemical reaction that changes the molecular structure of any chemical substance derived from the plant cannabis. The term does not include cannabinoids produced by decarboxylation from a naturally occurring cannabinoid acid without the use of a chemical catalyst.

3. "Full spectrum" means hemp extract or hemp commodity or product containing naturally occurring hemp-derived cannabinoids, terpenes, and other naturally occurring compounds, processed without intentional complete removal of any compound and without the addition of isolated cannabinoids, with a total tetrahydrocannabinol level not to exceed an amount determined by the commissioner.

4."

Page 1, line 19, overstrike "2." and insert immediately thereafter "5."

Page 1, line 19, after "hemp" insert "or hemp extract"

Page 2, line 6, remove "and"

Page 2, line 7, after "(4)" insert "Cannabidiol, also known as CBD, products and cannabigerol, also known as CBG, including broad spectrum, full spectrum, and isolate products, with a total tetrahydrocannabinol level not to exceed an amount determined by the commissioner; and

(5)"

Page 2, line 12, remove "Hemp extract;"

Page 2, line 13, remove "(3)"

Page 2, line 14, remove ", edible, or combustible"

Page 2, line 15, replace "(4)" with "(3)"

Page 2, line 15, after "containing" insert "delta-8 tetrahydrocannabinol, also known as delta-8 THC;

(4) A product containing"

Page 2, line 16, remove "Delta-8 tetrahydrocannabinol, also known as delta-8 THC;"

Page 2, line 17, remove "(b)"

Page 2, line 19, replace "(c)" with "(b)"

Page 2, line 20, replace "(d)" with "(c)"

Page 2, line 23, replace "3." with "4."

Page 2, line 26, replace "4." with:

5. "Hemp tincture" means a solution that may not exceed thirty milliliters consisting of:

- a. At least twenty-five percent of non-denatured alcohol, in addition to a hemp extract, and other ingredients intended for human consumption or ingestion; or
- b. Glycerin or plant-based oil and hemp extract, and is intended for human consumption or ingestion.

6."

Page 2, line 29, replace "5." with:

7. "Isolate" means hemp extract or hemp commodity or product comprised of a single cannabinoid compound.

8."

Page 3, remove lines 3 through 6.

Page 3, line 7, replace "7." with "9."

Page 4, line 8, after "cannabinoids" insert "or delta-8 tetrahydrocannabinol"

Page 8, line 11, replace "commissioner's" with "attorney general's"

Page 8, line 11, remove "for use in regulating compliance with this"

Page 8, line 12, remove "chapter"

Page 8, after line 20, insert:

"SECTION 13. AMENDMENT. Section 4.1-59-09 of the North Dakota Century Code, as created by section 2 of House Bill No. 1393, as approved by the sixty-eighth legislative assembly, is amended and reenacted as follows:

4.1-59-09. Bond filed by grain buyer.

1. Before a license is effective for a grain buyer under this chapter, the applicant for the license shall file a bond with the commissioner which must:

- a. Be in a sum not less than one hundred thousand dollars.
 - b. Be continuous, unless the corporate surety by certified mail notifies the licensee and the commissioner the surety bond will be canceled ninety days after receipt of the notice of cancellation.
 - c. Run to this state for the benefit of all persons selling grain to or through the grain buyer.
 - d. Be conditioned:
 - (1) For the faithful performance of the licensee's duties as a grain buyer.
 - (2) For compliance with the provisions of law and the rules of the commissioner relating to the purchase of grain by the commissioner monthly.
 - e. Be for the specific purpose of:
 - (1) Protecting the sellers of grain.
 - (2) Covering the costs incurred by the commissioner in the administration of the licensee's insolvency.
 - f. Not accrue to the benefit of any person entering a credit-sale contract with a grain buyer.
2. The aggregate liability of the surety under a bond does not accumulate for each successive annual license renewal period during which the bond is in force but, for losses during any annual license renewal period, is limited in the aggregate to the bond amount stated or changed by appropriate endorsement or rider.
 3. The commissioner shall set the amount of the bond and may require an increase in the amount of a bond as the commissioner deems necessary to accomplish the purposes of this section.
 4. The amount of the bond for a grain buyer must be based on the dollar value of the grain purchased, solicited, or merchandised.
 5. A grain buyer shall report purchases, solicitations, and merchandising agreements to the commissioner monthly.
 6. The surety on the bond must be a corporate surety company, approved by the commissioner and authorized to do business within the state. The commissioner may accept cash, a negotiable instrument, or a bond executed by personal sureties in lieu of a surety bond when, in the commissioner's judgment, cash, a negotiable instrument, or a personal surety bond properly will protect the holders of outstanding receipts."

Renumber accordingly