

Introduced by

Agriculture Committee

(At the request of the Agriculture Commissioner)

1 A BILL for an Act to amend and reenact sections 36-01-08 and 36-01-33 of the North Dakota  
2 Century Code, relating to the fee collection for the cost of each brucellosis tag, each  
3 identification tag, and each health book the commissioner distributes.

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

5 **SECTION 1. AMENDMENT.** Section 36-01-08 of the North Dakota Century Code is  
6 amended and reenacted as follows:

7 **36-01-08. Duties - Rules - Fees - Continuing appropriation.**

8 The board shall protect the health of the domestic animals and nontraditional livestock of  
9 this state, shall determine and employ the most efficient and practical means for the prevention,  
10 suppression, control, and eradication of dangerous, contagious, and infectious diseases among  
11 the domestic animals and nontraditional livestock of this state, and shall prevent the escape and  
12 release of an animal injurious to or competitive with agriculture, horticulture, forestry, wild  
13 animals, and other natural resource interests. For the purpose of preventing the escape and  
14 release of an animal injurious to or competitive with agriculture, horticulture, forestry, wild  
15 animals, and other natural resource interests, the board may, by rule, quarantine any such  
16 animal, cause any such animal to be killed, regulate or prohibit the arrival in or departure from  
17 this state of any such animal, and at the cost of the owner thereof, the board may detain any  
18 animal found to be in violation of any rule or prohibition. Any matter relating to the health and  
19 welfare of domestic animals and nontraditional livestock and not specifically assigned by statute  
20 to another entity is deemed to be within the authority of the board. The board may make rules to  
21 carry into effect the purposes of this chapter and other duties prescribed in this title. ~~The~~  
22 ~~commissioner shall collect fees for the actual direct cost of providing each brucellosis tag, each~~  
23 ~~identification tag, and each health book the commissioner distributes. The fees collected by the~~  
24 ~~commissioner must be deposited in the agriculture commissioner's operating fund and are~~

1 ~~appropriated on a continuing basis to the state board of animal health to be used to enforce this-~~  
2 ~~chapter.~~

3 **SECTION 2. AMENDMENT.** Section 36-01-33 of the North Dakota Century Code is  
4 amended and reenacted as follows:

5 **36-01-33. State board of animal health - Certification of livestock - Fees - Agriculture**  
6 **commissioner - Continuing appropriation.**

- 7 1. a. At the request of a livestock producer, the board shall provide inspection and  
8 verification services for the purpose of certifying that livestock have been or are  
9 being raised according to standards and protocols articulated by the producer.
- 10 b. At the request of a livestock processor, the board shall provide inspection and  
11 verification services for the purpose of certifying that the meat products and  
12 manner of processing meet or exceed standards, descriptions, or specifications  
13 articulated by the processor.
- 14 c. The board shall determine the nature and scope of the inspection and verification  
15 services necessary to provide the certification requested under this subsection.
- 16 2. The board may establish and charge fees for the requested services. The board shall  
17 forward all moneys received under ~~this section~~subsections 1 and 2 of this section to  
18 the state treasurer for deposit in the ~~agriculture~~ commissioner's operating fund.
- 19 3. The commissioner may collect fees for the cost of each brucellosis tag, each  
20 identification tag, and each health book the commissioner distributes. The fees  
21 collected by the commissioner under this subsection must be deposited in the  
22 commissioner's operating fund and are appropriated on a continuing basis to the  
23 board to be used to enforce this chapter.