Prepared by the Legislative Council staff for
Senator Wanzek
February 6, 2019

PROPOSED AMENDMENTS TO SENATE BILL NO. 2346

Page 1, line 1, after "60-02" insert ", a new section to chapter 60-02.1,"

Page 1, line 14, remove the overstrike over "~~may~~"

Page 1, line 14, remove "shall"

Page 2, line 16, replace "producer" with "claimant"

Page 2, line 17, replace "producer's" with "claimant's"

Page 2, line 17, after "grain" insert "or sign a waiver"

Page 2, line 17, after "subdivision b" insert an underscored comma

Page 2, line 26, replace "sections" with "section"

Page 2, line 26, remove "or 60-02.1-07"

Page 2, line 26, replace "must" with "shall"

Page 2, line 29, after "issuance" insert "or renewal"

Page 2, line 29, remove "or grain buyer"

Page 2, line 30, after "issuance" insert "or renewal"

Page 2, line 30, remove "or grain buyer"

Page 3, line 4, after "issuance" insert "or renewal"

Page 3, line 4, remove "or grain buyer"

Page 3, line 5, after "issuance" insert "or renewal"

Page 3, line 5, remove "or grain buyer"

Page 3, line 27, remove the overstrike over "~~may~~"

Page 3, line 27, remove "shall"

Page 4, line 15, remove "producers"

Page 4, line 30, remove "producers"

Page 5, line 2, remove "producers"

Page 5, line 10, remove "producers"

Page 5, line 15, remove "producers"

Page 5, after line 15, insert:

> "**SECTION 7.** A new section to chapter 60-02.1 of the North Dakota Century Code is created and enacted as follows:

Release of records - Confidentiality.

    1.   As a condition of licensure under section 60-02.1-07, an applicant shall agree to provide to the commission, upon request, any financial record the commission deems relevant for purposes related to:

        a.   The issuance or renewal of a grain buyer license; or

        b.   An investigation after issuance or renewal of a grain buyer license.

    2.   As a condition of licensure, an applicant shall file a records release with the commission, authorizing the commission to obtain from any source any financial record the commission deems relevant for purposes related to:

        a.   The issuance or renewal of a grain buyer license; or

        b.   An investigation after issuance or renewal of a grain buyer license.

    3.   Any information obtained by the commission under this section is confidential and may be provided only:

        a.   To federal authorities in accordance with federal law;

        b.   To the attorney general, state agencies, and law enforcement agencies for use in the pursuit of official duties; and

        c.   As directed by an order of a court pursuant to a showing of good cause."

Page 6, line 4, remove "producers"

Page 6, line 12, remove "producers"

Page 6, line 22, remove "producers"

Page 7, line 1, remove "producers"

Page 7, line 5, remove "producers"

Page 7, line 8, overstrike "**Credit-sale contracts -**"

Page 7, line 9, replace "one-tenth" with "one-twentieth"

Page 7, line 16, remove "producers"

Page 7, line 19, remove "**producers**"

Page 7, line 21, overstrike "There is created" and insert immediately thereafter "The grain indemnity fund is a special fund"

Page 7, line 21, overstrike the second "the"

Page 7, line 21, remove "grain producers"

Page 7, line 21, overstrike "indemnity"

Page 7, line 22, overstrike the first "fund"

Page 8, line 1, remove "**producers**"

Page 8, line 4, remove "producers"

Page 8, line 4, remove the overstrike over "six"

Page 8, line 4, remove "ten"

Page 8, line 6, remove ", if there is no large claim anticipated against the fund, as determined by"

Page 8, line 7, remove "the public service commission"

Page 8, line 8, remove the overstrike over "three"

Page 8, line 8, remove "six"

Page 8, line 12, remove "**producers**"

Page 8, line 15, remove "producers"

Page 8, line 18, after "2." insert "After August 1, 2019, the person delivered or sold grain to a licensed warehouse or a grain buyer in the state;

      3."

Page 8, line 20, overstrike "3." and insert immediately thereafter "4."

Page 8, line 21, after "contract" insert ", noncredit-sale contract, sale, or storage contract"

Page 8, line 24, remove "**producers**"

Page 8, line 27, remove "producers"

Page 8, line 28, after "who" insert "delivered or"

Page 8, line 29, overstrike "under a credit-sale contract"

Page 8, line 30, after "contract" insert ", sale, or storage contract"

Page 9, line 3, remove "**producers**"

Page 9, line 4, remove "producers"

Page 9, line 7, after "contracts" insert ", storage contracts, noncredit-sale contracts, or sales"

Page 9, line 10, remove "**producers**"

Page 9, line 11, remove "producers"

Page 9, line 18, remove "**producers**"

Page 9, line 21, remove "producers"

Page 9, line 25, remove "**producers**"

Page 9, line 30, remove "producers"

Page 10, line 7, remove "producers"

Page 10, line 13, remove "producers"

Page 10, line 18, remove "producers"

Page 10, line 28, remove "producers"

Page 11, line 14, remove "producers"

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Page 11, line 22, remove "producers"

Renumber accordingly

19.1148.01002