

**SECOND ENGROSSMENT
with House Amendments
REENGROSSED SENATE BILL NO. 2222**

Introduced by

Senators Flakoll, Bowman, Heckaman

Representatives D. Johnson, Boe, Brandenburg

1 A BILL for an Act relating to the development of crop insurance proposals; and to provide for
2 crop insurance development grants.

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

4 **SECTION 1.**

5 **Crop insurance development board - Membership - Terms.**

- 6 1. The crop insurance development board consists of:
7 a. The governor or the governor's designee;
8 b. The agriculture commissioner or the commissioner's designee;
9 c. One individual representing an agricultural organization in this state, appointed
10 by the governor;
11 d. One individual representing an agricultural organization in this state, appointed
12 by the agriculture commissioner; and
13 e. Two individuals involved in the crop insurance industry, one appointed by the
14 governor and one appointed by the agriculture commissioner.
15 2. The term of each appointed member is two years and begins on July 1, 2011.
16 3. An appointed member may serve consecutive terms.
17 4. If at any time a member ceases to possess any of the qualifications required by this
18 section or otherwise terminates the appointment, the member's office is deemed
19 vacant and must be filled in the same manner as the original appointment.

20 **SECTION 2.**

21 **Crop insurance development board - Chairman.**

- 22 1. Biennially, the crop insurance development board shall elect one member to serve as
23 the chairman. The chairman's term begins July 1, 2011. The chairman may serve
24 consecutive terms.

- 1 2. The chairman shall call all meetings of the board.
2 3. The board shall meet as often as necessary to fulfill its duties under section 4 of this
3 Act.

4 **SECTION 3.**

5 **Crop insurance development board - Duties.**

- 6 1. The crop insurance development board shall assess the feasibility and desirability of
7 proposals submitted by individuals and by public and nonpublic entities pertaining to
8 the development and implementation of crop insurance instruments. The board may
9 authorize the awarding of grants to assist with future actuarial and development costs.
10 2. Grants may be awarded for up to seventy-five percent of the first fifty thousand dollars
11 and up to fifty percent of the costs thereafter.
12 3. The board shall establish conditions pertaining to the receipt of grants, including the
13 repayment of some or all of the grants with moneys received by the applicant from the
14 federal crop insurance corporation for continued development of the proposal. The
15 board shall forward any moneys received as repayments under this section to the
16 state treasurer for deposit in the agricultural fuel tax fund.

17 **SECTION 4.**

18 **Access to board records.**

19 Materials and data submitted to, or made or received by, the board, to the extent that the
20 board determines the materials or data consist of trade secrets or commercial, financial, or
21 proprietary information of individuals or entities applying to or contracting with the board or
22 receiving board services under this chapter are subject to section 44-04-18.4. The names or
23 identities of the independent technical reviewers on any project or program are confidential and
24 may not be disclosed by the board.

25 **SECTION 5. CROP INSURANCE DEVELOPMENT GRANTS.** During the 2011-13
26 biennium, the agricultural products utilization commission shall expend up to \$100,000 from the
27 agricultural fuel tax fund, for the purpose of awarding grants that have been approved by the
28 crop insurance development board in accordance with this Act.