

**Sixty-second Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 4, 2011**

SENATE BILL NO. 2222
(Senators Flakoll, Bowman, Heckaman)
(Representatives D. Johnson, Boe, Brandenburg)

AN ACT relating to the development of crop insurance proposals; to provide for crop insurance development grants; and to provide an expiration date.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1.

Crop insurance development board - Membership - Terms.

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

SECTION 2.

Crop insurance development board - Chairman.

1. Biennially, the crop insurance development board shall elect one member to serve as the chairman. The chairman's term begins July 1, 2011. The chairman may serve consecutive terms.
2. The chairman shall call all meetings of the board.
3. The board shall meet as often as necessary to fulfill its duties under section 3 of this Act.

SECTION 3.

Crop insurance development board - Duties.

1. The crop insurance development board shall assess the feasibility and desirability of proposals submitted by individuals and by public and nonpublic entities pertaining to the development and implementation of crop insurance instruments. The board may authorize the awarding of grants to assist with future actuarial and development costs.

2. Grants may be awarded for up to seventy-five percent of the first fifty thousand dollars and up to fifty percent of the costs thereafter.
3. The board shall establish conditions pertaining to the receipt of grants, including the repayment of some or all of the grants with moneys received by the applicant from the federal crop insurance corporation for continued development of the proposal. The board shall forward any moneys received as repayments under this section to the state treasurer for deposit in the agricultural fuel tax fund.

SECTION 4.

Access to board records.

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

SECTION 5. CROP INSURANCE DEVELOPMENT GRANTS. During each biennium, the agricultural products utilization commission shall reserve \$150,000 from the agricultural fuel tax fund for the purpose of awarding grants that have been approved by the crop insurance development board in accordance with this Act. If any portion of the reserved amount remains unexpended at the conclusion of a biennium, the unexpended amount must also be made available for the purpose of awarding grants during the ensuing biennium.

SECTION 6. EXPIRATION DATE. This Act is effective through June 30, 2015, and after that date is ineffective.

President of the Senate

Speaker of the House

Secretary of the Senate

Chief Clerk of the House

This certifies that the within bill originated in the Senate of the Sixty-second Legislative Assembly of North Dakota and is known on the records of that body as Senate Bill No. 2222.

Senate Vote: Yeas 46 Nays 0 Absent 1

House Vote: Yeas 90 Nays 0 Absent 4

Secretary of the Senate

Received by the Governor at _____ M. on _____, 2011.

Approved at _____ M. on _____, 2011.

Governor

Filed in this office this _____ day of _____, 2011,

at _____ o'clock _____ M.

Secretary of State