21.0830.02000

Sixty-seventh Legislative Assembly of North Dakota

## SENATE BILL NO. 2216 with House Amendments **SENATE BILL NO. 2216**

Introduced by

Senators Luick, Klein, Lemm, Myrdal

Representatives D. Johnson, Trottier

- 1 A BILL for an Act to amend and reenact subdivision d of subsection 1 of section 58-03-11.1 of
- 2 the North Dakota Century Code, relating to the definition of location for animal feeding
- 3 operations; and to declare an emergency.

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

- 5 SECTION 1. AMENDMENT. Subdivision d of subsection 1 of section 58-03-11.1 of the 6 North Dakota Century Code is amended and reenacted as follows: 7 "Location" means the setback distance between a structure, fence, or other 8
- 9 collection system, and the nearest occupied residence, the nearest buildings 10 used for nonfarm or nonranch purposes, or the nearest land zoned for as a 11 residential, recreational, or commercial purposeszoning district. The term does 12 not include the setback distance for the application of manure or for the 13 application of other recycled agricultural material under a nutrient management

boundary enclosing an animal feeding operation, including its animal waste

- 14 plan approved by the department of environmental quality.
- 15 **SECTION 2. EMERGENCY.** This Act is declared to be an emergency measure.