

PROVISIONS OF THE NORTH DAKOTA CENTURY CODE WHICH RELATE TO AGRICULTURE - BACKGROUND MEMORANDUM

2007 Senate Bill No. 2139 (attached as an [appendix](#)) directs the Legislative Council to study those provisions of the North Dakota Century Code which relate to agriculture and to recommend changes to laws that are found to be irrelevant, duplicative, inconsistent, illogically arranged, or unclear in their intent and direction.

NORTH DAKOTA CENTURY CODE CHAPTERS RELATING TO AGRICULTURE

Title 4

- 4-01. Agriculture Commissioner.
- 4-02. Agricultural Fair Associations.
- 4-02.1. State Fair Association.
- 4-05.1. Agricultural Experiment Station and Agricultural Research.
- 4-08. County Agent.
- 4-09. State Seed Department.
- 4-09.1. Inspections and Grading of Agricultural Commodities.
- 4-10. Inspection and Grading of Potatoes and Other Produce.
- 4-10.1. Potato Industry Promotion Act.
- 4-10.2. Oilseed Industry Promotion.
- 4-10.3. Dry Bean Industry Promotion.
- 4-10.4. Barley.
- 4-10.5. Soybean Council.
- 4-10.6. Corn Industry Promotion.
- 4-10.7. Dry Pea and Lentil Council.
- 4-11. Regulation of Wholesale Potato Dealers.
- 4-11.1. Potato Production Contracts.
- 4-12.1. Honey Promotion Act.
- 4-12.2. Beekeeping.
- 4-13.1. Turkey Promotion Act.
- 4-13.2. Poultry Division.
- 4-14. Unfair Discrimination in Purchase of Farm Products.
- 4-14.1. Agriculturally Derived Fuel Tax Fund.
- 4-14.2. Northern Crops Institute.
- 4-16. Eradication of Gophers, Rabbits, and Crows.
- 4-18.1. Milk Marketing Board.
- 4-19. Forestry and Tree Distribution.
- 4-21. Tree Bounty.
- 4-21.1. Nurseries and Nursery Stock.
- 4-21.2. Trees for North Dakota Program.
- 4-22. Soil Conservation Districts Law.
- 4-23. North Dakota Agricultural Conservation and Adjustment Law.
- 4-24. Miscellaneous.
- 4-25. Seed Sales Regulations.
- 4-26. Seed Potato Act.
- 4-27. Dairy Promotion Commission.
- 4-28. North Dakota State Wheat Commission.
- 4-30. Dairy Products Regulations.
- 4-32. Interstate Pest Control Compact.
- 4-33. Plant Pests.
- 4-34. Beef Promotion Act.
- 4-35. Pesticide Act.
- 4-35.1. Chemigation Regulation.
- 4-35.2. Pesticide and Pesticide Container Disposal.
- 4-36. Agricultural Development Act.
- 4-37. Agriculture in the Classroom.
- 4-38. Organic Foods Standards.
- 4-39. Cultivated Ginseng.
- 4-40. Crop Protection Products.
- 4-41. Industrial Hemp.
- 4-42. Seeds and Crops Inspection and Analysis.
- 4-43. Meatpacking Plant Assistance.

Title 36

- 36-01. State Board of Animal Health.
- 36-04. Livestock Dealers.
- 36-05. Livestock Auction Markets.
- 36-05.1. Satellite Video Livestock Auction Markets.
- 36-06. Purchase of Livestock by Packing Plants.
- 36-07. Rendering Plants.
- 36-08. Cooperative Grazing Associations.
- 36-09. Brands and Marks.
- 36-11. Trespass of Livestock.
- 36-12. Herding and Driving.
- 36-13. Estrays.
- 36-14. Contagious and Infectious Diseases Generally.
- 36-14.1. Hog Cholera.
- 36-15. Bovine Tuberculosis and Brucellosis.
- 36-21. General Provisions.
- 36-21.1. Humane Treatment of Animals.
- 36-22. Estray Inspection.
- 36-24. Meat Inspection.
- 36-25. Farmed Elk.

Title 60

- 60-01. Deposits - General Provisions.
- 60-02. Grain and Seed Warehouses.
- 60-02.1. Grain Buyers.
- 60-03. Hay Buyers.
- 60-04. Insolvent Grain Warehousemen.
- 60-05. Uniform Accounting for Public Elevators and Warehouses.
- 60-06. Public Warehouses on Railroad Right of Way.
- 60-10. Credit-Sale Contract Indemnity.

Title 63

- 63-01.1. Noxious Weed Control.
- 63-05. Cutting Weeds and Grasses on Highways.

**AGRICULTURALLY RELATED ISSUES
IN OTHER NORTH DAKOTA
CENTURY CODE TITLES**

Title 6

- 6-09.8. Beginning Farmer Loan Guarantee Program.
- 6-09.9. Family Farm Survival Act.
- 6-09.10. Assistance for Financially Distressed Farmers and Small Business Persons.
- 6-09.11. Financial Assistance for Family Farmers.
- 6-09.13. Agriculture Partnership in Assisting Community Expansion.

Title 10

- 10-06.1. Corporate or Limited Liability Company Farming.

Title 19

- 19-05.1. Food Donated to Charity.
- 19-06.1. Honey.
- 19-07. Eggs.
- 19-13.1. North Dakota Commercial Feed Law.
- 19-14. Livestock Medicine.
- 19-17. Flour and Bread Standards.
- 19-18. Pesticide Registration.
- 19-20.1. Fertilizer and Soil Conditioner Law.
- 19-20.2. Anhydrous Ammonia Facilities.
- 19-21. Labeling of Hazardous Substances.
- 19-22. Labeling of Potatoes as to Grade.
- 19-22.1. Sale of Artificially Colored Potatoes.

Title 35

- 35-05. Crop Mortgages.
- 35-06. Pledge.
- 35-17. Agister's Lien.
- 35-30. Agricultural Processor's Lien.
- 35-31. Agricultural Supplier's Lien.

Title 42

- 42-04. Agricultural Operations as Nuisances.

Title 54

- 54-18. North Dakota Mill and Elevator.

**ARTICULATION AND REFLECTION OF
SUBSTANTIVE CHANGES**

The directive assigned to the committee is to "study the provisions of the North Dakota Century Code which relate to agriculture for the purpose of eliminating provisions that are irrelevant or duplicative, clarifying provisions that are inconsistent or unclear in their intent and direction, and rearranging provisions in a logical order." The directive does not authorize a substantive revision of agricultural policy.

Nevertheless, the committee may find it necessary at times to recommend substantive changes to accomplish the stated directive. For historical purposes, as well as interpretive purposes, the committee should ensure that its intent regarding any substantive changes is articulated clearly and reflected accurately in the committee's records.

ATTACH:1