

Introduced by

Senators Krebsbach, Grindberg, Robinson

Representatives Glassheim, Klein, Wald

1 A BILL for an Act to amend and reenact section 5-03-08 of the North Dakota Century Code,
2 relating to a grape and wine program fund and committee; to provide for a report to the
3 legislative assembly; to provide a continuing appropriation; and to provide an expiration date.

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

5 **SECTION 1. AMENDMENT.** Section 5-03-08 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **5-03-08. Taxes and fees deposited in the general fund or grape and wine program**
8 **fund - Continuing appropriation.**

9 1. All moneys collected by the tax commissioner under this chapter must be
10 transferred to the state treasurer, within ten days after the end of the month in
11 which they were collected, and deposited in the state general fund except for
12 thirty-five percent of taxes collected on wine under section 5-03-07 must be
13 deposited in the grape and wine program fund, which is a special fund in the state
14 treasury.

15 2. All moneys in the grape and wine program fund are appropriated on a continuing
16 basis to North Dakota state university to be spent on research, producer
17 education, marketing, and promotion as directed by the grape and wine program
18 fund committee. The committee consists of:

19 a. The agriculture commissioner or the commissioner's designee;

20 b. The vice president for agriculture at North Dakota state university or the vice
21 president's designee;

22 c. An individual appointed by the governor;

23 d. An individual appointed by the commissioner of the department of commerce;

- 1 e. An individual appointed by the state board of agricultural research and
2 education; and
- 3 f. Two individuals appointed by the North Dakota grape growers association.
- 4 3. All members of the committee shall serve for a term of two years, beginning July
5 first of each odd-numbered year, and may be reappointed for additional terms.
- 6 4. If any member of the committee resigns or ceases to be a member of the class the
7 member represents, that individual's membership on the committee ceases and
8 the appropriate appointing authority may appoint a new member for the remainder
9 of the term.
- 10 5. The North Dakota grape growers association shall designate as chairman one of
11 the two individuals the association appoints to the committee unless the committee
12 elects a different chairman from the members on the committee. The committee
13 shall meet at least once every two years and at the call of the chairman.

14 **SECTION 2. REPORT TO SIXTY-SECOND AND SIXTY-THIRD LEGISLATIVE**

15 **ASSEMBLIES.** The grape and wine program fund committee shall report to the sixty-second
16 and sixty-third legislative assemblies on the progress of the grape and wine program and the
17 use of the grape and wine program fund.

18 **SECTION 3. EXPIRATION DATE.** This Act is effective through June 30, 2013, and
19 after that date is ineffective.