

HOUSE BILL NO. 1134

Introduced by

Representative S. Meyer

Senator Bowman

(At the request of the Agriculture Commissioner)

1 A BILL for an Act to create and enact a new section to chapter 36-24 of the North Dakota
2 Century Code, relating to meat inspection penalties; to amend and reenact section 36-24-16 of
3 the North Dakota Century Code, relating to licensing meat processors; and to provide a penalty.

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

5 **SECTION 1.** A new section to chapter 36-24 of the North Dakota Century Code is
6 created and enacted as follows:

7 **Civil penalty.** A person who violates a provision of this chapter or rules adopted under
8 this chapter is subject to a civil penalty not to exceed one thousand dollars for each violation.
9 The civil penalty may be imposed by a court in a civil proceeding or by the agriculture
10 commissioner through an adjudicative proceeding under chapter 28-32. Assessing a civil
11 penalty does not preclude the imposition of other sanctions authorized by law, this chapter, or
12 rules adopted under this chapter.

13 **SECTION 2. AMENDMENT.** Section 36-24-16 of the North Dakota Century Code is
14 amended and reenacted as follows:

15 **36-24-16. ~~Registration of business~~ License required - Fees.**

16 1. A person may not engage in intrastate business as a meat broker, renderer, or
17 animal food manufacturer; a wholesaler of animal carcasses, carcass parts or
18 products of carcasses, intended for human food or other purposes; a public
19 warehouse operator storing carcasses or parts of carcasses of animals in or for
20 intrastate commerce; or a buyer, seller, or transporter of dead, dying, disabled, or
21 diseased animals, or parts of the carcasses of animals that died other than by
22 slaughter, unless the person first ~~provides the commissioner with the person's~~
23 ~~name, the address of each place of business under which the person conducts~~
24 ~~business, and all trade names under which the person conducts business~~ obtains

- 1 a license from the commissioner. The license or a copy of the license must be in
2 public view at each facility operated by the licensee. The license expires on
3 June thirtieth of each year.
- 4 2. The commissioner, in accordance with chapter 28-32, may revoke a license if the
5 licensee fails to comply with this chapter or rules adopted under this chapter.
- 6 3. An applicant for a license under this chapter must file a written application on a
7 form prescribed by the commissioner and must include the applicable license fee.
- 8 4. The annual license fee for an official establishment is twenty dollars and the fee for
9 a custom exempt establishment is ten dollars.