

**Sixty-seventh Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 5, 2021**

HOUSE BILL NO. 1145
(Representatives D. Johnson, Beltz, Hagert, Howe)
(Senators Lemm, Luick, Piepkorn, Wanzek, Weber)

AN ACT to amend and reenact sections 4.1-11-02 and 4.1-11-03, and subsection 2 of section 4.1-11-04 of the North Dakota Century Code, relating to soybean districts and terms of office for members elected to the North Dakota soybean council.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 4.1-11-02 of the North Dakota Century Code is amended and reenacted as follows:

4.1-11-02. Soybean districts - Establishment - Review of district lines.

1. The state consists of the following ~~eight soybean districts~~:
 - a. ~~Richland County;~~
 - b. ~~Dickey, LaMoure, Ransom, and Sargent Counties;~~
 - e. ~~Cass County;~~
 - d. ~~Barnes, Griggs, and Steele Counties;~~
 - e. ~~Traill County;~~
 - f. ~~Grand Forks County;~~
 - g. ~~Pembina, Nelson, and Walsh Counties; and~~
 - h. ~~All other North Dakota counties in which soybeans are grown.~~
2. ~~Beginning April 1, 2012, the state consists of the following twelve soybean districts:~~
 - a. District one: Richland County;
 - b. District two: Ransom and Sargent Counties;
 - c. District three: Dickey and LaMoure Counties;
 - d. District four: Cass County;
 - e. District five: Barnes County;
 - f. District six: Stutsman County;
 - g. District seven: Grand Forks and Traill Counties;
 - h. District eight: Griggs, Nelson, and Steele Counties;
 - i. District nine: Eddy, Foster, and Wells Counties;
 - j. District ten: Cavalier, Pembina, and Walsh Counties;

- k. District eleven: Benson, Bottineau, Burke, Divide, McHenry, Mountrail, Pierce, Ramsey, Renville, Rolette, Towner, Ward, and Williams Counties; and
 - l. District twelve: Adams, Billings, Bowman, Burleigh, Dunn, Emmons, Golden Valley, Grant, Hettinger, Kidder, Logan, McIntosh, McKenzie, McLean, Mercer, Morton, Oliver, Sheridan, Sioux, Slope, and Stark Counties.
2. The council shall review the district boundaries at least once every seven years to ensure accurate producer representation. If, upon review, the council determines the districts do not accurately represent producers in the state based upon acreage, the council may redistrict upon a two-thirds vote of the members elected to the council.

SECTION 2. AMENDMENT. Section 4.1-11-03 of the North Dakota Century Code is amended and reenacted as follows:

4.1-11-03. North Dakota soybean council - Membership - Terms.

1. The council consists of one producer elected from each of the districts established in section 4.1-11-02.
2. Each member of the council must be a resident of ~~and a producer in~~ the district that the member represents and a producer.
3.
 - a. The term of each elected member is three years and begins on ~~April~~July first following the member's election. Except as otherwise provided in this subsection, the terms must be staggered so that no more than ~~three~~four expire each year.
 - b. ~~Notwithstanding subdivision a, the terms of all council members expire on March 31, 2012. Between January 1, 2012, December first and March 31, 2012, thirty-first of the subsequent year, each district established by subsection 2 of section 4.1-11-02 which has a vacancy shall elect an individual to serve as a council member with a term beginning April 1, 2012 July first. The initial terms of individuals elected to begin serving as~~ all council members ~~on April 1, 2012, are:~~
 - (1) ~~One year for council members representing districts one, five, seven, and nine;~~
 - (2) ~~Two years for council members representing districts two, eight, ten, and twelve;~~ and
 - (3) ~~Three years for council members representing districts three, four, six, and eleven~~ expire on June thirtieth of the third year of each member's term.
4. If at any time during a member's term the member ceases to possess any of the qualifications provided for in this section, the member's office is deemed vacant and the council, by majority vote, shall appoint another qualified producer to serve for the remainder of the term.
5. An elected member of the council may not serve more than two consecutive terms.
6. If an individual is appointed to complete a vacancy, that service is not counted as a term for purposes of this section unless the duration of that service exceeds one year.

SECTION 3. AMENDMENT. Subsection 2 of section 4.1-11-04 of the North Dakota Century Code is amended and reenacted as follows:

2. Each year during the month of ~~January~~December, the council shall publish notice of the election in the official newspaper of the county for one week. The notice must contain a description of the election process, a request for the nomination of potential candidates for the position, and a deadline for the receipt of all nominations.

Speaker of the House

President of the Senate

Chief Clerk of the House

Secretary of the Senate

This certifies that the within bill originated in the House of Representatives of the Sixty-seventh Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1145.

House Vote: Yeas 93 Nays 0 Absent 1

Senate Vote: Yeas 46 Nays 0 Absent 1

Chief Clerk of the House

Received by the Governor at _____ M. on _____, 2021.

Approved at _____ M. on _____, 2021.

Governor

Filed in this office this _____ day of _____, 2021,

at _____ o'clock _____ M.

Secretary of State