

**REFERENDUM PETITION
TO THE SECRETARY OF STATE,
STATE OF NORTH DAKOTA**

We, the undersigned, being qualified electors request Senate Bill No. 2351 passed by the Sixty-fourth Legislative Assembly be placed on the ballot as provided by law.

SPONSORING COMMITTEE

The following are the names and addresses of the qualified electors of the state of North Dakota who, as the sponsoring committee for the petitioners, represent and act for the petitioners in accordance with law:

Mark Watne, Chairperson
2107 3rd St NE
Jamestown ND 58401

Lonnie Arp
1293 41st St NE
Larimore ND 58251

James A Slag
10040 17th St SE
Wimbledon ND 58492

Daniel Spiekermeier
5805 140th Ave SE
Sheldon ND 58068

James A Kerzman
6152 87th Ave SW
Mott ND 58646

Denise Brown
21246 197th St NE
Baldwin ND 58521

Alice Sagness
7150 92nd St NW
Bowbells ND 58721

James B Teigen
2291 59th St NE
Rugby ND 58368

Steven Keith
Box 58
Sherwood ND 58782

Robert L Carlson
705 17th St SE
Jamestown ND 58401

Ellen Lindermann
651 4th St S
Carrington ND 58421

Perry Ostmo
1272 122nd Ave NE
Sharon ND 58277

Lori J Carlson
3900 95th Ave SE
Jamestown ND 58401

Adam Leiphon
9037 55th St NE
Crary ND 58327

Randy Richards
13185 6th St SE
Hope ND 58046

Roger Zetocha
12069 79th St SE
Stirum ND 58069

Ronda Throener
8751 125th Ave SE
Cogswell ND 58017

Ronald W Halvorson
507 Sullivan Street
Binford ND 58416

Evelyn G Alt
7045 73rd Ave SW
New Leipzig ND 58562

Ron Van Bruggen
5925 Cty Rd 60
Litchville ND 58461

Arlene Olson
25401 227th Ave NE
Wing ND 58494

Janice K Ottmar
8549 55th St SW
Mott ND 58646

Dean Baar
10160 41st St SW
Gladstone ND 58630

Robert Finken
16300 359th Ave SW
Douglas ND 58735

William Erbstoesser
14130 5th St SE
Clifford ND 58016

PETITION TITLE

This petition seeks to refer Senate Bill 2351 passed by the 2015 Legislative Assembly for a vote by the people. Senate Bill 2351 allows the ownership or leasing of up to 640 acres of land for the operation of a dairy farm or swine production facility by a domestic corporation or limited liability company. The measure also requires the agriculture commissioner to develop reporting and monitoring rules to ensure compliance.

FULL TEXT OF THE MEASURE

IF MATERIAL IS UNDERSCORED, IT IS NEW MATERIAL WHICH IS BEING ADDED. IF MATERIAL IS OVERSTRUCK BY DASHES, THE MATERIAL IS BEING DELETED. IF MATERIAL IS NOT UNDERSCORED OR OVERSTRUCK, THE MATERIAL IS EXISTING LAW THAT IS NOT BEING CHANGED.

SENATE BILL 2351

AN ACT to create and enact section 10-06.1-12.1 of the North Dakota Century Code, relating to the ownership or leasing of farm and ranch land by corporations.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. Section 10-06.1-12.1 of the North Dakota Century Code is created and enacted as follows:

10-06.1-12.1. Ownership or leasing of land by corporations - Exceptions.

1. This chapter does not apply to the ownership or leasing of land used for the operation of a dairy farm by a domestic corporation or a limited liability company and does not prohibit the operation of a dairy farm by a domestic corporation or a limited liability company, provided:
 - a. The land owned or leased for the authorized purpose does not exceed six hundred forty acres [258.99 hectares];
 - b. The dairy farm is operational within three years from the date the land is acquired; and
 - c. The dairy farm is permitted as an animal feeding operation or as a concentrated animal feeding operation by the state department of health and consists of at least fifty cows.
2. This chapter does not apply to the ownership or leasing of land used for the operation of a swine production facility by a domestic corporation or a limited liability company and does not prohibit the operation of a swine production facility by a domestic corporation or a limited liability company, provided:
 - a. The land owned or leased for the authorized purpose does not exceed six hundred forty acres [258.99 hectares];
 - b. The swine production facility is operational within three years from the date the land is acquired; and
 - c. The swine production facility is permitted as an animal feeding operation or as a concentrated animal feeding operation by the state department of health and consists of at least five hundred swine.
3. The agriculture commissioner shall by rule develop reporting and monitoring requirements to ensure compliance with this section.
4.
 - a. If the agriculture commissioner determines that a domestic corporation or a limited liability company is not operating within the exceptions provided by this section, the commissioner shall notify the secretary of state and the attorney general.
 - b. A domestic corporation or a limited liability company that is not operating within the exceptions provided by this section is subject to the enforcement provisions of this chapter.

INSTRUCTIONS TO PETITION SIGNERS

You are being asked to sign a petition. You must be a qualified elector. This means you are eighteen years old, you have lived in North Dakota thirty days, and you are a United States citizen. All signers shall also legibly print their name, complete residential address or rural route or general delivery address, and the date of signing on the petition. Every qualified elector signing a petition must do so in the presence of the individual circulating the petition.

QUALIFIED ELECTORS

Month /Day /Year	PRINTED Name of Qualified Elector	SIGNED Name of Qualified Elector	Residential Address or Complete Rural Route or General Delivery Address	City, State, Zip Code
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I, _____, being sworn, say that I am a qualified elector; that I reside at
(printed name of circulator)

(complete residential address);

that each signature contained on the attached petition was executed in my presence; and that to the best of my knowledge and belief each individual whose signature appears on the attached petition is a qualified elector; and that each signature contained on the attached petition is the genuine signature of the individual whose name it purports to be.

State of North Dakota

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) **ss.**

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County of

(county where signed)

(signature of circulator)

Subscribed and sworn to before me on _____, 20_____, at _____, North Dakota
(city)

(Notary Stamping Device)

(signature of notarial officer)