

Fifty-eighth  
Legislative Assembly  
of North Dakota

## HOUSE BILL NO. 1026

Introduced by

Legislative Council

(Agriculture Committee)

1 A BILL for an Act to create a transgenic wheat board; and to provide an expiration date.

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

3 **SECTION 1. Transgenic wheat board - Creation - Membership.** The governor shall  
4 appoint a transgenic wheat board. The board consists of:

- 5 1. The governor, or the governor's designee, who shall serve as the chairman;
- 6 2. Three wheat producers, one of whom must be selected from a list of three names  
7 submitted by the North Dakota farm bureau and one of whom must be selected  
8 from a list of three names submitted by the North Dakota farmers union;
- 9 3. One individual representing the grain elevator industry;
- 10 4. One individual representing the grain transportation industry;
- 11 5. Three individuals who hold doctoral degrees in agricultural research, agricultural  
12 economics, law, or in a related field;
- 13 6. The agriculture commissioner;
- 14 7. The state seed commissioner; and
- 15 8. The administrator of the North Dakota wheat commission.

16 **SECTION 2. Board meetings - Staff.**

- 17 1. The transgenic wheat board shall meet at least quarterly, at the call of the  
18 chairman.
- 19 2. The chairman shall set the date and time of each meeting and shall provide at least  
20 ten days' notice of each meeting to all committee members.
- 21 3. The chairman shall call a special meeting when requested to do so, in writing, by a  
22 majority of the committee members.

- 1           4.    The governor shall determine the staff needs of the board. The governor shall  
2                    compensate the staff and shall furnish suitable office space for the staff, together  
3                    with all necessary equipment, furniture, and supplies.

4           **SECTION 3. Compensation - Board members.** Each member of the transgenic  
5 wheat board who is not an officer of the state, an employee of the state, or an employee of a  
6 political subdivision is entitled to receive compensation in the amount of eighty dollars per day  
7 while attending meetings and performing duties directed by the board. Each member is entitled  
8 to reimbursement for expenses as provided by law for other state officers while attending  
9 meetings or performing duties directed by the board.

10          **SECTION 4. Duties.** The transgenic wheat board shall:

- 11          1.    Solicit and receive information on and monitor scientific, legislative, and regulatory  
12                    efforts that affect or involve transgenic wheat at the state and federal levels and in  
13                    foreign nations.
- 14          2.    Solicit and receive information on and monitor national and international wheat  
15                    markets with respect to the acceptance or rejection of transgenic wheat.
- 16          3.    Determine whether the production of transgenic wheat in this state requires state  
17                    or federal legislation addressing:
- 18                  a.    Public and private research efforts;  
19                  b.    Grower registration;  
20                  c.    Planting site registration;  
21                  d.    Inspection;  
22                  e.    Testing and identification;  
23                  f.    Labeling;  
24                  g.    Segregation;  
25                  h.    Identity preservation;  
26                  i.    Tolerances;  
27                  j.    Transportation;  
28                  k.    Liability;  
29                  l.    Assessments;  
30                  m.    Enforcement; and  
31                  n.    Any other related issues.

- 1           4.    Prepare any proposed state legislation determined necessary by the board.
- 2           5.    Recommend any federal legislation determined necessary by the board to the
- 3                North Dakota congressional delegation.
- 4           6.    Recommend any regulatory changes determined necessary by the board to the
- 5                agriculture commissioner, the state seed commissioner, and other state agencies.
- 6           7.    Serve as a clearinghouse for economic impact data and marketing information
- 7                pertaining to transgenic wheat.

8           **SECTION 5. EXPIRATION DATE.** This Act is effective through June 30, 2005, and  
9 after that date is ineffective.