

Introduced by

Senators Erbele, Thomas, Lemm

Representatives D. Anderson, Nelson, Schreiber-Beck

1 A BILL for an Act to create and enact a new section to chapter 4.1-03 of the North Dakota  
2 Century Code, relating to beef commission member appointments; and to amend and reenact  
3 section 4.1-03-02 of the North Dakota Century Code, relating to applicants for membership on  
4 the beef commission.

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

6 **SECTION 1. AMENDMENT.** Section 4.1-03-02 of the North Dakota Century Code is  
7 amended and reenacted as follows:

8 **4.1-03-02. North Dakota beef commission - Membership - Qualifications.**

- 9 1. The North Dakota beef commission consists of:
- 10 a. Three beef producers;
- 11 b. One cattle feeder;
- 12 c. One dairy producer;
- 13 d. One representative of a public livestock market; and
- 14 e. Three at-large representatives.
- 15 2. The governor shall appoint:
- 16 a. Each beef producer from a list of at least two names submitted by the North
- 17 Dakota stockmen's association;
- 18 b. The cattle feeder from a list of at least two names submitted by the North Dakota
- 19 stockmen's association feeder council;
- 20 c. The dairy producer from a list of at least two names submitted by the milk
- 21 producers association of North Dakota;
- 22 d. The representative of a public livestock market from a list of at least two names
- 23 submitted by the North Dakota livestock marketing association; and
- 24 e. The three at-large representatives.

1       3. Each individual seeking membership as an at-large representative shall complete and  
2       submit an application in accordance with section 2 of this Act. In a year in which an  
3       at-large representative term is scheduled to expire, the application period opens on  
4       March first and closes on May first.

5       4. a. Each member of the commission must:

6               (1) Be a United States citizen and a resident of this state;

7               (2) Be actively engaged in that phase of the cattle industry the member  
8               represents; and

9               (3) Have been actively engaged in that phase of the cattle industry for a period  
10              of five years.

11       b. Each member of the commission, except the representative of a public livestock  
12       market, must be a participating producer.

13       c. For purposes of this subsection, "actively engaged" means that the individual:

14              (1) Has an ownership interest in an operation that is of sufficient scope and  
15              significance as to constitute a distinct activity; and

16              (2) Has and regularly exercises direct control of the operation.

17       **SECTION 2.** A new section to chapter 4.1-03 of the North Dakota Century Code is created  
18       and enacted as follows:

19       **At-large representatives - Expiring terms - Notice.**

20       1. When the term of an at-large representative is scheduled to expire, the commission  
21       shall publish a notification, beginning in March of that year, once per month for two  
22       consecutive months in the official newspaper of each county. The notification must  
23       include:

24              a. A statement indicating applications are being accepted for an at-large  
25              representative member on the commission;

26              b. Instructions for obtaining an application form;

27              c. The deadline to submit an application;

28              d. Submission instructions for a completed application; and

29              e. The length of the term of office.

30       2. Beginning on March first, the commission shall post on the commission's website a  
31       notification that includes the information provided in subsection 1 in a year when the

- 1 term of an at-large representative is scheduled to expire. The notification must remain
- 2 posted until the application period closes.