

# MICROFILM DIVIDER

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DESCRIPTION

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10/17/03  
Date

2003 SENATE AGRICULTURE

SB 2199

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2003 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2199

Senate Agriculture Committee

Conference Committee

Hearing Date 1/23/03

Tape Number	Side A	Side B	Meter #
1		x	1370 - 2128
Committee Clerk Signature 			

Minutes:


Chairman Flakoll opened the hearing on SB 2199. All members were present.

Senator Erbele introduced SB 2199. The bill was introduced at the request of the North Dakota Soil Conservation Committee. They have had some confusion in their current policy concerning training new district supervisors. Some of their supervisors are elected for 3 year terms and some are appointed for one year terms with the requirement that newly elected supervisors must attend training sessions but it is unclear how often they needed to attend. This bill clarifies that they must attend orientation training once. Senator Erbele also had a proposed amendment to correct wording in the bill. (copy of proposed amendment attached)

Tom Christensen, Chairman of the North Dakota State Soil Conservation Committee, testified in favor of the bill. (written testimony) (meter # 1584)

Senator Flakoll asked, with respect to lines 9 and 10, where referencing date of selection, should the effective date be changed to allow for lag time?

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Page 2  
Senate Agriculture Committee  
Bill/Resolution Number SB 2199  
Hearing Date 01/23/03

Mr. Christensen said that is not a problem, elections are always in July. He explained the reasoning for the discussion of the term of the chairman was based on the legislative session. A chairman would be in place in a legislative off year then someone else would take over in the legislative year and that sometimes limited the effectiveness of the chairman in dealing with legislative issues.

Senator Flakoll asked if you are limited to three years for life?

Mr. Christensen said a committee member can serve two three year terms or six years total. The member could serve as chairman for three of those years.

Senator Seymour asked how long soil conservation districts have been in existence?

Mr. Christensen said since 1937.

Chairman Flakoll closed the hearing on SB 2199. (meter # 2108)

Senator Erbele said his proposed amendments were drafted by the legislative council.

Senator Klein moved and Senator Erbele seconded a Do Pass action on the amendment. Passed on roll call vote. Voting in favor were Senator Flakoll, Senator Erbele, Senator Klein, Senator Urlacher, Senator Nichols and Senator Seymour. No negative votes were cast.

Senator Klein moved and Senator Nichols seconded a Do Pass As Amended action on SB 2199. Passed on a roll call vote. Voting in favor were Senator Flakoll, Senator Erbele, Senator Klein, Senator Urlacher, Senator Nichols, and Senator Seymour. No negative votes were cast. Senator Seymour will carry the bill to the floor.

Chairman Flakoll recessed the meeting of the Senate Agriculture Committee.

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**FISCAL NOTE**  
 Requested by Legislative Council  
 01/16/2003

Bill/Resolution No.: SB 2199

1A. **State fiscal effect:** Identify the state fiscal effect and the fiscal effect on agency appropriations compared to funding levels and appropriations anticipated under current law.

	2001-2003 Biennium		2003-2005 Biennium		2005-2007 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues						
Expenditures						
Appropriations						

1B. **County, city, and school district fiscal effect:** Identify the fiscal effect on the appropriate political subdivision.

2001-2003 Biennium			2003-2005 Biennium			2005-2007 Biennium		
Counties	Cities	School Districts	Counties	Cities	School Districts	Counties	Cities	School Districts

2. **Narrative:** Identify the aspects of the measure which cause fiscal impact and include any comments relevant to your analysis.

No fiscal effect anticipated by the State Soil Conservation Committee for SB 2199.

3. **State fiscal effect detail:** For information shown under state fiscal effect in 1A, please:

A. **Revenues:** Explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.

B. **Expenditures:** Explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.

C. **Appropriations:** Explain the appropriation amounts. Provide detail, when appropriate, of the effect on the biennial appropriation for each agency and fund affected and any amounts included in the executive budget. Indicate the relationship between the amounts shown for expenditures and appropriations.

<b>Name:</b>	Scott Hochhalter	<b>Agency:</b>	State Soil Conservation Committee
<b>Phone Number:</b>	701-328-5125	<b>Date Prepared:</b>	01/21/2003

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01/17/03  
 Date

30421.0201  
Title.0300

Prepared by the Legislative Council staff for  
Senator Erbele  
January 23, 2003

*[Handwritten Signature]*  
1-23-03

PROPOSED AMENDMENTS TO SENATE BILL NO. 2199

- Page 1, line 2, replace "committee" with "district supervisors"
- Page 1, line 3, remove "members"
- Page 1, line 11, remove "consecutive"
- Renumber accordingly

Page No. i

30421.0201

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Operator's Signature

01/17/03  
Date







REPORT OF STANDING COMMITTEE (410)  
January 24, 2003 8:20 a.m.

Module No: SR-14-1019  
Carrier: Seymour  
Insert LC: 30421.0201 Title: .0300

**REPORT OF STANDING COMMITTEE**  
SB 2199: Agriculture Committee (Sen. Flakoll, Chairman) recommends **AMENDMENTS**  
**AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS,  
0 ABSENT AND NOT VOTING). SB 2199 was placed on the Sixth order on the  
calendar.

Page 1, line 2, replace "committee" with "district supervisors"

Page 1, line 3, remove "members"

Page 1, line 11, remove "consecutive"

Renumber accordingly

(2) DESK, (3) COMM

Page No. 1

SR-14-1019

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01/17/03  
Date

2003 HOUSE AGRICULTURE

SB 2199

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01/17/03  
Date

2003 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2199

House Agriculture Committee

Conference Committee

Hearing Date 3--6--03

Tape Number	Side A	Side B	Meter #
ONE	A		4.2 TO 12.4
Committee Clerk Signature <i>Edward D. Elford</i>			

Minutes:

CHAIRMAN NICHOLAS : Committee members, we will open on SB 2199.

Committee Members, Senator Erbele is with us so we will open the Hearing on 2199

SENATOR ERBELE: Thank you Mr. Chairman. For the record my name is Robert Erbele from Dist. 28. I am here to introduce SB 2199. Relates to soil conversation. It relates to training requirements for newly elected or appointed soil conservation district supervisors and relating to the soil conservation committee chairmanship. An individual may be selected for as many as three years. Currently they could only serve one term but they requested that an individual can be elected to three terms. Part of that was they are involved here in the legislative process which requires budgeting and so helps the chairman to have an on going relationship

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10/17/03  
Date

Page 2

House Agriculture Committee  
Bill/Resolution Number SB 2199  
Hearing Date 03--06--03

With the legislative process. It helps with the budgeting. This is an opportunity to build some relationships. It is a better base to operate. This is still up to the board but they may be elected for up to three years. The way the board is made up some are elected for three years and some may not be elected for three years. The last part of the bill is clarifying how often a board member has to attend or has to attend the orientation session. The bill states now An individual who has attended a training session as an elected or as an appointed soil conservation district supervisor may not be required to attend any additional or sub subsequent sessions.

REP. FROELICH : What is prompting three years?

SENATOR ERBELE: So we are not changing horses so fen.

TOM CHRISTENSON I am currently the chairman of the North Dakota Soil Conservation Committee. I am here in support of SB 2199. {PLEASE READ TESTIMONY FURNISHED BY TOM CHRISENSEN}

REP. FROELICH : You say three terms, line 11, you are saying three terms. Now are you looking at the local level or state level or both?

TOM CHRISENSEN: That is just for the chairman of the state conservation committee, not at the district level. Current law says that the chairman can only serve one term.

REP. FROELICH : Back home I work closely with the soil conversation. On line 21 it says "appointed to the position of a soil conservation district supervisor, are we talk at state level or local level.

TOM: We are talking about two different things. One year term as chairman is at the state level the training is for local.

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Page 3  
House Agriculture Committee  
Bill/Resolution Number SB 2199  
Hearing Date 03--06--03

REPRESENTATIVE FROELICH: Mr. Chairman, we have problems in our county that

sometimes we put people on ballots and we have a difficult time getting people to run.

This is probably going to make it even tougher for us. To get people to run. Now this is a mandate.

TOM: The committee discussed that and we recognize that potential problem.

REP. FROELICH : Now you are going to mandate that they come to these sessions.

TOM: Yes, when they are first elected. After that they will not be required to come.

REP. MUELLER : What is it we are going to be doing at these sessions?

TOM: Several years ago the committee put together a supervisors hand book and it contains powers and duties within the century code etc. And our intent is to highlight important areas of that to give them a familiarization with what there duties are.

REP. MUELLER I think it is a good idea.

REP. FROELICH How will this affect people that are already in office.

TOM: They will not have to go for the training.

CHAIRMAN NICHOLAS: Any other questions committee memebers?

WE WILL CLOSE ON SB2199.

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2003 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2199

House Agriculture Committee

Conference Committee

Hearing Date 3--07---03

Tape Number	Side A	Side B	Meter #
ONE	A		14 TO 16
Committee Clerk Signature <i>Edward D. Elson</i>			

Minutes:

CHAIRMAN NICHOLAS: Open your book to SB 2199.

THE CHAIR WILL ENTERTAIN A MOTION ON SB 2199.

REPRESENTATIVE FROELICH MOVED FOR A DO PASS.

REPRESENTATIVE KREIDT: SECONDED THE MOTION.

THE ROLL WAS TAKEN:

THERE WAS 10 YES 0 NO AND 3 ABSENT.

REPRESENTATIVE KREIDT CARRIED THE BILL.

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10/17/03  
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SB 2199  
3-7-03

Date:  
Roll Call Vote #:

**2003 HOUSE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO.**

House AGRICULTURE COMMITTEE

Check here for Conference Committee

Legislative Council Amendment Number \_\_\_\_\_

Action Taken DO PASS

Motion Made By FROELICH Seconded By KREIDT

Representatives	Yes	No	Representatives	Yes	No
CHAIRMAN NICHOLAS	✓				
VICE CHAIRMAN POLLERT	✓				
REPRESENTATIVE BELTER					
REPRESENTATIVE BOEHNING	✓				
REPRESENTATIVE KELSCH					
REPRESENTATIVE KINGSBURY	✓				
REPRESENTATIVE KREIDT	✓				
REPRESENTATIVE UGLEM	✓				
REPRESENTATIVE WRANGHAM	✓				
REPRESENTATIVE BOE	✓				
REPRESENTATIVE FROELICH	✓				
REPRESENTATIVE MELLER					
REPRESENTATIVE ONSTAD	✓				

Total (Yes) 10 No 0

Absent 3

Floor Assignment KREIDT

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REPORT OF STANDING COMMITTEE (410)  
March 20, 2003 10:51 a.m.

Module No: HR-50-5294  
Carrier: Kreidt  
Insert LC: . Title: .

**REPORT OF STANDING COMMITTEE**  
SB 2199, as engrossed: Agriculture Committee (Rep. Nicholas, Chairman) recommends  
**DO PASS** (10 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). Engrossed SB 2199  
was placed on the Fourteenth order on the calendar.

(2) DESK, (3) COMM

Page No. 1

HR-50-5294

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03/17/03  
Date



2003 TESTIMONY

SB 2199

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Chairman Flakoll and members of the Senate Agriculture Committee. My name is Tom Christensen and I am currently the chairman of the North Dakota State Soil Conservation Committee. I am here in support of SB 2199, which relates to training for newly elected or appointed soil conservation district supervisors and the change in the number of terms an individual may serve as chairman of the State Soil Conservation Committee.

As officials of local government, Soil Conservation District Supervisors have responsibility in matters of soil conservation that affect land productivity and the protection and wise use of our natural resources.

As new Soil Conservation District Supervisors are elected or appointed, their effectiveness depends on having a knowledge and understanding of their statutory role, planning and local policy development, understanding their working relationships with state and federal government agencies, understanding conservation related issues and directing publicly funded employees.

The State Soil Conservation Committee feels that a training program for newly elected and appointed supervisors is a necessary first step for supervisors to effectively carry out the purpose, responsibilities and duties of Soil Conservation Districts in North Dakota.

The State Soil Conservation Committee desires the ability to allow a member to be selected as chairman for multiple terms. The Committee feels that a one-year term limits the effectiveness of its leadership.

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**Testimony**  
**North Dakota State Soil Conservation Committee**  
**Senate Bill 2199**  
**House Agriculture Committee**  
**Chairman Eugene Nicholas**  
**March 6, 2003**

Chairman Nicholas and Members of the House Agriculture Committee. My name is Tom Christensen and I am currently the chairman of the North Dakota State Soil Conservation Committee. I am here in support of SB 2199, which relates to training for newly elected or appointed soil conservation district supervisors and the change in the number of terms an individual may serve as chairman of the State Soil Conservation Committee.

As officials of local government, Soil Conservation District Supervisors have responsibility in matters of soil conservation that affect land productivity and the protection and wise use of our natural resources.

As new Soil Conservation District Supervisors are elected or appointed, their effectiveness depends on having a knowledge and understanding of their statutory role, planning and local policy development, understanding their working relationships with state and federal government agencies, understanding conservation related issues and directing publicly funded employees.

The State Soil Conservation Committee feels that a training program for newly elected and appointed supervisors is a necessary first step for supervisors to effectively carry out the purpose, responsibilities and duties of Soil Conservation Districts in North Dakota.

The State Soil Conservation Committee desires the ability to allow a member to be selected as chairman for multiple terms. The Committee feels that a one-year term limits the effectiveness of its leadership.

Chairman Nicholas and Members, I urge your support. I would be happy to answer any questions you may have.

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