

# MICROFILM DIVIDER

OMB/RECORDS MANAGEMENT DIVISION

SFN 2053 (2/85) 5M



ROLL NUMBER

DESCRIPTION

3020

2005 HOUSE AGRICULTURE

HCR 3020

2005 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HCR 3020

House Agriculture Committee

Conference Committee

Hearing Date 1---28---05

Tape Number	Side A	Side B	Meter #
ONE	A		7 TO 13.7
Committee Clerk Signature <i>Thomas D. Ellyson</i>			

Minutes:

MADAM CHAIR WOMAN KINGSBURY: Committee Members, we will open on HCR 3020. Committee Members, what are your wishes on HCR 3020?

**REPRESENTATIVE BRANDENBURG: MADE A MOTION FOR A DO PASS AS AMENDED.**

**REPRESENTATIVE KREIDT: SECONDED THE MOTION.**

**THE CLERK WILL TAKE THE ROLL.**

**THERE WERE 10 YES**

**0 NO**

**3 ABSENT**

**REPRESENTATIVE BRANDENBURG CARRIED HCR 3020**

VK  
1/28/05

HOUSE : AMENDMENTS TO HOUSE CONCURRENT RESOLUTION NO. 3020AG 1-31-05

Page 1, after line 5, insert:

"**WHEREAS**, the severe and extreme weather conditions also caused drought, which resulted in ranchers having to reduce the size of their herds; and"

Page 1, line 18, remove "and"

Page 1, line 19, after "and" insert "to recognize losses associated with herd reductions during the year of loss and losses associated with continuing herd reductions due to drought conditions; and"

Renumber accordingly

HR 3020

Date: 1-28-05  
Roll Call Vote #:

2005 HOUSE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO.

House HOUSE AGRICULTURE COMMITTEE Committee

Check here for Conference Committee

Legislative Council Amendment Number

*Move Amendment  
meets*

Action Taken

*DO PASS*

Motion Made By

*HEADLAND*

Seconded By

*BOE*

Representatives	Yes	No	Representatives	Yes	No
REP. EUGENE NICHOLAS CHAIRMAN			REP. TRACY BOE		
REP. JOYCE KINGSBURY VICE CHAIRMAN			REP. ROD FROELICH		
REP. WESLEY BELTER			REP. PHILLIP MUELLER		
REP. M. BRANDENBURG			REP. KENTON ONSTAD		
REP. CHUCK DAMSCHEN					
REP. CHAIG HEADLAND					
REP. GARY KREIDT					
REP. GERALD UGLEM					
REP. JOHN WALL					

*Done*

Total (Yes) \_\_\_\_\_ No \_\_\_\_\_

Absent \_\_\_\_\_

Floor Assignment \_\_\_\_\_

If the vote is on an amendment, briefly indicate intent:

ACR 3020  
1-28-05

Date:  
Roll Call Vote #:

2005 HOUSE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO.

House HOUSE AGRICULTURE COMMITTEE Committee

Check here for Conference Committee

Legislative Council Amendment Number As Amended

Action Taken DUPASS

Motion Made By BRANDEN Seconded By KREIDT

Representatives	Yes	No	Representatives	Yes	No
REP. EUGENE NICHOLAS CHAIRMAN			REP. TRACY BOE	✓	
REP. JOYCE KINGSBURY VICE CHAIRMAN	✓		REP. ROD FROELICH	✓	
REP. WESLEY BELTER			REP. PHILLIP MUELLER	✓	
REP. M. BRANDENBURG	✓		REP. KENTON ONSTAD	✓	
REP. CHUCK DAMSCHEN					
REP. CHAIG HEADLAND	✓				
REP. GARY KREIDT	✓				
REP. GERALD UGLEM	✓				
REP. JOHN WALL	✓				

Total (Yes) 10 No 0

Absent 3

Floor Assignment BRANDENBURG

If the vote is on an amendment, briefly indicate intent:

**REPORT OF STANDING COMMITTEE**

**HCR 3020: Agriculture Committee (Rep. Nicholas, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (10 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). HCR 3020 was placed on the Tenth order on the calendar.

Page 1, after line 5, insert:

**"WHEREAS**, the severe and extreme weather conditions also caused drought, which resulted in ranchers having to reduce the size of their herds; and"

Page 1, line 18, remove "and"

Page 1, line 19, after "and" insert "to recognize losses associated with herd reductions during the year of loss and losses associated with continuing herd reductions due to drought conditions; and"

Renumber accordingly

2005 SENATE AGRICULTURE

HCR 3020




2005 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HCR 3020

Senate Agriculture Committee

Conference Committee

Hearing Date February 24, 2005

Tape Number	Side A	Side B	Meter #
1	x		4435 - 5641
Committee Clerk Signature 			

Minutes:

**Chairman Flakoll** opened the hearing on HCR 3020, a resolution urging Congress to implement the 2003-04 emergency agricultural disaster assistance legislation in the same manner as the 2001-02 legislation. Senator Taylor was absent.

**Representative Berg** introduced the resolution. It is about fairness. This past year we had crops that did not get harvested. When they came through to assess the crops they used an arbitrary discount rate when they paid farmers. This resolution urges that a fair, uniform discount be used rather than the arbitrary discount. This will put more money in the pockets of North Dakota farmers. If you care about North Dakota farmers, you will support the resolution.

**Ken Junkert**, representing Agriculture Commissioner Roger Johnson, testified in favor of the resolution. (written testimony) (meter 4684)

**Woody Barth**, North Dakota Farmers Union, testified in favor of the bill. (meter 4784) Some of this is being settled, the problems of crop insurance and quality adjustments, have been

worked out in the past two or three weeks. One of the unknowns is the livestock program. The bill directs more universal and uniform dispersal of funds to livestock producers so hopefully that will be taken care of as well and based on the average herd size normally run on the piece of land rather than what was actually there in the drought stressed regions of North Dakota.

**Senator Flakoll** said, based on what has been happening in Washington, it sounds like we won't need any amendments to the resolution.

**Mr. Barth** said there are no amendments that he would recommend. The resolution addresses the concerns of North Dakota producers. (meter 5039)

**Senator Urlacher** asked about identifying the capacity of pastures, would that be based on the soil productivity.

**Mr. Barth** said it would be based on the animal grazing units allowed on that land and that type of soils. Morton County would be different than Stark County. Seven acres per pair is common in his area.

**Senator Erbele** asked seven acres for a grazing season or for 5 months.

**Mr. Barth** said 5 months.

**Senator Urlacher** said this varies from ranch to ranch, it is 20 acres per pair in some areas.

**Mr. Barth** said it is 20 in the badlands, 5 in the east.

**Senator Flakoll** said it is 1 in the Red River Valley.

**Mr. Barth** said it is written into the legislation, the disaster payments to the livestock producers should be made that way, we will have to see if it really is.

**Chairman Flakoll** closed the hearing on HCR 3020.

**Senator Seymour** moved for a do pass on engrossed HCR 3020.

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Senate Agriculture Committee  
Bill/Resolution Number HCR 3020  
Hearing Date February 24, 2005

**Senator Erbele** seconded the motion.

**Senator Urlacher** said we need to consider the fact that what is a benefit to agriculture is a benefit to the state.

The motion carried on a roll call vote 5-0-1.

**Senator Erbele** will carry the bill.

Date: 2/24/05  
 Roll Call Vote # 1

**2005 SENATE STANDING COMMITTEE ROLL CALL VOTES**  
**BILL/RESOLUTION NO. *Engrossed HCR 3020***

Senate Agriculture Committee

Check here for Conference Committee

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

Action Taken Do Pass

Motion Made By Sen. Seymour Seconded By Sen Erbele

Senators	Yes	No	Senators	Yes	No
Senator Flakoll	✓		Senator Seymour	✓	
Senator Erbele	✓		Senator Taylor	A	
Senator Klein	✓				
Senator Urlacher	✓				

Total (Yes) 5 No 0

Absent 1

Floor Assignment Sen. Erbele

If the vote is on an amendment, briefly indicate intent:

**REPORT OF STANDING COMMITTEE (410)**  
February 24, 2005 10:25 a.m.

**Module No: SR-34-3547**  
**Carrier: Erbele**  
**Insert LC: . Title: .**

**REPORT OF STANDING COMMITTEE**

**HCR 3020, as engrossed: Agriculture Committee (Sen. Flakoll, Chairman) recommends DO PASS (5 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Engrossed HCR 3020 was placed on the Fourteenth order on the calendar.**

2005 TESTIMONY

HCR 3020

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**Testimony of Roger Johnson  
Agriculture Commissioner  
House Concurrent Resolution No. 3020  
Senate Agriculture Committee  
Roosevelt Park Room  
February 24, 2005**

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Chairman Flakoll and members of the Senate Agriculture Committee, I am Agriculture Commissioner Roger Johnson. I am here today in support of HCR 3020, urging Congress to implement the 2003-04 emergency disaster assistance legislation in the same manner as the 2001-02 legislation.

In 2004, weather patterns resulted in a significant area of prevented planting and late crop development. An early August frost and insufficient heat units for late planted small grains and row crops caused widespread quality problems. Drought conditions also continue to plague the southwestern part of the state.

Producers are receiving heavy market discounts for low falling numbers, low protein, damaged kernels, shrunken kernels, and low-test weights. Agriculture producers are continually frustrated with disparities between quality discounts received in the marketplace and quality loss

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adjustments provided by crop insurance. Unfortunately, the Risk Management Agency schedules of discounts do not reflect market discounts farmers are facing.

I have contacted Ross Davidson, Administrator, Risk Management Agency (RMA) and others in RMA to communicate my concerns regarding crop insurance and its obvious inability to adequately address quality loss issues. As USDA begins to implement the disaster assistance program, it is obvious that crop insurance will not address quality problems facing North Dakota producers. I urge USDA to consider local market discounts that producers are experiencing for quality factors that are not reflected in crop insurance standards or Farm Service Agency discount schedules.

The 95 percent revenue cap first appeared in the 2001-02 disaster assistance package. The 95 percent revenue cap is problematic in that it undermines long-term efforts to encourage producers to purchase “buy-up” coverage. Reliance on yearly disaster legislation is unpredictable. In order to encourage more producers to purchase “buy-up” coverage, USDA should reimburse the premium difference to any producer who purchased higher levels of insurance coverage. I spoke with Secretary of Agriculture Mike Johanns and others in the USDA sub-cabinet on Monday this week and was insured that USDA intended to do exactly that.



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I will continue to work closely with USDA on disaster legislation and will continue to address reforms of crop insurance programs in order to address crop quality issues. Chairman Flakoll and committee members, I urge a do pass on HCR 3020.