

# MICROFILM DIVIDER

OMB/RECORDS MANAGEMENT DIVISION

SFN 2053 (2/85) 5M



ROLL NUMBER

DESCRIPTION

2156

2005 SENATE AGRICULTURE

SB 2156

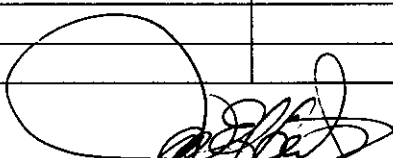
2005 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2156

Senate Agriculture Committee

☐ Conference Committee

Hearing Date January 14, 2005

Tape Number	Side A	Side B	Meter #
1	x		79 - 1687
Committee Clerk Signature 			

Minutes:

Chairman Flakoll opened the hearing on SB 2156, relating to the collocation of agricultural promotion groups. All members were present.

**Senator Klein** introduced the bill. The Oilseed Council may want to move from their present office location to be closer to other national commodity groups it works with on a regular basis. In 1983, 42407 was introduced and required collocation of several commodity groups, SB 2156 is a repealer. The Dairy Promotion group has already moved. (meter 203)

**Senator Taylor** asked if the Oilseed Council wants to move closer to another grower group.

**Senator Klein** said it would be an economic benefit to them to be able to move.

**Representative Mike Brandenburg** testified in favor of the bill. (meter 360)

**Senator Seymour** asked why collocation was required in the first place.

**Representative Brandenburg** said he thought it was to share expenses.

**Larry Kleingartner**, Executive Director of the National Sunflower Association, testified in favor of the bill. The National Sunflower Association contracts with the Oilseed Council in addition to several other Oilseed Councils across the midwest. The National Sunflower Association has the contract on the rental space currently occupied by the commodity groups. All the neighbors get along great and there are no problems. Collocation was initially required to share resources. At that time, many of the groups had home economists on their staffs and need access to a demonstration kitchen. They were able to share expenses for the kitchen with the other groups. The Sunflower Association has moved past that now. They currently have a USDA contract for promotion overseas and the contract requires them to be in a handicapped accessible building. The current building is not handicapped accessible nor will it be. A Super Walmart is locating to the north of their building and he suspects the building may have a short future. The land it sits on is quite valuable and if the building is sold, the groups could have difficulty finding adequate space in a new location. It took 2 years to find a suitable location when they initially moved into the space. They are not currently ready to move, they need the flexibility. They also so not want to be out of compliance with their federal contract. The one benefit of collocation is the convenience to refunders to make the rounds of the commodity groups. (meter 840)

**Senator Taylor** asked if the groups currently share a copy machine.

**Mr. Kleingartner** said no but they do share a router for the internet.

**Senator Taylor** asked in terms of refunds, what groups are located in the office.

**Mr. Kleingartner** said Beef (no refund) , Wheat, and Oilseed which represents 5 seed varieties.

**Nancy Jo Bateman**, North Dakota Beef Commission, was neutral on the bill. The Beef Commission has enjoyed their relationship and many benefits from collocation. The change to the People Soft accounting system has been easier with other groups going through the same change and being there to help each other. The common conference room and test kitchen has been beneficial. They do not want to tie the hands of the other groups. They will try to keep collocated, even if it is not mandated. The North Dakota Farm Bureau and the Grain Growers also share in the cost of the conference room. It has also been convenient to have the Farm and Ranch Guide located on the same floor. (meter 1168)

**Neal Fisher**, North Dakota Wheat Commission, shares the views that have already been presented. The relationship with the Farm and Ranch Guide is important to the Wheat Commission, due to their weekly column. They do not want to stand in the way of the flexibility of some groups.

**Senator Klein** said they are working to provide the flexibility to some groups.

**Senator Flakoll** asked if it would be difficult to find another space.

**Mr. Fisher** said it took a long time to find the current space.

**Wayne Carlson**, North Dakota Agriculture Department, appeared to clarify the North Dakota Dairy Promotion Commission contracted with the Midwest Dairy Association in the mid 1990's. They have one staff member in North Dakota but they generally work out of their home and they don't have a need for office space. They have been in violation of this law for 10 to 15 years.

Chairman Flakoll closed the hearing on SB 2156.

**Senator Klein** moved a Do Pass on SB 2156.

**Senator Erbele** seconded the motion.

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Senate Agriculture Committee

Bill/Resolution Number SB 2156

Hearing Date January 14, 2005

The motion passed on a roll call vote 6-0-0. **Senator Taylor** will carry the bill.

Chairman Flakoll recessed the meeting of the Senate Agriculture Committee.

Date: 1/14/05  
Roll Call Vote # 1

2005 SENATE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. 2156

Senate Agriculture Committee

☐ Check here for Conference Committee

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

Action Taken Do Pass

Motion Made By Sen. Klein Seconded By Sen. Erbele

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

Total (Yes) 6 No 0

Absent 0

Floor Assignment Senator Taylor

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

**REPORT OF STANDING COMMITTEE (410)**  
**January 14, 2005 10:17 a.m.**

**Module No: SR-09-0473**  
**Carrier: Taylor**  
**Insert LC: . Title: .**

**REPORT OF STANDING COMMITTEE**

**SB 2156: Agriculture Committee (Sen. Flakoll, Chairman) recommends DO PASS**  
**(6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2156 was placed on the**  
**Eleventh order on the calendar.**



2005 HOUSE AGRICULTURE

SB 2156

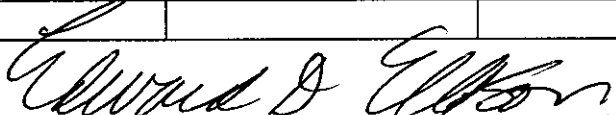
2005 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2156

House Agriculture Committee

☐ Conference Committee

Hearing Date 2---25---05

Tape Number	Side A	Side B	Meter #
ONE	A		00 TO 4.3
Committee Clerk Signature 			

Minutes:

VICE CHAIR WOMAN KINGSBURY: Committee Members,. We will open on SB 2156.

SENATOR KLEIN: Handed out testimony on bill. The bill is a repeater bill. It is relating to the collocation of agricultural promotion groups. SECTION 1. REPEAL. SECTION

4-24-07 of the North Dakota Century Code is repealed. The bill is as short as they come. I

handed out the repeater. The commissions all collocate out of one office. As you will hear

There are issues that when the originally collocated they were going to save money by

Sharing clerical services. They don't do that anymore. Accessibility to the building is a

factor. The groups can save some money by being somewhere else. The want more flexibility.

With that Madam Chair woman. Again it is just a repeater.

CHAIR WOMAN: Any additional testimony.

DAN BUXA: OIL SEED COUNCIL AND SUNFLOWER ASSOCIATION.

Sharing offices have become obsolete. Sharing computers printers, It dose not work.

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House Agriculture Committee

Bill/Resolution Number SB 2156

Hearing Date 2---25---05

Not beneficial. Sunflower Association shares space with Oil Seed Council. They currently down sized there staff to point to where they would like the flexibility to move out of building. This would be a cost savings to them. The existing building is not in compliance.. If the Feds. Made them get into compliance it would be a problem. WE SUPPORT 2156.

REPRESENTATIVE MUELLER: So the contracts as to rent when they come do you can just move out.

CHAIRMAN NICHOLAS: Any other support for this bill. Any opposition to bill.

We will close he hearing on SB 2156

**REPRESENTATIVE HEADLAND MADE A MOTION FOR A DO PASS ON 2156.**

**REPRESENTATIVE BELTER SECONDED THE MOTION.**

**CHAIR: Is there any further discussion Committee Members.**

**THE CLERK WILL TAKE THE ROLL.**

**THERE WERE 13 YES 0 NO 0 ABSENT**

**REPRESENTATIVE DAMSCHEN CARRIED THE BILL.**

**REPRESENTATIVE CLOSE ON SB 2156**

Date:

Roll Call Vote #:

SB 2156  
2-25 05

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

House HOUSE AGRICULTURE COMMITTEE

Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number

7

Action Taken

DO PASS

Motion Made By

HEADLAND

Seconded By

BELTER

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)

13

No

0

Absent

0

Floor Assignment

Damschen

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

**REPORT OF STANDING COMMITTEE (410)**  
February 25, 2005 12:58 p.m.

**Module No: HR-35-3696**  
**Carrier: Damschen**  
**Insert LC: . Title: .**

**REPORT OF STANDING COMMITTEE**

**SB 2156: Agriculture Committee (Rep. Nicholas, Chairman) recommends DO PASS**  
(13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2156 was placed on the  
Fourteenth order on the calendar.

2005 TESTIMONY

SB 2156

**4-24-07. Agricultural promotion groups — Collocation and assistance.** The North Dakota wheat commission, established under section 4-28-03; the North Dakota oilseed council, established under section 4-10.2-03; the North Dakota dairy promotion commission, established under section 4-27-04; and the North Dakota beef commission, established under section 4-34-03 shall collocate their respective offices. Each of the collocated entities may share administrative and clerical services as well as equipment and supplies. The collocated offices may, by majority vote of the members of each council or commission, agree to furnish services to other statutory agricultural commodity promotion groups.

**Source:** S.L. 1981, ch. 96, § 1; 1989, ch. 76, § 8.

**4-24-08. North Dakota winter show — Official site.** The North Dakota winter show, an annual exhibition, is to be held in Valley City. No other event may be designated as, nor call itself, the North Dakota winter show, or any similar name designed to confuse the public with the exhibition sponsored every year in Valley City by the North Dakota winter show, a nonprofit corporation organized under the laws of this state. The North Dakota winter show is the official site of the North Dakota agricultural hall of fame.

**Source:** S.L. 1983, ch. 98, § 1; 1997, ch. 70, section 1 of chapter 70, S.L. 1997 became effective August 1, 1997.

**Effective Date.**

The 1997 amendment of this section by

**4-24-09. Agricultural commodity assessments funds — Investment income allocation.** The state treasurer, notwithstanding any other provision of law to the contrary, shall invest in accordance with section 21-10-07 all available moneys in the spud fund, oilseed fund, dry bean fund, dry pea and lentil fund, barley fund, soybean fund, corn fund, honey fund, turkey fund, milk stabilization fund, dairy promotion commission fund, state wheat commission fund, and the beef commission fund. The investment of moneys must be made in cooperation with the governing body of the respective agricultural commodity entity. The state treasurer, by rule, shall establish, in cooperation with the agricultural commodity organizations, guidelines to be followed regarding the investment of moneys in each fund. The state treasurer shall credit twenty percent of the investment income derived from each fund to the general fund in the state treasury as payment for accounting, printing, data processing, legal, and other services when provided without cost by the state to the agricultural commodity entity. The state treasurer shall credit eighty percent of the investment income derived from each fund to the respective fund.

**Source:** S.L. 1985, ch. 97, § 1; 1989, ch. 76, § 9; 1989, ch. 85, § 1; 1993, ch. 51, § 8; 1997, ch. 63, § 11; 2001, ch. 69, § 1.

The 1997 amendment of this section by section 11 of chapter 63, S.L. 1997 became effective July 1, 1997.

**Effective Date.**

The 2001 amendment of this section by section 1 of chapter 69, S.L. 2001 became effective August 1, 2001.

**Note.**

Section 4-24-09 was amended twice by the 1989 Legislative Assembly. Section 9 of chapter 76, S.L. 1989.