

MICROFILM DIVIDER

OMB/RECORDS MANAGEMENT DIVISION
SFN 2053 (2/85) 5M



ROLL NUMBER

DESCRIPTION

3034

2007 HOUSE AGRICULTURE

HCR 3034

2007 HOUSE STANDING COMMITTEE MINUTES

Bill/Resolution No. **HB 3034**

House Agriculture Committee

2-9-07

Recorder Job Number **3297**

Committee Clerk Signature *Edward Ellefson (mt)*

Minutes:

CHAIRMAN JOHNSON: Committee Members, we will open on HCR 3034. 3034 is A resolution I had drawn up. I think that we don't have to remind you that all the Testimony we had on 1086, there are check off issues with the potato industry and that bill passed when it came out of committee and when it came out of hearing as a do not pass. So I had this resolution drawn up in case that bill would fail. It did not fail, it passed through the House and it is in the Senate now and I don't know what will happen over there but if should fail to pass the Senate, I do believe for the industry, a resolution could be in place so it can be studied to see if the ramifications? (unable to understand) if it goes other then what? (unable to understand)

Any questions?

CHAIRMAN JOHNSON: Others to offer support.

VICE CHAIR WOMAN Kingsbury: Mr. Chairman and members of the committee. I urge your support of 3034. I hope we can keep this alive and make a study If need be. Thank you.

CHAIRMAN JOHNSON: Others in support of HCR 3034?

Any opposition to HCR 3034? We will close the hearing on HCR 3034.

2007 HOUSE STANDING COMMITTEE MINUTES

Bill/Resolution No. HCR 3034

House Agriculture Committee

Check here for Conference Committee

Hearing Date: 2-9-07

Recorder Job Number: 3300

Committee Clerk Signature

Edward Ellipson - mk

Minutes:

CHAIRMAN JOHNSON: WE WILL OPEN ON HCR 3034.

REPRESENTATIVE MUELLER: MADE A MOTION FOR A DO PASS.

REPRESENTATIVE KINGSBURY SECONDED THE MOTION.

CHAIRMAN JOHNSON: ON A VOICE VOTE ALL THOSE IN FAVOR SIGNIFY
BY SAYING YES. OPPOSE SAME SIGN.

THE VOTE IS 12 YES 0 NO 1 ABSENT

REPRESENTATIVE KINGSBURY WILL CARRY THE RESOLUTION.

CHAIRMAN JOHNSON CLOSED ON HCR 3034.

Date: 2-9-07
Roll Call Vote #: 1

2007 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. HCR 3034

House Agriculture

Committee

Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken Do Pass

Motion Made By Rep Mueller Seconded By Rep Kingsbury

Representatives	Yes	No	Representatives	Yes	No
Chairman Dennis Johnson	✓		Tracy Boe		
Vice Chair Joyce Kingsbury	✓		Rodney Froelich	✓	
Wesley Belter	✓		Phillip Mueller	✓	
Mike Brandenburg	✓		Kenton Onstad	✓	
Craig Headland	✓		Benjamin Vig		
Brenda Heller	✓				
John D Wall	✓				
Gerry Uglen	✓				

Total (Yes) 17 No 0

Absent 1

Floor Assignment Rep Kingsbury

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

Vote

REPORT OF STANDING COMMITTEE

HCR 3034: Agriculture Committee (Rep. D. Johnson, Chairman) recommends DO PASS and BE PLACED ON THE CONSENT CALENDAR (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HCR 3034 was placed on the Tenth order on the calendar.

2007 SENATE AGRICULTURE

HCR 3034

2007 SENATE STANDING COMMITTEE MINUTES

Bill/Resolution No. 3034

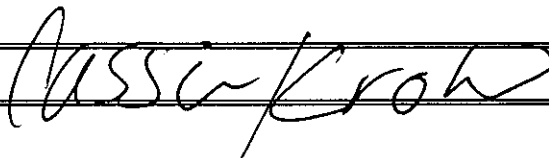
Senate Agriculture Committee

Check here for Conference Committee

Hearing Date: March 8, 2007

Recorder Job Number: 4731

Committee Clerk Signature



Minutes:

Sen. Flakoll opened the hearing on HCR 3034, a concurrent resolution directing the Legislative Council to study the feasibility and desirability of eliminating refunds from the potato assessment law. All members (7) were present.

Rep. Johnson, district 15, testified in favor of the bill.

Rep. Johnson- we introduced this study resolution because we did not know what the outcome would be on HD 1086.

Sen. Flakoll- is there any language that you think we should add or delete from here.

Rep. Johnson- that would be up to the committee.

Sen. Wanzek- depending what happens to HB 1086 could that reflect on this resolution?

Rep. Johnson- I think that whether HB 1086 gets passed or deleted that this resolution is something that the committee may want to look at.

Jack Scott, potato grower, testified in favor of the bill.

Jack Scott- I stand here in support of this. This issue needs to be addressed before ND becomes the first of 10 state check off programs to mandate payment. Because this issue is so important to our industry and to ND agriculture and because the potato industry ought to be

given a chance to internally resolve this issue on check offs and the perfect solution is to pass this resolution.

Jim Behrens, potato grower, testified in favor of the bill.

Jim Behrens- I have never applied for a refund nor do I plan on it, I stand in support of this resolution so that they can study this issue. Will we work it out in 2 years I am not sure but there are people on both side of the table that are willing to give it a shot.

Craig Steinbeisor, potato grower, testified in favor of the bill.

Craig Steinbeisor- I stand in support of this resolution.

Sen. Taylor- how long have you been growing?

Craig Steinbeisor- this will be my 7th crop year.

Cal Rolfson was also present and in favor of the bill.

No opposition to the bill.

Sen. Flakoll calls **Duane Maatz** to the podium.

Sen. Heckaman- can you tell me how you decide with your budget where it goes and what it is?

Duane Maatz- our goal is that we spend 1/3 of our dollars on research we have around a \$500,000 budget.

Sen. Heckaman- in the research who helps decide which way the research money goes?

Duane Maatz- we have a research committee.

Sen. Klein- where does the money come from fro the negotiation portion?

Duane Maatz- we provide that portion of the budget.

Sen. Klein- Is that administration?

Duane Maatz- that comes out of the marketing budget.

Sen. Klein- and so the marketing is what is left of the 30% after administration and research?

Duane Maatz- the other portion that we haven't discussed at all is national potato council dues, attendance and such.

Sen. Taylor- you have 10 members on the board what type of potatoes does the board grow?

Duane Maatz- 3 members from Minnesota, 1 in the nw part of the state is a seed grower, 1 that is local to our office is a fresh grower, 1 that is from the Minnesota potato council. On the ND side we have 1 process representative, 1 ND potato council representative, 1 past chairman that is a russet grower from Steele, in the northern part of the valley there is 1 red grower, 1 is a chip potato grower and 2 others that I don't remember.

Sen. Flakoll- but there is no requirement that they have to be from a certain one?

Duane Maatz- no requirement.

Sen. Behm- is the board elected from all of the potato growers?

Duane Maatz- yes.

Sen. Flakoll closed the hearing.

2007 SENATE STANDING COMMITTEE MINUTES

Bill/Resolution No. 3034

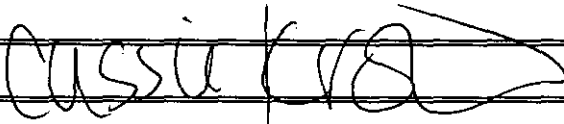
Senate Agriculture Committee

Check here for Conference Committee

Hearing Date: March 23, 2007

Recorder Job Number: 5509

Committee Clerk Signature



Minutes:

Sen. Flakoll opened the discussion on HCR 3034.

Sen. Wanzek- I have some proposed amendments here that I would like to pass out for everyone to look at (went over amendments 1:14-2:10)

Sen. Taylor- I know this is a study and we can direct it as much as we can but we don't know what is going to come out the other end of it but I would sure encourage council to perform this study.

Sen. Wanzek- regardless of how this goes I think that no matter what that this needs to be studied.

Sen. Wanzek motioned to adopt the amendments and was seconded by **Sen. Taylor**, roll call vote 1: 5 yea, 1 nay, 1 absent. **Sen. Wanzek** motioned for a do pass as amended and was seconded by **Sen. Taylor**, roll call vote 2: 5 yea, 1 nay, 1 absent. **Sen. Wanzek** was designated to carry the bill to the floor.

Date: March 23, 2007
Roll Call Vote #: 1

2007 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 3034

Senate Agriculture Committee

Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken Move to adopt amendments

Motion Made By Wanzek Seconded By Taylor

Senators	Yes	No	Senators	Yes	No
Tim Flakoll-Chairman	X		Arthur H. Behm		X
Terry M. Wanzek-Vice Chairman	X		Joan Heckaman		
Robert S. Erbele	X		Ryan M. Taylor	X	
Jerry Klein	X				

Total (Yes) 5 No 1

Absent 1

Floor Assignment _____

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

Date: March 23, 2007
Roll Call Vote #: 2

2007 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 3034

Senate Agriculture Committee

Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken Do Pass as Amended

Motion Made By Wanzek Seconded By Taylor

Senators	Yes	No	Senators	Yes	No
Tim Flakoll-Chairman	X		Arthur H. Behm		X
Terry M. Wanzek-Vice Chairman	X		Joan Heckaman		
Robert S. Erbele	X		Ryan M. Taylor	X	
Jerry Klein	X				

Total (Yes) 5 No 1

Absent 1

Floor Assignment Sen. Wanzek

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

REPORT OF STANDING COMMITTEE

HCR 3034: Agriculture Committee (Sen. Flakoll, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends **DO PASS** (5 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). HCR 3034 was placed on the Sixth order on the calendar.

Page 1, line 2, after "of" insert "addressing the current imbalance in the funding and governance of the North Dakota State Potato Council and of"

Page 1, after line 2, insert:

"WHEREAS, the North Dakota Potato Industry Promotion Act was enacted in 1967 with the specific intent of dividing the state into five districts containing "as nearly equal potato acreage as practicable" with one participating potato grower elected from each district; and

WHEREAS, the potato districts have remained geographically unchanged since 1976, with potato districts 1 through 4 consisting of six counties and district 5 consisting of the remaining 47 counties; and

WHEREAS, currently the majority of North Dakota potato production occurs within the 47 counties of district 5; and"

Page 1, after line 21, insert:

"BE IT FURTHER RESOLVED, that the Legislative Council study the feasibility and desirability of addressing the current imbalance of representation in and funding of the North Dakota State Potato Council and the expenditure of checkoff funds by the council and the associations supported by potato checkoff funds; and"

Renumber accordingly