

2009 HOUSE AGRICULTURE

HB 1111

2009 HOUSE STANDING COMMITTEE MINUTES

Bill/Resolution No. 1111

House Agriculture Committee

Check here for Conference Committee

Hearing Date: January 16, 2009

Recorder Job Number: 7150

Committee Clerk Signature *Re Mae Kuehn*

Minutes:

Wayne Carlson, Program Manager for Livestock Services—in charge of the Dairy

Program: I'm here in support of HB1111. **(Written testimony attached #1)** (He explained how the bill updates the references to the latest versions of dairy regulations.)

Chairman Johnson: 3 A Standard is in reference to . . . ?

Wayne Carlson: 3 A Standards is a group of people that develop standards for milk equipment. For example, stainless steel, seals, etc. and everything that goes into milk equipment. They set the standards and all milk programs in the nation accept those standards.

Chairman Johnson: I'll close the hearing on 1111.

Representative Kingsbury moved for a Do Pass.

Representative Mueller seconded the motion.

A Roll Call vote was taken: **Yes: 11, No: 0, Absent: 2** (Representative Boe and Representative Belter)

Representative Kingsbury will carry the bill.

Date: 1/16/09

Roll Call Vote #: 1

2009 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 1111

House Agriculture Committee

Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken Do Pass Do Not Pass Amended

Motion Made By Rep. Kingsbury Seconded By Rep. Mueller

| Representatives | Yes | No | Representatives | Yes | No |
|------------------------------|-----|----|-----------------|-----|----|
| Dennis Johnson, Chair | ✓ | | Tracy Boe | AB | |
| Mike Brandenburg, Vice Chair | ✓ | | Rod Froelich | ✓ | |
| Wesley R. Belter | AB | | Richard Holman | ✓ | |
| Joyce M. Kingsbury | ✓ | | Phillip Mueller | ✓ | |
| David S. Rust | ✓ | | Benjamin A. Vig | ✓ | |
| Mike Schatz | ✓ | | | | |
| Gerry Uglem | ✓ | | | | |
| John D. Wall | ✓ | | | | |
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Total (Yes) 11 No 0

Absent 2

Bill Carrier Rep. Kingsbury

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

REPORT OF STANDING COMMITTEE

HB 1111: Agriculture Committee (Rep. D. Johnson, Chairman) recommends DO PASS
(11 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1111 was placed on the
Eleventh order on the calendar.

2009 SENATE AGRICULTURE

HB 1111

2009 SENATE STANDING COMMITTEE MINUTES

Bill/Resolution No. 1111

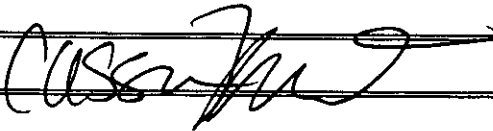
Senate Agriculture Committee

Check here for Conference Committee

Hearing Date: February 27, 2009

Recorder Job Number: 9862

Committee Clerk Signature



Minutes:

Sen. Flakoll opened the hearing on HB 1111, a bill relating to dairy products regulations. All members (7) were present.

Wayne Carlson, program manager for Livestock services for the ND department of Agriculture, testified in favor of the bill. See attached testimony attachment #1.

No opposition to the bill.

Sen. Flakoll closed the hearing.

Sen. Klein motioned for a Do pass and was seconded by **Sen. Miller**. Roll call vote 7 yea, 0 nay, 0 absent. **Sen. Behm** was designated to carry the bill to the floor.

Date: 2.27
Roll Call Vote #: 1

2009 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 1111

Senate Agriculture Committee

Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken Do Pass

Motion Made By Klein Seconded By Miller

| Senators | Yes | No | Senators | Yes | No |
|----------------------------|-----|----|---------------|-----|----|
| Tim Flakoll-Chairman | X | | Arthur Behm | X | |
| Terry Wanzek-Vice Chairman | X | | Joan Heckaman | X | |
| Jerry Klein | X | | Ryan Taylor | X | |
| Joe Miller | X | | | | |
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Total (Yes) 7 No 0

Absent 0

Floor Assignment Sen. Behm

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

REPORT OF STANDING COMMITTEE (410)
February 27, 2009 2:12 p.m.

Module No: SR-35-3760
Carrier: Behm
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE

HB 1111: Agriculture Committee (Sen. Flakoll, Chairman) recommends DO PASS
(7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1111 was placed on the
Fourteenth order on the calendar.

2009 TESTIMONY

HB 1111

Roger Johnson
Agriculture Commissioner
www.agdepartment.com



Wayne Carlson
1111
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(# 1)

600 E Boulevard Ave., Dept. 602
Bismarck, ND 58505-0020

**Testimony of Wayne R. Carlson
Livestock Service Coordinator
House Bill 1111
House Agriculture Committee
Peace Garden Room
January 16, 2009**

Chairman Johnson and members of the Agriculture Committee, I am Wayne Carlson, Program Manager for Livestock Services for the North Dakota Department of Agriculture. I am here today in support of HB 1111 which changes the state's dairy laws.

This bill was introduced at the request of the Agriculture Commissioner. It would change provisions of our current dairy laws in NDCC 4-30. Every two years, existing law needs to be updated to reflect current dairy regulations that the state has adopted by reference. This bill updates the references to the latest versions. In addition, it cleans up existing language to make it easier to change references in the future.

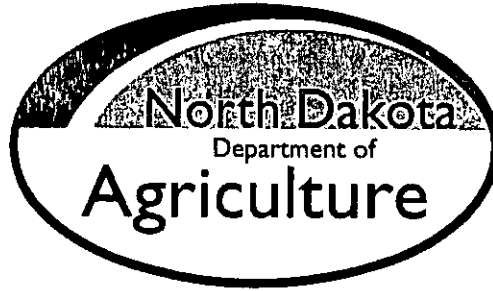
The Food and Drug Administration has published ordinances for all states to use as references. Two of those references are the "Pasteurized Milk Ordinance (PMO/DMO)" and the "Procedures Governing the Cooperative State-Public Health Service Food and Drug Administration Program of National Conference on Interstate Milk Shipments". Current publication dates for both of

) these is "2007" and they were released for general publication in the fall of 2008. In addition, our state has adopted the latest edition of "Standard Methods for the Examination of Dairy Products".

We have also inserted a definition of 3 A Standards and update references for labeling of retail milk and milk products because it is referenced in the Administrative rules.

Chairman Johnson and committee members, I urge a do pass on HB 1111. I would be happy to answer any questions you may have.

Roger Johnson
Agriculture Commissioner
www.agdepartment.com



Attachment #1

Phone (701) 328-2231
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600 E Boulevard Ave., Dept. 602
Bismarck, ND 58505-0020

**Testimony of Wayne R. Carlson
Livestock Service Program Manager
House Bill 1111
Senate Agriculture Committee
Roosevelt Room
February 27, 2009**

Chairman Flakoll and members of the Agriculture Committee, I am Wayne Carlson, Program Manager for Livestock Services for the North Dakota Department of Agriculture. I am here today in support of HB111 which changes the state's dairy laws.

This bill was introduced at the request of the Agriculture Commissioner. It would change provisions of our current dairy laws in NDCC 4-30. Every two years, existing law needs to be updated to reflect current dairy regulations that the state has adopted by reference. This bill updates the references to the latest versions. In addition, it cleans up existing language to make it easier to change references in the future.

The Food and Drug Administration has published ordinances for all states to use as references. Two of those references are the "Pasteurized Milk Ordinance (PMO/DMO) and the "Procedures Governing the Cooperative State-Public Health Service Food and Drug Administration Program of National Conference on Interstate Milk Shipments". Current publication dates for both of

these is "2007" and they were released for general publication in the fall of 2008. In addition, our state has adopted the latest edition of "Standard Methods for the Examination of Dairy Products".

We have also inserted a definition of 3 A Standards and update references for labeling of retail milk and milk products because it is referenced in the Administrative rules and revised the labeling section to reflect current federal code.

Chairman Flakoll and committee members, I urge a do pass on HB 1111. I would be happy to answer any questions you may have.