

2011 HOUSE AGRICULTURE

HCR 3001

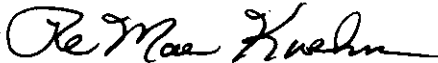
2011 HOUSE STANDING COMMITTEE MINUTES

House Agriculture Committee
Peace Garden Room, State Capitol

HCR 3001
January 20, 2011
#13137

Conference Committee

Committee Clerk Signature



Explanation or reason for introduction of bill/resolution:

Directing Legislative Management to continue its study of NDCC provisions relating to Agriculture.

Minutes:

Representative Mueller, Interim Chairman: This continues the process of the rewrite. There are a few cleanup things even in the seed laws regarding potatoes. The frustration is the length of the process. If it is going to be done it should be done correctly. To give a sense of what is to happen, we have 10 titles and 107 chapters that involve agriculture law. We have accomplished 20 chapters with rewrite efforts up to this time. Some are not as involved as the State Seed Dept. or the Noxious Weed Laws but some will be.

I urge passage of HCR 3001 so the process can continue.

Opposition: none

Representative Rust: Moved a Do Pass on HCR 3001 and place it on the Consent Calendar.

Vice Chairman Kingsbury: Seconded the motion

A Roll Call vote was taken. **Yes: 12, No: 0, Absent: 2,**
(Representative Wall and Boe)

Motion carried for DO PASS.

Representative Mueller will carry the bill.

Date: January 20, 2011

Roll Call Vote # 1

2011 HOUSE STANDING COMMITTEE ROLL CALL VOTES

BILL/RESOLUTION NO. 3001

House **Agriculture** Committee

Legislative Council Amendment Number _____

Action Taken: Do Pass Do Not Pass Amended

Rerefer to Appropriations _____

Motion Made By Representative Rust Seconded By Vice Chairman Kingsbury

Representatives	Yes	No	Representatives	Yes	No
Dennis Johnson, Chair	X		Tracy Boe	AB	
Joyce Kingsbury, Vice Chair	X		Tom Conklin	X	
Wesley Belter	X		Richard Holman	X	
Craig Headland	X		Phillip Mueller	X	
David Rust	X				
Mike Schatz	X				
Jim Schmidt	X				
Wayne Trottier	X				
John Wall	AB				
Dwight Wrangham	X				

Total Yes 12 No 0

Absent 2

Bill Carrier Representative Mueller:

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

REPORT OF STANDING COMMITTEE

HCR 3001: Agriculture Committee (Rep. D. Johnson, Chairman) recommends DO PASS and BE PLACED ON THE CONSENT CALENDAR (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HCR 3001 was placed on the Tenth order on the calendar.

2011 SENATE AGRICULTURE

HCR 3001


2011 SENATE STANDING COMMITTEE MINUTES

Senate Agriculture Committee
Roosevelt Park Room, State Capitol

HCR 3001
March 3, 2011
No Audio

Conference Committee

Committee Clerk Signature



Explanation or reason for introduction of bill/resolution:

To continue its study of North Dakota Century Code provisions that relate to Agriculture.

Minutes:

Attachments: #1

Senator Flakoll: Meeting called to order this 3rd day of March, 2011 at 9:30 am. HCR 3001.

Phil Mueller: District 24 (Attachment #1) ND Century Code Chapters relating to Ag

Senator Flakoll: Curious about the tree bounty and trees for ND program (section 4-12)

Phil Mueller: This is not to change laws or take away....confused with some change to make it more black and white. Law needed to make more definite and clear. I am here to encourage support the approval of HCR 3001 bill.

Senator Flakoll Compliment you on a job well done.....this is a clean bill, not making changes, and making it well understood.

Senator Larsen: Is list in any order?

Phil Mueller: Yes and no. The legislative council was aware of more problematic areas. If it is a pressing area/order, the efforts were stressed in those areas. If you see something needs to be a change of order, let us know.

Senator Flakoll: Questions? Anita Thomas

Anita Thomas: Here in support of the bill. We are here for moving commas and closely making certain the law is clearly written. Many people wonder about the paper intensive and desire of changes are for the record and approved going into the 2011 session to be continued.

Senator Heckaman: What chapters are you working on next?

AnitaThomas: We are discussing the laws pertaining to animal treatment is rising to top ...with fertilizer coming, as another concern, to our attention.

Senator Flakoll; Do you agree this should be the same as past session or could it be possibly put in the study of animal welfare bill? Do you agree they should be separate bills?

AnitaThomas: They are quite parallel, except for the language; however we recommend it be a stand alone chapter.

Senator Flakoll; Animal welfare making changes?

Anita Thomas: Yes

Senator Flakoll: Anyone in opposition?

Senator Flakoll: Close hearing on HCR 3001

Senator Heckaman: I move a Do Pass on HCR 3001

Senator Luick: Second the motion

Senator Flakoll; Luick carry the bill.

Senator Flakoll; Motion carried 7-0-0

Senator Flakoll; Adjournment

Date: 3/3/2011

Roll Call Vote # 1

2011 SENATE STANDING COMMITTEE ROLL CALL VOTES

BILL/RESOLUTION NO. HCR 3001

Senate Agriculture Committee

Legislative Council Amendment Number _____

Action Taken: Do Pass Do Not Pass Amended Adopt Amendment
 Rerefer to Appropriations Reconsider

Motion Made By Senator Heckaman Seconded By Senator Luick

Senators	Yes	No	Senators	Yes	No
Chairman Flakoll	✓		Senator Heckaman	✓	
Vice-Chair Larsen	✓				
Senator Klein	✓				
Senator Luick	✓				
Senator Miller	✓				
Senator Murphy	✓				

Total (Yes) 7 No 0

Absent 0

Floor Assignment Senator Luick

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

REPORT OF STANDING COMMITTEE

HCR 3001: Agriculture Committee (Sen. Flakoll, Chairman) recommends DO PASS
(7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HCR 3001 was placed on the
Fourteenth order on the calendar.

2011 TESTIMONY

HCR 3001

**NORTH DAKOTA CENTURY CODE
CHAPTERS RELATING TO
AGRICULTURE**

Title 4

- 4-01. Agriculture Commissioner.
- 4-02. Agricultural Fair Associations.
- 4-02.1. State Fair Association.
- 4-05.1. Agricultural Experiment Station and Agricultural Research.
- 4-08. County Agent.
- ~~4-09. State Seed Department.~~
- ~~4-09.1. Inspections and Grading of Agricultural Commodities.~~
- ~~4-10. Inspection and Grading of Potatoes and Other Produce.~~
- ~~4-10.1. Potato Industry Promotion Act.~~
- ~~4-10.2. Oilseed Industry Promotion.~~
- ~~4-10.3. Dry Bean Industry Promotion.~~
- ~~4-10.4. Barley.~~
- ~~4-10.5. Soybean Council.~~
- ~~4-10.6. Corn Industry Promotion.~~
- ~~4-10.7. Dry Pea and Lentil Council.~~
- ~~4-11. Regulation of Wholesale Potato Dealers.~~
- ~~4-11.1. Potato Production Contracts.~~
- ~~4-12.1. Honey Promotion Act.~~
- ~~4-12.2. Beekeeping.~~
- ~~4-13.1. Turkey Promotion Act.~~
- 4-13.2. Poultry Division.
- 4-14. Unfair Discrimination in Purchase of Farm Products.
- 4-14.1. Agriculturally Derived Fuel Tax Fund.
- 4-14.2. Northern Crops Institute.
- 4-16. Eradication of Gophers, Rabbits, and Crows.
- 4-18.1. Milk Marketing Board.
- 4-19. Forestry and Tree Distribution.
- 4-21. Tree Bounty.
- 4-21.1. Nurseries and Nursery Stock.
- 4-21.2. Trees for North Dakota Program.
- 4-22. Soil Conservation Districts Law.
- 4-23. North Dakota Agricultural Conservation and Adjustment Law.
- 4-24. Miscellaneous.
- ~~4-25. Seed Sales Regulations.~~
- 4-26. Seed Potato Act.
- ~~4-27. Dairy Promotion Commission.~~
- ~~4-28. North Dakota State Wheat Commission.~~
- 4-30. Dairy Products Regulations.
- 4-32. Interstate Pest Control Compact.
- 4-33. Plant Pests.
- ~~4-34. Beef Promotion Act.~~
- 4-35. Pesticide Act.
- 4-35.1. Chemigation Regulation.
- 4-35.2. Pesticide and Pesticide Container Disposal.
- 4-36. Agricultural Development Act.
- 4-37. Agriculture in the Classroom.
- 4-39. Cultivated Ginseng.
- 4-40. Crop Protection Products.
- 4-41. Industrial Hemp.

- ~~4-42. Seeds and Crops Inspection and Analysis.~~
- 4-43. Meatpacking Plant Assistance.

Title 6

- 6-09.8. Beginning Farmer Loan Guarantee Program.
- 6-09.9. Family Farm Survival Act.
- 6-09.10. Assistance for Financially Distressed Farmers and Small Business Persons.
- 6-09.11. Financial Assistance for Family Farmers.
- 6-09.13. Agriculture Partnership in Assisting Community Expansion.

Title 10

- 10-06.1. Corporate or Limited Liability Company Farming.

Title 19

- 19-05.1. Food Donated to Charity.
- 19-06.1. Honey.
- 19-07. Eggs.
- 19-13.1. North Dakota Commercial Feed Law.
- 19-14. Livestock Medicine.
- 19-17. Flour and Bread Standards.
- 19-18. Pesticide Registration.
- 19-20.1. Fertilizer and Soil Conditioner Law.
- 19-20.2. Anhydrous Ammonia Facilities.
- 19-21. Labeling of Hazardous Substances.
- 19-22. Labeling of Potatoes as to Grade.
- 19-22.1. Sale of Artificially Colored Potatoes.

Title 35

- 35-05. Crop Mortgages.
- 35-06. Pledge.
- 35-17. Agister's Lien.
- 35-30. Agricultural Processor's Lien.
- 35-31. Agricultural Supplier's Lien.

Title 36

- 36-01. State Board of Animal Health.
- 36-04. Livestock Dealers.
- 36-05. Livestock Auction Markets.
- 36-05.1. Satellite Video Livestock Auction Markets.
- 36-06. Purchase of Livestock by Packing Plants.
- 36-07. Rendering Plants.
- 36-08. Cooperative Grazing Associations.
- 36-09. Brands and Marks.
- 36-11. Trespass of Livestock.
- 36-12. Herding and Driving.
- 36-13. Estrays.
- 36-14. Contagious and Infectious Diseases Generally.
- 36-14.1. Hog Cholera.
- 36-15. Bovine Tuberculosis and Brucellosis.
- 36-21. General Provisions.
- 36-21.1. Humane Treatment of Animals.
- 36-22. Estray Inspection.
- 36-24. Meat Inspection.
- 36-25. Farmed Elk.

Title 42

42-04. Agricultural Operations as Nuisances.

Title 54

54-18. North Dakota Mill and Elevator.

Title 60

60-01 Deposits - General Provisions.

60-02. Grain and Seed Warehouses.

60-02.1. Grain Buyers.

60-03. Hay Buyers.

60-04. Insolvent Grain Warehousemen.

60-05. Uniform Accounting for Public Elevators and Warehouses.

60-06. Public Warehouses on Railroad Right of Way.

60-10. Credit-Sale Contract Indemnity.

Title 63

~~63-01.1. Noxious Weed Control.~~

63-05. Cutting Weeds and Grasses on Highways