

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2009

Page 1, line 2, replace the first "and" with "to provide for the continuation of an agricultural pesticide and pesticide container disposal program;"

Page 1, line 4, after "fees" insert "; to provide for a transfer of funds; and to provide an expiration date"

Page 1, line 12, replace "4,495,813" with "4,504,970"

Page 1, line 13, replace "3,358,672" with "3,328,600"

Page 1, line 16, replace "876,517" with "869,464"

Page 1, line 17, replace "770,554" with "763,461"

Page 1, line 20, replace "619,525" with "308,870"

Page 1, line 21, replace "1,346,836" with "1,346,836"

Page 1, after line 21, insert:

"Crop protection product 25,000"
harmonization and registration board

Page 1, line 22, replace "12,556,865" with "12,236,149"

Page 1, line 23, replace "8,607,851" with "7,870,178"

Page 1, line 24, replace "3,949,014" with "4,365,971"

Page 2, line 3, replace "\$2,499,215" with "\$2,214,453"

Page 2, line 12, replace "\$950,000" with "\$400,000"

Page 2, line 15, after "commissioner" insert ", including the board of animal health,"

Page 2, after line 17, insert:

**"SECTION 5. PESTICIDE AND PESTICIDE CONTAINER DISPOSAL
PROGRAM - PESTICIDE CONTAINER MANAGEMENT - COMPENSATION.**

1. The definitions contained in section 4-35-05 apply to this section.
2. In consultation with an advisory board consisting of the state health officer, director of the North Dakota state university extension service, two individuals representing agribusiness organizations, two individuals representing farm organizations, all of whom must be selected by the agriculture commissioner, the commissioner shall continue to implement the project authorized by section 1 of chapter 77 of the 2001 Session Laws, which is known as project safe send. The purpose of the project is to:

- a. Collect and either recycle or dispose of unusable pesticides and unusable pesticide containers. The commissioner shall provide for the establishment and operation of temporary collection sites for the pesticides and pesticide containers. The commissioner may limit the type and quantity of pesticides and pesticide containers acceptable for collection.
 - b. Promote proper pesticide container management. In consultation with the director of the North Dakota state university extension service, the commissioner shall evaluate and promote proper methods of pesticide container management, including information on the variety of pesticide containers available.
3. Any entity collecting pesticide containers or unusable pesticides shall manage and dispose of the containers and pesticides in compliance with applicable federal and state requirements. When called upon, any state agency shall assist the commissioner in implementing the project.
 4. For services rendered in connection with the design and implementation of this project, the members selected by the commissioner are entitled to reimbursement for mileage and travel expenses in the same manner and for the same amounts provided for state employees and officials. Compensation and expense reimbursement must be paid from the environment and rangeland protection fund.

SECTION 6. PROJECT SCOPE AND EVALUATION. The project described in section 5 of this Act must occur in areas to be determined by the agriculture commissioner in consultation with the advisory board under subsection 2 of section 5 of this Act and may only be conducted in the fiscal year beginning July 1, 2003, and ending June 30, 2004, and the fiscal year beginning July 1, 2005, and ending June 30, 2006.

SECTION 7. PROJECT SAFE SEND PESTICIDE AND PESTICIDE CONTAINER COLLECTION - USER FEES. The agriculture commissioner, in consultation with the advisory board for the project safe send pesticide and pesticide container disposal program, may charge a fee for collection of rinsate. The fees must be established at a level that will generate enough revenue to cover the cost of disposal associated with the rinsate that is collected. Collections from this fee must be deposited in the environment and rangeland protection fund."

Page 3, after line 5, insert:

"SECTION 10. TRANSFER. The state treasurer shall transfer \$200,000, or so much of the sum as may be necessary, from the environment and rangeland protection fund to the minor use pesticide fund, during the biennium beginning July 1, 2003, and ending June 30, 2005.

SECTION 11. EXPIRATION DATE. Sections 5, 6, and 7 of this Act are effective through July 31, 2007, and after that date are ineffective."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Senate Bill No. 2009 - Department of Agriculture - House Action

	EXECUTIVE BUDGET	SENATE VERSION	HOUSE CHANGES	HOUSE VERSION
Salaries and wages	\$4,555,365	\$4,495,813	\$9,157	\$4,504,970
Operating expenses	3,358,672	3,358,672	(30,072)	3,328,600
Capital assets	8,000	8,000		8,000
Grants	100,000	100,000		100,000
Board of Animal Health	876,517	876,517	(7,053)	869,464
State meat inspection	770,554	770,554	(7,093)	763,461
Pride of Dakota	180,948	180,948		180,948
Wildlife services	788,209	800,000		800,000
Safe Send	619,525	619,525	(310,655)	308,870
Noxious weeds	1,346,836	1,346,836		1,346,836
Crop Protection Product Harmonization			25,000	25,000
Total all funds	\$12,604,626	\$12,556,865	(\$320,716)	\$12,236,149
Less estimated income	<u>8,336,778</u>	<u>8,607,851</u>	<u>(737,673)</u>	<u>7,870,178</u>
General fund	\$4,267,848	\$3,949,014	\$416,957	\$4,365,971
FTE	57.00	57.00	0.00	57.00

Dept. 602 - Department of Agriculture - Detail of House Changes

	REDUCES FUNDING FOR PROJECT SAFE SEND 1	CHANGES FUNDING SOURCE FOR WILDLIFE SERVICES 2	ADDS FUNDING FOR CROP PROTECTION PRODUCT HARMONIZATION AND REGISTRATION BOARD 3	ADJUSTS SPECIAL LINE ITEM SALARY REDUCTION 4	CHANGES FUNDING SOURCE FOR BOARD OF ANIMAL HEALTH 5	REDUCES FUNDING FOR INFORMATION TECHNOLOGY COSTS 6
Salaries and wages				\$13,724		
Operating expenses						(\$30,072)
Capital assets						
Grants						
Board of Animal Health				(6,537)		
State meat inspection				(6,371)		
Pride of Dakota						
Wildlife services						
Safe Send	(\$309,762)			(816)		
Noxious weeds						
Crop Protection Product Harmonization			\$25,000			
Total all funds	(\$309,762)	\$0	\$25,000	\$0	\$0	(\$30,072)
Less estimated income	<u>(309,762)</u>	<u>(400,000)</u>	<u>25,000</u>		<u>(50,000)</u>	
General fund	\$0	\$400,000	\$0	\$0	\$50,000	(\$30,072)
FTE	0.00	0.00	0.00	0.00	0.00	0.00
	REDUCES RECOMMENDED FUNDING FOR HEALTH INSURANCE 7	TOTAL HOUSE CHANGES				
Salaries and wages	(\$4,567)	\$9,157				
Operating expenses		(30,072)				
Capital assets						
Grants						
Board of Animal Health	(516)	(7,053)				
State meat inspection	(722)	(7,093)				
Pride of Dakota						
Wildlife services						
Safe Send	(77)	(310,655)				
Noxious weeds						
Crop Protection Product Harmonization		25,000				
Total all funds	(\$5,882)	(\$320,716)				
Less estimated income	<u>(2,911)</u>	<u>(737,673)</u>				
General fund	(\$2,971)	\$416,957				
FTE	0.00	0.00				

¹ This amendment reduces funding for Project Safe Send by \$309,762, from \$619,525 to \$309,763. This amendment also provides for the project to be conducted only in the fiscal year beginning July 1, 2003, and ending June 30, 2004, and the fiscal year beginning July 1, 2005, and ending June 30, 2006, and for the project to be effective through July 31, 2007.

- 2 This amendment changes \$400,000 of funding for wildlife services from the game and fish fund to the general fund. The total funding for wildlife services is \$400,000 from the general fund and \$400,000 from the game and fish fund.
- 3 This amendment provides \$25,000 from the environment and rangeland protection fund for expenses of the Crop Protection Product Harmonization and Registration Board.
- 4 This amendment adjusts the removal of the executive recommendation for salary increases to reflect the salaries within the Board of Animal Health, state meat inspection, and Safe Send line items. The Senate amendment removed all of the funding from the salaries and wages line item.
- 5 This amendment changes \$50,000 of funding for the Board of Animal Health from the game and fish fund to the general fund. The total funding for the Board of Animal Health from the game and fish fund is \$100,000, which is to be reimbursed to the Department of Agriculture on a fee-for-service basis.
- 6 This amendment reduces funding for information technology by \$30,072 from the general fund, which represents a reduction in information technology funding from the general fund of approximately 20 percent.
- 7 Funding for state employee health insurance premiums is reduced from \$493 per month to \$488.70 per month.

The House amendment incorporates the provisions of Senate Bill No. 2398, which transfers \$200,000 from the environment and rangeland protection fund to the minor use pesticide fund, available to the Crop Protection Product Harmonization and Registration Board as a continuing appropriation pursuant to North Dakota Century Code Section 4-35-06.3.