

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: 1/16/09Roll Call Vote #: 12009 HOUSE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. 1111House Agriculture

Committee

☐ Check here for Conference Committee

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

Action Taken ☒ Do Pass ☐ Do Not Pass ☐ AmendedMotion 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	✓				

Total (Yes) 11 No 0Absent 2Bill 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.

**Roll Call Vote #:**

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

**Senate Agriculture**

☐ Check here for Conference Committee

**Committee**

Legislative Council Amendment Number

### Action Taken

**Motion Made By**

**Seconded By**

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						

**Total (Yes)**

**Absent**

### Floor Assignment

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  
1/1/11  
Phone (701) 328-2231  
Toll Free (800) 242-7535  
Fax (701) 328-4567

(#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**

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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.

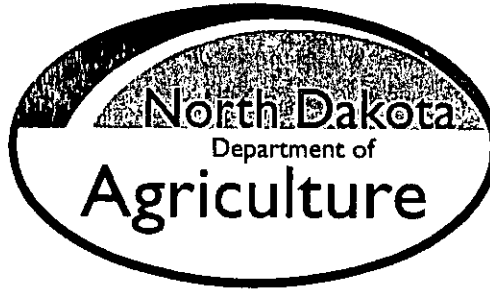
The Food and Drug Administration has published ordinances for all states to use as references. Two of those references are the "Pasteurized Milk Ordinance (PMO/DMO) and the "Procedures Governing the Cooperative State-Public Health Service Food and Drug Administration Program of National Conference on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



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Toll Free (800) 242-7535  
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**Testimony of Wayne R. Carlson  
Livestock Service Program Manager  
House Bill 1111  
Senate Agriculture Committee  
Roosevelt Room  
February 27, 2009**

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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.