

# MICROFILM DIVIDER

OMB/RECORDS MANAGEMENT DIVISION

SFN 2053 (2/85) 5M



ROLL NUMBER

DESCRIPTION

1085

2007 HOUSE AGRICULTURE

HB 1085

## 2007 HOUSE STANDING COMMITTEE MINUTES

Bill/Resolution No. HB1085

House Agriculture Committee

Check here for Conference Committee

Hearing Date: 1-4-07

Recorder Job Number: 599

Committee Clerk Signature

*Marilyn Kierke for Ed Ellefson*

Minutes:

Relating to making permanent law of agricultural pesticide and pesticide container disposal program and provide an effective date.

Rep. Aarsvold: Read attached testimony pertaining to the bill presented.

Rep. Headland: Questioned cost which Aarsvold did not have answer.

Rep. Mueller: Inquired as to how it is funded. Aarsvold explained the funding came from Environmental Grassland Protections fund. A fee is attached to farm chemical sales.

Kayla Pulvermacher: Representing over 35,000 members of the North Dakota Farmers Union. Her attached testimony is in support of House Bill 1085.

Judy Carlson: She is representing the Department of Agriculture. She is the Program Coordinator for the Ag. Dept. The Department is in support of this bill which removes the Sunset Clause, of the agriculture pesticide and pesticide container program. This program is Project Safe send. See attached testimony which is a booklet.

She answered the questions as to where the funding comes from, (by the Manufacture Fee) and accessibility to disposal sites (there are 6 of them).

Martin Leithold: N.D. Weed Control Association. We support this bill to help get rid of pesticides for landowners. The Wheat commission is also in support of this bill.

Garry Knutson: Representing ND Agriculture Association. The Association feels this makes good sense and support this legislation.

Rep. Johnson: We will closed HB 1085.

## 2007 HOUSE STANDING COMMITTEE MINUTES

Bill/Resolution No. HB 1085

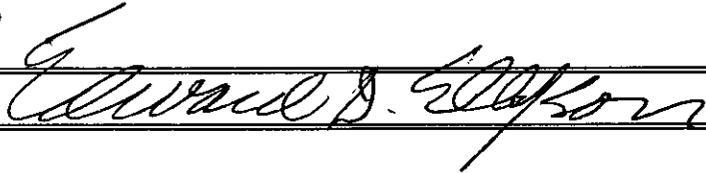
House Agriculture Committee

Check here for Conference Committee

Hearing Date: 1-12-2007

Recorder Job Number: 1023

Committee Clerk Signature



Minutes:

Chairman Johnson: Reopened the HB 1085.

Rep. Belter: Made a motion that we add the amendment to the bill. The amendment is relating to a report by the Agriculture Commissioner on the status of the pesticide container disposal program; The Agriculture Commissioner shall submit a biennial report to a joint meeting of the house of representative and senate agriculture committees on the status of the pesticide container disposal program.

Rep. Brandenburg: Second the motion.

Voice vote on amendment was passed.

Rep. Belter; Made a motion for a do pass as amended.

Rep Mueller; second the motion for a do pass.

No discussion and vote was passed as 13 yeas, 0 nays and 0 absent.

Rep Boe will carry the bill.

**FISCAL NOTE**  
 Requested by Legislative Council  
 01/03/2007

**REVISION**

Bill/Resolution No.: HB 1085

**1A. State fiscal effect:** *Identify the state fiscal effect and the fiscal effect on agency appropriations compared to funding levels and appropriations anticipated under current law.*

	2005-2007 Biennium		2007-2009 Biennium		2009-2011 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
<b>Revenues</b>	\$0	\$0	\$0	\$0	\$0	\$0
<b>Expenditures</b>	\$0	\$0	\$0	\$0	\$0	\$0
<b>Appropriations</b>	\$0	\$0	\$0	\$0	\$0	\$0

**1B. County, city, and school district fiscal effect:** *Identify the fiscal effect on the appropriate political subdivision.*

2005-2007 Biennium			2007-2009 Biennium			2009-2011 Biennium		
Counties	Cities	School Districts	Counties	Cities	School Districts	Counties	Cities	School Districts
\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0

**2A. Bill and fiscal impact summary:** *Provide a brief summary of the measure, including description of the provisions having fiscal impact (limited to 300 characters).*

The bill removes the sunset on Project Safe Send - the program to collect and dispose of unusable pesticides and pesticide containers. Because this is an ongoing program and funded under SB2009, there is no fiscal impact of this bill.

**B. Fiscal impact sections:** *Identify and provide a brief description of the sections of the measure which have fiscal impact. Include any assumptions and comments relevant to the analysis.*

**3. State fiscal effect detail:** *For information shown under state fiscal effect in 1A, please:*

**A. Revenues:** *Explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.*

**B. Expenditures:** *Explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.*

**C. Appropriations:** *Explain the appropriation amounts. Provide detail, when appropriate, for each agency and fund affected. Explain the relationship between the amounts shown for expenditures and appropriations. Indicate whether the appropriation is also included in the executive budget or relates to a continuing appropriation.*

<b>Name:</b>	Jeff K. Weispfenning	<b>Agency:</b>	Agriculture Department
<b>Phone Number:</b>	328-4758	<b>Date Prepared:</b>	12/29/2006

**FISCAL NOTE**  
 Requested by Legislative Council  
 12/27/2006

Bill/Resolution No.: HB 1085

1A. **State fiscal effect:** *Identify the state fiscal effect and the fiscal effect on agency appropriations compared to funding levels and appropriations anticipated under current law.*

	2005-2007 Biennium		2007-2009 Biennium		2009-2011 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
<b>Revenues</b>	\$0	\$0	\$0	\$0	\$0	\$0
<b>Expenditures</b>	\$0	\$0	\$0	\$0	\$0	\$0
<b>Appropriations</b>	\$0	\$0	\$0	\$0	\$0	\$0

1B. **County, city, and school district fiscal effect:** *Identify the fiscal effect on the appropriate political subdivision.*

2005-2007 Biennium			2007-2009 Biennium			2009-2011 Biennium		
Counties	Cities	School Districts	Counties	Cities	School Districts	Counties	Cities	School Districts
\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0

2A. **Bill and fiscal impact summary:** *Provide a brief summary of the measure, including description of the provisions having fiscal impact (limited to 300 characters).*

The bill removes the sunset on Project Safe Send - the program to collect and dispose of unusable pesticides and pesticide containers. Because this is an ongoing program and funded under SB2009, there is no fiscal impact of this bill.

B. **Fiscal impact sections:** *Identify and provide a brief description of the sections of the measure which have fiscal impact. Include any assumptions and comments relevant to the analysis.*

3. **State fiscal effect detail:** *For information shown under state fiscal effect in 1A, please:*

A. **Revenues:** *Explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.*

B. **Expenditures:** *Explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.*

Expenditures are for contracting with a hazardous waste disposal company to collect, transport and dispose of the unusable pesticides, including .95 FTE to coordinate and administer the activities of the program.

C. **Appropriations:** *Explain the appropriation amounts. Provide detail, when appropriate, for each agency and fund affected. Explain the relationship between the amounts shown for expenditures and appropriations. Indicate whether the appropriation is also included in the executive budget or relates to a continuing appropriation.*

The funds are appropriated from the Environment and Rangeland Protection Fund. The appropriation is included in the executive recommendation in the Safe Send line of the Agriculture Commissioner budget SB 2009.

<b>Name:</b>	Jeff K. Weispfenning	<b>Agency:</b>	Agriculture Department
<b>Phone Number:</b>	328-4758	<b>Date Prepared:</b>	12/29/2006

**House Amendments to HB 1085 (78129.0101) - Agriculture Committee 01/12/2007**

Page 1, line 1, after "Act" insert "; to create and enact a new section to chapter 4-35.2 of the North Dakota Century Code, relating to a report by the agriculture commissioner on the status of the pesticide container disposal program;"

**House Amendments to HB 1085 (78129.0101) - Agriculture Committee 01/12/2007**

Page 2, after line 28, insert:

**"SECTION 4.** A new section to chapter 4-35.2 of the North Dakota Century Code is created and enacted as follows:

**Report on pesticide container disposal program. The agriculture commissioner shall submit a biennial report to a joint meeting of the house of representatives and senate agriculture committees on the status of the pesticide container disposal program."**

Renumber accordingly

HB 1085  
1-12-07

Date:  
Roll Call Vote #:

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

House AGRICULTURE Committee

Check here for Conference Committee

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

Action Taken TO AMEND

Motion Made By BELTER Seconded By BRANDENBURG

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

VOICE  
VOTE

Total (Yes) \_\_\_\_\_ No \_\_\_\_\_

Absent \_\_\_\_\_

Floor Assignment \_\_\_\_\_

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

HB 1085  
1-12-07

Date:  
Roll Call Vote #:

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

House AGRICULTURE Committee

Check here for Conference Committee

Legislative Council Amendment Number 78129 0101 0208

Action Taken DO PASS AS AMENDED

Motion Made By BELTER Seconded By MUELLER

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

Total (Yes) 13 No 0

Absent 0

Floor Assignment BOE

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

**REPORT OF STANDING COMMITTEE**

**HB 1085: Agriculture Committee (Rep. D. Johnson, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1085 was placed on the Sixth order on the calendar.**

Page 1, line 1, after "Act" insert "; to create and enact a new section to chapter 4-35.2 of the North Dakota Century Code, relating to a report by the agriculture commissioner on the status of the pesticide container disposal program;"

Page 2, after line 28, insert:

**"SECTION 4.** A new section to chapter 4-35.2 of the North Dakota Century Code is created and enacted as follows:

Report on pesticide container disposal program. The agriculture commissioner shall submit a biennial report to a joint meeting of the house of representatives and senate agriculture committees on the status of the pesticide container disposal program."

Renumber accordingly

2007 SENATE AGRICULTURE

HB 1085

## 2007 SENATE STANDING COMMITTEE MINUTES

Bill/Resolution No. 1085

Senate Agriculture Committee

Check here for Conference Committee

Hearing Date: February 22, 2007

Recorder Job Number: 3672

Committee Clerk Signature

*Cassie Krohn*

Minutes:

**Sen. Flakoll** opened the hearing on HB 1085, a bill relating to a report by the agriculture commissioner on the status of the pesticide container disposal program and making permanent law of the agricultural pesticide and pesticide container disposal program.

Members (6) present, (1) absent- Sen. Taylor.

**Judy Carlson**, ND Dept of Ag, testified in favor of the bill. See attached testimony.

**Sen. Klein**- by taking off the sunset, do you have a flow of cash guarantee?

**Judy Carlson**- there is never a guarantee of any flow of cash.

**Sen. Klein**- so this would just mean that we wouldn't have to talk about it all the time?

**Judy Carlson**- right.

**Sen. Klein**- you wouldn't necessarily have the funding?

**Judy Carlson**- The EARP fund is set up and there is a program, the legislator can always change that. If you don't want to fund the program you can still do that. But by getting rid of the sunset I would know that I am going to have some type of program this biennium, we also go out on bids.

**Sen. Klein-** and what could happen is that you wouldn't get the appropriation for one reason or another, and by taking the money out of the EARP fund you are saying this would all be ongoing.

**Judy Carlson-** this was one of the reasons for creating the EARP fund of course general fund money might be safer and if that is something that you would like to do we would welcome that.

**Sen. Klein-** I think that the general fund would not be safer for the fact that you have it coming out of a designated area and we may look at those funds for something else.

**Judy Carlson-** and I think that is why it is important to not take this for granted.

**Gary Knutson**, ND Ag Association, testified in favor of the bill.

**Gary Knutson-** We support this bill, we feel that there is going to be an ongoing need for this type of program. We certainly have products that go out of condition for whatever reason. I think that we need to have this program accessible and available to the people. I think to me the pesticide registration fees are a priority.

**Merlin Leithold**, ND Weed Control Association, testified in favor of the bill.

**Merlin Leithold-** We utilize this program on a regular basis, this is a good outlet. When it comes to funding the EARP fund was originally set up for that. We are in favor of the bill and ask for your support.

**Brian Kramer**, NDFB, testified in favor of the bill.

**Brain Kramer-** I have been in front of you a number of times asking for a continuation of the Safe Send program, hopefully by passing this bill we won't have to do this every session. This program provides the state of ND a way to dispose of hazardous chemicals in a safe way.

**Kent Albers**, Ag Coalition, testified in favor of the bill. See attached testimony.

**Kayla Pulvermacher**, NDFU, testified in favor of the bill. See attached testimony.

**Mike McEnroe**, ND Chapter of the Wildlife Society, testified in favor of the bill. See attached testimony.

No opposition to the bill.

**Sen. Flakoll** called **Judy Carlson** to the podium.

**Sen. Flakoll**- is it possible that most people probably do not know when things were discontinued?

**Judy Carlson**- some things it is hard to find out and a lot of them are on website.

**Sen. Flakoll**- some of these obviously come in as a liquid, is there any dry down that you do with these?

**Judy Carlson**- we get different contractors who come in and do all of that, they mostly over pack them in containers in case there is leakage. The liquids are always kept separate then the solids.

**Sen. Flakoll**- do you know about how many are shipped out of state and how many are stored indefinitely in state?

**Judy Carlson**- all of the products that we collect are shipped out of state.

**Sen. Klein**- the dollar amount that we have to spend every year does it vary by pounds.

**Judy Carlson**- our costs have been going down and may go up a little bit this year due to fuel costs and transportation.

**Sen. Flakoll**- how much does an incinerator cost?

**Judy Carlson**- I think with the EP requirements you couldn't even afford to buy one anymore, we are finding that even when we go out on bid that we only have 3 in the US that actually collect it, ship it and own the incinerators.

**Sen. Behm**- these chemicals on this list have not been outlawed have they?

**Judy Carlson**- no some have been frozen and cant be, they don't use them anymore, maybe they went into organic farming.

**Sen. Flakoll** closed the hearing.

**Sen. Heckaman** motioned for a Do Pass and was seconded by **Sen. Wanzek**, roll call vote 6 yea, 0 nay, 1 absent. **Sen. Heckaman** was designated to carry the bill to the floor.



**REPORT OF STANDING COMMITTEE (410)**  
February 22, 2007 1:09 p.m.

**Module No: SR-37-3681**  
**Carrier: Heckaman**  
**Insert LC: . Title: .**

**REPORT OF STANDING COMMITTEE**

**HB 1085, as engrossed: Agriculture Committee (Sen. Flakoll, Chairman) recommends DO PASS (6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Engrossed HB 1085 was placed on the Fourteenth order on the calendar.**

2007 TESTIMONY

HB 1085

NORTH DAKOTA LEGISLATIVE ASSEMBLY

House Bill 1085

To: House Agriculture Committee  
Rep. Dennis Johnson, Chair

From: Rep. Ole Aarsvold  
District 20

Re: House Bill 1085

HB 1085 makes no changes to the program authorization for the agricultural pesticide and pesticide container disposal program, commonly called Project Safe Sand. It simply removes to sunset clause which typically is a legislative strategy used to evaluate a program during its early stages. The time has come to recognize Safe Sand as a success and its need will continue into the future. Both producers and farm pesticide dealers recognize the value of the program and utilize it at an ever increasing rate. The agency will offer testimony validating the utilization by agricultural interest.

As our agricultural industry continues to diversify to meet the food, fiber and energy demands of our nation, producers must be given the tools they need to respond. Certainly the safe disposal of unused, unusable and out of condition farm chemicals and containers is essential to their industry.

I encourage the committee's favorable recommendation to HB 1085.



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

**Testimony of Judy Carlson, Program Coordinator  
House Bill 1085  
House Agriculture Committee  
Peace Garden Room - January 4, 2007**

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Chairman Johnson and members of the House Agriculture Committee, I am Judy Carlson, a Program Coordinator at the department of agriculture. I am here today in support of HB 1085, which removes the sunset of the agricultural pesticide and pesticide container program, Project Safe Send.

This biennium (2005 and 2006), we facilitated 32 collection events throughout the state; 880 participants brought in 343,608 pounds of unusable waste pesticides. When we last testified before this committee in 2003, we reported that during the 2001-2003 biennium we held 37 collection events with over 700 participants that brought in 338,616 pounds of waste pesticides.

The amount of pesticides collected demonstrates the continued need for this program and the concern of North Dakota agricultural producers for the environment. PSS makes it economically feasible for individuals to get rid of their unusable pesticides.

The funding for PSS is included in the department of agriculture's budget (SB 2009). Funding for this program is from pesticide registration fees that are deposited into the Environment and Rangeland Protection (EARP) Fund.

Attached to this testimony are copies of our legislative report on Project Safe Send.

Chairman Johnson and committee members, I urge a do pass on HB 1085. I would be happy to answer any questions you may have.

Judy Carlson

some given to  
Senate Agriculture

## INTRODUCTION

Since 1992, 5400 participants have used Project Safe Send to safely dispose of nearly 2 million pounds of dangerous, unusable pesticides, such as DDT, chlordane, arsenic and mercury.

In just the past biennium, 880 people, mostly farmers, pesticide dealers and applicators, brought in 343,608 pounds of unusable pesticide to Project Safe Send collection sites.

The need for Project Safe Send is ongoing. Participants and cooperating agencies, such as the North Dakota State University Extension Service and the North Dakota State Health Department, are unanimous in their support for the program. The North Dakota Department of Agriculture (NDDA) receives telephone calls year-around from residents wanting to know the times and locations of the next collection.

This support is understandable—the program is simple, effective and free. Participants bring their unusable pesticides to a scheduled, local collection site. They are asked to complete a voluntary survey and inventory form. A contractor unloads the wastes for the participants and collects any paperwork. The whole process usually takes just a few minutes.

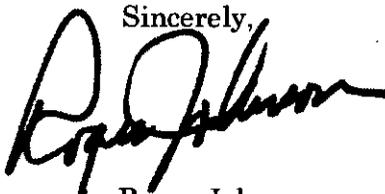
The contractor properly packs the waste pesticides for shipment to out-of-state incinerators and prepares the necessary shipping manifests and bills of lading. NDDA carefully monitors the collection events and documentation, withholding a substantial portion of the payment to the contractor until final certificates of disposal are received.

Thanks to Project Safe Send, a difficult, dangerous and expensive undertaking for individual producers is now easy and affordable. It is a model of sound public policy for dealing with complex environmental issues.

Project Safe Send is strongly supported by pesticide manufacturers and is funded through the fees they pay to register their products in the state.

I encourage the 2007 Legislature to continue Project Safe Send and continue full funding of the program.

Sincerely,



Roger Johnson  
Agriculture Commissioner

## 2005-2007 Project Safe Send Totals

Site	2005 Collections		Site	2006 Collections	
	Users	Pounds		Users	Pounds
Cooperstown	29	9,005	West Fargo	39	48,758
Grafton	27	12,332	Mayville	51	28,771
Grand Forks	47	32,548	Drayton	37	18,917
Casselton	41	30,716	Courtenay	20	4,941
Wahpeton	29	8,093	Minot	58	16,797
Ashley	11	3,041	Langdon	32	10,104
Cando	24	7,142	Bottineau	26	4,253
Medina	21	4,369	Tioga	22	6,789
Harvey	25	12,519	Rugby	27	2,949
Litchville	30	6,919	Killdeer	14	2,276
Garrison	24	3,901	Linton	12	3,692
Minot	38	20,415	Belfield	13	6,165
Williston	37	11,180	Edgeley	22	6,045
Dickinson	26	2,930	Hettinger	9	1,057
Mott	12	1,982	Wyndmere	29	6,957
Bismarck	31	5,699	Glen Ullin	17	2,346
<b>TOTAL</b>	<b>452</b>	<b>172,791</b>	<b>TOTAL</b>	<b>428</b>	<b>170,817</b>

## Pesticide Container Recycling Program

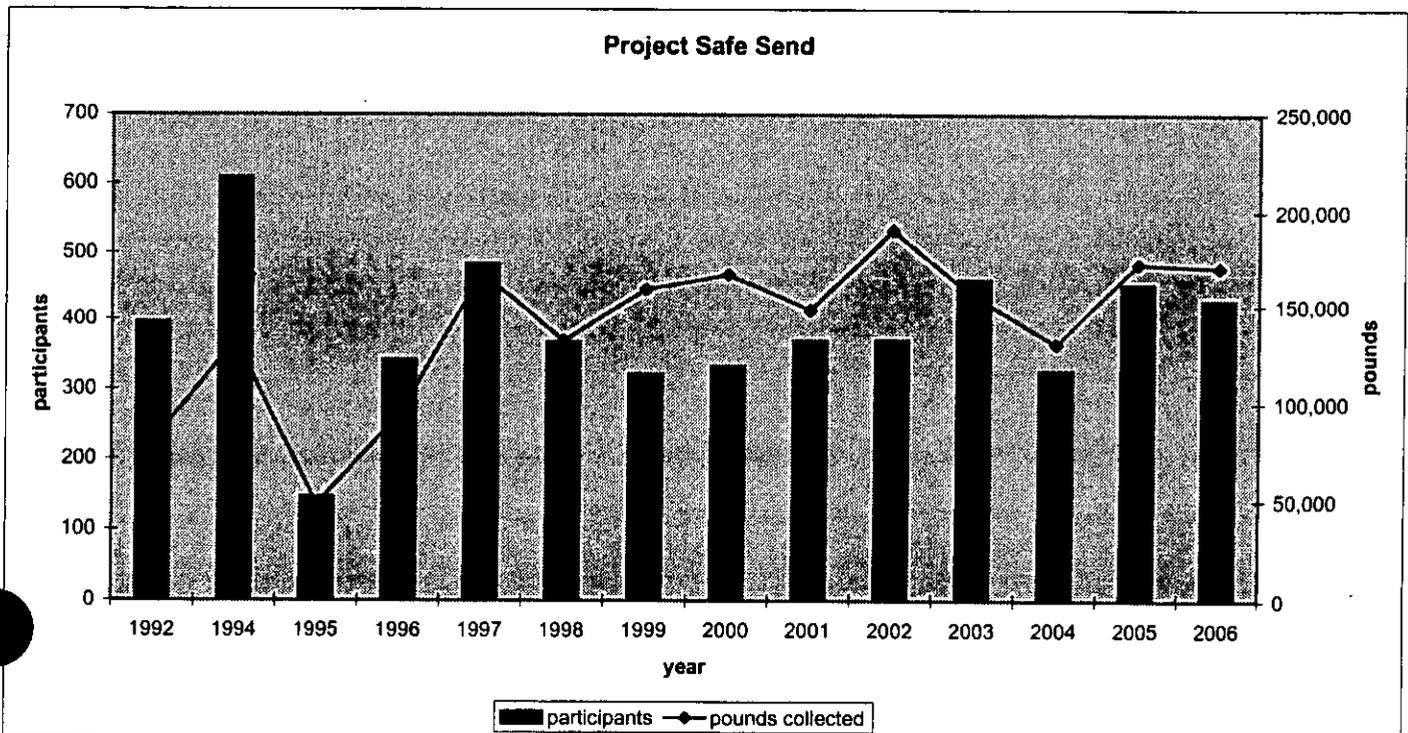
The pesticide container collection program is conducted by the Ag Container Research Council (ACRC). The ACRC is a non-profit organization comprised of pesticide manufacturers whose purpose is to promote and support the collection and recycling of properly rinsed HDPE crop protection product containers. Their contractor for our area is TRI-Rinse, Inc., of St. Louis, MO.

The department promotes these collections through news release, the department website, and personal communications with growers. The North Dakota State University Extension Service promotes container rinsing and recycling at pesticide applicator training meetings.

TRI-Rinse reported that 61,939 pounds of plastic were collected in 2005 and that 51,825 pounds were collected in 2006 (biennium total 113,764 pounds). Previously, during the 2001-2003 biennium, 104,901 pounds were collected; and 128,319 pounds were collected in 2003-2005.

## 1992-2006 Project Safe Send Summary

YEAR	MONTH	NUMBER OF USERS	NUMBER OF SITES	POUNDS COLLECTED
1992	July/Aug	396	3	80,910
1994	June	379	6	71,584
1995	October	229	5	60,254
1996	June	145	3	48,222
1997	Flood	120	4	84,000
1997	Western	142	8	19,402
1997	Central	222	8	63,917
1998	July	367	16	131,709
1999	July	321	16	158,938
2000	July	332	16	166,949
2001	July	369	21	147,857
2002	July	370	16	190,759
2003	July	460	9	155,158
2004	July	326	8	129,994
2005	July	452	16	172,791
2006	July	428	16	170,817
<b>TOTAL</b>		<b>5,399</b>		<b>1,947,650</b>



## 2006 PROJECT SAFE SEND ACTIVITY

LOCATION	PARTICIPANTS	POUNDS	\$0.85/LB
BELFIELD	13	6,165	\$ 5,240.25
BOTTINEAU	26	4,253	\$ 3,615.05
DRAYTON	37	18,917	\$ 16,079.45
COURTENAY	20	4,941	\$ 4,199.85
EDGELEY	22	6,045	\$ 5,138.25
GLEN ULLIN	17	2,346	\$ 1,994.10
HETTINGER	9	1,057	\$ 898.45
KILLDEER	14	2,276	\$ 1,934.60
LANGDON	32	10,104	\$ 8,588.40
LINTON	12	3,692	\$ 3,138.20
MAYVILLE	51	28,771	\$ 24,455.35
MINOT	58	16,797	\$ 14,277.45
RUGBY	27	2,949	\$ 2,506.65
TIOGA	22	6,789	\$ 5,770.65
WEST FARGO	39	48,758	\$ 41,444.30
WYNDMERE	29	6,957	\$ 5,913.45
<b>TOTAL</b>	<b>428</b>	<b>170,817</b>	<b>\$ 145,194.45</b>

**2006 PROJECT SAFE SEND CHEMICAL LIST TOTALS**

CHEMICAL	TOTAL
ACETOCHLOR	1,854
ASSURE	322
ALUM. PHOSPHIDE	132
ALDRIN	10
AEROSOLS	178
AMITROLE	823
AMMONIUM SULFATE	881
ARSENIC	60
ASSERT	517
ATRAZINE	1,414
AVENGE	973
BARBAN	595
BASAGRAN	643
BISON	310
BLADIX	893
BLAZER	993
BROMACIL	223
BROMOXYNIL	278
BUCTRIL	626
CALCIUM MICROSULFITE	15
CAPTAN	1,358
CARBOFURAN	254
CARBAMATE	1,078
CARBARYL	190
CARBYNE	2,864
CALCIUM CYANIDE	74
CHLORDANE	202
CHLOROPICRIN COMPOUNDS	23
CHLORPYRIFOS	1,060
COPPER SULFATE	1,923
COUNTER	2,109
CREOSOTE	109
CROP OIL	4,791
CHLOROPICRIN CYLINDERS	445
DDT	896
DB GREEN (LINDANE/MANEB)	18,299
DICAMBA	1,434
DIAZINON	320
DIELDRIN	107
DIMETHOATE	577
DIOXINS	78
DOWPON	834
EMPTY W/ RESIDUE	121
ENDOTHAL	368
ENDRIN	80
EPTAM	3,630
ERADICANE	1,150
FARGO	9,303
FENOXAPROP-P-ETHYL	2,017
FOLPET	717
FURADAN	864
FUSION	808

CHEMICAL	TOTAL
HEPTACHLOR	477
HOELON	655
HARMONY/PINNACLE	158
HYDROCHLORIC ACID	198
LASSO	1,148
LINDANE	354
MANCOZEB	3,229
MALATHION	2,618
MANEB	1,481
MCPA	3,721
METALACHLOR	3023
MERCURY-ORGANIC	19
METHOXYCHLOR	316
MICRONUTRIENT	383
NEWTONE	478
PARATHION	581
PHENYL MERCURIC ACETATE	972
POAST	1,585
PERMETHRIN	316
PRAMITOL	2,127
PRINCEP	741
PROWL	1,344
PYRETHRINS	520
RABON	522
RAXIL	246
RONNEL	634
ROUNDUP (GLYPHOSATE)	3,142
SEVIN	689
SEED TREATMENT/COAT	3,985
SODIUM CYANIDE	300
SODIUM HYDROXIDE	496
SODIUM TCA	148
SONALAN	2,158
SPRAY ADJUVANT	1,208
STAMPEDE	1,619
STRYCHNINE	197
TORDON	1,037
TOXAPHENE	496
TRIFLURALIN	896
TREFLAN	27,449
THIRAM	1,666
THIMET	314
THIMETHOXAM	24
UREABOR	38
VAPONA	39
VITAVAX	5,493
WARBEX	136
ZINC PHOSPHIDE	69
2,4-D	19,544
OTHER	774
RINSATE	1,231
<b>TOTAL IN POUNDS</b>	<b>170,817</b>

PCT SAFE SEND: SUMMARY OF COLLECTION EVENTS

By year, the number of participants and the pounds of pesticide waste collected

	1992	1994	1995	1996	1997	1997 Flood Cleanup	1998	1999
Adams								
Ashley				24	8,990		30	7,694
Beach					4	499		16
Belfield								
Beulah								
Bismarck		52	6,310	26	2,470	3,368	30	1,930
Bottineau				17	4,280			
Bowbells					23	5,496		
Bowman				14	1,837			
Cando					27	7,169		
Carrington				18	3,715		22	4,882
Carson								
Casselton		81	19,502	31	18,734	33	17,558	46
Cavalier						21	17,900	18,497
Center			39	3,409				
Cooperstown					31	14,478		
Courtenay								
Crosby							22	2,653
Devils Lake		80	18,533					
Dickinson	79	12,482	36	7,704	20	4,400	30	6,685
Drayton								
Edgeley					17	4,029		38
Ellendale							12	5,903
Fessenden								
Finley								
Flasher								
Forman								5
Garrison					18	1,358		12
Glen Ullin					18	759		9,377
Grafton		74	16,380					
Grand Forks				28	9,342	32	52,872	
Halliday								
Harvey								17
Hettinger								4,727
Hillsboro							17	2,517
Jamestown		78	12,507	18	3,297	27	36	21,033
Kenmare								
Killdeer					20	1,831		
LaMoure								
Langdon								







2006 NORTH DAKOTA PEST SAFE SEND COLLECTION DATA

CHEMICAL	BELFIELD	BOTTINEAU	COURTENAY	DRAYTON	EDGELEY	GLEN ULLIN	HETTINGER	KILDEER	LANGDON	LINTON	MAYVILLE	MINOT	RUGBY	TIOGA	WEST FARGO	WYDMERE	TOTAL
ACETOCHLOR	8				40			75			50	1620			61		1854
AEROSOLS		8	10		10				10	5					135		178
ASSURE	14	5						68	10		177			10	11	27	322
ALUM. PHOSPHIDE	2			2	6								84	3	6	29	132
ALDRIN						10											10
AMINOPURIDINE																	0
AMINOTRIAZOLE																	0
AMITROLE			53	685													823
AMMONIUM SULFATE		25									856			40		45	881
ARSENIC		4										30					60
ASSERT		50		11	7			84			222		75		68		517
ATRAZINE			224		80	80		5	60	75	61	163	108	17	175	366	1414
AVENGE		20		136		209		73	50		325	105		20	35		973
BACILLUS T.																	0
BARBAN																	595
BASAGRAN				45				15			325				255		595
BISON								40			472	13			73		643
BLADEX											165				145		310
BLAZER			16	300			25				232	40		245	10	25	893
BROMACIL								45			902				14	32	993
BROMOXNYL				60							47	31			85		223
BUCRIL		30		248											30		278
CALCIUM MICRO SULFITE				30						100	345			6	65	50	626
CARBOFURAN		10													15		15
CARBAMATE		70		450							97			125	22		254
CARBARYL				23							199	29			262	68	1078
CARBYNE	39	40	47	220							145				22		190
CALCIUM CYANIDE				4			65	95	128	271	180	227	40	230	1322	25	2864
CAPTAN		5	70	77												5	74
CHLORDANE				24				14	43	80	446				213	410	1358
CHLOROPICRIN COMPOUNDS		6						4			102	1	2	5	64		202
CHLORPYRIFOS	43		65	103	150				83		344	24	3	4	10		23
COPPER SULFATE				1850							50	12			11		1923

2006 NORTH DAKOTA PROJECT SAFE SEND COLLECTION DATA

CHEMICAL	BELFIELD	BOTTINEAU	COURTENAY	DRAYTON	EDGELEY	GLEN ULLIN	HETTINGER	KILLDEER	LANGDON	LINTON	MAYVILLE	MINOT	RUGBY	TIOGA	WEST FARGO	WYNDMERE	TOTAL
COUNTER				577					57	23	933	201			163	155	2109
CREOSOTE				14	47		48										109
CROP OIL			100	285				77	331		2070	252		1125	551		4791
CHLOROPICRIN CYLINDERS											25						445
DB GREEN(lindane/maneb)				150	20				262	12	128	82		178	17457	10	18299
DDT			5	131	23	28	1	427		5	110	31	34	15	86		896
DICAMBA	53	30	100	11	144				100		32	99		307	59	499	1434
DIAZINON	1	15		67			59		5		5	3	6		146	13	320
DIELDRIN		20		55									32				107
DIMETHOATE	1		137	76					61		85	91		38	88		577
DIOXINS				3			2	50	6		5	8			4		78
DOWPON		22		20				10	39		408	100	122		80	33	834
EMPTY W/ RESIDUE		20							20		55				26		121
ENDOTHAL				81							99				188		368
ENDRIN				15											65		80
EPTAM		10		1753	120				88		821	164	180		295	199	3630
ERADICANE	84		70	112	100				162	75	175				372		1150
FARGO	200	186		856	360				1844	50	742	3723	86	350	566	340	9303
FENOXAPROP-P-ETHYL		183	20	72	27			39	105		618	158		260		535	2017
FOLPET				88					53		378				198		717
FURADAN		30		272					50		194	12	7	13	261	25	864
FUSION		24	153	162	60		15		115		111				58	110	808
HEPTACHLOR			35	94					82		183				83		477
HOELON	58	15		81	71				50		312				56	12	655
HARMONY/PINNACLE													70		88		158
HYDROCHLORIC ACID								112	3			43			40		198
LASSO	47	63		156	65				78	46	381				186	126	1148
LINDANE	1	39		70	6		2			50	40	80	20	10	8	28	354
MANCOZEB		160		970	16						702	430			951		3229
MALATHION		140	30	164	94	6					33	394	25	81	309		2618
MANEB	11	56	74	316	31		13	21	2		952			5			1481
MCPA	38	90	133	882	743			208	190		500	161	35	157	106	478	3721
METALACHLOR					264						2497	200			62		3023

2006 NORTH DAKOTA PROJECT PESTICIDE SEND COLLECTION DATA

CHEMICAL	BELFIELD	BOTTINEAU	COURTENAY	DRAYTON	EDGELEY	GLEN ULLIN	HETTINGER	KILLDEER	LANGDON	LINTON	MAYVILLE	MINOT	RUGBY	TIOGA	WEST FARGO	WYNDMERE	TOTAL
MERCURY-ORGANIC						3						9		7			19
METHOXYCHLOR	14	12		78	86							34		68	24		316
MICRONUTRIENT		25		45			8		28	56	167				54		383
NAPHTHALENE											163				259		0
NEWTONE				56							78						478
PARATHION	53		265	123					62								581
PHOSPHORIC ACID																	0
PHENYL MERCURIC ACETATE		30	317						60							565	972
POAST	75	30	118	15	167	35		18	112	154	136	361		25	294	45	1585
POTASSIUM PYRIDAZINONE																	0
PERMETHRIN				123		36	45						5	10		97	316
PRAMITOL				488	55	1017			6	46	440	22	17		36		2127
PRINCEP	51		85	7	125		23		91		44		78		185	52	741
PROWL	25		80	155	344				56	97	196	50	94		157	90	1344
PYRETHRINS		10		77	15	80	5				28	302			3		520
RABON		15									345				145	17	522
RAXIL					60			24	150			12					246
RONNEL	45	10	40	145	55	4	7		88		55	78			92	15	634
ROUNDUP(GLYPHOSATE)	50	7	30	19	143	60	1	102		1294	593	225		603	15		3142
SEVIN	22	1			369		30	15	42		10	44	54		62	40	689
SEED TREATMENT/COAT	3835			150													3985
SODIUM CYANIDE							300										300
SODIUM HYDROXIDE	120					372									4		496
SODIUM TCA												35				113	148
SONALAN	166	40	188	634	97	25			62	114	162	415			70	185	2158
SPRAY ADJUVANT			201	115	114		13			100	250	200				215	1208
STAMPEDE	112	88		300	111				148	89	66	133			572		1619
STRYCHNINE		52	13	5	14	51					1	3	16		2	40	197
TORDON		30	246		20	79		55			411	44	94		33	25	1037
TOXAPHENE	50	67	196		12	4	137						30				496
TRIFLURALIN	550				150				63		73				60		896
TREFLAN	124	683	400	650	145	25	51	121	1760	91	2883	1299	843	674	17450	250	27449
THIRAM	56			872	135	40	29			97		137			300		1666

2006 NORTH DAKOTA PROJECT SAFE SEND COLLECTION DATA

CHEMICAL	BELFIELD	BOTTINEAU	COURTENAY	DRAYTON	EDGELEY	GLEN ULLIN	HETTINGER	KILLDEER	LANGDON	LINTON	MAYVILLE	MINOT	RUGBY	TIOGA	WEST FARGO	WYNDMERE	TOTAL
THIMET		34		18	20				52			190					314
THIMETHOXAM					24												24
UREABOR	38																38
VAPONA							21					8					39
VITAVAX		844	1154	620	233	50	73	90	1267	150	90	431	57		10	109	5493
WARBEX	24			16	59	18						10	1	8	325		136
ZINC PHOSPHIDE	56						7		5			1					69
ZINC SULFITE																	
2,4-D	58	844	235	2327	963	99	58	370	588	678	4024	2960	692	2062	3176	410	0
OTHER	41	55	31	78	45	15	19	11	43	31	123	33	39	67	98	45	19544
RINSATE																	774
<b>TOTAL</b>	6165	4253	4941	18917	6045	2346	1057	2276	10104	3692	28771	16797	2949	6789	48758	6957	<b>170,817</b>

# 2006 PROJECT SAFE SEND

## 1. How did you learn about Project Safe Send?

88	Mailed brochure	116	Newspaper
51	Radio	48	Extension Agent
17	Poster	20	Newsletter
33	ND Department of Agriculture	11	Internet – NDSU Listserve
19	Other – boss, Ag week, Cenex Osco, from work, received call, elevator website, work of mouth, TV, Northern Plains Potato Assn., Seen them here, friend, e-mail		

## 2. Do you think there is a need to continue Project Safe Send?

280 Yes            1        No

89	Missed previous collection	24	Too far to travel
9	Inconvenient time	14	Didn't know I had pesticides
55	Inherited pesticides	39	Retired
57	Found pesticides	37	Quit farming
9	Obtained at auction	85	No label – unknown
44	Product no long registered	52	Container in bad shape
19	Other – Good idea and will use it again in the future. Clean sprayer. Farmers always come in. Don't use this product anymore. Old, didn't need anymore. Questionable integrity of product. Ongoing need for disposal. Every few years pesticides need to be cleaned up.		

## 3. What changes would you like to see in Project Safe Send?

Good the way it is. Every year in more places. It is a very good program-I don't know if you can improve. I believe it is a good idea to have periodic pickups because people do want to have them disposed of safely. I think they are doing good. Keep up the good work. Take paint. Containers with varying amount of paint. Sign to find out where they are parked. Keep doing what you are doing-a needed service. Possible to take used oil? Good program. Better location. Late fall collection. Change the name to tell people what it is in the name-Ole Pesticide Collections, etc. Take more products like old medicine and other miscellaneous stuff.

## 4. What is your business?

181	Farmer/rancher	29	Pesticide Dealer
21	Pesticide applicator	35	Homeowner
40	Other – State agency land manager, retired farmer, semi-retired, Technician at NDSU, factory worker, city employee, Park.& Rec Dept., Elk rancher, Research for chemical company, Government, ND DOT, Pesticide Inspector		

# North Dakota Farmers Union

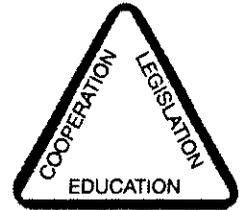
PO Box 2136 • 1415 12th Ave SE • Jamestown ND 58401

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E-MAIL: [ndfu@ndfu.org](mailto:ndfu@ndfu.org)



HB 1085  
House Agriculture Committee

Chairman Johnson and Members of the House Agriculture committee,

My name is Kayla Pulvermacher; I am here representing over 35,000 members of North Dakota Farmers Union. I am here to testify in support of House Bill 1085.

North Dakota Farmers Union believes that farmers should be involved in finding solutions to the disposal of crop protection products and containers. We support the disposal of old unlabeled crop pesticides under Project Safe Send, and have supported the program since it was initially established in 1992. Since then, Project Safe Send has helped thousands of people get rid of pesticides safely.

NDFU believes that Project Safe Send should be made permanently available because it has proven to be very effective in keeping North Dakota's environment safe.

We strongly urge a do pass on the House Bill 1085.

Thank you Chairman Johnson and members of the committee. I will answer any questions at this time.



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

**Testimony of Judy Carlson, Program Coordinator**  
**House Bill 1085**  
**Senate Agriculture Committee, Roosevelt Room**  
**February 22, 2007**

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Chairman Flakoll and members of the Senate Agriculture Committee, I am Judy Carlson, a Program Coordinator at the department of agriculture. I am here today in support of HB 1085, which removes the sunset of the agricultural pesticide and pesticide container program, Project Safe Send.

This biennium (2005 and 2006), we facilitated 32 collection events throughout the state; 880 participants brought in 343,608 pounds of unusable waste pesticides. When we last testified before this committee in 2003, we reported that during the 2001-2003 biennium we held 37 collection events with over 700 participants that brought in 338,616 pounds of waste pesticides.

The amount of pesticides collected demonstrates the continued need for this program and the concern of North Dakota agricultural producers for the environment. PSS makes it economically feasible for individuals to get rid of their unusable pesticides.

The funding for PSS is included in the department of agriculture's budget (SB 2009). Funding for this program is from pesticide registration fees that are deposited into the Environment and Rangeland Protection (EARP) Fund.

We appreciate the amendment the House added to this bill. The amendment will give us the opportunity to present a biennial report to the House and Senate Agriculture Committees.

Attached to this testimony are copies of our legislative report on Project Safe Send.

Chairman Flakoll and committee members, I urge a do pass on HB 1085. I would be happy to answer any questions you may have.



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#### MEMBERS

AmeriFlax  
Milk Producers Association of North Dakota, Inc.  
Minn-Dak Farmers Co-op  
North Dakota Ag Aviation Association  
North Dakota Ag Consultants  
North Dakota Agricultural Association  
North Dakota Agri-Women  
North Dakota Association of Soil Conservation Districts  
North Dakota Association of Agricultural Educators  
North Dakota Barley Council  
North Dakota Beef Commission  
North Dakota Corn Growers Association  
North Dakota Corn Utilization Council  
North Dakota Crop Improvement and Seed Association  
North Dakota Department of Agriculture  
North Dakota Dry Bean Council  
North Dakota Elk Growers  
North Dakota Farm Bureau  
North Dakota Farm Credit Council  
North Dakota Grain Dealers Association  
North Dakota Grain Growers Association  
North Dakota Lamb and Wool Producers  
North Dakota Oilseed Council  
North Dakota Pork Producers  
North Dakota Soybean Growers Association  
North Dakota State Seed Commission  
North Dakota Wheat Commission  
Northern Canola Growers Association  
Northern Plains Potato Growers Association  
Northern Pulse Growers Association  
Red River Valley Sugarbeet Growers

Testimony of Kent Albers

North Dakota Ag Coalition

House Bill 1085

February 22, 2007

Chairman Flakoll and members of the Senate Agriculture Committee:

I am Kent Albers. I farm and ranch near Center and am here today as the chairman of the North Dakota Ag Coalition. On behalf of the Ag Coalition, I would encourage your support of HB 1085, which would eliminate the sunset of Project Safe Send.

The Ag Coalition has provided a unified voice for North Dakota agricultural interests for 20 years. Today, we represent 30 statewide organizations and associations that represent specific commodities or have a direct interest in agriculture. Through the Ag Coalition, these members seek to enhance the business climate for North Dakota's agricultural producers.

The Ag Coalition takes a position on only a limited number of issues brought to us by our members that have significant impact on North Dakota's agriculture industry. Project Safe Send is one of these as it benefits producers, pesticide dealers and applicators statewide and across commodities.

The North Dakota Department of Agriculture, through Project Safe Send, provides a great service that allows the easy, safe and inexpensive disposal of dangerous and unusable pesticides and pesticide containers for North Dakota agricultural interests.

We appreciate your past support of Project Safe Send and encourage your continued support.

# North Dakota Farmers Union

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HB 1085

Senate Agriculture Committee

Chairman Flakoll and members of the Senate House Committee,

My name is Kayla Pulvermacher; I am here representing the members of North Dakota Farmers Union. I am here to testify in support of House Bill 1085.

North Dakota Farmers Union believes that farmers should be involved in finding solutions to the disposal of crop protection products and containers. We support the disposal of old unlabeled crop pesticides under Project Safe Send, and have supported the program since it was initially established in 1992. Since then, Project Safe Send has helped thousands of people get ride of pesticides safely.

NDFU believes that Project Safe Send should be made permanently available because it has proven to be very effective in keeping North Dakota's environment safe.

We strongly urge a do pass on House Bill 1085.

Thank you Chairman Flakoll and members of the committee. I will answer any questions at this time.

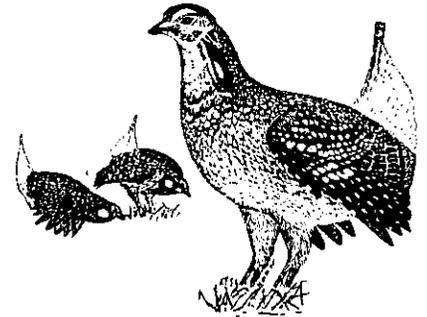


*North Dakota Chapter*

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# THE WILDLIFE SOCIETY

P.O. BOX 1442 • BISMARCK, ND 58502



**TESTIMONY OF MIKE McENROE  
NORTH DAKOTA CHAPTER OF THE WILDLIFE SOCIETY  
PRESENTED TO THE SENATE AGRICULTURAL COMMITTEE  
ON HB 1085, FEBRUARY 22, 2007**

**CHAIRMAN FLAKOLL AND MEMBERS OF THE COMMITTEE:**

**I am Mike McEnroe speaking on behalf of the North Dakota Chapter of The Wildlife Society, an organization of 300 professional natural resource managers, biologists, and educators. The Chapter strongly supports HB 1085, providing for the continuation of Project Safe Send, which since 1992 has collected and disposed of pesticides and pesticide containers.**

**Project Safe Send is a proven success story, collecting almost 2 million pounds of pesticide from over 5,000 pesticide users on our farms and ranches, and our cities and towns. Without Project Safe Send, many of these chemicals would have been improperly discarded in landfills, or would be still stored in garages and barns across the State. Surveys of program participants in the previous years, indicate full support for the program's continuation.**

**The Chapter has supported Project Safe Send in past legislative sessions. The North Dakota Chapter of The Wildlife Society encourages you to give HB 1085 a "Do Pass" recommendation. Thank you.**

HB1085  
Cover letter  
in testimony

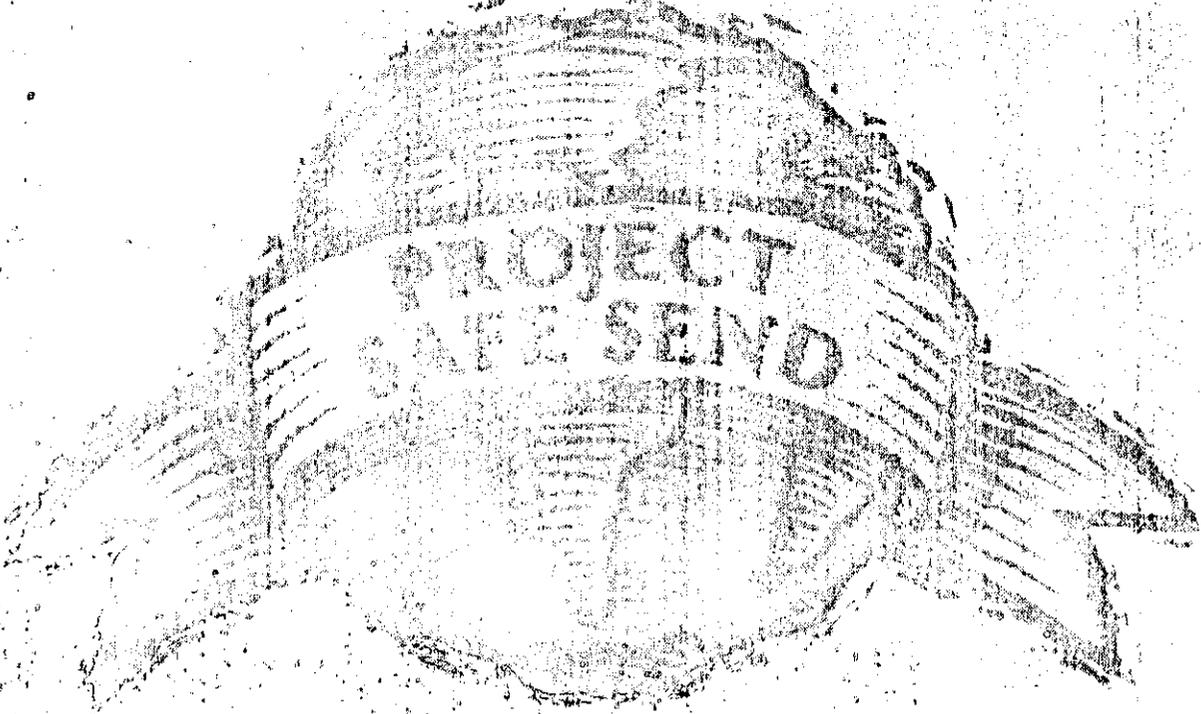
**North Dakota Department  
of Agriculture**

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**Report to the 2007 Legislature**

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Project Safe Send and Recycling of Pesticide  
Containers



Legislative Council Library has a copy -