

**1999 SENATE AGRICULTURE**

**SB 2398**

1999 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2398

Senate Agriculture Committee

Conference Committee

Hearing Date 2/4/99

Tape Number	Side A	Side B	Meter #
1		X	565-2283
Committee Clerk Signature <i>Micia Jorgensen</i>			

Minutes:

Senator Wanzek called the meeting to order, roll call was taken 1 was absent.

Senator Wanzek opened the hearing on SB 2398.

Representative Brandenburg introduced the bill. There is nobody representing beans on the board.

Senator Klein: You are in the dry edible bean business.

Representative Brandenburg: Yes.

Senator Klein: Have you seen growth and you enjoy what you are doing.

Representative Brandenburg: That's right.

Senator Mathern: Can you address my concern on how fund can be set up.

Representative Brandenburg: That's what we are trying to figure out.

Senator Sand: The beans you grow are the same as in Wahalla.

Representative Brandenburg: I would say yes.

Senator Sand: I talked to someone from back home and they don't want a bean man on the board.

Representative Brandenburg: I'm sure there are some hwo don't want anyone on, we are just trying to be fair.

Senator Sand: You are assesed and contribute to this coucil.

Representative Brandenburg: Yes I would pay in.

Senator Mathern: If potato growers aren't doing so well and putting in less then bean growers could be putting in more.

Representative Brandenburg: Exactly where I am going.

Senator Sand: What has happened when you ask these people, have you went to them.

Representatiave Brandenburg: That is what I am doing now.

Senator Sand: Is the bill premature then.

Representative Brandenburg: No.

Senator Klein: Currently is a dry edible bean council, they are funding themselves and doing marketing and research and promotion in thier group, however since there has been such an increase in edible bean production these farmers who are producing seed would like to have some representation on the seed commission which is a different entity.

Representative Brandenburg: Exactly what this bill is trying to do.

Senator Wanzek: There is a commitment from the bean growers who raise seed.

Senator Kroepflin: Wouldn't you say that it helps keep bean seed cost down.

Representative Brandenburg: Absolutely.

Page 3

Senate Agriculture Committee  
Bill/Resolution Number Sb 2398  
Hearing Date 2/4/99

Senator Mathern: When were beans 1st introduced in ND.

Representative Brandenburg: Maybe in the late '60's early '70's.

Senator Mathern: This is just bringing things up to date.

Representative Brandenburg: Right.

Senator Wanzek: Not only number 1 in pinto beans but in pinto bean seeds.

Senator Sand: I wonder if we shouldn't study this some more.

Representative Brandenburg: Concerns are very valid.

Senator Sand: State seed department has concentrated on scab. What do you think about that?

Representative Brandenburg: I hope they have, I just ask that you give it a fair hearing.

Bill Kuntz from the ND State Seed Commission was asked to come to the podium.

Senator Klein: Explain how the seed commission works and what you do.

Bill Kuntz: I am in a position I don't like to be in. State organization. Potato industry has been larger. Edible bean seed is the only one with no representation. The last 5 years bean seed program has grown.

Senator Klein: I don't think we are trying to remove anyone.

The hearing was closed on SB 2398.

Discussion was held.

Senator Klein made the motion for a Do Pass.

Senator Kroeplin seconded.

ROLL CALL: 6 yes, 0 no, 1 absent

CARRIER: Senator Klein

Vote was held open for absent member.

Date: 2/4  
Roll Call Vote #: 1

1999 SENATE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. 2398

Senate Agriculture Committee

Subcommittee on \_\_\_\_\_  
or  
 Conference Committee

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

Action Taken Do Pass

Motion Made By Klein Seconded By Kroeplin

Senators	Yes	No	Senators	Yes	No
Senator Wanzek	✓				
Senator Klein	✓				
Senator Sand	✓				
Senator Urlacher	✓				
Senator Kinnoin	✓				
Senator Kroeplin	✓				
Senator Mathern	✓				

Total (Yes) ~~7~~ 7 No 0

Absent X

Floor Assignment Senator Klein

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

REPORT OF STANDING COMMITTEE (410)  
February 4, 1999 5:00 p.m.

Module No: SR-23-1967  
Carrier: Klein  
Insert LC: . Title: .

**REPORT OF STANDING COMMITTEE**

**SB 2398: Agriculture Committee (Sen. Wanzek, Chairman) recommends DO PASS**  
(7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2398 was placed on the  
Eleventh order on the calendar.

1999 HOUSE AGRICULTURE

SB 2398

1999 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2398

House Agriculture Committee

Conference Committee

Hearing Date 3-5-99

Tape Number	Side A	Side B	Meter #
One HB 2398	x		23 to 55
One HB 2398		x	0 to 14.5
Committee Clerk Signature <i>Arlein Hanson</i>			

Minutes:

Summary of bill: Relating to the State Seed Commission membership.

Sen Klien: This bill would put a grower of ND Dry Edible Beans on ND State Seed Commission.

As we know dry edible bean production as been around North Dakota since the 60's. Since that time production has gone to approx 750,000 acres in 1998. The amount of seed acres as gone to about 22,000 acres. Instead of shipping our seed in from Idaho we have become the leading seed producer.

Rep Brandenburg: Here in support of SB 2398. We are on the verge of something that could be expanded greatly to enhance the farming situation here in ND. In the past 20 years we have gone from very few acres to being the leading producer of Dry Edible Beans in the country.



Page 2

House Agriculture Committee  
Bill/Resolution Number SB 2398  
Hearing Date 3-5-99

Sen Wanzek: When I was first asked to help sponsor this piece of legislation I had some concerns but I decided we needed to help this industry. Last year my brother and I sold over a million lbs of seed. I now feel we need to have a voice on the commission.

Rep Mueller: We don't have anyone from the wheat, barley, corn sector on the commission. They are being represented by the Agr Commissioner, Crop Improvement people, why can't we do the same with the dry bean people?

Sen Wanzek: I kind of struggled with that for awhile too. But then I realized the Dry Bean industry is the fastest growing industry in the state.

Rep Nowatzki: Any Edible Dry Bean grower can be a member of the ND Agr assoc. so they then would have a representative on the Council.

Sen Wiese: Dist 14 Started growing edible beans in the mid 1970's. With 700,000 plus acres in ND now and hard to find seed. Most of it has had to come from Idaho in the past. Tough to find enough in ND and this might help the situation.

Ray Klemworth: A farmer and bean grower and operate a bean processing plant. Started raising beans in 1974. Sons still grow beans. Our plant pathologist at NDSU in the mid 70's said you can't grow seed here in ND because of the bacterial blight disease problem. Reason I feel the Bean Growers should have a seat on commission is we want to be controlled so need a voice on the commission. Now we have come completely around and they say we can produce the seed here in ND.

Richard Fugerler: Portland ND have been raising beans on their farm since 1966. Neighbors were concerned that my beans were going to cause them trouble so asked me to plant our beans away from them.

Page 3

House Agriculture Committee  
Bill/Resolution Number SB 2398  
Hearing Date 3-5-99

Gerald Nelson: Cass County farmer

John Moenburg: 40% of Dry Edible beans are grown in North Dakota in the nation. Need a representative on the State Seed commission to regulate our seed growers and make sure its safe for seed. Make sure it's checked in the lab.

Chm Nicholas: If the Bean Growers in ND now raise 40% of the beans in US. What is this in comparison to say Wheat in ND?

John Molenburg: Thinks about 3% of the Revenue from crops would come from beans.

Kim Alberty: Wholesale seed business and member the ND Agriculture Assoc. Opposed to bill. Feels there are enough Agr Assoc in the state so that everyone has representation on the council. We feel the Dry Edible Beans growers are properly represented on the board.

Rep Herbel: Whats the main opposition to a Dry Edible Bean grower being on the board.?

Don Bjornstad: Producer and member of Commission. Feels we address all the concerns that are expressed here.

Rep Brusegaard: Opposed to bill. Thinks St Seed Commission has done a good job.

Rep Brandenburg: Thinks maybe we should take a look at this for real.

Rep Herbel: Opposed to bill

Rep Mueller: Opposed to the bill.

Rep Berg: Merit for putting some new blood on this board yet there are crops out there we haven't heard of yet. Are we going to add one for each crop.

Rep Nowatzki: I was here when we added the 3rd potato person. Only if we revamped the whole board would I favor any change. When that time comes I would like to see them look at categories and we would include one category for cereal grain crops, one for oil seed crops, one

Page 4

House Agriculture Committee

Bill/Resolution Number SB 2398

Hearing Date 3-5-99

for pulp crops, potatoes, Comm. of Agr, experiment station. I think its working fine lets keep it as is.

Motion by Rep Nowatzki for a DO NOT PASS second by Rep Renner.

Vote total                    YES    8            NO    7            ABSENT    0 motion prevailed.

Carrier Rep Nowatzki

Date: 3-11-99  
Roll Call Vote #:

1999 HOUSE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. SB 2398

House AGRICULTURE Committee \_\_\_\_\_

Subcommittee on \_\_\_\_\_  
or  
 Conference Committee

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

Action Taken Do not pass

Motion Made By Rep Nowatzki Second By Rep Renner

Representatives	Yes	No	Representatives	Yes	No
Eugene Nicholas, Chaiman	✓		Bob Stefonowicz	✓	
Dennis E. Johnson, Vice Chm		✓			
Thomas T. Brusegaard	✓				
Earl Rennerfeldt		✓			
Chet Pollert		✓			
Dennis J. Renner	✓				
Michael D. Brandenburg		✓			
Gil Herbel	✓				
Rick Berg		✓			
Myron Koppang	✓				
John M. Warner		✓			
Rod Froelich		✓			
Robert E. Nowatzki	✓				
Phillip Mueller	✓				

Total (Yes) 8 No 7

Absent \_\_\_\_\_

Floor Assignment Hold Rep Nowatzki

**1999 TESTIMONY**

**SB 2398**

3-5-99

Mr. Chairman, Members of the House Ag Committee:

My name is Richard Fugleberg a farmer and seedsman from near Portland North Dakota.

I appear before you in support of SB2398. We have been raising dry beans on our farm since 1966, in the mid seventies we started raising dry beans for certified seed. When we started planting

North Dakota grown seed our neighbors were concerned that North Dakota seed would cause disease problems for their fields.

In 1998 I believe that over one half of the total dry bean acres planted in North Dakota were from North Dakota grown seed. We have come a long way in the last twenty-five years and I believe SB 2398 will help us continue on into the twenty first century.

I again urge your support for SB 2398.

Thank you

Richard H. Fugleberg, Portland, ND

NORTH DAKOTA STATE SEED DEPARTMENT  
1998 ACREAGE REPORT

CROP

BLACK TURTLE BEANS	412
NAVY BEANS	1,108
PINK BEAN	50
PINTO BEAN	16,277
BUCKWHEAT	609
CRAMBE	1,197
FLAX	4,976
BLUE GRAMA	3
BIG BLUESTEM	4
LITTLE BLUESTEM	2
PRAIRIE CORDGRASS	8
INDIANGRASS	1
RED PROSO MILLET	144
SIDEOATS GRAMA	1
INTERMEDIATE WHEATGRASS	1
PUBESCENT WHEATGRASS	2
WESTERN WHEATGRASS	2
CANADA WILD RYE	1
RUSSIAN WILD RYE	1
MUSTARD	971
LENTIL	544
CHICKLING VETCH	25
CANOLA	320
SAFFLOWER	552
SUNFLOWER	340
FIELD PEA	6,438
BARLEY	44,943
OATS	2,780
RYE	618
DURUM	80,794
WHEAT	121,902
SOYBEANS	29,969
	<hr/>
	314,995
TOTAL EDIBLE BEANS	17,847
% EDIBLE BEANS	<hr/> 5.67%

FIELD SEEDS TOTAL PROGRAM

ACCOUNT NAME	CURRENT Y-T-D	TOTAL PRIOR YEAR (7/96-6/97)	TOTAL (7/95-6/96)
REVENUES	<u>1,140,173.42</u>	<u>1,138,176.70</u>	<u>1,017,670.64</u>
SALARIES	542,217.51	527,359.06	480,323.80
OPERATING	248,949.53	203,578.29	195,724.60
EQUIPMENT	0.00	0.00	1,113.00
CAP.IMPROV	0.00	0.00	0.00
GRANTS	32,000.00	(4,230.91)	99,725.91
CONTINGENCIES	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>
TOTAL EXPEND.	<u>823,167.04</u>	<u>726,706.44</u>	<u>776,887.31</u>
NET INC(LOSS)	<u>317,006.38</u>	<u>411,470.26</u>	<u>240,783.33</u>
Field	281,572.53	207,510.76	243,053.20
Certification	100,473.54	268,526.40	111,444.71
Lab	(48,457.47)	(58,024.99)	(69,092.13)
Diagnostic	(16,582.22)	(6,541.91)	(44,622.45)
Total	<u>317,006.38</u>	<u>411,470.26</u>	<u>240,783.33</u>

TOTAL REVENUES - FIELD SEEDS PROGRAM 1,140,173.42

APPROXIMATE PORTION-EDIBLE BEANS 75,487.18

% OF TOTAL - EDIBLE BEANS 6.62%



JUNE 1998

## POTATO PROGRAM TOTALS

ACCOUNT NAME	CURRENT Y-T-D	TOTAL PRIOR YEAR (7/96-6/97)	TOTAL (7/95-6/96)
REVENUES	1,110,449.75	1,191,644.79	1,222,291.24
SALARIES	851,848.19	932,959.51	888,181.86
OPERATING	237,136.20	221,295.62	221,131.94
EQUIPMENT	0.00	0.00	410.00
CAP. IMPROV	0.00	0.00	0.00
GRANTS	0.00	0.00	0.00
CONTINGENCIES	0.00	0.00	0.00
TOTAL EXPEND.	1,088,984.39	1,154,255.13	1,109,723.80
NET INC (LOSS)	21,465.36	37,389.66	112,567.44
Field Insp	40,339.66	217,850.54	308,953.79
Seed Stocks	17,564.84	(3,820.28)	(49,496.55)
Wholesale Dir	6,910.91	4,113.58	(935.93)
Grade Insp	(43,350.05)	(180,754.18)	(145,953.87)
	21,465.36	37,389.66	112,567.44

NORTH DAKOTA STATE SEED DEPARTMENT  
APPROXIMATE REVENUES FROM DRY EDIBLE BEANS

## ACRES INSPECTED:

<u>TOTAL ACRES ALL VARIETIES</u>	<u>FEE PER ACRE</u>	<u>TOTAL REVENUES</u>
17,827	2.50	44,567.50

## BUSHELLS CERTIFIED:

<u>TOTAL BUS. ALL VARIETIES</u>	<u>MAXIMUM FEE/BUS.</u>	<u>TOTAL REVENUES</u>
153,242	0.04	6,129.68

## LAB TESTING:

<u>TOTAL SAMPLES DOME TESTED</u>	<u>FEE PER TEST</u>	<u>TOTAL REVENUES</u>
370	50.00	18,500.00

<u>SAME SAMPLES PURITY/GERM/COUNT</u>	<u>FEE 3 TESTS</u>	<u>TOTAL REVENUES</u>
370	17.00	6,290.00

TOTAL ALL REVENUES: \$75,487.18