

# MICROFILM DIVIDER

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Deanna Halliwell  
Operator's Signature

10/3/03  
Date

2003 HOUSE APPROPRIATIONS

HB 1389

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Deanna Hall Smith  
Operator's Signature

10/3/03  
Date

2003 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. 1389

House Appropriations Committee

Conference Committee

Hearing Date 02-18-03

Tape Number	Side A	Side B	Meter #
2		B	47

Committee Clerk Signature

*Chris J. Yabus*

Minutes:

**Rep. Skarphol** This reduces the size of SBARE, I Move Amendment 30314.0207 to HB 1389.

**2nd by Rep. Wald.**

**Rep. Rennerfeldt** Will the research centers have any input as to who is nominated to the district representations around the state?

**Rep. Skarphol** It is intended that there will be geographical distribution and representation.

**Rep. Brusegaard** I want to commend Rep. Skarphol for taking on this board. These amendments fix problems with SBARE and NDSU relations. This has been an ongoing problem for 6 years. Rep. Skarphol took this issue on head on.

**Motion Passes.**

**Rep. Skarphol** I move a Do Pass As Amended 2nd by Carlson. Motion Carries 16 yeas, 6 nays, 1 absent/not voting. Rep. Skarphol will carry the bill.

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*Dorinda Hall*  
Operator's Signature

10/3/03  
Date

**FISCAL NOTE**  
 Requested by Legislative Council  
 01/21/2003

Bill/Resolution No.: HB 1389

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.

	2001-2003 Biennium		2003-2005 Biennium		2005-2007 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues	\$0	\$0	\$0	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0	\$0	\$0	\$0
Appropriations	\$0	\$0	\$0	\$0	\$0	\$0

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

2001-2003 Biennium			2003-2005 Biennium			2005-2007 Biennium		
Counties	Cities	School Districts	Counties	Cities	School Districts	Counties	Cities	School Districts

2. **Narrative:** Identify the aspects of the measure which cause fiscal impact and include any comments relevant to your analysis.

NDSU does not estimate any substantial cost increase to produce the required reports. Any additional costs would be absorbed within current appropriations.

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, of the effect on the biennial appropriation for each agency and fund affected and any amounts included in the executive budget. Indicate the relationship between the amounts shown for expenditures and appropriations.

Name:	Laura Glatt	Agency:	NDUS
Phone Number:	328-4116	Date Prepared:	01/24/2003

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*Dorinda Hall*  
 Operator's Signature

10/3/03  
 Date

VR  
2/18/03  
1083

HOUSE AMENDMENTS TO HOUSE BILL NO. 1389 APP 2-19-03

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to amend and reenact sections 4-05.1-02, 4-05.1-04, 4-05.1-16, and 4-05.1-19 of the North Dakota Century Code, relating to the duties, responsibilities, and membership of the state board of agricultural research and education.

**BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

**SECTION 1. AMENDMENT.** Section 4-05.1-02 of the North Dakota Century Code is amended and reenacted as follows:

**4-05.1-02. Agricultural experiment station.** The state board of agricultural research and education shall establish policies governing the direction and control of the North Dakota agricultural experiment station and the president of North Dakota state university shall ~~control and administer the North Dakota agricultural experiment station,~~ subject to the supervision of the state board of higher education. Funds appropriated to the agricultural experiment station may not be commingled with funds appropriated to North Dakota state university. Appropriation requests to defray expenses of the agricultural experiment station must be separate from appropriation requests to defray expenses of North Dakota state university.

**SECTION 2. AMENDMENT.** Section 4-05.1-04 of the North Dakota Century Code is amended and reenacted as follows:

**4-05.1-04. Reports.** Each center director shall submit an annual report to the ~~station director as directed by the state board of agricultural research and education~~ president of North Dakota state university. Each report must set forth in detail the investigations and experiments made during the preceding year, recommendations for the welfare of the center, the financial condition of the center, how all moneys have been expended, and the results of experiments. The station director shall submit these reports, with a report of the North Dakota state university main research center, to the state board of agricultural research and education and the state board of higher education on or before the first day of September of each year. If the state board of higher education submits a biennial report to the governor and the secretary of state in accordance with section 54-06-04, the report must include a composite of the reports from the main research center and each research extension center.

**SECTION 3. AMENDMENT.** Section 4-05.1-16 of the North Dakota Century Code is amended and reenacted as follows:

**4-05.1-16. State board of agricultural research and education - Membership - Terms.**

1. The state board of agricultural research and education consists of:
  - a. ~~The president of North Dakota state university or the president's designee;~~
  - b. ~~The vice president of agricultural affairs at North Dakota state university, who serves in an ex-officio nonvoting capacity;~~
  - c. ~~The administrator of the agricultural experiment station, who serves in an ex-officio nonvoting capacity;~~

- d. ~~The five persons~~ Five Individuals appointed to the agricultural consultation board by the ag coalition and serving in that capacity on July 1, 1997;
- e. b. ~~The five persons~~ Five Individuals appointed to the agricultural consultation board by the extension service's multicounty program units and serving in that capacity on July 1, 1997;
- f. ~~The two persons appointed to the agricultural consultation board by the president of North Dakota state university as representatives of the state's research extension centers and serving in that capacity on July 1, 1997;~~
- g. ~~The agriculture commissioner, who serves in an ex-officio nonvoting capacity;~~
- h. ~~The director of the North Dakota state university extension service, who serves in an ex-officio nonvoting capacity; and~~
- f. c. Two members of the legislative assembly appointed by the chairman of the legislative council. The chairman shall appoint one member from each political faction. The terms of members are for two years, and members may be reappointed. The legislative council shall pay the compensation and expense reimbursement for the legislative members.
2. As the terms of office held on the effective date of this Act by individuals listed in subdivisions a and b of subsection 1 expire, the ag coalition shall provide to the governor a list of two names for each position and the governor shall appoint an individual to each position from that list.
3. a. The initial five members appointed by the ag coalition shall select their terms by lot so that one member serves for one year, one member serves for two years, one member serves for three years, one member serves for four years, and one member serves for five years.
- b. The initial five members appointed by the extension service's multicounty program units shall select their terms by lot so that one member serves for one year, one member serves for two years, one member serves for three years, one member serves for four years, and one member serves for five years.
- e. ~~The two persons appointed as representatives of the state's research extension centers shall serve only through June 30, 1998.~~
3. 4. At the completion of each initial term, the term of office for each member is five years, beginning on July first. No person may be appointed to a second five-year term.
4. a. ~~At least ninety days before the conclusion of the initial term of each member appointed by the ag coalition, the ag coalition shall provide to the state board of higher education a list of one or more names from which the state board of higher education shall appoint a successor. Future appointments to these five positions must be made in the same manner. The state board of higher education shall ensure that four out of the five seats are held by agricultural producers.~~
- b. ~~At least ninety days before the conclusion of the initial term of each member appointed by the extension service's multicounty program units, the units through their advisory groups shall provide to the state~~

~~board of higher education a list of one or more names from which the state board of higher education shall appoint a successor. Future appointments to these five positions must be made in the same manner. The state board of higher education shall ensure that four out of the five seats are held by agricultural producers.~~

**SECTION 4. AMENDMENT.** Section 4-05.1-19 of the North Dakota Century Code is amended and reenacted as follows:

**4-05.1-19. State board of agricultural research and education - Duties.**

Within the policies of the state board of higher education, the state board of agricultural research and education is responsible for ~~budgeting and policymaking~~ establishing and directing policies associated with the agricultural experiment station and the North Dakota state university extension service. The board of agricultural research and education shall:

1. Determine the causes of any adverse economic impacts on crops and livestock produced in this state;
2. Develop ongoing strategies for the provision of research solutions and resources to negate adverse economic impacts on crops and livestock produced in this state;
3. ~~Develop ongoing strategies for the dissemination of research information through the extension service;~~
4. ~~Implement~~ Collaborate with the president of North Dakota state university to implement the strategies developed under ~~subsections~~ subsection 2 and 3, subject to approval by the state board of higher education;
5. ~~Develop, with the agricultural experiment station and the North Dakota state university extension service, an annual~~
4. Receive budget development updates from the president of North Dakota state university and upon completion review and approve the biennial budget for the operations of these entities;
6. ~~Develop a biennial budget request and submit that request to the president of North Dakota state university and the state board of higher education;~~
7. ~~Maximize the use of existing financial resources, equipment, and facilities to generate the greatest economic benefit from research and extension efforts and to promote efficiency~~ the agricultural experiment station and the North Dakota state university extension service;
8. ~~5.~~ Annually evaluate the results of research and extension activities and expenditures and ~~report~~ provide the findings to the budget section of the legislative council and the state board of higher education;
9. ~~Advise the president of North Dakota state university regarding the recruitment, selection, and performance of the vice president of agricultural affairs, the extension service director, and the station director; and~~
10. ~~6.~~ Present a status report Annually provide to the budget section of the legislative council a five-year plan that addresses the future of agriculture in this state and the role of the agricultural experiment station in that vision."

Renumber accordingly

Deanna Hallmark  
Operator's Signature

10/3/03  
Date

Date: 2-18  
 Roll Call Vote #: 11

2003 HOUSE STANDING COMMITTEE ROLL CALL VOTES  
 BILL/RESOLUTION NO. 1389

House Appropriations Committee

Check here for Conference Committee

Legislative Council Amendment Number 0207

Action Taken DPAA

Motion Made By Skarphol Seconded By Carlson

Representatives	Yes	No	Representatives	Yes	No
Rep. Ken Svedjan (Chair)	✓		Rep. Bob Skarphol	✓	
Rep. Mike Timm (Vice-Chair)	✓		Rep. Blair Thoreson	✓	
Rep. Bob Martinson	✓		Rep. Eliot Glassheim		✓
Rep. Thomas Brusegaard	✓		Rep. Joe Kroeber		✓
Rep. David Monson	✓		Rep. John Warner	✓	
Rep. Earl Rennerfeldt	✓		Rep. Jeff Delzer		✓
Rep. Francis J. Wald	✓		Rep. Amy Warnke	✓	
Rep. Ole Aarsvold		✓	Rep. Larry Bellew	✓	
Rep. Pam Gulleason	✓		Rep. Keith Kempenich	✓	
Rep. Ron Carlisle	✓		Rep. James Kerzman		✓
Rep. Al Carlson	✓		Rep. Ralph Metcalf		✓
Rep. Kim Koppelman					

Total (Yes) 16 No 6

Absent 1

Floor Assignment Skarphol

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

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Dennis Hallmark Operator's Signature 10/3/03 Date