

2019 SENATE AGRICULTURE COMMITTEE

SB 2144

2019 SENATE STANDING COMMITTEE MINUTES

Agriculture Committee
Roosevelt Park Room, State Capitol

SB 2144
1/10/2019
30630

- Subcommittee
 Conference Committee

Committee Clerk: Dan Johnston II

Explanation or reason for introduction of bill/resolution:

Relating to the elections of members to the North Dakota dry bean council

Minutes:

1 Attachment

Chairman Luick: Opens hearing on SB 2144.

Senator Klein: SB 2144 hopes to correct a couple of issues that have come about during the election process for the North Dakota dry bean council. I have a member of the dry bean council living in my district, Leann Shafer, who I have been in contact with; let me read an email I received from her (see attachment 1). So with that and on behalf of the NDDBC, I urge a Do Pass on SB 2144.

Senator Hogan: Did the council approve this?

Senator Klein: Yes. I sent the copy to the council for review, and I received an email back from them saying, "Yes, this is what we want. Do you need any help or sponsors?" On a side note, I texted Senator Wanzek asking if he wanted to sign onto this. He sent a note back asking if the council wanted it, and I said no Senator Wanzek, they do not want it; I am making it up to make their lives miserable! Then he sent a smiley face back, so I know he got it.

No Further Testimony

Vice Chair Myrdal: Motions a Do Pass on SB 2144.

Senator Larsen: Seconds.

**Clerk takes the Roll: 6 yeas, 0 nays, 0 absent.
Motion carries. Senator Klein will carry the bill.**

**2019 SENATE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. SB 2144**

Senate Agriculture Committee

Subcommittee

Amendment LC# or Description: _____

Recommendation: Adopt Amendment
 Do Pass Do Not Pass Without Committee Recommendation
 As Amended Rerefer to Appropriations
 Place on Consent Calendar
Other Actions: Reconsider _____

Motion Made By Senator Myrdal Seconded By Senator Larsen

Senators	Yes	No	Senators	Yes	No
Senator Luick-Chairman	x		Senator Hogan	x	
Senator Myrdal-Vice Chair	x				
Senator Klein	x				
Senator Larsen	x				
Senator Osland	x				

Total (Yes) 6 No 0

Absent 0

Floor Assignment Senator Klein

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

REPORT OF STANDING COMMITTEE

SB 2144: Agriculture Committee (Sen. Luick, Chairman) recommends DO PASS
(6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2144 was placed on the
Eleventh order on the calendar.

2019 HOUSE AGRICULTURE

SB 2144

2019 HOUSE STANDING COMMITTEE MINUTES

Agriculture Committee
Peace Garden Room, State Capitol

SB 2144
3/8/2019
Job #33431

- Subcommittee
 Conference Committee

Committee Clerk: ReMae Kuehn

Explanation or reason for introduction of bill/resolution:

Relating to elections of members to the ND dry bean council

Minutes:

Attachment #1

Senator Klein, Sponsor: I looked at the Soybean Council and the Corn Council on how they did their elections. The main change here is the number of endorsements required to run for the council. It is moved from 10 to 4. It is difficult to find 10 producers in an area. There was also change in the date for submission of nomination petitions to give those seeking the spot more time to get names collected. With item #7, there is also a contingency plan so if no nominations are received from that district, there is a way to get around it.

Representative McWilliams: Why the big change 10 to 4?

Senator Klein: Refer to Leann Schafer of Council.

Leann Schafer, North Dakota Dry Bean Council, District 6: (Attachment #1)
District 1 covers 3 counties, District 2 covers 2 counties, District 3 covers 2 counties, District 4 covers 3 counties, District 5 covers 11 counties, District 6 covers 32 counties.

Representative Schreiber-Beck: How many producers across the state?

Leann Schafer: It fluctuates depending on the year. Now we have about 500 producers.

Representative Richter: If you go down to four members, could they all be from one district?

Leann Schafer: No, this would be just to sign the nomination petition. The nomination would still need to be voted in by members of the district to get a seat on the board. Now we are required to get 10 people to say we are a good candidate. This would change that to 4.

Representative Skroch: Is there a limit on the number of nominations?

Leann Schafer: That isn't a problem.

Representative Schreiber-Beck: Moved Do Pass

Representative Tveit: Seconded the motion.

A Roll Call vote was taken: Yes 14, No 0, Absent 0.

Do Pass carries.

Representative Schreiber Beck will carry the bill.

**2019 HOUSE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. SB 2144**

House **Agriculture** Committee

Subcommittee

Amendment LC# or Description: _____

Recommendation

- Adopt Amendment
- Do Pass Do Not Pass Without Committee Recommendation
- As Amended Rerefer to Appropriations
- Place on Consent Calendar

Other Actions: Reconsider _____

Motion Made By Rep. Schreiber Beck Seconded By Rep. Tveit

Representatives	Yes	No	Representatives	Yes	No
Chairman Dennis Johnson	X		Rep. Ruth Buffalo	X	
Vice Chairman Wayne Trottier	X		Rep. Gretchen Dobervich	X	
Rep. Jake Blum	X				
Rep. Jay Fisher	X				
Rep. Craig Headland	X				
Rep. Dwight Kiefert	X				
Rep. Aaron McWilliams	X				
Rep. David Richter	X				
Rep. Bernie Satrom	X				
Rep. Cynthia Schreiber Beck	X				
Rep. Kathy Skroch	X				
Rep. Bill Tveit	X				

Total **Yes** 14 **No** 0

Absent 0

Floor Assignment Representative Schreiber Beck

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

REPORT OF STANDING COMMITTEE

SB 2144: Agriculture Committee (Rep. D. Johnson, Chairman) recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2144 was placed on the Fourteenth order on the calendar.

2019 TESTIMONY

SB 2144

Klein, Jerry J.

From: Schafers <schafer@gondtc.com>
Sent: Wednesday, December 19, 2018 11:54 AM
Klein, Jerry J.
Subject: RE: ND Dry Bean Council election procedure proposed revision

CAUTION: This email originated from an outside source. Do not click links or open attachments unless you know they are safe.

Can you get it drafted and we review?
The yellow highlights the changes and the green highlights the new addition.
Thanks,
Leann

From: Klein, Jerry J. [mailto:jklein@nd.gov]
Sent: Wednesday, December 19, 2018 9:29 AM
To: Schafers
Subject: Re: ND Dry Bean Council election procedure proposed revision

Hi Leann,
I would love to. Do you have wording or should I take your suggestions and have them drafted into a bill?
Merry Christmas.
Jerry

Dec 19, 2018, at 9:22 AM, Schafers <schafer@gondtc.com> wrote:

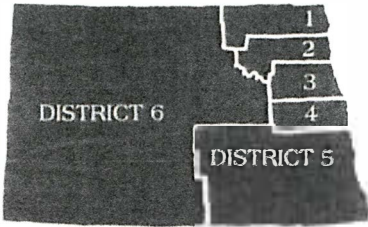
***** CAUTION: This email originated from an outside source. Do not click links or open attachments unless you know they are safe. *****

Dear Jerry,
I serve on the ND Dry Bean Council. Currently we have a nomination form that prospective and returning board members need to get 10 endorsements from bean growers to be eligible for election. The form needs to be sent in to the Ag Commissioner by March 10.
We have heard from producers that may be interested in serving on the board, but they are out of state until mid-March or they don't have dry bean producers in their local area.
Jim Courneya, Executive Vice President of Northarvest Bean and the ND & Minn. Dry Bean Councils, has reviewed what the ND Soybean Council and ND Corn Council does for their nominations. They are varied, but very much less restrictive than the ND Dry Bean Council.

The ND Dry Bean Council would like to change:
- The number of endorsement required for a grower to run for the council from 10 to 4. (4.1-06-04 (2.b)
- The submission date for the nomination petition from March 10 to April 10. (4.1-06-04 (3.)
- Develop wording for a contingency plan in the event a nominating petition is not received by April 10.

" In the event a candidate application is not received by March 10th the council can appointment a candidate to the open district and conduct the mail ballot election to seat the appointment."

We would need a legislator to help us get this done. Would you be interested? Or a suggestion



#1
SB 2144
3/8/19

NORTH DAKOTA DRY BEAN COUNCIL

Presented by: ND Dry Bean Council

Regarding: Senate Bill NO. 2144 to amend and reenact sections 4.1-0603 and 4.1-06-04 of the ND Century Code, relating to elections of members to the ND Dry Bean Council

Reason to amend:

2017 Council recognized many dry bean producer candidates are not surrounded by other dry bean growers. Some candidates are required to travel 50 plus miles to locate 10 dry bean growers to sign nomination petition. This was the case of Matt Thompson at Wyndmere in 2017. Lowering nomination petition from 10 other signatures to 4 is reasonable for potential candidate to obtain in districts where grower numbers are limited locally.

Council also support moving the deadline date to receive Nomination Petition from March 10 to April 10. This will provide an appropriate window of time for potential candidates or supporters of candidates to be in state to support the process.

A contingency plan is also supported by Council and recommended by other state officials that administer elections of boards.

