

HOUSE BILL NO. 1275

Introduced by

Representatives Schreiber-Beck, Beltz, Brandenburg, Hagert, D. Johnson

Senators Erbele, Lemm, Luick, Myrdal, Patten

1 A BILL for an Act to create and enact a new section to chapter 4.1-03 of the North Dakota
2 Century Code, relating to beef commission member appointments; and to amend and reenact
3 section 4.1-03-02 of the North Dakota Century Code, relating to applicants for membership on
4 the beef commission.

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

6 **SECTION 1. AMENDMENT.** Section 4.1-03-02 of the North Dakota Century Code is
7 amended and reenacted as follows:

8 **4.1-03-02. North Dakota beef commission - Membership - Applications -**
9 **Qualifications.**

- 10 1. The North Dakota beef commission consists of:
- 11 a. Three beef producers;
 - 12 b. One cattle feeder;
 - 13 c. One dairy producer;
 - 14 d. One representative of a public livestock market; and
 - 15 e. Three at-large representatives.
- 16 2. The governor shall appoint:
- 17 a. Each beef producer from a list of at least two names submitted by the North
18 Dakota stockmen's association;
 - 19 b. The cattle feeder from a list of at least two names submitted by the North Dakota
20 stockmen's association feeder council;
 - 21 c. The dairy producer from a list of at least two names submitted by the milk
22 producers association of North Dakota;
 - 23 d. The representative of a public livestock market from a list of at least two names
24 submitted by the North Dakota livestock marketing association; and

- 1 e. The three at-large representatives.
- 2 3. Each individual seeking membership as an at-large representative shall complete and
3 submit an application in accordance with section 2 of this Act. In a year in which an
4 at-large representative term is scheduled to expire, the application period opens on
5 March first and closes on May first.
- 6 ~~3.4.~~ a. Each member of the commission must:
- 7 (1) Be a United States citizen and a resident of this state;
- 8 (2) Be actively engaged in that phase of the cattle industry the member
9 represents; and
- 10 (3) Have been actively engaged in that phase of the cattle industry for a period
11 of five years.
- 12 b. Each member of the commission, except the representative of a public livestock
13 market, must be a participating producer.
- 14 c. For purposes of this subsection, "actively engaged" means that the individual:
- 15 (1) Has an ownership interest in an operation that is of sufficient scope and
16 significance as to constitute a distinct activity; and
- 17 (2) Has and regularly exercises direct control of the operation.

18 **SECTION 2.** A new section to chapter 4.1-03 of the North Dakota Century Code is created
19 and enacted as follows:

20 **At-large representatives - Expiring terms - Notice.**

- 21 1. When the term of an at-large representative is scheduled to expire, the commission
22 shall publish a notification, beginning in March of that year, once per month for two
23 consecutive months in the official newspaper of each county. The notification must
24 include:
- 25 a. A statement indicating applications are being accepted for an at-large
26 representative member on the commission;
- 27 b. Instructions for obtaining an application form;
- 28 c. The deadline to submit an application;
- 29 d. Submission instructions for a completed application; and
- 30 e. The length of the term of office.

- 1 2. Beginning on March first, the commission shall post on the commission's website a
- 2 notification that includes the information provided in subsection 1 in a year when the
- 3 term of an at-large representative is scheduled to expire. The notification must remain
- 4 posted until the application period closes.