

Fifty-ninth  
Legislative Assembly  
of North Dakota

**ENGROSSED HOUSE BILL NO. 1264**

Introduced by

Representatives Aarsvold, Kingsbury, Nicholas

Senators Christmann, Flakoll, Taylor

1 A BILL for an Act to amend and reenact section 4-05.1-16 of the North Dakota Century Code,  
2 relating to the state board of agricultural research and education.

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

4 **SECTION 1. AMENDMENT.** Section 4-05.1-16 of the North Dakota Century Code is  
5 amended and reenacted as follows:

6 **4-05.1-16. State board of agricultural research and education - Membership -**  
7 **Terms.**

- 8 1. The state board of agricultural research and education consists of:
- 9 a. The president of North Dakota state university or the president's designee;
  - 10 b. The vice president of agricultural affairs at North Dakota state university, who
  - 11 serves in an ex officio nonvoting capacity;
  - 12 c. The administrator of the agricultural experiment station, who serves in an
  - 13 ex officio nonvoting capacity;
  - 14 d. The five persons appointed to the agricultural consultation board by the ag
  - 15 coalition ~~and serving in that capacity on July 1, 1997;~~
  - 16 e. The five persons appointed to the agricultural consultation board by the
  - 17 extension service's multicounty program units ~~and serving in that capacity on~~
  - 18 ~~July 1, 1997;~~
  - 19 f. ~~The two persons appointed to the agricultural consultation board by the~~
  - 20 ~~president of North Dakota state university as representatives of the state's~~
  - 21 ~~research extension centers and serving in that capacity on July 1, 1997;~~
  - 22 g. The agriculture commissioner, who serves in an ex officio nonvoting capacity;
  - 23 ~~h.~~ g. The director of the North Dakota state university extension service, who
  - 24 serves in an ex officio nonvoting capacity; and

- 1           i. h. Two members of the legislative assembly appointed by the chairman of the  
2           legislative council. The chairman shall appoint one member from each  
3           political faction. The terms of members are for two years, and members may  
4           be reappointed. The legislative council shall pay the compensation and  
5           expense reimbursement for the legislative members.
- 6           2. a. The initial five members appointed by the ag coalition shall select their terms  
7           by lot so that one member serves for one year, one member serves for two  
8           years, one member serves for three years, one member serves for four years,  
9           and one member serves for five years.
- 10          b. The initial five members appointed by the extension service's multicounty  
11          program units shall select their terms by lot so that one member serves for  
12          one year, one member serves for two years, one member serves for three  
13          years, one member serves for four years, and one member serves for five  
14          years.
- 15          e. ~~The two persons appointed as representatives of the state's research~~  
16          ~~extension centers shall serve only through June 30, 1998.~~
- 17          3. At the completion of each initial term, the term of office for each member is ~~five~~  
18          four years, beginning on July first. ~~No person~~ An individual may be appointed  
19          reappointed to a second ~~five-year~~ four-year term.
- 20          4. a. At least ninety days before the ~~conclusion of the initial~~ term of each a member  
21          appointed by the ag coalition expires, the ag coalition shall provide to the  
22          state board of higher education a list of one or more names from which the  
23          state board of higher education shall appoint a successor. ~~Future~~  
24          ~~appointments to these five positions must be made in the same manner.~~ The  
25          state board of higher education shall ensure that four out of the five seats are  
26          held by agricultural producers.
- 27          b. At least ninety days before the ~~conclusion of the initial~~ term of each a member  
28          appointed by the extension service's multicounty program units expires, the  
29          units through their advisory groups shall provide to the state board of higher  
30          education a list of one or more names from which the state board of higher  
31          education shall appoint a successor. ~~Future appointments to these five~~

1                   ~~positions must be made in the same manner.~~ The state board of higher  
2                   education shall ensure that four out of the five seats are held by agricultural  
3                   producers.

4           5. If an appointed position becomes vacant, the vacancy must be filled for the  
5           unexpired portion of the term in the same manner as the initial appointment except  
6           that the ninety-day requirement is waived. An individual appointed under this  
7           subsection is eligible to serve two full terms after completing the unexpired term for  
8           which the individual was appointed.