

2021 SENATE AGRICULTURE

SB 2049

2021 SENATE STANDING COMMITTEE MINUTES

Agriculture Committee Fort Union Room, State Capitol

SB 2049
1/7/2021

A BILL for an Act to amend and reenact subsection 19 of section 4.1-25-01 and sections 4.1-25-31, 4.1-25-33 of the NDCC, relating to the definition of pasteurized milk ordinance and the pasteurized milk ordinance revision.

Chair Luick called the committee to order at 9:30 am. Roll call was taken. All committee members were present: Chair Luick, Vice Chair Myrdal, Senators: Klein, O. Larsen, Lemm, Hogan.

Discussion Topics:

- Pasteurized milk ordinances

9:40 AM Nathan Kroh, Dairy Coordinator for NDDA representing Agriculture Commissioner Doug Goehring in favor of SB 2049 and testimony **#157**.

Additional written testimony: None.

9:42 AM Senator Jerry Klein moved a DO PASS. 2nd by **Vice Chair Myrdal**. A roll call vote was taken.

Senators	Vote
Senator Larry Luick	Y
Senator Janne Myrdal	Y
Senator Kathy Hogan	Y
Senator Jerry Klein	Y
Senator Oley Larsen	Y
Senator Randy D. Lemm	Y

9:43 AM The motion passed 6-0-0.

Senator Jerry Klein will carry the Bill.

9:50 A M Chair Luick closed the hearing

Alice Delzer, Committee Clerk

REPORT OF STANDING COMMITTEE

SB 2049: Agriculture Committee (Sen. Luick, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2049 was placed on the Eleventh order on the calendar.

COMMISSIONER
DOUG GOEHRING



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**Testimony of Nathan Kroh
Dairy Coordinator
North Dakota Department of Agriculture
Senate Bill 2049
Senate Agriculture Committee
January 7, 2021**

Chairman Luick and members of the Senate Agriculture Committee, I am Nathan Kroh, the Dairy Coordinator for the North Dakota Department of Agriculture (NDDA), and I am representing Agriculture Commissioner Doug Goehring. I am here today in support of SB 2049, which will amend provisions of the North Dakota Century Code (NDCC) §4.1-25 to update federal references in the dairy product regulations.

NDDA regulates milk production from the producer, through the processing and distribution stages to ensure a safe and wholesome product for consumers. NDCC§ 4.1-25 is the law that sets the standards and requirements in all phases of production for milk and milk products.

North Dakota adopts federal regulations in NDCC §4.1-25 because the Food and Drug Administration (FDA) requires every state to adopt the same standards and regulations for interstate shipment of milk and milk products. The National Conference of Interstate Milk Shipments (NCIMS) is an organization made up of state and federal dairy regulators, producers, and dairy processors. The NCIMS meets every two years to update and revise existing Grade A milk and milk product standards and regulations. The FDA has input and must agree with the revisions to the standards and regulations. NCIMS then publishes the most current versions for

states to adopt into their standards and regulations. This bill updates these references to reflect the most current publications of these federal dairy regulations.

Three of those references are the “Pasteurized Milk Ordinance” (PMO), the “Procedures Governing the Cooperative State-Public Health Service Food/Drug Administration Program of National Conference on Interstate Milk Shipments” and the “Methods of Making Sanitation Ratings of Milk Shippers.” The current publication year for these revisions are “2019”.

In addition, our state has adopted the latest edition of “Evaluation of Milk Laboratories,” which also needs to be updated to the 2019 revision. This provides the current laboratory testing requirements and procedures for accreditation and evaluation of milk and milk testing laboratories.

These changes to the state law are important to our dairy industry. Other states cannot accept Grade A milk and milk products from North Dakota, if they are not produced and tested within the nationally adopted requirements established by the NCIMS. We currently have processors that currently ship milk products to nearly every state in the country, so it is important that North Dakota accepts the amendments to keep up to date with the NCIMS requirements for all Grade A milk and milk product interstate shipments.

Chairman Johnson and committee members, thank you for your consideration of SB 2049. I would be happy to answer any questions you may have.

2021 HOUSE AGRICULTURE

SB 2049

2021 HOUSE STANDING COMMITTEE MINUTES

Agriculture Committee
Room JW327C, State Capitol

SB 2049
3/4/2021

Relating to the definition of pasteurized milk ordinance and the pasteurized milk ordinance revision.
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Vice Chair Trottier called the hearing to order 9:00 a.m.

Attendance	P or Ab
Chair D. Johnson	P
Vice Chair Trottier	P
Representative Beltz	P
Representative Buffalo	P
Representative Dobervich	P
Representative Fisher	P
Representative Headland	P
Representative Kiefert	P
Representative Richter	P
Representative Satrom	P
Representative Schreiber-Beck	P
Representative Skroch	P
Representative Thomas	P
Representative Tveit	P

Discussion Topics:

- Milk products regulation
- Biennial regulation update
- Interstate shipment requirements

Nathan Kroh, Dairy Coordinator, ND Department of Agriculture: Introduced the bill-Attachment #7358

Vice Chair Trottier closed the hearing

Representative Satrom moved Do Pass

Representative Schreiber-Beck seconded the motion

Vote	
Chair D. Johnson	Y
Vice Chair Trottier	Y
Representative Beltz	Y
Representative Fisher	Y
Representative Headland	Y
Representative Kiefert	Y
Representative Richter	Y
Representative Satrom	Y
Representative Schreiber-Beck	Y
Representative Skroch	Y
Representative Thomas	Y
Representative Tveit	Y
Representative Buffalo	Y
Representative Dobervich	Y

Roll call vote. Motion carried 14-0-0. Representative Richter is the carrier

Adjourned at 9:09 a.m.

ReMae Kuehn, Committee Clerk

REPORT OF STANDING COMMITTEE

SB 2049: Agriculture Committee (Rep. D. Johnson, Chairman) recommends **DO PASS**
(14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2049 was placed on the
Fourteenth order on the calendar.



**Testimony of Nathan Kroh
Dairy Coordinator
North Dakota Department of Agriculture
Senate Bill 2049
House Agriculture Committee
March 4, 2021**

Chairman Johnson and members of the House Agriculture Committee, I am Nathan Kroh, the Dairy Coordinator for the North Dakota Department of Agriculture (NDDA), and I am representing Agriculture Commissioner Doug Goehring. I am here today in support of SB 2049, which will amend provisions of the North Dakota Century Code (NDCC) §4.1-25 to update federal references in the dairy product regulations.

NDDA regulates milk production from the producer, through the processing and distribution stages to ensure a safe and wholesome product for consumers. NDCC § 4.1-25 is the law that sets the standards and requirements in all phases of production for milk and milk products.

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In addition, our state has adopted the latest edition of “Evaluation of Milk Laboratories,” which also needs to be updated to the 2019 revision. This provides the current laboratory testing requirements and procedures for accreditation and evaluation of milk and milk testing laboratories.

These changes to the state law are important to our dairy industry. Other states cannot accept Grade A milk and milk products from North Dakota, if they are not produced and tested within the nationally adopted requirements established by the NCIMS. We currently have processors that currently ship milk products to nearly every state in the country, so it is important that North Dakota accepts the amendments to keep up to date with the NCIMS requirements for all Grade A milk and milk product interstate shipments.

Chairman Johnson and committee members, thank you for your consideration of SB 2049. I would be happy to answer any questions you may have.