



**NORTH DAKOTA
DEPARTMENT OF AGRICULTURE**

STATE CAPITOL
600 E. BOULEVARD AVE. – DEPT. 602
BISMARCK, ND 58505-0020

**Minutes from the May 6, 2011 Meeting of the
Pesticide Control Board**

The Pesticide Control Board convened on May 6, 2011. Agriculture Commissioner Goehring called the meeting to order at 3:01 pm.

Commissioner Goehring participated from the ND Department of Agriculture (NDDA) offices in Bismarck, along NDDA employees Jim Gray and Blake Schaan. The two other Board members, NDSU Extension Director Duane Hauck and ND Experiment Station Director Ken Grafton, participated via videoconference from the NDSU campus in Fargo. Andrew Thostenson from the NDSU Pesticide Training and Certification Program was also present at the Fargo location.

Approval of Minutes

Hauck moved to accept the minutes from the Board's meeting on April 1, 2011. Seconded by Grafton. Motion carried.

Follow Up Discussion on Pesticide Administrative Rule Changes

Goehring informed the Board that he has visited with the livestock industry to discuss the proposed rule change that would require persons applying fumigants for burrowing rodent control to be certified in the "vertebrate" commercial certification class. Goehring stated that the livestock industry is engaged and not opposed to the change.

Board members discussed a proposed timeline for the administrative rule changes. The first step, which will take two to three months, is for the Attorney General to review the proposed changes. The second step would involve a series of public meetings across the state to discuss the proposed changes and solicit feedback. It is anticipated that the public meetings would cover a six to eight week period. The third step would be an open comment in which the public could offer formal comments. Gray informed the board that the law requires a comment period of only ten days, but suggested that the open comment be expanded to at least 60 days to ensure public participation. Grafton stated that a 60-day comment period should be adequate, and other Board members voiced support for the idea. Goehring stated that the board would need to approve everything prior to the final rules being enacted.

Grafton moved that the board should start the rule-making process for the pesticide administrative rules. Motion was seconded by Hauck. Motion carried.

Other business: None

Grafton moved to adjourn the meeting. Motion was seconded by Hauck. Motion carried.