

NDWCA BOARD MEETING MINUTES

Ramada Inn, Bismarck, ND

September 24th, 2019

Yet to be Board Approved

President Jamen Windish called the meeting to order at 10:07 am. Members present were Jamen Windish, Cody Schnabel, Brent Nelson, Travis Jepson, Ron Manson, Derrill Fick, Katie Dillman, Rick Schmidt, Richard Weisz - NDDA, and Merlin Leithold, executive secretary.

Guests included Stan Wolf, Cass County Weed Board, Jodee Egly, Billings County Weed Department, and ND Agricultural Commissioner Doug Goehring.

Introductions were given.

Additional agenda items were: none

Minutes were reviewed. Brent moved to approve the minutes as presented, Katie seconded the motion. **M/C**

Financial Report: Financial report was reviewed, Merlin highlighted a couple things.

Cody moved to approve the financial report, Derrill seconded the motion. **M/C**

Committee Reports:

Education: Derrill gave the education report. He is working on the poster contest. He will be sending out e mails to schools for the poster contest by October 1st. He also went through the inventory of items we have for resale.

Jamen showed the new cups we now have. They come with a certificate to have your name imprinted on them at no additional charge. With the cost of the cups, and not since we're not into it for a profit, Ron moved that we sell them for \$25/each. Katie seconded the motion. **M/C**

Merlin will take them to the area meetings and promote and sell them.

Annual Meeting: Merlin gave a breakdown on the schedule for the conference. He has several speakers confirmed, and several unconfirmed. Has only a couple of spots still open. Merlin stated that he has booked Bill Sorenson, from Bismarck, for the banquet entertainment. He is a magician/comedian.

At this point ND Agricultural Commissioner Doug Goehring joined the meeting at 10:28am. Jamen welcomed Commissioner Goehring to the meeting and turned it over to him.

Started discussion on Palmer Amaranth. Mentioned that it has been confirmed in Grant, Morton and Emmons Counties. With other states not having it as a noxious weed, it creates more problems about us. Ron mentioned what was seen by those on the Nebraska tour. What a mess it is in Nebraska. Commissioner Goehring stated that we need to try our best to keep it out of North Dakota, and if we do find it, we need to eradicate it. We still have the shock value to it when we find it, which is good. Commissioner Goehring feels maybe we should be telling people where it is at, but that has its disadvantages as well. A lot of good discussion on what to do or not to do on Palmer Amaranth.

Commissioner Goehring advised weed officers to be careful when going on private land without permission. Even though the law states that you can, make sure you have probable cause before going on that land, even notify the landowner as well. We don't want to lose that ability. There are those that would like for that to go away.

Ron and Cody mentioned how in Nebraska they are cross pollinating. Merlin mentioned that they found one in his county that was crossed between Palmer and Waterhemp.

Commissioner feels that possibly we should get a news release out letting people know that there is a cross pollination of Waterhemp and Palmer Amaranth. That way people don't take one for granted.

Rick mentioned that there is an app for identifying weeds for your phone. It is called *I Naturalist*. Commissioner Goehring that the department will look into what apps are available for identifying weeds.

LAP Formula: The column that has reported acres of noxious weeds may need revision. How do you report an acre of noxious weeds? Does 1 plant in a spot constitute an acre? If that is true, a counties acres may be a lot higher. We need to look into this to come up with a better solution to make it fair for everyone, but not hurt those with the problem either. Every county reports their acres differently.

The good thing to this, the funds in LAP can be reallocated, as it has been done for the last several years.

Question on why the year ends in North Dakota June 30th. This is a fight that has been going on for a long time, and all to no success.

Jamen and the board thanked the commissioner for coming.

BREAK

Theme for conference: Board left it to the committee.

Committee Reports Continue:

Legislative: Leon not at the meeting. No report submitted.

By-Laws: Under old business

Agency Reports:

Government:

ND Game & Fish: Kent could not be at the meeting, but he submitted his report. Jamen gave everyone time to read his report.

Written Report submitted by Kent Luttschwager, ND Game and Fish Department Government Representative

Sorry I am unable to attend the September meeting.

Weed spraying efforts still on-going by most government entities so final numbers of acres treated in not currently available.

Biologists and staff have been provided information and identification of Palmer Amaranth and continue to look for any new infestations.

ND Game and Fish Department participated in collection of leafy spurge beetles at various collection days around the state. Some District offices moved beetles from Wildlife Management Areas to other spurge infestations on the same WMA or to entirely different parcels.

Saltcedar will be scouted and treated in early October along the Yellowstone and upper reach of the Missouri River. Extremely high flows during the summer and early fall months have likely limited saltcedar from establishing along the banks this summer. However, overland flooding also carries the seeds much further back into flooded woodlands which brings concerns for the future. Survey dates are tentatively scheduled for October 1st and 2nd or week of October 7 – 11th. Survey will be conducted from boats. Due to silt buildup on boat ramps – launching boats may be an issue. Todd Buckley NDGF (701-770-3815) will be coordinating the survey and treatments.

Industry: Bill is on vacation. Bill submitted his report as well. Merlin passed on that Bill wants everyone to look at the Corteva paragraph concerning Freelexx.

Submitted: William "Bill" Walker Industry Representative
Industry Report for September 24, 2019 NDWCA Board Meeting:

The industry has been again somewhat quiet for now, most all pricing programs and price increase notices start coming out from now until the end of the year, we should have some more information on this at the area meetings in October.

We will just take it by the companies as to what is going on.

Bayer – They are waiting on final label approval on their new bareground combination product – Plainview Herbicide – this will be a pre-mix of Method, Esplanade and Arsenal herbicides for bareground applications, should be a good pre-mix to help in bareground around guardrails, road shoulders, parking lots and others but watch applications close to sensitive trees and shrubs, application rates and product costs again are still waiting final EPA label approval.

Bayer is still working on getting Invora approval from EPA, Invora would be a pre-mix of Method and Triclopyr (Garlon), they are really targeting this one for the southern states that have range and pasture brush problems (Mesquite) but are looking at the north as well for noxious weeds, while I see this as good for the southern states, we, in the north just need the Method 240 SL labeled for full Range and Pasture grazed sites, it does still have the supplemental label that allows for applications to right-a-ways that transect grazed sites with no grazing restrictions, the triclopyr addition would not really bring anything to the control table that we would need.

CORTEVA – Is working on bringing out 2 new products at this time, both will have the same active ingredients (some new chemistry) but possibly different labeled language. Some questions have come up on Freelexx and some people were told that it will no longer be available "that is not true" CORTEVA is changing how and who it will be distributed through, true ag distributors will no longer have the product, it will be gotten through distributors that do direct business with government agencies.

This is due to the fact that some was ending up in the cotton markets down south and the ag dealers were replacing the Enlist Herbicide (which is more expensive) with the Freelexx.

CORTEVA is solving the problem in this manner, yes it will still be available for countries and government agencies to purchase.

DuraCor Herbicide – will be a liquid product and will be mainly for the western states, there will be a plot tour on DuraCor starting in Jamestown, ND on October 9th, 2019 and ending in Wimbledon, ND with a field tour of plots, and this might be something to get put into the list serve so people know about this.

DuraCor Herbicide should be good on weeds like Canada thistle, Musk Thistle, Poison Hemlock, Knapweed Species, Common Mullin, Absinth Wormwood and carrot species like Wild Parsnip, Queen Anns Lace, Wild Carrot and others.

The other product is called – **TerraVue Herbicide** – This one is a dry product like Opensight, low use rates of 2 to 2.85 ounces per acre rates, this one will mostly be targeted for the eastern states, I do not know the availability of this product into the western states as of yet, will have all the same weed spectrum control of DuraCor, both should control around 140 broadleaf weeds and woody plant species, both should be non-restricted use products, both are a combination of Milestone Herbicide and the new active – Riskor.

NuFarm – Has decided to leave some of the glyphosate business in their Vegetation Management division, AquaNeat Herbicide, Razor Herbicide, Razor PRO Herbicide and Razor Extreme will no longer be manufactured and offered from NuFarm from their Vegetation Management division after current inventories have run out, any products that you might have on hand will have the registrations and labels in place for about 2 years and all products should be used by then, we have gotten no answers from NuFarm on this decision but all of their Ag use glyphosates are still being manufactured.

On the glyphosate law suit issues – here is what we know at this time – Bayer has lost three glyphosate trials so far, in each case the company has appealed the verdict or has plans to appeal it. In each of the three cases the awards have been \$289 million later reduced to \$80 million, \$80 million later reduced to \$25 million and \$2 billion later reduced to \$87 million.

More than 800 studies claim glyphosate is safe when users follow “the label”, one agency claims the opposite, The World Health Organization’s – International Agency for Research on Cancer (IARC), labeled glyphosate as “probably carcinogenic”.

That has formed the basis of more than 13,000 lawsuits against glyphosate and IARC has similar claims about 2,4-D as a “possible carcinogen”. In May of 2019 EPA disputed IARC’s claims in a review of its own, this announcement stems from the EPA’s 2017 human health risk assessment, the agency noted that they didn’t find a public health risk when the chemical is used according to label requirements.

So far there has been no discussions on pulling glyphosate products from the markets according to Liam Condon, president of Bayer Crop science but he also says “If you can’t justify glyphosate, you couldn’t justify any crop protection product in the world – or even coffee, there are so many things IARC classifies as “potentially carcinogenic”. When this is done it could potentially drive up the costs of bringing any new products to market with more stringent and costly testing (some information was excerpted from Farm Journal’s AGPRO for this report).

NDDA: Richard Weisz, NDDA, stated that Commissioner Goehring went through LAP and Palmer Amaranth. Grant, Emmons and Morton Counties had new sites. Richard reminded everyone to check millet fields for Palmer Amaranth. Nelson and Benson Counties were not confirmed as Palmer this year. Communicate with landowners before going on private land.

NOGA's were sent out. They are on a single year, instead of two years. Allocations will be rolled over to the second year, without losing next year's allocations. TAG stayed the same as last biennium. There are US Forest Service Grants available.

LAP formula possibly needs to be changed, with doing some work at the weed forum. The department wants to work with counties on developing any changes needed to the formula.

Brent asked if the current formula can be sent out to look at, as not everyone has it saved.

Richard will put it out on list serve. Jamen felt it should be brought up at the area meetings, and then have a committee to work on ideas from the area meetings. Richard will ask for ideas when he puts the formula on list serve, and for the counties to bring them to the area meetings.

Ron feels that there should be new weed officer training. Do new weed officers actually know what they should be doing? Brent said that happens in a lot of different county jobs.

A lot of discussion took place on the acres listed in the LAP formula.

The LAP committee will consist of Richard, Jamen and Katie.

OLD BUSINESS:

By Law Changes: Derrill talked about the proposed changes. Comments have basically been that instead of making such drastic changes, we should instead put our efforts going forward towards a policy manual. Bill submitted to the board a letter giving his feelings to this matter as well. The consensus of the board is to table the by-law proposal submitted in June by Leon and the committee.

Derrill submitted changes that need to be due to the government position.

Discussion: Under membership, we need define Section 2 to have another advisory member to the board. That member has to be either a full or associate member of the association. Good discussion of this section.

It was decided to eliminate Section 2 under Article IV – Membership.

Under Article V – Organization - Add a new section 5 and renumber accordingly.

Section 5 ADVISORY MEMBERS: The board of directors shall request that the North Department of Agriculture appoint an individual to serve as an advisory member to the board. The board of directors may request additional advisory members to serve on the board as needed.

(See changes in the by-laws attached at the end of the minutes.)

Derrill went through additional changes to the by-laws.

Katie moved that the amended version of the by-laws be taken to all area meetings for discussion. Rick seconded the motion. **M/C**

Brent was added to the by law committee.

Executive Secretary Duties: Merlin presented the updated the secretary duties, which can be put into the future policy manual. Everyone felt the duties listed are fine.

Youth Savings: Merlin, as requested by the board, visited with Myron Dieterle, who donated the funds in the youth savings originally, his ideas on sponsoring two youth to the ND Range Camp. He likes the idea very much, as he stated, that follows the original intent of the fund. The scholarship would fund two youth scholarships from the youth fund, with the association replenishing the cost for one scholarship back into the fund on an annual basis. That money would directly come from the beer and brat auction. Kevin Sedivic, NDSU, who is in charge of the camp, would be the person selecting the youth who receive it. The youth must show a financial need to be selected. After the camp has ended, the two scholarship recipients would be required to submit to the association a report on their experience at the camp. Myron will get back to Merlin with a name for the scholarship. The motion that was made in June for Merlin to work on this is still in place, so Merlin will continue to work on this and report back in January to the board.

Other Old Business: Brent asked about what was learned on the Palmer tour. Ron said it was real eye opening. All pigweeds down there are the same. Learning to identify it was a key. Ron said that people think that it will be found very tall. Not necessarily so. Saw palmer less than knee high. Rotation is the key. In North Dakota we still have the rotation that in Nebraska they don't have. We should have a better handle on this. Ron said that the edges of fields is the key. That is where the chemical resistant plants will come from. We need to better educate the farmers on this. Rick stated that with chemical labels requiring a buffer zone around the field that hurts as well.

NEW BUSINESS:

Website Maintenance: Jamen stated that a couple of months back our website crashed. Merlin said that Mike from Up & Running fixed it, and said that the reason it crashed it's like a car, it needs maintenance every so often. He did not charge us for fixing it this time. Katie mentioned that that was brought up before and it was voted down. Jamen went through the different packages available. He also mentioned that because we host it ourselves, we can save some money. The smaller package would cost us \$25/month on a yearly basis. Katie moved to go with the cheaper package, Cody seconded the motion. **M/C**
Merlin will talk to Mike and get it going.

Noxious Weed Development Fund: Stan Wolf, Cass County Weed Officer, presented to the board a proposal to establish a noxious weed fund, from the North Dakota Legacy Fund. We tried this before, but did not go far. Stan talked with some in commodity, and it seems favorable for getting their support. If we receive money from the Legacy Fund, it would be strictly for research, education and outreach, three ideas that definitely need funding. We have less than one year to get this going, by summer, 2020 to have it put together for a bill. Brent moved to have Stan get the proposal going, contact the commodity groups for their support, and bring it back at the January meeting. Cody seconded the motion. **M/C**
(This proposal is attached in minutes after the by-laws)

2020 Budget: Merlin and the board worked on the new budget. With some changes to the 2019 budget, Katie moved to approve the 2020 budget temporarily, and forward it to the January 6th board meeting for final board approval. Ron seconded the motion. **M/C**

Area Meeting's Agendas: Directors terms up this year Area II & III. Both eligible for re-election.
2nd vice president – Area I, II & III.

Other area agenda items: By law changes, LAP Formula/Funding
Area II meeting is in Jamestown this year at the extension service.

Other New Business: Jamen is invited to a local event called Pitchfork and Hoe gathering Nov. 2 at Valley city. It is an organic farmer gathering, with usually 100 I attendance. Jamen cannot go, Ron said he could go. If anyone wants more information contact Jamen.

Next meeting: January 6th, 5:00 p.m.

Being no further business, Katie moved to adjourn the meeting, Brent seconded the motion.
M/C

The meeting was adjourned at 1:42 pm.

Respectfully Submitted:

Merlin Leithold

Executive secretary

2020 Convention Planning Meeting

September 24th, 2019

Following board of directors meeting

Travis Jepson, 2nd Vice President, chairman on 2020 convention called the meeting to order.

Members present were: Travis, Cody, Richard, Katie, Derrill, Jamen, Ron and Merlin. Guests were Jodee Egly, Billings County Weed Department.

Merlin checked with the meals to make sure what was proposed in June is finalized. Merlin said that the prices for the conference should be the same as last year, for the meals.

Breaks we are not coming out. Should we raise the prices? Consensus was to raise the prices so we can come out. \$500/break should work.

Room prices will be the same as last year.

Derrill proposed the theme for 2020: Weed Control Methods on the Ground and Flying High.

Jamen moved have the proposed theme, Katie seconded the motion. **M/C**

Awards: Plaques for Gavel Award, Lifetime Achievement and Outgoing director. We will engrave a cup for the Weed Warrior award. Jamen will keep a cup for engraving.

Speakers: Merlin received no response with Goats on the Go. Have only a couple of slots open for speakers.

Jamen moved to adjourn the meeting, Katie seconded the motion. **M/C**

BY-LAWS NORTH DAKOTA WEED CONTROL ASSOCIATION

ARTICLE 1 DEFINITIONS

SECTION 1: DEFINITIONS

NAME: The name of the association shall be the “North Dakota Weed Control Association” (hereinafter referred to as the “association”).

GENDER REFERENCES: The terms “he”, “him” or “chairman” shall also be understood to mean “she”, “her” or chairwoman”.

CALENDAR YEAR: Period of time, beginning January 1, and ending December 31.

BOARD OF DIRECTORS: Unless otherwise stated the “board” hereinafter refers to the association’s board of directors, which consists of the elected members and executive secretary described in article V, sections 1-11.

EXECUTIVE OFFICERS: The executive officers shall consist of the president, 1st vice president, and 2nd vice president of the association.

AREA: The “areas” of the association include the following counties and all cities, groups, organizations, companies, agencies, and individuals within their geographical boundaries involved with noxious weed management.

(NORTHEAST) - AREA I: Counties: Benson, Cavalier, Eddy, Foster, Grand Forks, Nelson, Pembina, Ramsey, Towner, Walsh, and Wells.

(SOUTHEAST) - AREA II: Counties: Barnes, Cass, Dickey, Griggs, LaMoure, Ransom, Richland, Sargent, Steele, Stutsman, and Trail

(NORTHWEST) - AREA III: Counties: Bottineau, Burke, Divide, McHenry, Mountrail, Pierce, Renville, Rolette, Ward and Williams.

(SOUTH CENTRAL) - AREA IV: Counties: Burleigh, Emmons, Grant, Kidder, Logan, McLean, McIntosh, Morton, Oliver, Sheridan and Sioux.

(SOUTHWEST) - AREA V: Counties: Adams, Billings, Bowman, Dunn, Golden Valley, Hettinger, McKenzie, Mercer, Slope and Stark.

ARTICLE II MISSION

The mission of the association is to provide the vision and leadership necessary to increase a commitment to effective weed management.

ARTICLE III OBJECTIVES

SECTION 1: To provide leadership for weed management in North Dakota.

SECTION 2: To encourage and sponsor education and awareness programs in weed management.

SECTION 3: To provide the liaison among city and county weed boards, weed control officers, groups, organizations, agencies, companies, and individuals concerned with weed management programs.

SECTION 4: To assist the North Dakota Department of Agriculture in the development of effective and efficient weed management programs for North Dakota.

SECTION 5: To develop and promote appropriate legislation pertaining to weed management.

SECTION 6: To encourage and support research on weed problems and their solutions.

ARTICLE IV MEMBERSHIP

SECTION 1: MEMBERS: All city and county weed boards, organizations, agencies, companies, and groups or individuals interested in weed management who have paid full or associate membership dues.

FULL MEMBERS: (a) Shall be limited to paid members present at annual, area or special meetings including electronically held meetings following guidelines of Roberts Rules of Order. (b) Each city and county weed board, group, organization, agency, and company shall have one vote by designated voting delegate. (c) Full members are eligible to serve as area directors and elected officers. (d) Full members may serve on committees and have the floor at any meeting of the association. (e) Full members in one calendar year are eligible to vote in the January business meeting and January board meetings the following calendar year.

ASSOCIATE MEMBERS: (a) Associate members shall be any cities, groups, organizations, companies, agencies, individuals and counties or jurisdiction who wishes to join the association and pays associate membership dues. (b) Associate members cannot vote and (c) are not eligible to serve on the board of directors. (d) Associate members may serve on committees and have the floor at any meeting of the association.

~~**SECTION 2:** A member of the ND Department of Agriculture and a member of NDSU may serve as advisory members of the association.~~

SECTION 32: MEMBERSHIP DUES: Annual dues shall be set by the board of directors.

SECTION 43: SUSPENSION OF MEMBERSHIP: (a) Membership shall be suspended from the association for non-payment of dues. (b) All members suspended for non-payment of dues will be reinstated upon payment of current annual dues.

ARTICLE V ORGANIZATION

SECTION 1: BOARD OF DIRECTORS: (a) The association shall be governed by a board of directors. (b) Five area directors, and one industry director, ~~one government director~~, and three executive officers shall constitute the voting members of the board with such answers and authorities as may be given it by the bylaws or the board of directors. (c) The board of directors cannot be comprised of members from the same jurisdiction. (d) Area directors and executive officers must be a member or an official of a county weed board, city weed board or a weed officer. (e) Members of the board of directors shall be eligible to serve three two year terms if elected and must be off two years to be eligible for election to the board of directors or serve as an area alternate again, except for the industry ~~and government board~~ members who may serve unlimited number of two year terms. Implementation of this provision shall be accomplished by drawing lots at the first board meeting after adoption of this provision. (f) If the term of an area director is not completed, the area director alternate will serve out the term. (g) The area alternates and the area director shall not be elected from the same jurisdiction. (h) If the term of an executive officer is not completed, a replacement is named according to article V; section 5. (i) If an industry ~~or government~~ director cannot complete a term, the un-expired term may be filled by an appropriate association member nominated and elected by a majority vote of the board of directors at a regular or special board meeting.

SECTION 2: BOARD MEETINGS: (a) The annual meeting of the board shall be held during the association's annual meeting. (b) Special meetings of the board may be called by the president or 1st vice president upon ten days' notice mailed to each director. (c) All members and associate members shall have the privilege of the floor at any meeting of the association.

SECTION 3. AREA DIRECTORS: (a) Directors will be elected at the fall area meetings to include: one city or county weed board member or weed control officer or weed board official and a first and second alternate from each of the five areas. (b) All directors shall be elected for a two-year term. Directors shall take office immediately following the annual meeting.

SECTION 4: INDUSTRY ~~AND GOVERNMENT~~ BOARD MEMBERS: One or more full members representing ~~government and one or more full members representing~~ industry

shall be nominated from the floor for placement on the annual meeting ballot. The membership present will elect an industry director ~~and a government director~~ for a two year term. ~~Eligibility for government director shall be anyone not included under Article IV section two.~~

SECTION 5: ADVISORY MEMBERS: *The board of directors shall request that the North Dakota Department of Agriculture appoint an individual to serve as an advisory member to the board of directors. The board of directors may request additional advisory members to serve on the board as needed serve on the board as needed.*

SECTION 5~~6~~: EXECUTIVE OFFICERS: (a) The executive officers of this association shall be the president, first vice president, and second vice president who shall perform the duties pertaining to these offices as set forth in the bylaws. (b) The executive officers shall not be comprised of more than one officer from any one area. (c) The 2nd vice-president shall be elected each year at the annual meeting of the association by the members present. The 2nd vice-president shall move into the office of 1st vice-president the second year in office and becomes president the third year in office. (d) All officers take office immediately following the annual meeting. (e) In the event the president cannot fill his term, the 1st vice-president shall fill the unexpired term and serves the regular term the following year. In the case a 1st vice-president cannot fill the term, the 2nd vice-president shall fill the unexpired term and serves the regular term the following year. If the 2nd vice-president vacates the office, the board shall appoint a 2nd vice-president to serve until the next election cycle.

SECTION 6: PRESIDENT: The president shall be the chief executive officer of the association and shall preside at meetings of the association including board of directors, executive committee and other association meetings with the exception of the area meetings. The president shall perform such other duties as are required of the office.

SECTION 7: 1st VICE PRESIDENT: The 1st vice-president shall perform the duties of the president in the absence or inability of the president. The 1st vice-president shall perform such other duties as assigned by the president.

SECTION 8: 2nd VICE PRESIDENT: The 2nd vice-president shall be elected at the annual meeting each year from a written ballot. The 2nd vice-president shall organize and plan the annual meeting of the association. This officer shall also assist the executive secretary and perform other duties as assigned by the president.

SECTION 9 IMMEDIATE PAST PRESIDENT: The immediate past president of the association may serve on the board of directors in an advisory capacity. He will not be able to vote on the board, but can lend his knowledge to the board, and be assigned duties by the president.

SECTION 10: EXECUTIVE SECRETARY: (a) The executive secretary shall be employed or

dismissed by the executive officers upon approval of the board of directors. The executive secretary shall participate in all meetings of the membership, executive committee, board of directors and area meetings. Full and complete records of the minutes of such meetings shall be kept and distributed in a timely manner. He shall perform such other duties as defined in the job description statement. (b) The executive secretary shall receive and care for all the funds of the association, keeping an accurate account of the funds received and disbursed, and shall be required to give bond in such amount as determined by the board of directors. The executive secretary shall prepare reports regarding the funds and assets of the association as required by the board of directors or the president and shall make available all records necessary for an association audit. The executive secretary shall not vote as a member of the board or a committee.

SECTION 11: LOBBYIST: The lobbyist shall serve on the board of directors as a non-voting advisory member if not already on the board of directors as an elected member of the board.

ARTICLE VI COMMITTEES

SECTION 1: APPOINTMENTS: The president shall appoint the chairman and the members of such standing committees as directed by the bylaws and shall appoint the chairman and members of the special committee established to achieve the objectives of the association.

SECTION 2: LEGISLATIVE COMMITTEE: The legislative committee will consist of association members who are interested in helping to develop and promote legislation pertaining to weed management at the North Dakota legislature. The legislative committee shall include the executive committee.

SECTION 3: EDUCATION COMMITTEE: The education committee will develop, plan, and conduct education programs for the association and to select delegates to attend major training short courses when available, subject to the approval of the board.

SECTION 4: AUDIT COMMITTEE: The audit committee will consist of the following three members, one member assigned by the president, a Board member from the sponsoring area, and another member to be picked by voting members at their fall area meeting.

SECTION 5: AWARDS COMMITTEE: The awards committee shall consist of five members, one from each Area and will decide on awards to be given by the association. The Area representatives shall be either the first or second alternate.

SECTION 6: ANNUAL MEETING COMMITTEE: The annual meeting committee will be responsible for the planning of the annual meeting of the association. The 2nd vice president will act as the chairman of this committee; others on the committee will include the executive secretary, the sponsoring area director, a member of the education committee, a representative of the NDDA and those appointed by the president.

SECTION 7: EXECUTIVE COMMITTEE: The executive committee consists of the president, 1st vice president, and 2nd vice president. The executive committee may act on behalf of the board of directors as authorized by the board and/or a majority vote of the membership at the annual meeting. The president shall call executive committee meetings as necessary. Minutes shall be recorded by the executive secretary and distributed to the board of directors. Association members may receive a copy upon request.

SECTION 8: EXPENDING FUNDS: (a) Committees may expend funds upon annual authorization by the board of directors. (b) The executive committee can approve committee requests for authority to expend additional funds that were not a part of the association's budget, if the executive committee feels it is in the best interest of the association.

ARTICLE VII FINANCES-RECORDS-CONTRACTS

SECTION 1: CONTROL: (a) All funds from membership dues and other income shall be placed with the executive secretary and shall be under the control of the board of directors unless specified otherwise in the bylaws. All funds of the association shall be deposited promptly to the credit of the association in such banks or other depository as the board of directors may select. (b) The property and business of the association shall be under the management and control of the board of directors.

SECTION 2: FISCAL YEAR: The association shall operate on a calendar year.

SECTION 3: AUDITS: The financial records of the association shall be audited annually by the audit committee.

SECTION 4: LOANS: No loans shall be made by the association to its members, officers, or directors.

SECTION 5: COMPENSATION OF OFFICERS AND DIRECTORS: The executive officers and directors of the association shall be reimbursed for the actual expenses incurred in the performance of their duties. Further, the board of directors may authorize the payment of fees to officers, directors, and individuals or agents who perform specific professional services for the association.

SECTION 6: CONTRACTS: The board of directors may authorize any officer or officers, agent or agents of the association, in addition to the officers authorized by the bylaws, to enter into any contract or execute or deliver any instrument in the number of and on behalf of the association, and such authorization may be general or confined to specific instances.

ARTICLE VIII STATUS AND DISSOLUTION

SECTION 1: STATUS: The association is a non-profit organization without capital stock, dedicated to the furtherance of weed management and not for monetary profit or gain to its members.

SECTION 2: EFFECTIVE DATE: (a) Amendments to the bylaws shall be declared in effect upon receiving a majority of votes cast by the members present and voting at the annual meeting. (b) For the purpose of this set of bylaws the effective date will follow the association's annual meeting in 2009.

ARTICLE IX BY-LAW CHANGES

SECTION 1: CHANGES: Any proposed by-law changes must be brought to board of directors prior to the fall meeting. Proposed by-law changes approved by the board will be brought forward to the annual meeting for action by NDWCA members.

ARTICLE X

SECTION 1: Roberts Rules of Order in Plain English shall be followed at all meetings of the North Dakota Weed Control Association.

SECTION 2: Meeting of the Association may take place by electronic means.

President, North Dakota Weed Control Association

Date

Executive Secretary, North Dakota Weed Control Association

Date

Date adopted – January 6, 2016

Noxious Weed Development Fund v.2.0

Back in 2015, we floated the idea of a Noxious Weed Development Fund to provide funding for various noxious weed research projects. The proposed Development Fund would have been funded by setting aside some of the oil tax revenue in a trust and the Development Fund would have received the interest. At that time, the price of oil fell and the boom slumped. In addition, the recommendation from the Ag Commissioner was it would not pass the legislature.

Since that time, two things have changed: 1) a portion of the Legacy Fund is now available. 2) Palmer amaranth has been added to the noxious weed list.

The North Dakota legislators are asking the public to submit proposals on how to utilize the \$6.2 billion Legacy Fund monies. Several interim public meetings will be held over the course of the year whereby citizens can voice their ideas. Suggestions can also be sent directly to the special committee chairman, Rep. Chet Pollert.

My suggestion is that we work with the ND commodity groups, NDSU and others to gain their support and assistance in developing a proper model for a Noxious Weed Development Fund. I propose that a set amount of money be set aside in a dedicated fund and the interest proceeds would be tapped to fund noxious weed research, development of best practices for noxious weed management and education of landowners and the general public.

The process would entail of first getting various stakeholders on board to support us, developing a comprehensive proposal to include a supporting agency to assure accountability of the funds, writing clear objectives, developing a budget, etc. In short, we should have a complete proposal ready for legislative council to write a bill draft when we submit the proposal to the Legacy Fund committee for consideration.

ND Noxious Weed Development Fund

Development Process in gaining support

- Solicit support and input from ND commodity groups
 - All commodities need to work together
 - Cropland research should be co-funded by crop commodities
 - Grassland projects should be co-sponsor by livestock associations
- Contact NDSU to see if willing to be supporting agency to assure accountability
 - Determine accountability model
 - Determine payout timeline
- If supported by commodity groups and NDSU, work with to write proposal
 - Need clear objectives
 - Budget
 - Accountability of funds
 - Define Research committee
 - Payout of funds, at start of project, quarterly, yearly, or upon completion
- Solicit support and input from Legislature Ag Committee Chairmen and committee members, other legislative members.
- Write proposal draft for Legacy Fund committee
- Present complete proposal for Legacy Fund committee