

MICROFILM DIVIDER

OMB/RECORDS MANAGEMENT DIVISION
SFN 2053 (2/85) 5M



ROLL NUMBER

DESCRIPTION

1498

2007 HOUSE NATURAL RESOURCES

HB 1498

2007 HOUSE STANDING COMMITTEE MINUTES

Bill/Resolution No. HB 1498

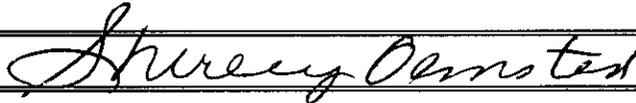
House Natural Resources Committee

Check here for Conference Committee

Hearing Date: February 1, 2007

Recorder Job Number: 2557

Committee Clerk Signature



Minutes:

Chairman Porter opened the hearing on HB 1498 and the clerk read the title.

Representative DeKrey came forward as a sponsor of HB 1498. There has been talk about moving into the area of raising a lot of product for ethanol in North Dakota. One of the ideas that have been put forward concerns planting CRP acres that we have in our state which are prime hunting grounds. It is being talked about letting land owners reseed their CRP with the switchback grasses. These grow up to be eight to ten feet tall and the idea would be that every third year they would be able to harvest this. The net result is going to be a great decrease in CRP that is going to be available for hunting. If these grasses are that tall, you are more than likely not going to be able to hunt there on the years that they do not harvest it and on the years that they do harvest it, the stubble will be so short there will be no quality of wildlife there. He sat down and tried to figure out how they could get more money into the PLOTS program. The idea came about that they could let nonresidents have another opportunity to come in at the end of the season when the majority of the ND hunters would not be in the field anymore. This is what the bill before you does. There is an amendment being drawn up that would limit it to the month of November for two five day periods. They could buy up to five day periods which would be Monday through Friday and would exclude weekends.

We would charge \$400.00 for this five day period. After the game and fish take out their money for administration, the rest of the money would go into the PLOTS program. He said the amendments are still being prepared for this bill.

Representative Solberg asked about the fee for this. Is this just for waterfowl and have you visited with any nonresidents about the fee and if so, did they think it was excessive?

Representative DeKrey said he talked to a couple of nonresidents and they would be willing to pay that but they did believe that it would really limit the number of nonresidents that would buy a second license.

Representative Hanson said there are three waterfowl seasons. Which one are you going to put this on?

Representative DeKrey said it would just be during the month of November.

Mr. Jim Redlin came forward in support of HB 1498. He said the area that he is in which is the southern part of the state, they have a lot of ducks and there are very few hunters during November. He said there was plenty of opportunity in their area.

Mr. Mike Donahue said their group was neutral on this issue.

Written testimony was left by the **Cass County Wildlife Club**. See attached written testimony marked as Item #1.

There was no opposition to this bill so the hearing was closed.

2007 HOUSE STANDING COMMITTEE MINUTES

Bill/Resolution No. HB 1498

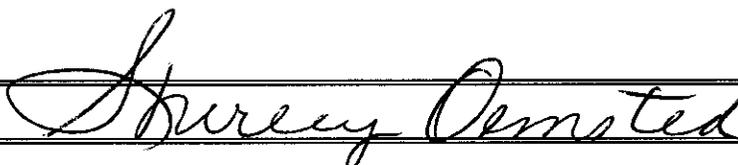
House Natural Resources Committee

Check here for Conference Committee

Hearing Date: February 1, 2007

Recorder Job Number: 2649

Committee Clerk Signature



Minutes:

Chairman Porter opened the discussion on HB 1498.

Representative DeKrey moved to amend HB 1498 and then discuss it.

Representative Keiser seconded the motion.

Representative DeKrey said this amendment would give the nonresident in addition to what they are already allowed by law a possibility of two more hunting opportunities for 5 days each for which they would pay \$400.00 each. After the administrative fees were taken out by the game and fish, the balance would go to the PLOTS program.

Chairman Porter asked if this was for each five day period.

Representative DeKrey said yes and that five day period cannot take place on the weekend.

Chairman Porter asked if they could go up to two and if this could happen any time in November.

Representative DeKrey said yes.

Chairman Porter asked for further discussion on the amendment.

Representative Hanson asked what would happen if the season ends in December and the final week in November ends in December.

Representative DeKrey said it says November.

Chairman Porter said this is just a November license.

Representative Charging asked him to repeat that information as she was at another meeting.

Representative DeKrey did so. He said his intention was not to help nonresidents. His intention was to get money for the PLOTS program. He said he explained this when he sponsored the bill. He is looking to the future to see how much money he can generate for the PLOTS program.

Representative Hunskor was he thought the intention of this bill is wonderful but is it friendly for the nonresidents to say we are going to charge this amount of money for a five day period? Do you think we are sending a good message?

Chairman Porter did a voice vote on the amendment. The motion carried.

Representative Hanson made a motion for a do pass as amended.

Representative Keiser seconded the motion.

Chairman Porter said this would need to be referred to appropriations since it does have a fiscal note now.

Representative Damschen asked for further explanation as to what this bill would do.

Representative DeKrey said that non residents were allowed a waterfowl license in North Dakota. They still want more hunting opportunities here and we have refused that in the past. This will allow the nonresidents for a chance at 10 more days of hunting in North Dakota but to get those 10 days they have to buy two five day licenses and they would not be able to hunt on weekends as they would be competing with the residents. It would cost them \$400 for each five day period they would take. It sends the message that you can come back to ND to hunt, but you are going to have to pay through the nose to do that.

Representative Hunskor said if a nonresident came and hunted and he had paid his fee in the early part of the season and wanted to come back. He would have to another \$400 in addition to that.

Representative DeKrey said was correct.

Representative Keiser said perhaps we could suggest that the motion made is acceptable but we might also move that if the fiscal note doesn't have the requirements that you could take the referral off. He doesn't think appropriations want to see this because nobody will make money on the deal. If they bring the money in, it gets spent on PLOTS and isn't going into game and fish. I think we could keep this the way it is.

Chairman Porter asked the clerk to call the roll for a **do pass as amended** with a rereferral to appropriations. Let the record show 5 yes, 9 no with no one absent. The motion failed.

Representative Charging made a motion for a do not pass.

Representative Nottestad seconded the motion.

Chairman Porter asked the clerk to call the roll on a **do not pass**. Let the record show 9 yes, 3 no with 2 absent. **Representative Hofstad** will carry the bill to the floor.

FISCAL NOTE
Requested by Legislative Council
01/16/2007

Bill/Resolution No.: HB 1498

1A. **State fiscal effect:** *Identify the state fiscal effect and the fiscal effect on agency appropriations compared to funding levels and appropriations anticipated under current law.*

	2005-2007 Biennium		2007-2009 Biennium		2009-2011 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues				\$0		\$0
Expenditures						
Appropriations						

1B. **County, city, and school district fiscal effect:** *Identify the fiscal effect on the appropriate political subdivision.*

2005-2007 Biennium			2007-2009 Biennium			2009-2011 Biennium		
Counties	Cities	School Districts	Counties	Cities	School Districts	Counties	Cities	School Districts

2A. **Bill and fiscal impact summary:** *Provide a brief summary of the measure, including description of the provisions having fiscal impact (limited to 300 characters).*

A new statewide nonresident waterfowl license is created for the final week of the waterfowl hunting season. The cost is \$300.

B. **Fiscal impact sections:** *Identify and provide a brief description of the sections of the measure which have fiscal impact. Include any assumptions and comments relevant to the analysis.*

In 2006 the last week of the waterfowl season was December 25 thru the 31st. Most years this late in the season there is very little if any duck hunting due to ice conditions. It is anticipated that few, if any, of these licenses would be sold.

3. **State fiscal effect detail:** *For information shown under state fiscal effect in 1A, please:*

A. **Revenues:** *Explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.*

No revenue is anticipated.

B. **Expenditures:** *Explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.*

C. **Appropriations:** *Explain the appropriation amounts. Provide detail, when appropriate, for each agency and fund affected. Explain the relationship between the amounts shown for expenditures and appropriations. Indicate whether the appropriation is also included in the executive budget or relates to a continuing appropriation.*

Name:	Paul T. Schadewald	Agency:	ND Game and Fish Department
Phone Number:	328-6328	Date Prepared:	01/17/2007

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1498

Page 1, line 19, replace "final week of season" with "five-day period"

Page 1, line 20, replace "the final week of" with "any five-day period, Monday through Friday, during November during"

Page 1, line 22, after "fee" insert ", less administrative expenses." and replace "final week of season" with "five-day period"

Page 2, line 4, replace "a final week of season" with "not more than two five-day"

Page 2, line 5, replace "license" with "licenses"

Page 2, line 19, replace "final week of season" with "five-day period"

Page 2, line 20, replace "the final week of" with "any five-day period, Monday through Friday, during November during"

Page 2, line 22, after "fee" insert ", less administrative expenses." and replace "final week of season" with "five-day period"

Page 2, line 28, replace "a final week of season" with "not more than two five-day" and replace "license" with "licenses"

Page 3, line 1, replace "final week of season" with "five-day period" and replace "three" with "four"

Re-number accordingly

Date: 2-1-07
 Roll Call Vote #: 1

2007 HOUSE STANDING COMMITTEE ROLL CALL VOTES
 BILL/RESOLUTION NO. 1498

House Natural Resources Committee

Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken MV Amendment

Motion Made By DeKrey Seconded By Keiser

Representatives	Yes	No	Representatives	Yes	No
Chairman - Rep. Porter			Rep. Hanson		
Vice-Chairman - Rep Damschen			Rep. Hunsakor		
Rep. Charging			Rep. Kelsh		
Rep. Clark			Rep. Meyer		
Rep. DeKrey			Rep. Solberg		
Rep. Drovdal					
Rep. Hofstad					
Rep. Keiser					
Rep. Nottestad					

Total Yes _____ No _____

Absent _____

Floor Assignment _____

If the vote is on an amendment, briefly indicate intent:

Date: 2-1-07
 Roll Call Vote #: 2

2007 HOUSE STANDING COMMITTEE ROLL CALL VOTES
 BILL/RESOLUTION NO. 1498

House Natural Resources Committee

Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken To Pass Co Amended w/ refer 2 Approx

Motion Made By Hanson Seconded By Keiser

Representatives	Yes	No	Representatives	Yes	No
Chairman - Rep. Porter		✓	Rep. Hanson		✓
Vice-Chairman - Rep Damschen		✓	Rep. Hunsdor		✓
Rep. Charging		✓	Rep. Kelsh		✓
Rep. Clark		✓	Rep. Meyer	✓	
Rep. DeKrey	✓		Rep. Solberg	✓	
Rep. Drovdal	✓				
Rep. Hofstad		✓			
Rep. Keiser	✓				
Rep. Nottestad		✓			

Total Yes 5 No 9

Absent 0

Floor Assignment _____

If the vote is on an amendment, briefly indicate intent:

Date: 2-1-07
 Roll Call Vote #: 3

2007 HOUSE STANDING COMMITTEE ROLL CALL VOTES
 BILL/RESOLUTION NO. 1498

House Natural Resources Committee

Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken Do Not Pass

Motion Made By Charging Seconded By Nottestad

Representatives	Yes	No	Representatives	Yes	No
Chairman - Rep. Porter	✓		Rep. Hanson	✓	
Vice-Chairman - Rep Damschen	✓		Rep. Hunsakor	✓	
Rep. Charging	✓		Rep. Kelsh	✓	
Rep. Clark	✓		Rep. Meyer		✓
Rep. DeKrey			Rep. Solberg		✓
Rep. Drovdal	✓				
Rep. Hofstad	✓				
Rep. Keiser		✓			
Rep. Nottestad	✓				

Total Yes 9 No 3

Absent DeKrey Drovdal

Floor Assignment Hofstad

If the vote is on an amendment, briefly indicate intent:

REPORT OF STANDING COMMITTEE

HB 1498: Natural Resources Committee (Rep. Porter, Chairman) recommends DO NOT PASS (9 YEAS, 3 NAYS, 2 ABSENT AND NOT VOTING). HB 1498 was placed on the Eleventh order on the calendar.

2007 TESTIMONY

HB 1498



Cass County
WILDLIFE CLUB

Item #1



Box 336
Casselton, ND 58012

TESTIMONY OF FOSTER HAGER
CASS COUNTY WILDLIFE CLUB
PRESENTED TO THE HOUSE NATURAL RESOURCES COMMITTEE
ON

HB 1498
February 1, 2007

Mr. Chairman and Members of the Committee:

My name is Foster Hager representing the Cass County Wildlife Club.

HB 1498 needs some clarification as to the final week of waterfowl hunting. Most years the duck and goose seasons do not end at the same time.

The high plains duck season is usually the last season of the year.

Does this mean that a non-resident could not buy the \$300 license for the end of goose season.

We feel that the season should be stated in the bill.

