

2013 HOUSE ENERGY AND NATURAL RESOURCES

HB 1130

2013 HOUSE STANDING COMMITTEE MINUTES

House Energy and Natural Resources Committee
Pioneer Room, State Capitol

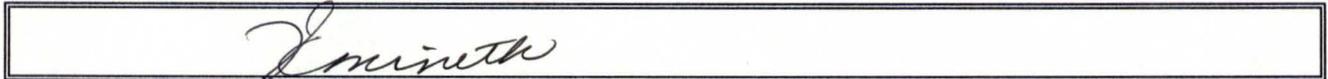
HB 1130

17385

Jan 18, 2013

4 testimonies

Conference Committee



Relating to hunting fees.

Minutes

Rep. Porter: We will open the hearing on HB 1130.

Rep. Hofstad: I am an amendment that will show an increase for fishing and boating licenses in that amendment that I passed out to you (See testimony1) since this bill is out there I have been asked why the state of North Dakota who has a huge surplus raises the fees on hunting and fishing. The North Dakota Game and Fish Department is an agency that stands alone. All the money that is generated by hunting and license fees goes into the Game and Fish Department. There is no money that comes from the general fund into the North Dakota Game and Fish Department. The other perception is that a huge fund is growing someplace and the reality is that fund can no longer be tapped into it. The North Dakota Century Code requires that we cannot reduce that fund lower \$15,000,000.

Rep. Porter: On your amendment did you get the dollar amount of what it would raise?

Rep. Hofstad: The Game and Fish Department has those figures.

Terry Steinwand: I am the Director of the North Dakota Game and Fish Department and I am in support of HB 1130. We do not receive general fund revenues and we like it that way. 44 percent of our revenue comes from federal excise taxes on hunting and fishing equipment but the remaining and the primary source of our revenue is generated by license sales for hunting, fishing and boating.(see testimony2) We do ask for a do pass on HB 1130.

Rep. Porter: Where was the language at on that seven day nonresident?

Terry Steinwand: I do not have the bill with me. To answer the question you asked Rep. Hofstad with the amendment with the fishing license fees and boating registration it would be approximately be an additional \$125,000,000 dollars per biennium.

Rep. Froseth: on the fiscal note the revenue is \$4,600,000 what is that based on?

Terry Steinwand: It is based on the 3 year average.

Rep. Hofstad: The 1.25 million does that include the boat licenses also?

Terry Steinwand: I believe it does but I will double check.

Rep. Keiser: Your reserve is down to \$15,000,000 which is the statutory limit. Of this original revenue is there a plan to add some back into the reserve?

Terry Steinwand: The projection is fifteen and a half million by 2015 we are in better shape than that. That is part of the goal is to build that back up.

Rep. Nathe: Why a nine dollar bump on resident and why a four dollar bump on a nonresident?

Terry Steinwand: Since we didn't put those number in I talked with the chairman it is a 10-20% increase across the board.

Rep. Hunskor: You indicated that the increase in the fishing and hunting fees would generate 1.25 million over the biennium?

Terry Hunskor: The 1.25 million is for the boating and fishing registration only. The fiscal note which Kim provided on the hunting portion would have been 4.6 million for the biennium. So the hunting by itself is 4.6 fishing and boating by itself 1.25.

Rep. Hunskor: You indicated that at the end of the biennium you could be down to that 15 million so this would bump you up another 5-6 million and that would be sufficient to cover the basis for the future.

Terry Steinwand: I do believe it would be.

Rep. Anderson: How much of that revenue is going to go towards habitat improvement because that is what the biggest selling point to hunters and fisherman is.

Terry Steinwand: The way our measure is currently structured a large portion of it would go to fish stocking and habitat. About half of it would go to the plots program.

Rep. Keiser: In terms of this reserve this 15 million by statute if we had a bad biennium you do have authority to go down 8 million but then you are required to replace that backup to 15 million within a certain time period or how does that work?

Terry Steinwand: We can go below 15 million with the approval of the budget section and as I understand it we can go below but every time we are below that 15 million mark we would have to get an approval from the budget section.

Rep. Kelsh: You mentioned that the general increase in fees in the percentage is at 10-20% and you also stated that 40% behind the curve on in terms of the inflation since our last raise. Should you be asking for a larger increase maybe 20%?

Terry Steinwand: That is a thin you have to walk and I think the people following me will answer that question. What will the public stand for? You don't want to overprice anybody that might view this as too much and not go out.

Rep.Porter: Committee as I looked at the fees I looked at the deficit spending amount in the past couple biennium's and that was about 600 million dollars of deficit spending into the reserve.

Terry Steinwand: As I stated we can't control the weather and much of that license sale is really dependent on what is the resource.

Mark Mazahcri: Independent sportsman from Fargo. I am in support of HB 1130. It is a good bill in its present form raising fees by approximately 10%. What I really would like to see is a 20% across the board increase to all the hunting and fishing fees.

Bill Helphrey: I am with the North Dakota Bow Hunters Association I am in support of HB 1130.

Mike McEnroe: North Dakota Chapter of the Wildlife Society; (See testimony 3)

Mike Donahue: From the North Dakota Wildlife Federation: In the federation we have approximately 1300 members around the state. The federation has discussed HB1130 and the agreement was that the license fees and other fees in that part of the code should go up by at least 20 %.(See testimony 4). We think that every line across the bill should be increased.

Foster Ray Hager: I am here representing from the Wildlife Club from Castleton North Dakota and I am in support of HB1130. We think nonresident fees should go up about 30%.

Rep. Porter: We will close the hearing on HB 1130.

2013 HOUSE STANDING COMMITTEE MINUTES

House Energy and Natural Resources

Pioneer Room, State Capital

HB 1130
Jan, 18 2013
17766

Conference Committee

Emineth

Relating to hunting fees.

Minutes:

Rep. Porter: We have HB 1130 in front of us.

Rep. Hofstad: I move the amendment.

Rep. Porter: The amendment is the fishing fee amendment with one correction on the third line down where it says "page 1 line 2 it should say page 1 line 1" and is the amendment that we have a motion to adopt. Rep. Nathe has seconded it. Voice vote taken motion carried. We have an amended bill in front of us

Rep. Hofstad: I move a do pass on HB 1130 as amended.

Rep. Porter: I have a motion for a do pass as amended from Rep. Hofstad and a second from Rep. Keiser: motion carries. The sequence should be on page 2 line 1.

Yes 12 No 0 Absent 1 Carrier Rep. Hofstad.

2013 HOUSE STANDING COMMITTEE MINUTES

House Energy and Natural Resources

Pioneer Room, State Capital

HB 1130
February 1, 2013
18141

Conference Committee

J. Mineth

Relating to hunting fees

Minutes:

Rep. Porter: We will open HB 1130.

Rep. Keiser: I move we reconsider our actions by which we passed HB 1130.

Rep. Porter: I have a motion to reconsider our actions whereby we passed HB 1130 as amended seconded by Rep. Hofstad voice motion carried.

We have a motion from Rep. Keiser and a second from Rep. Kelsh to reconsider our action whereby we amended HB 1130. Motion carried

I did not ask Kirby to make copies for everybody but it is identical to the same amendment that we passed except we had forgotten paddlefish. The department brought it to our attention while it was on the sixth order and we pulled it back to make that change and if you trust me and the process.

Rep. Keiser: I move the amendment.

Rep. Porter: We have a motion from Rep. Keiser and a second from Silbernagel to move the proposed amendment with the fix in it for paddlefish motion carries.

We have an amended bill in from of us. Motion from Rep. Keiser for a do pass as amended on HB 1130 and a second from Rep. Hofstad. Motion carried

Yes 13 No 0 absent 0 Carrier Rep. Hofstad

FISCAL NOTE
Requested by Legislative Council
01/28/2013

Amendment to: HB 1130

- 1 A. **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.*

	2011-2013 Biennium		2013-2015 Biennium		2015-2017 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues				\$3,600,000		\$7,200,000
Expenditures				\$0		\$0
Appropriations				\$0		\$0

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

	2011-2013 Biennium	2013-2015 Biennium	2015-2017 Biennium
Counties			
Cities			
School Districts			
Townships			

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

The bill amendment increases hunting & fishing license fees and boat registration fees.

- 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.*

A license fee increase is needed since our operating fund balance has been decreasing each year to an all time projected low of \$15M as of 6/30/15. Per NDCC 20.1-02-16.1, our fund balance may not go below \$15M without budget section approval. We are a special funds agency and do not receive general funds.

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.*

Fee increases are being projected for 2014 hunting season since a fee increase for 2013 season isn't possible because the season begins April 2013. Therefore, the 2013-15 biennium has a fee increase for only 1 year. It is hard to estimate if a fee increase would have an effect on license sales; therefore, the amount in 1A is calculated using the # of license sold in 2011 & 2010. Keeping in mind that deer licenses were low in 2011.

- 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.*

None anticipated.

- 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.*

None anticipated.

Name: Kim Molesworth
Agency: ND Game & Fish Dept
Telephone: 328-6605
Date Prepared: 01/29/2013

FISCAL NOTE
Requested by Legislative Council
01/09/2013

Revised
 Bill/Resolution No.: HB 1130

- 1 A. **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.*

	2011-2013 Biennium		2013-2015 Biennium		2015-2017 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues				\$2,300,000		\$4,600,000
Expenditures				\$0		\$0
Appropriations				\$0		\$0

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

	2011-2013 Biennium	2013-2015 Biennium	2015-2017 Biennium
Counties			
Cities			
School Districts			
Townships			

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

The bill amendment increases hunting license fees. Fishing and boat registration fees were not amended.

- 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.*

A license fee increase is needed since our operating fund balance has been decreasing each year to an all time projected low of \$15M as of 6/30/15. Per NDCC 20.1-02-16.1, our fund balance may not go below \$15M without budget section approval. We are a special funds agency and do not receive general funds.

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.*

Fee increases are being projected for 2014 hunting season since a fee increase for 2013 season isn't possible because the season begins April 2013. Therefore, the 2013-15 biennium has a fee increase for only 1 year. It is hard to estimate if a fee increase would have an effect on license sales; therefore, the amount in 1A is calculated using the # of license sold in 2011 & 2010. Keeping in mind that deer licenses were low in 2011.

- 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.*

None anticipated.

- 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.*

None anticipated.

Name: Kim Molesworth
Agency: ND Game & Fish Dept
Telephone: 328-6605
Date Prepared: 01/14/2013

January 24, 2013

V25/13
Bhe
1/22

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1130

Page 1, line 23, overstrike "ten" and insert immediately thereafter "sixteen"

Page 1, line 24, after "over" insert ", the license fee is five dollars."

Page 2, line 1, overstrike "thirty-five" and insert immediately thereafter "forty-five"

Page 2, line 2, overstrike "For a nonresident short-term seven-day fishing license, twenty dollars."

Page 2, line 3, overstrike "9."

Page 2, line 3, overstrike "fourteen" and insert immediately thereafter "twenty-two"

Page 2, line 4, overstrike "10." and insert immediately thereafter "9."

Page 2, line 5, overstrike "11." and insert immediately thereafter "10."

Page 2, line 6, overstrike "12." and insert immediately thereafter "11."

Page 2, line 7, overstrike "13." and insert immediately thereafter "12."

Page 2, line 11, overstrike "14." and insert immediately thereafter "13."

Page 2, line 13, overstrike "15." and insert immediately thereafter "14."

Page 2, line 15, overstrike "16." and insert immediately thereafter "15."

Page 2, line 16, overstrike "17." and insert immediately thereafter "16."

Page 2, line 20, overstrike "18." and insert immediately thereafter "17."

Page 2, line 22, overstrike "19." and insert immediately thereafter "18."

Page 2, line 24, overstrike "twelve" and insert immediately thereafter "eighteen"

Page 2, line 25, overstrike "twenty-four" and insert immediately thereafter "thirty-six"

Page 2, line 27, overstrike "thirty-three" and insert immediately thereafter "forty-five"

Page 2, line 28, overstrike "20." and insert immediately thereafter "19."

Page 3, line 11, overstrike "21." and insert immediately thereafter "20."

Page 3, line 14, overstrike "22." and insert immediately thereafter "21."

Page 3, line 14, overstrike "three" and insert immediately thereafter "ten"

Page 3, line 15, overstrike "23." and insert immediately thereafter "22."

Page 3, line 15, overstrike "and fifty cents"

Page 3, line 16, overstrike "24." and insert immediately thereafter "23."

Page 3, line 18, overstrike "25." and insert immediately thereafter "24."

Page 3, line 20, overstrike "26." and insert immediately thereafter "25."

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Page 3, line 21, overstrike "27." and insert immediately thereafter "26."

Page 3, line 22, overstrike "28." and insert immediately thereafter "27."

Page 3, line 23, overstrike "29." and insert immediately thereafter "28."

Page 3, line 24, overstrike "30." and insert immediately thereafter "29."

Page 3, line 25, overstrike "31." and insert immediately thereafter "30."

Page 3, line 27, overstrike "32." and insert immediately thereafter "31."

Page 3, line 28, overstrike "33." and insert immediately thereafter "32."

Page 3, line 28, overstrike "forty-five" and insert immediately thereafter "sixty"

Page 3, line 29, overstrike "34." and insert immediately thereafter "33."

Page 3, line 29, overstrike "fifteen" and insert immediately thereafter "twenty"

Page 3, line 30, overstrike "35." and insert immediately thereafter "34."

Page 4, line 1, overstrike "36." and insert immediately thereafter "35."

Page 4, line 2, overstrike "37." and insert immediately thereafter "36."

Page 4, line 4, overstrike "38." and insert immediately thereafter "37."

Page 4, line 5, overstrike "39." and insert immediately thereafter "38."

Page 4, line 6, overstrike "40." and insert immediately thereafter "39."

Page 4, line 7, overstrike "41." and insert immediately thereafter "40."

Page 4, line 8, overstrike "42." and insert immediately thereafter "41."

Page 4, line 9, overstrike "43." and insert immediately thereafter "42."

Page 4, line 11, overstrike "44." and insert immediately thereafter "43."

Page 4, line 13, overstrike "45." and insert immediately thereafter "44."

Page 4, line 14, overstrike "46." and insert immediately thereafter "45."

Page 4, line 15, overstrike "47." and insert immediately thereafter "46."

Page 4, line 16, overstrike "48." and insert immediately thereafter "47."

Page 4, line 19, overstrike "49." and insert immediately thereafter "48."

Page 4, line 19, overstrike "twenty-five" and insert immediately thereafter "thirty"

Page 4, line 20, overstrike "50." and insert immediately thereafter "49."

Page 4, line 21, overstrike "51." and insert immediately thereafter "50."

Page 4, line 23, overstrike "52." and insert immediately thereafter "51."

Renumber accordingly

February 1, 2013

1 of 5
2/1/13
TV

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1130

In lieu of the amendments as printed on pages 254 through 256 of the House Journal, House Bill No. 1130 is amended as follows:

Page 1, line 23, overstrike "ten" and insert immediately thereafter "sixteen"

Page 1, line 24, after "over" insert ", the license fee is five dollars,"

Page 2, line 1, overstrike "thirty-five" and insert immediately thereafter "forty-five"

Page 2, line 2, overstrike "For a nonresident short-term seven-day fishing license, twenty dollars."

Page 2, line 3, overstrike "9."

Page 2, line 3, overstrike "fourteen" and insert immediately thereafter "twenty-two"

Page 2, line 4, overstrike "10." and insert immediately thereafter "9."

Page 2, line 5, overstrike "11." and insert immediately thereafter "10."

Page 2, line 6, overstrike "12." and insert immediately thereafter "11."

Page 2, line 7, overstrike "13." and insert immediately thereafter "12."

Page 2, line 11, overstrike "14." and insert immediately thereafter "13."

Page 2, line 13, overstrike "15." and insert immediately thereafter "14."

Page 2, line 15, overstrike "16." and insert immediately thereafter "15."

Page 2, line 16, overstrike "17." and insert immediately thereafter "16."

Page 2, line 20, overstrike "18." and insert immediately thereafter "17."

Page 2, line 22, overstrike "19." and insert immediately thereafter "18."

Page 2, line 24, overstrike "twelve" and insert immediately thereafter "eighteen"

Page 2, line 25, overstrike "twenty-four" and insert immediately thereafter "thirty-six"

Page 2, line 27, overstrike "thirty-three" and insert immediately thereafter "forty-five"

Page 2, line 28, overstrike "20." and insert immediately thereafter "19."

Page 3, line 11, overstrike "21." and insert immediately thereafter "20."

Page 3, line 14, overstrike "22." and insert immediately thereafter "21."

Page 3, line 14, overstrike "three" and insert immediately thereafter "ten"

Page 3, line 15, overstrike "23." and insert immediately thereafter "22."

Page 3, line 15, overstrike "seven" and insert immediately thereafter "twenty-five"

Page 3, line 15, overstrike "and fifty cents"

Page 3, line 16, overstrike "24." and insert immediately thereafter "23."

Page 3, line 18, overstrike "25." and insert immediately thereafter "24."

Page 3, line 20, overstrike "26." and insert immediately thereafter "25."

Page 3, line 21, overstrike "27." and insert immediately thereafter "26."

Page 3, line 22, overstrike "28." and insert immediately thereafter "27."

Page 3, line 23, overstrike "29." and insert immediately thereafter "28."

Page 3, line 24, overstrike "30." and insert immediately thereafter "29."

Page 3, line 25, overstrike "31." and insert immediately thereafter "30."

Page 3, line 27, overstrike "32." and insert immediately thereafter "31."

Page 3, line 28, overstrike "33." and insert immediately thereafter "32."

Page 3, line 28, overstrike "forty-five" and insert immediately thereafter "sixty"

Page 3, line 29, overstrike "34." and insert immediately thereafter "33."

Page 3, line 29, overstrike "fifteen" and insert immediately thereafter "twenty"

Page 3, line 30, overstrike "35." and insert immediately thereafter "34."

Page 4, line 1, overstrike "36." and insert immediately thereafter "35."

Page 4, line 2, overstrike "37." and insert immediately thereafter "36."

Page 4, line 4, overstrike "38." and insert immediately thereafter "37."

Page 4, line 5, overstrike "39." and insert immediately thereafter "38."

Page 4, line 6, overstrike "40." and insert immediately thereafter "39."

Page 4, line 7, overstrike "41." and insert immediately thereafter "40."

Page 4, line 8, overstrike "42." and insert immediately thereafter "41."

Page 4, line 9, overstrike "43." and insert immediately thereafter "42."

Page 4, line 11, overstrike "44." and insert immediately thereafter "43."

Page 4, line 13, overstrike "45." and insert immediately thereafter "44."

Page 4, line 14, overstrike "46." and insert immediately thereafter "45."

Page 4, line 15, overstrike "47." and insert immediately thereafter "46."

Page 4, line 16, overstrike "48." and insert immediately thereafter "47."

Page 4, line 19, overstrike "49." and insert immediately thereafter "48."

Page 4, line 19, overstrike "twenty-five" and insert immediately thereafter "thirty"

Page 4, line 20, overstrike "50." and insert immediately thereafter "49."

Page 4, line 21, overstrike "51." and insert immediately thereafter "50."

Page 4, line 23, overstrike "52." and insert immediately thereafter "51."

304 ✓

Renumber accordingly



Date: 1-28-13
Roll Call Vote #: 1

2013 HOUSE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. 1130

House Natural Resources Committee

Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken move to Amend

Motion Made By Rep Hofstad Seconded By Rep Nathe

Representatives	Yes	No	Representatives	Yes	No
Chairman Todd Porter			Rep. Bob Hunsakor		
Vice Chairman Chuck Damschen			Rep. Scot Kelsh		
Rep. Jim Schmidt			Rep. Corey Mock		
Rep. Glen Froseth					
Rep. Curt Hofstad					
Rep. Dick Anderson					
Rep. Peter Silbernagel					
Rep. Mike Nathe					
Rep. Roger Brabandt					
Rep. George Keiser					

Total (Yes) _____ No _____

Absent _____

Floor Assignment _____

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

*Joint motion
Carries*

Fishing Fee

Page 1 line 2

Date: 1-18-13
 Roll Call Vote #: 2

2013 HOUSE STANDING COMMITTEE
 ROLL CALL VOTES
 BILL/RESOLUTION NO. 1130

House Natural Resources Committee

Check here for Conference Committee

Legislative Council Amendment Number 13.0433.01001

Action Taken Do pass as amended

Motion Made By Rep. Hoy Seconded By Rep. Keiser

Representatives	Yes	No	Representatives	Yes	No
Chairman Todd Porter	✓		Rep. Bob Hunsakor	✓	
Vice Chairman Chuck Damschen	✓		Rep. Scot Kelsh	✓	
Rep. Jim Schmidt	✓		Rep. Corey Mock		
Rep. Glen Froseth	✓				
Rep. Curt Hofstad	✓				
Rep. Dick Anderson	✓				
Rep. Peter Silbernagel	✓				
Rep. Mike Nathe	✓				
Rep. Roger Brabandt	✓				
Rep. George Keiser	✓				

Total (Yes) 12 No 0

Absent 1

Floor Assignment Hofstad carrier

If the vote is on an amendment, briefly indicate intent:
Do pass as amended

Date: 2-1-2013
Roll Call Vote #: - 1 -

2013 HOUSE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. HB1130

House Natural Resources Committee

Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken to reconsider our action & remove the amendment
whereby we amended HB 1130

Motion Made By Rep Keiser Seconded By Rep Hofstad

Representatives	Yes	No	Representatives	Yes	No
Chairman Todd Porter			Rep. Bob Hunsakor		
Vice Chairman Chuck Damschen			Rep. Scot Kelsh		
Rep. Jim Schmidt			Rep. Corey Mock		
Rep. Glen Froseth					
Rep. Curt Hofstad					
Rep. Dick Anderson					
Rep. Peter Silbernagel					
Rep. Mike Nathe					
Rep. Roger Brabandt					
Rep. George Keiser					

Total (Yes) _____ No _____

Absent _____

Floor Assignment _____

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

voice vote carries

Reconsider

Date: 2-1-2013
Roll Call Vote #: 2

2013 HOUSE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. HB 1130

House Natural Resources Committee

Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken A motion to reconsider our actions whereby we passed

Motion Made By HB 1130 amendments
Rep Keiser Seconded By Rep Kelsh

Representatives	Yes	No	Representatives	Yes	No
Chairman Todd Porter			Rep. Bob Hunsakor		
Vice Chairman Chuck Damschen			Rep. Scot Kelsh		
Rep. Jim Schmidt			Rep. Corey Mock		
Rep. Glen Froseth					
Rep. Curt Hofstad					
Rep. Dick Anderson					
Rep. Peter Silbernagel					
Rep. Mike Nathe					
Rep. Roger Brabandt					
Rep. George Keiser					

Total (Yes) _____ No _____

Absent _____

Floor Assignment _____

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

voice vote carries
motion to amend 1130
to amend 1130

sk

Date: 2-1-2013
Roll Call Vote #: 3

2013 HOUSE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. HB 1130

House Natural Resources Committee

Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken to move the ^{proposed} amendment with the fix for paddlefish

Motion Made By Rep Keiser Seconded By Rep Silbernagel

Representatives	Yes	No	Representatives	Yes	No
Chairman Todd Porter			Rep. Bob Hunskor		
Vice Chairman Chuck Damschen			Rep. Scot Kelsh		
Rep. Jim Schmidt			Rep. Corey Mock		
Rep. Glen Froseth					
Rep. Curt Hofstad					
Rep. Dick Anderson					
Rep. Peter Silbernagel					
Rep. Mike Nathe					
Rep. Roger Brabandt					
Rep. George Keiser					

Total (Yes) _____ No _____

Absent _____

Floor Assignment _____

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

Date: 2-1-2013
Roll Call Vote #: 4

2013 HOUSE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. HB 1130

House Natural Resources Committee

Check here for Conference Committee

Legislative Council Amendment Number 13.0453.01002 Title 03000

Action Taken Do pass as amended

Motion Made By Rep. Keiser Seconded By Rep. Hofstad

Representatives	Yes	No	Representatives	Yes	No
Chairman Todd Porter	✓		Rep. Bob Hunskor	✓	
Vice Chairman Chuck Damschen	✓		Rep. Scot Kelsh	✓	
Rep. Jim Schmidt	✓		Rep. Corey Mock	✓	
Rep. Glen Froseth	✓				
Rep. Curt Hofstad	✓				
Rep. Dick Anderson	✓				
Rep. Peter Silbernagel	✓				
Rep. Mike Nathe	✓				
Rep. Roger Brabandt	✓				
Rep. George Keiser	✓				

Total (Yes) 13 No 0

Absent 0

Floor Assignment Rep. Hofstad

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

[Handwritten scribbles]

REPORT OF STANDING COMMITTEE

HB 1130: Energy and Natural Resources Committee (Rep. Porter, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1130 was placed on the Sixth order on the calendar.

Page 1, line 23, overstrike "ten" and insert immediately thereafter "sixteen"

Page 1, line 24, after "over" insert ", the license fee is five dollars."

Page 2, line 1, overstrike "thirty-five" and insert immediately thereafter "forty-five"

Page 2, line 2, overstrike "For a nonresident short-term seven-day fishing license, twenty dollars."

Page 2, line 3, overstrike "9."

Page 2, line 3, overstrike "fourteen" and insert immediately thereafter "twenty-two"

Page 2, line 4, overstrike "10." and insert immediately thereafter "9."

Page 2, line 5, overstrike "11." and insert immediately thereafter "10."

Page 2, line 6, overstrike "12." and insert immediately thereafter "11."

Page 2, line 7, overstrike "13." and insert immediately thereafter "12."

Page 2, line 11, overstrike "14." and insert immediately thereafter "13."

Page 2, line 13, overstrike "15." and insert immediately thereafter "14."

Page 2, line 15, overstrike "16." and insert immediately thereafter "15."

Page 2, line 16, overstrike "17." and insert immediately thereafter "16."

Page 2, line 20, overstrike "18." and insert immediately thereafter "17."

Page 2, line 22, overstrike "19." and insert immediately thereafter "18."

Page 2, line 24, overstrike "twelve" and insert immediately thereafter "eighteen"

Page 2, line 25, overstrike "twenty-four" and insert immediately thereafter "thirty-six"

Page 2, line 27, overstrike "thirty-three" and insert immediately thereafter "forty-five"

Page 2, line 28, overstrike "20." and insert immediately thereafter "19."

Page 3, line 11, overstrike "21." and insert immediately thereafter "20."

Page 3, line 14, overstrike "22." and insert immediately thereafter "21."

Page 3, line 14, overstrike "three" and insert immediately thereafter "ten"

Page 3, line 15, overstrike "23." and insert immediately thereafter "22."

Page 3, line 15, overstrike "and fifty cents"

Page 3, line 16, overstrike "24." and insert immediately thereafter "23."

Page 3, line 18, overstrike "25." and insert immediately thereafter "24."

Page 3, line 20, overstrike "26." and insert immediately thereafter "25."
Page 3, line 21, overstrike "27." and insert immediately thereafter "26."
Page 3, line 22, overstrike "28." and insert immediately thereafter "27."
Page 3, line 23, overstrike "29." and insert immediately thereafter "28."
Page 3, line 24, overstrike "30." and insert immediately thereafter "29."
Page 3, line 25, overstrike "31." and insert immediately thereafter "30."
Page 3, line 27, overstrike "32." and insert immediately thereafter "31."
Page 3, line 28, overstrike "33." and insert immediately thereafter "32."
Page 3, line 28, overstrike "forty-five" and insert immediately thereafter "sixty"
Page 3, line 29, overstrike "34." and insert immediately thereafter "33."
Page 3, line 29, overstrike "fifteen" and insert immediately thereafter "twenty"
Page 3, line 30, overstrike "35." and insert immediately thereafter "34."
Page 4, line 1, overstrike "36." and insert immediately thereafter "35."
Page 4, line 2, overstrike "37." and insert immediately thereafter "36."
Page 4, line 4, overstrike "38." and insert immediately thereafter "37."
Page 4, line 5, overstrike "39." and insert immediately thereafter "38."
Page 4, line 6, overstrike "40." and insert immediately thereafter "39."
Page 4, line 7, overstrike "41." and insert immediately thereafter "40."
Page 4, line 8, overstrike "42." and insert immediately thereafter "41."
Page 4, line 9, overstrike "43." and insert immediately thereafter "42."
Page 4, line 11, overstrike "44." and insert immediately thereafter "43."
Page 4, line 13, overstrike "45." and insert immediately thereafter "44."
Page 4, line 14, overstrike "46." and insert immediately thereafter "45."
Page 4, line 15, overstrike "47." and insert immediately thereafter "46."
Page 4, line 16, overstrike "48." and insert immediately thereafter "47."
Page 4, line 19, overstrike "49." and insert immediately thereafter "48."
Page 4, line 19, overstrike "twenty-five" and insert immediately thereafter "thirty"
Page 4, line 20, overstrike "50." and insert immediately thereafter "49."
Page 4, line 21, overstrike "51." and insert immediately thereafter "50."
Page 4, line 23, overstrike "52." and insert immediately thereafter "51."
Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1130: Energy and Natural Resources Committee (Rep. Porter, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1130 was placed on the Sixth order on the calendar.

In lieu of the amendments as printed on pages 254 through 256 of the House Journal, House Bill No. 1130 is amended as follows:

Page 1, line 23, overstrike "ten" and insert immediately thereafter "sixteen"

Page 1, line 24, after "over" insert ", the license fee is five dollars."

Page 2, line 1, overstrike "thirty-five" and insert immediately thereafter "forty-five"

Page 2, line 2, overstrike "For a nonresident short-term seven-day fishing license, twenty dollars."

Page 2, line 3, overstrike "9."

Page 2, line 3, overstrike "fourteen" and insert immediately thereafter "twenty-two"

Page 2, line 4, overstrike "10." and insert immediately thereafter "9."

Page 2, line 5, overstrike "11." and insert immediately thereafter "10."

Page 2, line 6, overstrike "12." and insert immediately thereafter "11."

Page 2, line 7, overstrike "13." and insert immediately thereafter "12."

Page 2, line 11, overstrike "14." and insert immediately thereafter "13."

Page 2, line 13, overstrike "15." and insert immediately thereafter "14."

Page 2, line 15, overstrike "16." and insert immediately thereafter "15."

Page 2, line 16, overstrike "17." and insert immediately thereafter "16."

Page 2, line 20, overstrike "18." and insert immediately thereafter "17."

Page 2, line 22, overstrike "19." and insert immediately thereafter "18."

Page 2, line 24, overstrike "twelve" and insert immediately thereafter "eighteen"

Page 2, line 25, overstrike "twenty-four" and insert immediately thereafter "thirty-six"

Page 2, line 27, overstrike "thirty-three" and insert immediately thereafter "forty-five"

Page 2, line 28, overstrike "20." and insert immediately thereafter "19."

Page 3, line 11, overstrike "21." and insert immediately thereafter "20."

Page 3, line 14, overstrike "22." and insert immediately thereafter "21."

Page 3, line 14, overstrike "three" and insert immediately thereafter "ten"

Page 3, line 15, overstrike "23." and insert immediately thereafter "22."

Page 3, line 15, overstrike "seven" and insert immediately thereafter "twenty-five"

Page 3, line 15, overstrike "and fifty cents"

Page 3, line 16, overstrike "24." and insert immediately thereafter "23."

Page 3, line 18, overstrike "25." and insert immediately thereafter "24."

Page 3, line 20, overstrike "26." and insert immediately thereafter "25."

Page 3, line 21, overstrike "27." and insert immediately thereafter "26."

Page 3, line 22, overstrike "28." and insert immediately thereafter "27."

Page 3, line 23, overstrike "29." and insert immediately thereafter "28."

Page 3, line 24, overstrike "30." and insert immediately thereafter "29."

Page 3, line 25, overstrike "31." and insert immediately thereafter "30."

Page 3, line 27, overstrike "32." and insert immediately thereafter "31."

Page 3, line 28, overstrike "33." and insert immediately thereafter "32."

Page 3, line 28, overstrike "forty-five" and insert immediately thereafter "sixty"

Page 3, line 29, overstrike "34." and insert immediately thereafter "33."

Page 3, line 29, overstrike "fifteen" and insert immediately thereafter "twenty"

Page 3, line 30, overstrike "35." and insert immediately thereafter "34."

Page 4, line 1, overstrike "36." and insert immediately thereafter "35."

Page 4, line 2, overstrike "37." and insert immediately thereafter "36."

Page 4, line 4, overstrike "38." and insert immediately thereafter "37."

Page 4, line 5, overstrike "39." and insert immediately thereafter "38."

Page 4, line 6, overstrike "40." and insert immediately thereafter "39."

Page 4, line 7, overstrike "41." and insert immediately thereafter "40."

Page 4, line 8, overstrike "42." and insert immediately thereafter "41."

Page 4, line 9, overstrike "43." and insert immediately thereafter "42."

Page 4, line 11, overstrike "44." and insert immediately thereafter "43."

Page 4, line 13, overstrike "45." and insert immediately thereafter "44."

Page 4, line 14, overstrike "46." and insert immediately thereafter "45."

Page 4, line 15, overstrike "47." and insert immediately thereafter "46."

Page 4, line 16, overstrike "48." and insert immediately thereafter "47."

Page 4, line 19, overstrike "49." and insert immediately thereafter "48."

Page 4, line 19, overstrike "twenty-five" and insert immediately thereafter "thirty"

Page 4, line 20, overstrike "50." and insert immediately thereafter "49."

Page 4, line 21, overstrike "51." and insert immediately thereafter "50."

Page 4, line 23, overstrike "52." and insert immediately thereafter "51."

Renumber accordingly

2013 SENATE NATURAL RESOURCES

HB 1130

2013 SENATE STANDING COMMITTEE MINUTES

Senate Natural Resources Committee Fort Lincoln Room, State Capitol

HB 1130
March 8, 2013
Job Number 19648

Conference Committee

Veronica Spaulding

Explanation or reason for introduction of bill/resolution:

Engrossed HB 1130 relating to hunting fees

Minutes:

Attached testimony

Chairman Lyson opened the hearing on HB 1130.

Rep. Curt Hofstad, District 15, introduced HB 1130. He provided Attachment #1- Resident Fishing License Price Comparisons (2012) and Attachment #2 - Regional Hunting License Fees. He said the feedback he has received from people around the state has been positive.

Sen. Burckhard stated that he also hadn't heard much opposition to the increase except from those on fixed incomes. He asked Rep. Hofstad if he had heard concerns from people like that.

Rep. Hofstad answered that everything he has heard has been positive. (03:10)

Sen. Triplett asked why the House Bill is better than the Senate Bill.

Rep. Hofstad replied that he would leave it to the wisdom of the two committees and chairmen to work out the differences and make sure a product comes out that is as good as it could be.

Sen. Hogue asked if the agencies in the states in the comparisons are funded with hunting license fees or if they are general fund.

Rep. Hofstad could not answer and suggested that maybe Game and Fish could.

Terry Steinwand, Director of Game and Fish Dept., testified in support of HB 1130. See attachment #3.

He added that the answer to the question asked by Sen. Hogue is a mix in surrounding states. Primarily it is hunting and fishing license fees but there are some states that do receive general fund monies.

Bill Helphrey, ND Bowhunters Association, said the association supports this legislation. It is a minor investment compared to the investment hunters put into their equipment, trips, etc. They understand how Game and Fish is financed and appreciate the work they do for the sportsmen and women in ND.

Mike McEnroe, ND Chapter of the Wildlife Society, testified in support of HB 1130. See attached testimony #4.

Sen. Hogue asked about the prospects of the fish hatchery and if it is likely the state will have to assume it. What are the costs? Is anyone contingency planning for it?

Terry Steinwand, Director of Game and Fish, answered by saying that it is a slow-moving process. There is a contingency plan in case the federal funding would totally dry up and an increase in the funding has been asked for through the appropriations process as part of the contingency.

Mike McEnroe, reported that the figures he got from the Garrison Dam National Fish Hatchery indicate that the dept. provides about 35 - 40% of the operating money on an annual basis to Garrison Dam Fish Hatchery. He didn't think the state puts any money into the Valley City Hatchery now. Both do work with the Dept. It is a unique partnership in the state - the only one in 50 states where the state and the federal wildlife agencies cooperate on fish hatchery management.

Mike Donahue, ND Wildlife Federation, testified in support of the fee increase. He said they would leave it up to the wisdom of the committees in both the House and Senate to work out the details to see which one survives.

Foster Ray Hager, Cass County Wildlife Club, opposed the nonresident fees. They should be higher.

There was no neutral testimony.

(14:30) Discussion followed about the budget, the need for more personnel in the field, and raising fees. The priorities are going to be the habitat on the ground according to Mr. Steinwand. He said they are trying to be efficient while doing a balancing act.

Chairman Lyson closed the hearing on HB 1130. He said there would probably be amendments coming that they would work on later.

2013 SENATE STANDING COMMITTEE MINUTES

Senate Natural Resources Committee
Fort Lincoln Room, State Capitol

HB 1130
March 21, 2013
Job Number 20323

Conference Committee

Monica Spaulding

Explanation or reason for introduction of bill/resolution:

Engrossed HB 1130 relating to hunting fees

Minutes:

No attachments

Chairman Lyson opened the discussion for HB 1130.

Senator Laffen said he has amendments for this bill but he has been waiting to see if SB 2231, which is the sister version of this bill, would pass in the House. He is expecting it to pass and then he would like to hoghouse this bill.

Chairman Lyson said they will wait on this bill.

2013 SENATE STANDING COMMITTEE MINUTES

Senate Natural Resources Committee Fort Lincoln Room, State Capitol

HB 1130
March 28, 2013
Job Number 20656

Conference Committee

Monica Sparling

Explanation or reason for introduction of bill/resolution:

Engrossed HB 1130 relating to hunting fees

Minutes:

attachments

Chairman Lyson opened the discussion on HB 1130.

Senator Laffen explained the amendment he had prepared. See attachment #1. It changes the intent of the bill to putting in place an online licensing system.

There was discussion about how the County Auditors or the Association of Counties would feel about this bill. Would it add to the burden of county government?

Duane DeKrey, the Deputy Director of Game and Fish Department, said they sent an email to all the auditors and the Association of Counties. They were both positive that this is the way that they wanted to move.

There was discussion about the logistics requiring each agent to have a computer and a printer, whether you could access the system from at home or would still have to go to an agent, and whether the new system would eliminate all paper. The new system will make it easier for the Game and Fish Dept. to keep track of who is licensed. Another advantage is when Game and Fish does their counts and surveys, they will get their data a lot sooner than they do presently.

Senator Laffen: Motion to adopt amendment 13.0453.03001

Senator Murphy: Second

Motion carried by voice vote.

Senator Laffen: Do Pass on Engrossed HB 1130 as Amended.

Senator Murphy: Second

Senate Natural Resources Committee
HB 1130
March 28, 2013
Page 2

Roll Call Vote: 7, 0, 0

Carrier: Senator Laffen

As per a discussion with Senator Lyson on March 29, 2013 the committee re referred the bill to Appropriations.

FISCAL NOTE
Requested by Legislative Council
03/29/2013

Amendment to: HB 1130

- 1 A. **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.*

	2011-2013 Biennium		2013-2015 Biennium		2015-2017 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues				\$0		\$0
Expenditures				\$0		\$(171,400)
Appropriations				\$0		\$(171,400)

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

	2011-2013 Biennium	2013-2015 Biennium	2015-2017 Biennium
Counties			
Cities			
School Districts			
Townships			

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

The bill amendment relates to requiring county auditors and vendors to implement a computerized online licensing system approved by the dept. for the issuance of hunting and fishing licenses or stamps.

- 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.*

The implementation of requiring county auditors and vendors to issue game and fish hunting and fishing licenses or stamps via a computerized online licensing system will decrease the department's expenditures since it is cheaper to issue licenses on-line vs paper. There is no fiscal impact on revenue.

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.*

None 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.*

This bill will eliminate the issuance of paper licenses by counties and vendors which will reduce the expenses of the game and fish department. Based on the cost of selling licenses, the approximate cost for issuing an on-line license is .54 cents and a paper license is \$1.22. We save approximately .68 per license issuing on-line vs. paper. In 2010, the counties/vendors sold 276,678 paper licenses ($276,678 \times .68 = \$188,141$). In 2011 the counties/vendors sold 227,381 paper licenses ($227,381 \times .68 = \$154,619$). The savings for a biennium is approx. \$342,000. Due to the staggered effective dates in the bill, the department won't realize the full biennial savings until 2017-2019. For 2013-2015, a minimal savings will be noticed since the change will only affect the license season beginning April 1, 2015 through June 30, 2015. We do not have an estimate for this period because we do not know how many paper licenses will be eliminated during that time. For 2015-2017, vendors only have to be on-line by the 2nd year. Our best estimate of the savings is \$171,400. This amount could be more if the vendors go on-line sooner.

- 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.*

This bill will reduce expenditures in the operating line. For 2013-15 it will have a minimal decrease which would only affect 3 months of the biennium; the decrease is anticipated to be insignificant. For 2015-17, the reduction in appropriation will be reflected in that budget request.

Name: Kim Molesworth

Agency: ND Game & Fish Dept

Telephone: 328-6605

Date Prepared: 04/01/2013

FISCAL NOTE
Requested by Legislative Council
02/05/2013

Amendment to: HB 1130

- 1 A. **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.*

	2011-2013 Biennium		2013-2015 Biennium		2015-2017 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues				\$3,615,000		\$7,230,000
Expenditures				\$0		\$0
Appropriations				\$0		\$0

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

	2011-2013 Biennium	2013-2015 Biennium	2015-2017 Biennium
Counties			
Cities			
School Districts			
Townships			

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

The bill amendment increases hunting & fishing license fees and boat registration fees.

- 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.*

A license fee increase is needed since our operating fund balance has been decreasing each year to an all time projected low of \$15M as of 6/30/15. Per NDCC 20.1-02-16.1, our fund balance may not go below \$15M without budget section approval. We are a special funds agency and do not receive general funds.

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.*

Fee increases are being projected for 2014 hunting season since a fee increase for 2013 season isn't possible because the season begins April 2013. Therefore, the 2013-15 biennium has a fee increase for only 1 year. It is hard to estimate if a fee increase would have an effect on license sales; therefore, the amount in 1A is calculated using the # of license sold in 2011 & 2010. Keeping in mind that deer licenses were low in 2011.

- 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.*

None anticipated.

- 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.*

None anticipated.

Name: Kim Molesworth
Agency: ND Game & Fish Dept
Telephone: 328-6605
Date Prepared: 02/05/2013

FISCAL NOTE
Requested by Legislative Council
01/28/2013

Amendment to: HB 1130

- 1 A. **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.*

	2011-2013 Biennium		2013-2015 Biennium		2015-2017 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues				\$3,600,000		\$7,200,000
Expenditures				\$0		\$0
Appropriations				\$0		\$0

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

	2011-2013 Biennium	2013-2015 Biennium	2015-2017 Biennium
Counties			
Cities			
School Districts			
Townships			

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

The bill amendment increases hunting & fishing license fees and boat registration fees.

- 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.*

A license fee increase is needed since our operating fund balance has been decreasing each year to an all time projected low of \$15M as of 6/30/15. Per NDCC 20.1-02-16.1, our fund balance may not go below \$15M without budget section approval. We are a special funds agency and do not receive general funds.

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.*

Fee increases are being projected for 2014 hunting season since a fee increase for 2013 season isn't possible because the season begins April 2013. Therefore, the 2013-15 biennium has a fee increase for only 1 year. It is hard to estimate if a fee increase would have an effect on license sales; therefore, the amount in 1A is calculated using the # of license sold in 2011 & 2010. Keeping in mind that deer licenses were low in 2011.

- 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.*

None anticipated.

- 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.*

None anticipated.

Name: Kim Molesworth
Agency: ND Game & Fish Dept
Telephone: 328-6605
Date Prepared: 01/29/2013

FISCAL NOTE
Requested by Legislative Council
01/09/2013

Revised
 Bill/Resolution No.: HB 1130

- 1 A. **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.*

	2011-2013 Biennium		2013-2015 Biennium		2015-2017 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues				\$2,300,000		\$4,600,000
Expenditures				\$0		\$0
Appropriations				\$0		\$0

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

	2011-2013 Biennium	2013-2015 Biennium	2015-2017 Biennium
Counties			
Cities			
School Districts			
Townships			

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

The bill amendment increases hunting license fees. Fishing and boat registration fees were not amended.

- 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.*

A license fee increase is needed since our operating fund balance has been decreasing each year to an all time projected low of \$15M as of 6/30/15. Per NDCC 20.1-02-16.1, our fund balance may not go below \$15M without budget section approval. We are a special funds agency and do not receive general funds.

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.*

Fee increases are being projected for 2014 hunting season since a fee increase for 2013 season isn't possible because the season begins April 2013. Therefore, the 2013-15 biennium has a fee increase for only 1 year. It is hard to estimate if a fee increase would have an effect on license sales; therefore, the amount in 1A is calculated using the # of license sold in 2011 & 2010. Keeping in mind that deer licenses were low in 2011.

- 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.*

None anticipated.

- 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.*

None anticipated.

Name: Kim Molesworth
Agency: ND Game & Fish Dept
Telephone: 328-6605
Date Prepared: 01/14/2013

March 21, 2013

3/28/13
TD

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1130

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to amend and reenact section 20.1-03-17 of the North Dakota Century Code, relating to computerized issuance of game and fish licenses.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 20.1-03-17 of the North Dakota Century Code is amended and reenacted as follows:

20.1-03-17. Issuance of licenses - Who to issue - County auditor may appoint agents to receive service fees - Disposition of proceeds - Continuing appropriation.

All hunting, fur-bearer, fishing, and taxidermists' licenses must be issued by county auditors, the director, deputy director, and bonded game wardens. The county auditors, deputy director, and each bonded game warden shall send the director all license fees. For each license the county auditor issues, the county auditor shall collect the authorized charges and record them in the county auditor's record of cash received. Unless the county auditor and the board of county commissioners execute a written agreement providing for the disposition of compensation for the issuance of licenses, the county auditor is entitled to be reimbursed, as compensation, twenty-five cents for the issuance of each of the first one thousand resident hunting, fishing, or fur-bearer licenses issued each year and fifteen cents for the issuance of each resident hunting, fishing, or fur-bearer license issued in excess of the first one thousand licenses issued each year; one dollar for the issuance of each nonresident hunting or fur-bearer license; twenty-five cents for the issuance of each nonresident fishing license; and ten cents for the issuance of each nonresident general game license. The compensation due for the issuance of licenses is hereby appropriated as a standing and continuing appropriation from the game and fish fund for the purposes of this section. By March 1, 2015, each county auditor shall implement a computerized online licensing system approved by the department. The county auditor is responsible for any equipment, supplies, and technical support associated with selling licenses online.

The county auditor may appoint agents to distribute hunting and fishing licenses or stamps. A county auditor may not provide hunting or fishing licenses to agents located outside this state, but the director may provide licenses to agents located outside this state if there are no agents located a reasonable distance within this state where nonresidents may obtain licenses. The director and county auditor may require agents to show evidence of adequate financial security before the agents are appointed. Adequate financial security may be evidenced by a letter of credit, cash deposit, or bond. Agents may be bonded through the state bonding fund. The agents may charge purchasers a service fee of fifty cents for each license. Service fees may be retained by the agent. The agent shall return the remainder of the license fees to the county auditor for deposit with the county treasurer, or to the director if the agent is appointed by the director, at least once each month, and not later than three days after the close of the month. Notwithstanding section 26.1-21-11, if a claim against the state

bonding fund is not filed within sixty days of the expiration of the reporting period provided in this section, the claim is waived. Deposits are to be accompanied by a report showing the amounts received from the sale of each type of license, the amount retained, and the net amounts deposited. The county treasurer shall credit the fees so deposited to a separate account and shall hold the fees, subject to warrant for payment thereof drawn by the county auditor in favor of the director. The director shall deposit all license or stamp fees received with the state treasurer to be credited to the game and fish fund. By March 1, 2016, each agent appointed by a county auditor to distribute hunting and fishing licenses or stamps shall implement a computerized online licensing system approved by the department. The agent is responsible for any equipment, supplies, and technical support associated with selling licenses online."

Renumber accordingly

Date: 3-28-13
Roll Call Vote #: 1

2013 SENATE STANDING COMMITTEE
ROLL CALL VOTES ^{eng}
BILL/RESOLUTION NO. 1130

Senate Natural Resources Committee

Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken: Do Pass Do Not Pass Amended Adopt Amendment

Rerefer to Appropriations Reconsider 13.0453.03001

Motion Made By Laffen Seconded By Murphy

Senators	Yes	No	Senators	Yes	No
Senator Lyson			Senator Triplett		
Senator Burckhard			Senator Murphy		
Senator Hogue					
Senator Laffen					
Senator Unruh					

Total (Yes) _____ No _____

Absent _____

Floor Assignment _____

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

voice vote carried

Date: 3-28-13
 Roll Call Vote #: 2

2013 SENATE STANDING COMMITTEE
ROLL CALL VOTES
 BILL/RESOLUTION NO. ing 1130

Senate Natural Resources Committee

Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken: Do Pass Do Not Pass Amended Adopt Amendment

45 per Sen. Lyson March 29, 2013 →

Rerefer to Appropriations Reconsider

Motion Made By Laffen Seconded By Murphy

Senators	Yes	No	Senators	Yes	No
Senator Lyson	✓		Senator Triplett	✓	
Senator Burckhard	✓		Senator Murphy	✓	
Senator Hogue	✓				
Senator Laffen	✓				
Senator Unruh	✓				

Total (Yes) 7 No 0

Absent 0

Floor Assignment Laffen

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

REPORT OF STANDING COMMITTEE

HB 1130, as engrossed: Natural Resources Committee (Sen. Lyson, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1130 was placed on the Sixth order on the calendar.

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to amend and reenact section 20.1-03-17 of the North Dakota Century Code, relating to computerized issuance of game and fish licenses.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 20.1-03-17 of the North Dakota Century Code is amended and reenacted as follows:

20.1-03-17. Issuance of licenses - Who to issue - County auditor may appoint agents to receive service fees - Disposition of proceeds - Continuing appropriation.

All hunting, fur-bearer, fishing, and taxidermists' licenses must be issued by county auditors, the director, deputy director, and bonded game wardens. The county auditors, deputy director, and each bonded game warden shall send the director all license fees. For each license the county auditor issues, the county auditor shall collect the authorized charges and record them in the county auditor's record of cash received. Unless the county auditor and the board of county commissioners execute a written agreement providing for the disposition of compensation for the issuance of licenses, the county auditor is entitled to be reimbursed, as compensation, twenty-five cents for the issuance of each of the first one thousand resident hunting, fishing, or fur-bearer licenses issued each year and fifteen cents for the issuance of each resident hunting, fishing, or fur-bearer license issued in excess of the first one thousand licenses issued each year; one dollar for the issuance of each nonresident hunting or fur-bearer license; twenty-five cents for the issuance of each nonresident fishing license; and ten cents for the issuance of each nonresident general game license. The compensation due for the issuance of licenses is hereby appropriated as a standing and continuing appropriation from the game and fish fund for the purposes of this section. By March 1, 2015, each county auditor shall implement a computerized online licensing system approved by the department. The county auditor is responsible for any equipment, supplies, and technical support associated with selling licenses online.

The county auditor may appoint agents to distribute hunting and fishing licenses or stamps. A county auditor may not provide hunting or fishing licenses to agents located outside this state, but the director may provide licenses to agents located outside this state if there are no agents located a reasonable distance within this state where nonresidents may obtain licenses. The director and county auditor may require agents to show evidence of adequate financial security before the agents are appointed. Adequate financial security may be evidenced by a letter of credit, cash deposit, or bond. Agents may be bonded through the state bonding fund. The agents may charge purchasers a service fee of fifty cents for each license. Service fees may be retained by the agent. The agent shall return the remainder of the license fees to the county auditor for deposit with the county treasurer, or to the director if the agent is appointed by the director, at least once each month, and not later than three days after the close of the month. Notwithstanding section 26.1-21-11, if a claim against the state bonding fund is not filed within sixty days of the expiration of the reporting period provided in this section, the claim is waived. Deposits are to be accompanied by a report showing the amounts received from the sale of each type of license, the amount retained, and the net amounts deposited. The county treasurer shall credit the fees so deposited to a separate account and shall hold the fees, subject to warrant for payment thereof drawn by the county auditor in favor of the director. The director shall deposit all license or stamp fees

received with the state treasurer to be credited to the game and fish fund. By March 1, 2016, each agent appointed by a county auditor to distribute hunting and fishing licenses or stamps shall implement a computerized online licensing system approved by the department. The agent is responsible for any equipment, supplies, and technical support associated with selling licenses online."

Renumber accordingly

2013 SENATE APPROPRIATIONS

HB 1130

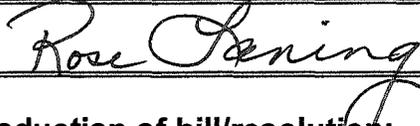
2013 SENATE STANDING COMMITTEE MINUTES

Senate Appropriations Committee Harvest Room, State Capitol

HB 1130
April 3, 2013
Job # 20823

Conference Committee

Committee Clerk Signature



Explanation or reason for introduction of bill/resolution:

A BILL for an Act to amend and reenact section 20.1-03-17 of the North Dakota Century Code, relating to computerized issuance of game and fish licenses.

Minutes:

Legislative Council - Becky J. Keller
OMB - Joe Morrissette

Chairman Holmberg opened the hearing on HB 1130 and said the bill was amended yesterday with a \$2.3M price tag - fiscal impact. The bill was amended and a new fiscal note came out today stating there is no fiscal impact, but because we have the bill, we will open the hearing. The fiscal note just came 5 minutes ago.

Kim Molesworth, Chief of Administrative Services, North Dakota Game and Fish

The fiscal note I submitted yesterday does have a decrease of expenditures of \$171,400.

Chairman Holmberg: This coming biennium, if we pass this bill, it has no impact on the budget which means technically, we should not have had the bill and should not had to have a hearing on it, but since we have it, it's quicker to have a quick hearing and send it back up to the floor to have the other committee carry the bill. If you read the new fiscal note that you received, it says,

" The bill amendment relates to requiring county auditors and vendors to implement a computerized online licensing system approved by the dept. for the issuance of hunting and fishing licenses or stamps."

There is no fiscal impact on revenue. It "eliminates the issuance of paper licenses by counties and vendors which will reduce the expenses of the game and fish department."

That's what the bill says.

Senator Mathern: In other departments, when we go from paper to web or electronic method, there are all kinds of costs, but not with this department.

Senate Appropriations Committee
HB 1130
April 3, 2013
Page 2

**Senator Mathern moved Do Pass on HB 1130.
Senator Carlisle seconded the motion.**

A roll call vote was taken. Yea: 13 Nay: 0 Absent: 0

The bill goes back to the Natural Resources Committee and Senator Laffen will carry the bill on the floor.

FISCAL NOTE
Requested by Legislative Council
03/29/2013

Amendment to: HB 1130

- 1 A. **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.*

	2011-2013 Biennium		2013-2015 Biennium		2015-2017 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues				\$0		\$0
Expenditures				\$0		\$(171,400)
Appropriations				\$0		\$(171,400)

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

	2011-2013 Biennium	2013-2015 Biennium	2015-2017 Biennium
Counties			
Cities			
School Districts			
Townships			

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

The bill amendment relates to requiring county auditors and vendors to implement a computerized online licensing system approved by the dept. for the issuance of hunting and fishing licenses or stamps.

- 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.*

The implementation of requiring county auditors and vendors to issue game and fish hunting and fishing licenses or stamps via a computerized online licensing system will decrease the department's expenditures since it is cheaper to issue licenses on-line vs paper. There is no fiscal impact on revenue.

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.*

None 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.*

This bill will eliminate the issuance of paper licenses by counties and vendors which will reduce the expenses of the game and fish department. Based on the cost of selling licenses, the approximate cost for issuing an on-line license is .54 cents and a paper license is \$1.22. We save approximately .68 per license issuing on-line vs. paper. In 2010, the counties/vendors sold 276,678 paper licenses ($276,678 \times .68 = \$188,141$). In 2011 the counties/vendors sold 227,381 paper licenses ($227,381 \times .68 = \$154,619$). The savings for a biennium is approx. \$342,000. Due to the staggered effective dates in the bill, the department won't realize the full biennial savings until 2017-2019. For 2013-2015, a minimal savings will be noticed since the change will only affect the license season beginning April 1, 2015 through June 30, 2015. We do not have an estimate for this period because we do not know how many paper licenses will be eliminated during that time. For 2015-2017, vendors only have to be on-line by the 2nd year. Our best estimate of the savings is \$171,400. This amount could be more if the vendors go on-line sooner.

- 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.*

This bill will reduce expenditures in the operating line. For 2013-15 it will have a minimal decrease which would only affect 3 months of the biennium; the decrease is anticipated to be insignificant. For 2015-17, the reduction in appropriation will be reflected in that budget request.

Name: Kim Molesworth

Agency: ND Game & Fish Dept

Telephone: 328-6605

Date Prepared: 04/01/2013

FISCAL NOTE
Requested by Legislative Council
02/05/2013

Amendment to: HB 1130

- 1 A. **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.*

	2011-2013 Biennium		2013-2015 Biennium		2015-2017 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues				\$3,615,000		\$7,230,000
Expenditures				\$0		\$0
Appropriations				\$0		\$0

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

	2011-2013 Biennium	2013-2015 Biennium	2015-2017 Biennium
Counties			
Cities			
School Districts			
Townships			

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

The bill amendment increases hunting & fishing license fees and boat registration fees.

- 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.*

A license fee increase is needed since our operating fund balance has been decreasing each year to an all time projected low of \$15M as of 6/30/15. Per NDCC 20.1-02-16.1, our fund balance may not go below \$15M without budget section approval. We are a special funds agency and do not receive general funds.

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.*

Fee increases are being projected for 2014 hunting season since a fee increase for 2013 season isn't possible because the season begins April 2013. Therefore, the 2013-15 biennium has a fee increase for only 1 year. It is hard to estimate if a fee increase would have an effect on license sales; therefore, the amount in 1A is calculated using the # of license sold in 2011 & 2010. Keeping in mind that deer licenses were low in 2011.

- 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.*

None anticipated.

- 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.*

None anticipated.

Name: Kim Molesworth
Agency: ND Game & Fish Dept
Telephone: 328-6605
Date Prepared: 02/05/2013

FISCAL NOTE
Requested by Legislative Council
01/28/2013

Amendment to: HB 1130

- 1 A. **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.*

	2011-2013 Biennium		2013-2015 Biennium		2015-2017 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues				\$3,600,000		\$7,200,000
Expenditures				\$0		\$0
Appropriations				\$0		\$0

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

	2011-2013 Biennium	2013-2015 Biennium	2015-2017 Biennium
Counties			
Cities			
School Districts			
Townships			

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

The bill amendment increases hunting & fishing license fees and boat registration fees.

- 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.*

A license fee increase is needed since our operating fund balance has been decreasing each year to an all time projected low of \$15M as of 6/30/15. Per NDCC 20.1-02-16.1, our fund balance may not go below \$15M without budget section approval. We are a special funds agency and do not receive general funds.

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.*

Fee increases are being projected for 2014 hunting season since a fee increase for 2013 season isn't possible because the season begins April 2013. Therefore, the 2013-15 biennium has a fee increase for only 1 year. It is hard to estimate if a fee increase would have an effect on license sales; therefore, the amount in 1A is calculated using the # of license sold in 2011 & 2010. Keeping in mind that deer licenses were low in 2011.

- 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.*

None anticipated.

- 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.*

None anticipated.

Name: Kim Molesworth
Agency: ND Game & Fish Dept
Telephone: 328-6605
Date Prepared: 01/29/2013

FISCAL NOTE
Requested by Legislative Council
01/09/2013

Revised
 Bill/Resolution No.: HB 1130

- 1 A. **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.*

	2011-2013 Biennium		2013-2015 Biennium		2015-2017 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues				\$2,300,000		\$4,600,000
Expenditures				\$0		\$0
Appropriations				\$0		\$0

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

	2011-2013 Biennium	2013-2015 Biennium	2015-2017 Biennium
Counties			
Cities			
School Districts			
Townships			

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

The bill amendment increases hunting license fees. Fishing and boat registration fees were not amended.

- 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.*

A license fee increase is needed since our operating fund balance has been decreasing each year to an all time projected low of \$15M as of 6/30/15. Per NDCC 20.1-02-16.1, our fund balance may not go below \$15M without budget section approval. We are a special funds agency and do not receive general funds.

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.*

Fee increases are being projected for 2014 hunting season since a fee increase for 2013 season isn't possible because the season begins April 2013. Therefore, the 2013-15 biennium has a fee increase for only 1 year. It is hard to estimate if a fee increase would have an effect on license sales; therefore, the amount in 1A is calculated using the # of license sold in 2011 & 2010. Keeping in mind that deer licenses were low in 2011.

- 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.*

None anticipated.

- 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.*

None anticipated.

Name: Kim Molesworth
Agency: ND Game & Fish Dept
Telephone: 328-6605
Date Prepared: 01/14/2013

Date: 4-3-13

Roll Call Vote # 1

2013 SENATE STANDING COMMITTEE
ROLL CALL VOTES

BILL/RESOLUTION NO. 1130

Senate Appropriations Committee

Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken Adopt Amendment Do Pass
 Do Pass as Amended Do Not Pass

Motion Made By Mather Seconded By Carlisle

Senators	Yes	No	Senator	Yes	No
Chairman Ray Holmberg	✓		Senator Tim Mather	✓	
Co-Vice Chairman Bill Bowman	✓		Senator David O'Connell	✓	
Co-Vice Chair Tony Grindberg	✓		Senator Larry Robinson	✓	
Senator Ralph Kilzer	✓		Senator John Warner	✓	
Senator Karen Krebsbach	✓				
Senator Robert Erbele	✓				
Senator Terry Wanzek	✓				
Senator Ron Carlisle	✓				
Senator Gary Lee	✓				

Total (Yes) 13 No 0

Absent 0

Floor Assignment Nat Res. Saffer

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

REPORT OF STANDING COMMITTEE

HB 1130, as engrossed and amended: Appropriations Committee (Sen. Holmberg, Chairman) recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1130, as amended, was placed on the Fourteenth order on the calendar.

2013 TESTIMONY

HB 1130

PROPOSED AMENDMENT TO HOUSE BILL 1130

- ✓ Page 1, line 23, replace "ten" with "sixteen"
- ✓ Page 1, line 24, after "over" insert ", the license fee is five dollars"
- ✓ Page 2, line 2, replace "thirty-five" with "forty-five"
- Page 2, remove line 2
- Page 2, line 3, replace "9." with "8."
- Page 2, line 3, replace "fourteen" with "twenty-two"
- Page 2, line 4, replace "10." with "9."
- Page 2, line 5, replace "11." with "10."
- Page 2, line 6, replace "12." with "11."
- Page 2, line 7, replace "13." with "12."
- Page 2, line 11, replace "14." with "13."
- Page 2, line 13, replace "15." with "14."
- Page 2, line 15, replace "16." with "15."
- Page 2, line 16, replace "17." with "16."
- Page 2, line 20, replace "18." with "17."
- Page 2, line 22, replace "19." with "18."
- Page 2, line 24, replace "twelve" with "eighteen"
- Page 2, line 25, replace "twenty-four" with "thirty-six"
- Page 2, line 27, replace "thirty-three" with "forty-five"
- Page 2, line 28, replace "20." with "19."
- Page 3, line 11, replace "21." with "20."
- Page 3, line 14, replace "22." with "21."
- Page 3, line 14, replace "three" with "ten"

Page 3, line 15, replace "23." with "22."

Page 3, line 15, replace "seven" with "twenty-five"

Page 3, line 15, remove "and fifty cents"

Page 3, line 16, replace "24." with "23."

Page 3, line 18, replace "25." with "24."

Page 3, line 20, replace "26." with "25."

Page 3, line 21, replace "27." with "26."

Page 3, line 22, replace "28." with "27."

Page 3, line 23, replace "29." with "28."

Page 3, line 24, replace "30." with "29."

Page 3, line 25, replace "31." with "30."

Page 3, line 27, replace "32." with "31."

Page 3, line 28, replace "33." with "32."

Page 3, line 28, replace "forty-five" with "sixty"

Page 3, line 29, replace "34." with "33."

Page 3, line 29, replace "fifteen" with "twenty"

Page 3, line 30, replace "35." with "34."

Page 4, line 1, replace "36." with "35."

Page 4, line 2, replace "37." with "36."

Page 4, line 4, replace "38." with "37."

Page 4, line 5, replace "39." with "38."

Page 4, line 6, replace "40." with "39."

Page 4, line 7, replace "41." with "40."

Page 4, line 8, replace "42." with "41."

Page 4, line 9, replace "43." with "42."

Page 4, line 11, replace "44." with "43."

Page 4, line 13, replace "45." with "44."

Page 4, line 14, replace "46." with "45."

Page 4, line 15, replace "47." with "46."

Page 4, line 16, replace "48." with "47."

Page 4, line 19, replace "49." with "48."

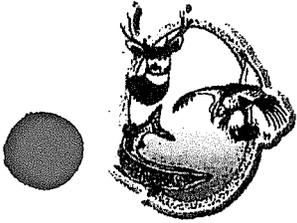
Page 4, line 20, replace "50." with "49."

Page 4, line 21, replace "51." with "50."

Page 4, line 23, replace "52." with "51."

Page 4, line 19, replace "twenty-five" with "thirty"

Renumber accordingly



House Energy and Natural Resources Committee

Testimony on HB 1130

Terry Steinwand, Director

North Dakota Game and Fish Department

January 18, 2013

Chairman Porter and members of the House Energy and Natural Resources committee, my name is Terry Steinwand, Director of the North Dakota Game and Fish Department and I am testifying in support of HB 1130.

We are a special fund agency and as such we don't receive any general fund monies. Instead, 44% of our revenue comes from federal excise taxes on hunting and fishing equipment, while the remaining primary source of our revenue is generated by license sales for hunting, fishing and boating. By state law, the department is required to maintain a \$15 million ending fund balance. Attached to my testimony is a graph showing the fund balance (and projected fund balance) since 1991.

In recent biennium's, the department had sufficient funding in reserve to carry us through. Many factors have contributed to the increased cost of day to day operations in the department. The most obvious is simply inflationary costs. A major fact is that, in 1999, a goal of 1 million acres of land was set to improve public access and hunting, which is the popular Private Land Open to Sportsmen Program. This is over a \$4 million a year program. In order to achieve the 1 million acre goal the we had to spend into our reserve fund to partially fund and sustain the program. The revenue to the department didn't increase in proportion to the cost of the program.

North Dakota sportsmen and women have been enjoying good hunting and fishing opportunities for the last 20 plus years. Much of this has been due to over 3 million acres of land that had been enrolled in the Conservation Reserve Program, and many more wet years than dry ones. We can't predict the weather patterns but we do know and have already seen a dramatic loss of CRP acres. Sportsmen, in casual contact with department employees, and during scheduled Advisory Board meetings throughout the state have indicated that they want the department to come up with programs and new ideas that will try to negate or soften the loss of habitat. Since the vast majority of ND land is in the hands of private landowners who are enjoying historically high commodity prices, the cost to the department has definitely grown and will going to grow.

Our license sales and fees have not kept up with inflation. Our most recent license increase was 7 years ago and the oldest increase for 3 license types was 32 years ago. I've attached a history of license fee increases for hunting and fishing for your information. We have not kept pace with the states around us and have become the bargain basement place to hunt and fish for nonresidents. This is one of the prevalent complaints we hear from resident sportsmen; that we welcome with open arms nonresidents with our fee structure but other states protect their resident sportsmen.

We don't know what is going to happen with the federal budget but there would appear to be many indicators that we will be receiving less federal funding in the years to come. The Department is being asked continually to contribute more to the operation of the two Federal Hatcheries in the state that we partner with. We still don't have a Farm Bill so don't know where and how much the CRP program is going to be affected. There could be new provisions of the bill that will have an effect on our budget.

We are managing more fishing waters today than in history and management decisions need to be based on biological information. Monitoring for aquatic nuisance species (ANS) will be more important. The demand for development infrastructure in the form of boat ramps, docks, piers, etc. is growing and the cost of providing these is increasing. While we partner with the State Water Commission on dam repair projects, these have become extremely expensive and given that one-third of our current fishing waters are those behind dams it's important these are addressed.

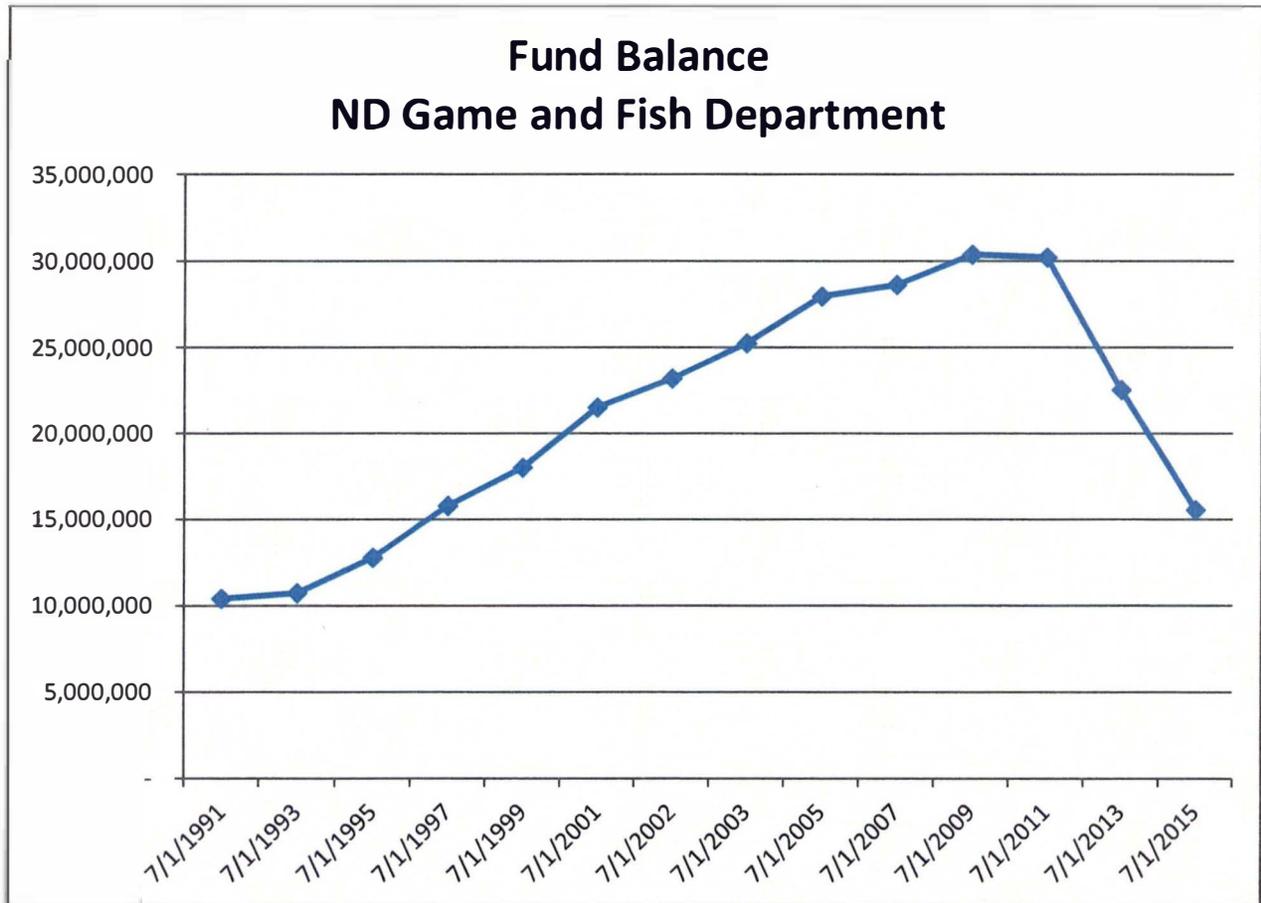
With the changing landscape in North Dakota's population demographics and increased population, many challenges have been presented to North Dakota's peace officers and our wardens are no exception. They are an integral part of our everyday operation and their budget consists of 88% license funds.

Our experience at the department is that our clientele are asking for more not less. Coupled with the message that we received at all of our Advisory Board Meetings across the state we respectfully ask for a DO PASS on HB 1130.

Fund balance projections:

	<u>6/30/13</u>	<u>6/30/15</u>
Fund Balance	\$23,941,130	\$15,556,026

Per NDCC 20.1-02-16.1, the fund balance shall not be reduced below \$15M unless authorized by the budget section.



ND Hunting License History

General Game License – In 1981 this general license was increased from \$1 to \$3.

Resident Small Game License – In 1981 this was increased from \$5 to \$6.

Habitat Stamp- In 2004 this license was changed from \$5 to \$10. This fee is used for the Private Lands Program.

Resident Furbearer license increased from \$5 to \$7 in 1981

Resident Wild Turkey license increased from \$5 to \$8 in 1993

Resident swan license created in 1991 cost \$5

Resident and nonresident sandhill crane license created in 1991 costing \$5

Resident Combo license increased from \$27 to \$32 in 2003. This was related to the \$5 increase in the Habitat Stamp.

Resident big game – In 1981 changed from \$10 to \$18

In 1993 changed from \$18 to \$20

In 1993 the \$10 resident youth big game license was established

In 1986 the \$3 application fee for elk, moose and bighorn was created

Nonresident big game – 2003 increased from \$155 to \$200

2003 \$50 license created – for remaining deer tags

Nonresident small game and waterfowl – 2003 the small game and waterfowl licenses were split and the fee for each changed to \$85. In 2005 the \$125 statewide waterfowl license was created.

Nonresident furbearer and nongame license costing \$25 was created in 1989.

Nonresident swan license increased from \$20 to \$25 in 1993

ND Fishing License History

1993 Resident senior citizen and disability fishing licenses increased from \$2 to \$3

1996 Resident fishing license increased from \$9 to \$10

Resident husband/wife license increased from \$13 to \$14

2004 Nonresident fishing license fee increased from \$25 to \$35

Nonresident short-term 7 day license increased from \$15 to \$20

Nonresident husband/wife license increased from \$35 to \$45

Nonresident 3 day license increased from \$10 to \$15

2006 Nonresident 10 day license created - \$25

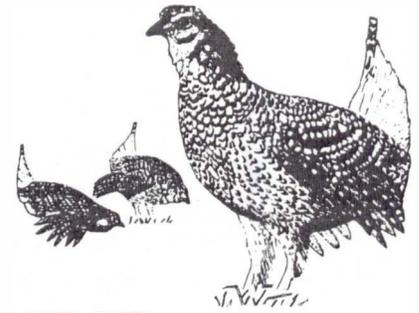
The 7 day license was eliminated.



North Dakota Chapter

THE WILDLIFE SOCIETY

P.O. BOX 1442 • BISMARCK, ND 58502



**TESTIMONY OF MICHAEL R. McENROE
NORTH DAKOTA CHAPTER, THE WILDLIFE SOCIETY
HOUSE BILL 1130
HOUSE ENERGY AND NATURAL RESOURCES
COMMITTEE
JANUARY 18, 2013**

Chairman Porter and members of Committee:

My name is Mike McEnroe and I am representing the North Dakota Chapter of The Wildlife Society, a professional organization representing over 350 wildlife biologists, land managers, law enforcement officers, university professors and researchers in the natural resource field. I am here today to support House Bill 1130 as introduced and with the proposed amendments.

Sportsmen and women across the State at the winter Advisory Board meetings have given strong support for license fee increases to support the Game and Fish Department. Hunters and fishermen in the State are willing to pay more in license fees to support habitat programs, fish and wildlife management on both private and public lands, and game law enforcement efforts.

Specifically, we see the increased license fees supporting four additional game wardens, three located in the western portion of the State and one in the east. I have attached a recent article from Dakota Country magazine that describes the wildlife law enforcement problems in western North Dakota; un-authorized camping and garbage and waste disposal on Wildlife Management Areas, increased poaching and vandalism, increased public use by an increasing population, and the misrepresentation on purchasing resident hunting and fishing licenses.

License fee increases for fishing and boat registration would support the Department's work on 390 lakes now managed for sport fishing, up from about 180 several years ago. In addition, the impacts of the 2011 flood on the Missouri River, Lake Sakakwea and Lake Oahe are just being determined. The federal government's budget problems threaten the two federal hatcheries in North Dakota. The Game and Fish Department has a unique partnership with the U. S. Fish and Wildlife Service and currently covers about half the management costs at the Garrison Dam hatchery. Depending on federal budgets, the Department may have to pick up the slack or in a worse case, take over the two hatcheries.

Funds from the proposed license fee increases should be used to support three additional staff for the Department to work on oil and gas issues. The State Land Board has directed the Game and Fish Department to review and provide recommendations on all leases for oil development on State Trust Lands (School Lands). The Department has developed Geographic Information System (GIS) maps for important wildlife species in oil country (mule deer, pronghorn, bighorn sheep, elk, sage grouse, eagles, and terns and plovers), in order to assist oil companies in avoiding and minimizing impacts. The Department has developed a set of Recommended Management Practices (RMPs), again to assist the oil industry in minimizing and avoiding impacts from oil development on private land, which make up 90 percent of the new wells. All these efforts are having positive results, and the oil companies are requesting Department staff for assistance in planning oil development. Current staffing plans did not anticipate this oil and gas workload.

Lastly, the Private Lands Open to Sportsmen (PLOTS) program has declined from over 1.1 million acres three years ago to 836,000 acres this past fall. Declining Conservation Reserve Program (CRP) acreages, high commodity prices and cash rents, and a growing agricultural economy have all contributed to the decline in the acreage and quality of the PLOTS tracts. Increased funding through an increase in the Habitat stamp would provide higher rent payments for landowners enrolling in the popular and highly successful PLOTS program.

There have been no meaningful increases in hunting and Fishing licenses since the 1980s. The cost for a small game, general hunting license and habitat stamp is currently \$ 19 for over four months of upland game hunting. Most boxes of shotgun shells cost more than that. A deer license has been \$ 20 since 1983. You cannot buy a box of rifle shells for less than \$ 20. A fishing license costs \$10; that's the cost of a scoop of minnows and two gallons of gas.

Thank you and I will answer any questions.



by Patricia Stockdill

Wildlife Enforcement in the **OIL PATCH**

Up until a few years ago, North Dakota Game and Fish Department game warden **Brent Schwan**, Watford City, recognized many of the vehicles whose owners were hunting and fishing in his district. But lately, not only does he not recognize vehicles or their owners, he's spending extensive time not watching and checking hunters and anglers, but on Game and Fish Department Wildlife Management Areas policing the influx of people using

and abusing the state's natural resources.

"It's been as frustrating of a spring as I've ever had," he admitted, "There's been significant damage to the WMAs."

The users and abusers aren't hunters and anglers, the user group for whom WMAs are generally intended, and the user group paying for their development, enhancement and policing, Schwan explained.

For years, hunters and anglers enjoyed free camping on WMAs

and could stay up to 10 days. While that's still the case on many WMAs across North Dakota, several in western and west-central North Dakota now have camping restrictions or are closed to all overnight camping.

It's an attempt to reduce a burgeoning amount of garbage strewn and dumped throughout the WMAs, Schwan said, and to crack down on extensive off-trail abuse of Lake Sakakawea shoreline and uplands. People are "mudding", Schwan described,

Western North Dakota is large country, and tracking poachers with no addresses is an expanding problem for wardens

the Oil Patch can be delayed in getting to a scene, game warden **Mike Raasakka** described, with heavy traffic on paved roads and state highways and township and county gravel roads in pathetic travel conditions.

Raasakka is stationed in Stanley, whose local Cenex station is emblazoned with the words "Bakken Central" at its entrance. The station, like many others in Raasakka's district, quit selling hunting and fishing licenses because clerks are too busy.

Statewide, North Dakota is experiencing increasing resident and nonresident licensing violations, Hoenke said, a combination of people not buying licenses or not understanding North Dakota's residency licensing requirements. Some people mistakenly think a resident fishing license from their home state is legal in North Dakota, Hoenke said. Other times, people don't remember to buy a license or are willing to simply take their chances they won't be caught. Sometimes vendors inadvertently give misinformation regarding residency requirements. However, it's the license buyer's responsibility, not a vendor's, Raasakka said.

The Game and Fish Department has an educational program to help license buyers and vendors address residency questions.

In addition, people aren't reading North Dakota's fishing and hunting regulations, Hoenke said, and mistakenly think the state's regulations are the same as their home state.

Many people coming to work in the Oil Patch don't have boats, Raasakka described, so small lakes in his district are experiencing an influx of users. For example, Raasakka checked anglers at tiny White Earth Dam one day, a lake that used to be considered busy if a couple of people were casting from shore.

"There were 25 people there that afternoon," he said.

Overall, the influx of people and activity in the Oil Patch extends to an influx of wildlife enforcement activity.

"The more volume of people you have, the more problems you have," Hoenke concluded. •

Enforcement problems in the oil patch by Patricia Stockdill

With 28 field wardens, four field supervisors, two wildlife enforcement investigators and one chief warden, North Dakota has one of the nation's smallest wildlife enforcement staffs, ND Game and Fish chief warden Bob Timian said.

Despite growing human populations and corresponding growth in wildlife-related enforcement issues, western North Dakota doesn't top the state when it comes to the number of wildlife violations and enforcement issues.

"Where do we have the most calls? Where the most people live," Timian said. "In just the volume of calls and field checks, dividing (the state) into regions, the southeast (Fargo, Bismarck and their surrounding areas) has the largest number of cases," he said.

However, based on 2008 through 2011 tracking of the number wildlife-related incidents and activities or calls involving a warden's response, "We have seen some slight trending up in certain cases (in western North Dakota)," Timian added. "As the population size increases, calls for service for wardens and violations will increase."

The big unknown is if increased warden demands translate into increased numbers of wardens in western North Dakota. Perhaps a bigger question, "Do we need more staff in the field?" Timian said, "is how do we get them out there, how do we get them to stay?"

Like many western businesses and government agencies, employees are leaving jobs for more lucrative employment in the Oil Patch. However, employers face more than the question of finding staff. The staff they find must have a place to live and wages competitive enough to handle increased living costs.

"We're not unique. Every state agency has been hit," Timian said. •



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Moose poaching among expansion problems in western, ND

by Patricia Stockdill

Once again, North Dakota's moose seem to be an easy target for poachers.

North Dakota Game and Fish Department game wardens **Jim Burud** and **Alan Howard** cracked a November 2011 moose-poaching case near Plaza. While moose still garner the attention of the state's resident poachers, Burud said their novelty seems to lend them as easy targets for people moving into North Dakota from areas where moose don't exist.

Dusty Clem, whose last known address was Plaza, is charged with five counts in the moose-poaching incident. Mountrail County State's Attorney **Wade Enget** said charges include three Class A misdemeanors: illegal taking of a big game animal (moose), illegal possession of a big game animal, (white-tailed deer) and illegally transporting a big game animal (moose). In addition, Clem faces two Class B misdemeanors, illegal hunting of a big game animal out-of-season and concealment of a big game animal. Both charges involve the poached moose.

Clem is awaiting his initial court appearance where he will enter a plea.

A second suspect, **William Gilpin**, whose last known address was Makoti, was charged April 24, 2012 with six counts. Four relate to the moose incident: Hunting without resident big game license, illegal taking of big game animal, aiding in concealing big game and illegally transporting a big game animal. Two charges relate to the deer incident -- failure to tag big game and hunting in wrong unit.

While big game poaching tends to generate negative reactions among the public, Enget said people often are especially angry when cases involve moose. People enjoy seeing moose, he said. Even though they're becoming more commonplace across North Dakota's prairie, their presence still generates interest among people as they talk about where they've been observed or if they're still in a particular area, he added.

Burud agreed that most of his poaching cases involve deer, yet as moose numbers increase the number of moose poaching cases tends to increase, as well. The public helped with the moose incident by reporting it through the RAP (Report All Poachers) system, a simple, no-names-asked telephone number, (800) 472-2121. •



John Arman



ULTIMATE
OUTDOOR ADVENTURES

TV



Kurt Schirach

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NORTH DAKOTA

KNDX-TV & KXND-TV

Saturdays

5:00 P.M. CST

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NORTH DAKOTA

KVRR, KJRR,

KBRR & KNRR

Saturdays

6:30 P.M. CST

Local Fox TV Station



Jason Wright



North Dakota Sportfishing Congress Testimony

Jan 18, 2013

HB 1130

Mr. Chairman and members of the committee:

My name is Duaine Ash and I am speaking on behalf of the North Dakota Sportfishing Congress, an organization of fishing clubs from around our great state of North Dakota. Our organization represents fifteen clubs and several hundred individual members.

We polled our clubs and members to get their responses on increasing license fees for both fishing and boat registration. All the responses said to increase both the resident and nonresident licenses from double the current price to only as much as they need to meet their needs. We have not had a fishing license price increase for the past twenty years and even with these proposed increases, North Dakota licenses would still be far cheaper than surrounding states (see attachment). With a price increase it will enhance the 'value' of fishing and it will assist with department in maintaining North Dakota's first class fishery.

In 1988, there were 168 fishing water bodies in North Dakota; today there are 400. Secured long term funding will ensure the following will be adequately addressed:

The professional management of the lakes are getting more and more difficult as the number of lakes to survey have increased substantially. In addition, these lakes need to be checked for aquatic nuisance species (ANS) as this is a new requirement.

Currently we exceed 60,000 boats registered in North Dakota, the demand for boat ramps and other development infrastructure work exceeds the funding to meet these needs and it is anticipated this disparity will grow in the immediate future. With the increased numbers of lakes so too are the number of boats that want to fish these lakes. With the number of boat ramps increasing and with the booming economy comes the increased costs of concrete, rocks for riprap, steel and docks material it is difficult to meet the costs.

135 of today's fishing lakes in North Dakota were created from dam construction. Over time, many of these dams will require expensive maintenance if funding is not increased the ND Game & Fish will not have the money to partner with other entities on these projects.

North Dakota is one of very few states that does not have a 'state' fish hatchery; rather, there are two federal hatcheries which we are thankful for as they are two of the most productive hatcheries in the nation. Although the ND Game & Fish provides more than half of the costs to support the fish hatchery the unfortunate reality is federal priorities continue to shift away from recreational fisheries. As a result, it is highly likely that the State of North Dakota will need to contribute most if not all the costs to support fish production in the future.

The North Dakota Sportfishing Congress supports fishing license increases and thus this bill.

A handwritten signature in black ink, appearing to read "D. [unclear]". The signature is written in a cursive style with a large, sweeping initial letter.

Resident Fishing License Price Comparisons (2012)

	<i>Annual</i>	<i>Hus/Wife</i>	<i>Combo</i>	<i>age 12-14</i>	<i>age 14-18</i>	<i>7-day</i>	<i>3-day</i>	<i>2-day</i>	<i>1-day</i>	<i>Senior</i>
North Dakota (16)	\$10.0	\$14.0	\$32.0							\$3
(HB 1130)	\$16	\$22	\$38							\$5
Montana ^a (15)	\$26.0			\$8.0	\$16.0			\$13.0		\$8
South Dakota (16)	\$27.0		\$49.0						\$9.0	\$12
Minnesota ^b (16)	\$17.0	\$25.0	\$39.0						\$10.0	
Wisconsin ^b (15)	\$20.0	\$31.0	\$60.0		\$7.0				\$8.0	\$7
Iowa (16)	\$19.0					\$13.5			\$9.5	
Nebraska (16)	\$28.5		\$40.0				\$22.5		\$7.5	\$5
Wyoming (14)	\$24.0				\$3.0				\$9.5	
<i>Three State Neighbor Avg</i>	<i>\$23.3</i>	<i>\$25.0</i>	<i>\$44.0</i>	<i>\$8.0</i>	<i>\$16.0</i>			<i>\$13.0</i>	<i>\$9.5</i>	<i>\$10</i>
<i>Seven State Average</i>	<i>\$23.1</i>	<i>\$28.0</i>	<i>\$47.0</i>	<i>\$8.0</i>	<i>\$8.7</i>	<i>\$13.5</i>	<i>\$22.5</i>	<i>\$13.0</i>	<i>\$8.9</i>	<i>\$8</i>
() above indicates age when no longer considered youth										
^a - MT - includes conservation fees which are required; an additional \$5 fee is required for warmwater fisheries (statewide)										
^b - MN and WI - also addt licenses for ice shelters, dh spear houses, trout stamps that are not included										
North Dakota (16)	\$10	\$14	\$32							\$3
	\$16	\$22	\$38							\$5
<i>Three State Neighbor Avg</i>	<i>\$23</i>	<i>\$25</i>	<i>\$44</i>							<i>\$10</i>
<i>Seven State Average</i>	<i>\$23</i>	<i>\$28</i>	<i>\$47</i>							<i>\$8</i>

#1

Non-resident Fishing License Price Comparisons (2012)

	Annual	Hus/Wife	15-day	10-day	7-day	4-day	3-day	2-day	1-day	Youth
North Dakota (16)	\$35.0	\$45.0		\$25.0			\$15.0			
(HB 1130)	\$45	\$60		\$30			\$20			
Montana ^a (15)	\$70.0			\$53.5				\$25.0		
South Dakota (16)	\$62.0	\$62.0					\$34.0		\$16.0	
Minnesota ^b (16)	\$40.0	\$53.0			\$30.0		\$24.0		\$10.0	\$18.0
Wisconsin ^b (16)	\$50.0	\$65.0	\$28.0			\$24.0				
Iowa (16)	\$41.0				\$32.0		\$17.5		\$10.5	
Nebraska (16)	\$60.5						\$27.5		\$9.5	
Wyoming (14)	\$92.0								\$14.0	\$15.0
<i>Three State Neighbor Avg</i>	<i>\$57.3</i>	<i>\$57.5</i>		<i>\$53.5</i>	<i>\$30.0</i>		<i>\$29.0</i>	<i>\$25.0</i>	<i>\$13.0</i>	<i>\$18.0</i>
<i>Seven State Average</i>	<i>\$59.4</i>	<i>\$60.0</i>	<i>\$28.0</i>	<i>\$53.5</i>	<i>\$31.0</i>	<i>\$24.0</i>	<i>\$25.8</i>	<i>\$25.0</i>	<i>\$12.0</i>	<i>\$16.5</i>
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^a - MT - includes conservation fees which are required; an additional \$5 fee is required for warmwater fisheries (statewide)										
^b - MN and WI - also has addt licenses for ice shelters, dh spear houses, trout stamps are not included										
North Dakota (16)	\$35	\$45		\$25			\$15			
	\$45	\$60		\$30			\$20			
<i>Three State Neighbor Avg</i>	<i>\$57</i>	<i>\$58</i>		<i>\$54</i>			<i>\$29</i>			
<i>Seven State Average</i>	<i>\$59</i>	<i>\$60</i>		<i>\$54</i>			<i>\$26</i>			

Regional Hunting Licenses

State/Province	ND	HB1130	MN	WI	IA	NE	SD	WY	MT	SAK	MAN	AVG
Resident Combination	32	38				40						52
Res Small Game	6	10	19**	18**	19**	14						17
Res Deer Gun	20	25	26	24	28.50	30						28
Res Deer Gun Youth	10	11	13	20	28.50	6						15
Res Deer Bow	20	25	26	24	28.50							
Res Deer Bow Youth	10	11	13	20								
Res Pronghorn Gun	20	25				35	35	33*	19			
Res Pronghorn Youth	10	11						15*				
Res Pronghorn Bow	20	25					35					
Res Pronghorn Bow Youth	10	11										
Res Elk*	20	25	10*			159	305	52*	20	32.38	52	81
Res Moose*	20	25	310*					112*	130*	32.38	52	109
Res Bighorn*	20	25						117*	130*			
Res Turkey	8	10	23	15*	24.50	24	20	16	6.50	23	17	
Res Furbearer	7	10	20	20**	22.50	16	27	44	20	30		31
Res General Game & Habitat	13				13	20				10		
Res Crane	5		3						5			
Res Swan	5	10							5			
Res Deer Muzzleloader	20	25	26		28.50							
Non Res Small Game	85	94	84.50	85**	112.50	81	114	72	110	113.83	155	102
Non Res Zoned Waterfowl	85	94										
Non Res State Wfowl	140		7.50		10				50			
Non Res Crane	5	10	3						5			
Non Res White T Deer Bow	200	220	140									

#2

#3



Senate Natural Resources Committee

Testimony on HB 1130

Terry Steinwand, Director

North Dakota Game and Fish Department

March 8, 2013

Chairman Lyson and members of the Senate Natural Resources committee, my name is Terry Steinwand, Director of the North Dakota Game and Fish Department and I am testifying in support of HB 1130.

We are a special fund agency and as such we don't receive any general fund monies. Instead, 44% of our revenue comes from federal excise taxes on hunting and fishing equipment, while the remaining primary source of our revenue is generated by license sales for hunting, fishing and boating. By state law, the department is required to maintain a \$15 million ending fund balance. Attached to my testimony is a graph showing the fund balance (and projected fund balance) since 1991.

In recent bienniums, the department had sufficient funding in reserve to carry us through. Many factors have contributed to the increased cost of day to day operations in the department. The most obvious is simply inflationary costs. A major fact is that, in 1999, a goal of 1 million acres of land was set to improve public access and hunting, which is the popular Private Land Open to Sportsmen Program. This is over a \$4 million a year program. In order to achieve the 1 million acre goal we had to spend into our reserve fund to partially fund and sustain the program.

North Dakota sportsmen and women have been enjoying good hunting and fishing opportunities for the last 20 plus years. Much of this has been due to over 3 million acres of land that had been enrolled in the Conservation Reserve Program, and many more wet years than dry ones. We can't predict the weather patterns but we do know and have already seen a dramatic loss of CRP acres. Sportsmen, in casual contact with department employees, and during scheduled Advisory Board meetings throughout the state have indicated that they want the department to come up with programs and new ideas that will try to negate or soften the loss of habitat

Our most recent license increase was 7 years ago and the oldest increase for 3 license types was 32 years ago. I've attached a history of license fee increases for hunting and fishing for your information.

We don't know what is going to happen with the federal budget but there would appear to be many indicators that we will be receiving less federal funding in the years to come. The Department is being asked continually to contribute more to the operation of the two Federal Hatcheries in the state that we partner with. We still don't have a Farm Bill so don't know where and how much the CRP program will be affected. There could be new provisions of the bill that will have an effect on our budget.

We are managing more fishing waters today than in history and management decisions need to be based on biological information. Monitoring for aquatic nuisance species (ANS) will be more important. The demand for development infrastructure in the form of boat ramps, docks, piers, etc. is growing and the cost of providing these is increasing. While we partner with the State Water Commission on dam repair projects, these have become extremely expensive and given that one-third of our current fishing waters are those behind dams its important these are addressed.

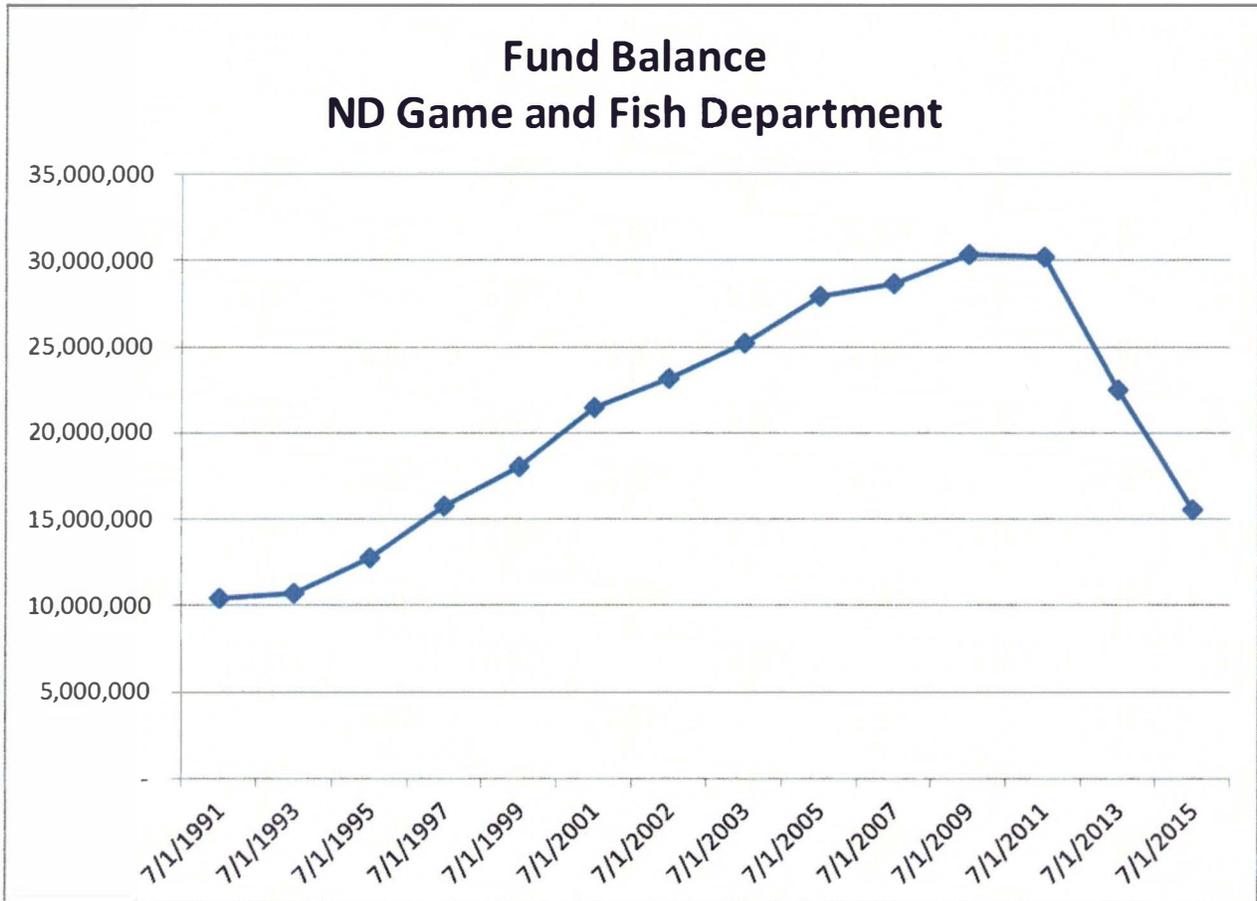
With the changing landscape in North Dakota's population demographics and increased population, many challenges have been presented to North Dakota's peace officers and our wardens are no exception. They are an integral part of our everyday operation and their budget consists of 88% license funds.

Our experience at the department is that our clientele are asking for more not less. We also realize there is a fine line to walk on the cost of our licenses. There are avid sportsmen and women in the state who are asking that the fees be increased substantially to support habitat, enforcement, fisheries and access. There are also causal sportsmen and women, many who are older and retired, that are on fixed incomes, that don't want to be priced out of the outdoors experience. During last November's statewide Advisory Board meetings, this was an unsolicited topic of discussion and everyone at those meetings supported a license increase. I respectfully submit this information for your use in discussing this bill.

Per NDCC 20.1-02-16.1, the fund balance shall not be reduced below \$15M unless authorized by the budget section.

Fund balance projections:

	<u>6/30/13</u>	<u>6/30/15</u>
Fund Balance	\$23,941,130	\$15,556,026



ND Hunting License History

General Game License – In 1981 this general license was increased from \$1 to \$3.

Resident Small Game License – In 1981 this was increased from \$5 to \$6.

Habitat Stamp – In 2004 this license was changed from \$5 to \$10. This fee is used for the Private Lands Program.

Resident Furbearer license increased from \$5 to \$7 in 1981

Resident Wild Turkey license increased from \$5 to \$8 in 1993

Resident swan license created in 1991 cost \$5

Resident and nonresident sandhill crane license created in 1991 costing \$5

Resident Combo license increased from \$27 to \$32 in 2003. This was related to the \$5 increase in the Habitat Stamp.

Resident big game – In 1981 changed from \$10 to \$18

In 1993 changed from \$18 to \$20

In 1993 the \$10 resident youth big game license was established

In 1986 the \$3 application fee for elk, moose and bighorn was created

Nonresident big game – 2003 increased from \$155 to \$200

2003 \$50 license created – for remaining deer tags

Nonresident small game and waterfowl – 2003 the small game and waterfowl licenses were split and the fee for each changed to \$85. In 2005 the \$125 statewide waterfowl license was created.

Nonresident furbearer and nongame license costing \$25 was created in 1989.

Nonresident swan license increased from \$20 to \$25 in 1993

ND Fishing License History

1993 Resident senior citizen and disability fishing licenses increased from \$2 to \$3

1996 Resident fishing license increased from \$9 to \$10

Resident husband/wife license increased from \$13 to \$14

2004 Nonresident fishing license fee increased from \$25 to \$35

Nonresident short-term 7 day license increased from \$15 to \$20

Nonresident husband/wife license increased from \$35 to \$45

Nonresident 3 day license increased from \$10 to \$15

2006 Nonresident 10 day license created - \$25

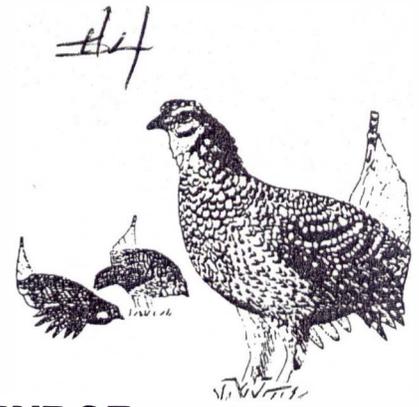
The 7 day license was eliminated.



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**TESTIMONY OF MICHAEL R. McENROE
NORTH DAKOTA CHAPTER, THE WILDLIFE SOCIETY
HOUSE BILL 1130
SENATE NATURAL RESOURCES COMMITTEE
MARCH 8, 2013**

Chairman Lyson and members of Committee:

Mike McEnroe, representing the North Dakota Chapter of The Wildlife Society, here today to support House Bill 1130.

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There have been no meaningful increases in hunting and Fishing licenses since the 1980s. The cost for a small game, general hunting license and habitat stamp is currently \$ 19 for over four months of upland game hunting. Most boxes of shotgun shells cost more than that. A deer license has been \$ 20 since 1983. You cannot buy a box of rifle



shells for less than \$ 20. A fishing license costs \$10; that's the cost of a scoop of minnows and two gallons of gas.

Thank you and I will answer any questions.



March 21, 2013

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PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1130

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to amend and reenact section 20.1-03-17 of the North Dakota Century Code, relating to computerized issuance of game and fish licenses.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 20.1-03-17 of the North Dakota Century Code is amended and reenacted as follows:

20.1-03-17. Issuance of licenses - Who to issue - County auditor may appoint agents to receive service fees - Disposition of proceeds - Continuing appropriation.

All hunting, fur-bearer, fishing, and taxidermists' licenses must be issued by county auditors, the director, deputy director, and bonded game wardens. The county auditors, deputy director, and each bonded game warden shall send the director all license fees. For each license the county auditor issues, the county auditor shall collect the authorized charges and record them in the county auditor's record of cash received. Unless the county auditor and the board of county commissioners execute a written agreement providing for the disposition of compensation for the issuance of licenses, the county auditor is entitled to be reimbursed, as compensation, twenty-five cents for the issuance of each of the first one thousand resident hunting, fishing, or fur-bearer licenses issued each year and fifteen cents for the issuance of each resident hunting, fishing, or fur-bearer license issued in excess of the first one thousand licenses issued each year; one dollar for the issuance of each nonresident hunting or fur-bearer license; twenty-five cents for the issuance of each nonresident fishing license; and ten cents for the issuance of each nonresident general game license. The compensation due for the issuance of licenses is hereby appropriated as a standing and continuing appropriation from the game and fish fund for the purposes of this section. By March 1, 2015, each county auditor shall implement a computerized online licensing system approved by the department. The county auditor is responsible for any equipment, supplies, and technical support associated with selling licenses online.

The county auditor may appoint agents to distribute hunting and fishing licenses or stamps. A county auditor may not provide hunting or fishing licenses to agents located outside this state, but the director may provide licenses to agents located outside this state if there are no agents located a reasonable distance within this state where nonresidents may obtain licenses. The director and county auditor may require agents to show evidence of adequate financial security before the agents are appointed. Adequate financial security may be evidenced by a letter of credit, cash deposit, or bond. Agents may be bonded through the state bonding fund. The agents may charge purchasers a service fee of fifty cents for each license. Service fees may be retained by the agent. The agent shall return the remainder of the license fees to the county auditor for deposit with the county treasurer, or to the director if the agent is appointed by the director, at least once each month, and not later than three days after the close of the month. Notwithstanding section 26.1-21-11, if a claim against the state

bonding fund is not filed within sixty days of the expiration of the reporting period provided in this section, the claim is waived. Deposits are to be accompanied by a report showing the amounts received from the sale of each type of license, the amount retained, and the net amounts deposited. The county treasurer shall credit the fees so deposited to a separate account and shall hold the fees, subject to warrant for payment thereof drawn by the county auditor in favor of the director. The director shall deposit all license or stamp fees received with the state treasurer to be credited to the game and fish fund. By March 1, 2016, each agent appointed by a county auditor to distribute hunting and fishing licenses or stamps shall implement a computerized online licensing system approved by the department. The agent is responsible for any equipment, supplies, and technical support associated with selling licenses online."

Renumber accordingly