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Dorena Bellard
Operator's Signature

10/2/03
Date

2003 HOUSE TRANSPORTATION

HB 1207

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10/2/03
Date

2003 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1207

House Transportation Committee

Conference Committee

Hearing Date February 6, 2003

Tape Number	Side A	Side B	Meter #
3	x		0.6 to END
Committee Clerk Signature <i>Lauren B. Fide</i>			

Minutes:

Rep. Hawken, Vice Chairman opened the hearing on HB 1207, a bill for an Act to create and enact chapter 11-36, a new subsection to section 57-15-06.7, a new subsection to section 57-15-10, a new subsection to section 57-15-20.2, and two new sections to chapter 57-15 of the North Dakota Century Code, relating to local port authorities.

Rep. Timm: Representing District 10, Minot, North Dakota introduced HB 1207 for a group of people who have worked several years on the concept of a local port authority in the city of Minot. He had some amendments to offer and copies were distributed. These were drawn at the suggestion of the Attorney General.

Rep. Thorpe: (2.3) He represents Minot and is very excited about this bill. He stated that this is not only for the city of Minot but for the greater area and the State of North Dakota. He made up some maps from DOT maps which show that Minot is at the crossroads of 3 US highways, 2 Intermodal railroads and is 300 miles from Fargo; Winnipeg, Manitoba and about 250 miles from

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House Transportation Committee
Bill/Resolution Number HB 1207
Hearing Date February 6, 2003

Regina. As a hub perhaps some international trade could be attracted to the city of Minot, the area and the state.

Rep. Klein representing District 40 in Minot. A copy of his written testimony is attached.

Rep. Price representing District 40, Minot She distributed a news article that concerns a workshop held in Minot. She is a board member of the group covered in the new article. They are working to get a beans, peas, and lentils packaging plant. It is economic development. The plans are for extensive handling facilities which would be greatly enhanced with the development of port authority with the capacity to ship world wide. A copy of that news article is attached.

Neil Leigh: He is an alderman from the city of Minot also speaking in favor of the proposed legislation. A copy of his remarks are attached.

Paul Thomas: He testified on behalf of the North Dakota Peas, Beans and Lentils Association of North Dakota. A copy of his written testimony is attached.

Lawrence Scheresky: A farmer from the Minot area. A copy of his written remarks are attached.

Randy Burkhardt: Alderman from the city of Minot presented and read a copy of a resolution passed by the City Council. A copy is attached which is in support of HB 1207.

Bruce Kester: A copy of his written remarks are attached.

Gary Price: (22.9) President and CEO of CalDak Cabinets. A copy of his written testimony is attached.

Rep. Weisz, Chairman: I know you have seen the Intermodal study -- how much do you think you would increase the volume in a year?

Gary Price: This study that you questioning lists that Minot would have about 3400 containers per year without products coming in from the alfalfa plant in Tioga -- the importance of the news

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House Transportation Committee

Bill/Resolution Number HB 1207

Hearing Date February 6, 2003

article that Rep. Price handed out to you is -- that Minot is the only site that USDA is choosing for that site. It was confirmed that the 123 million pounds shipped out of that site -- you add those 2500 containers from that site to the 3500 or to the high side add 14,000 -- we didn't get the surveys from the study for what we ship and another business in Minot did not get theirs either and they ship 30 - 40 containers per month -- so we think the study understates the potential.

John McMartin: President of the Minot Area Chamber of Commerce. A copy of his written testimony is attached.

Rep. Weisz: You mention that the railroads are key to this -- has the city of Minot or the people working with this -- has any discussion been initiated with the railroads?

John McMartin: There has been some -- nothing has been formalized yet because we believe that we have work to do before.

Rep. Thorpe: (37.0) At one of the last forums held -- wasn't there some talk of an international customs being at Minot?

John McMartin: We do have a customs office associated with the airport -- I would assume that would be expanded for an intermodal facility if needed.

Wayne Johnson: I am a farmer from the Stanley area -- half way between Minot and Williston -- I grow peas and lentils -- 6 years ago 6 farmers that add value to the land we farm -- that is to vertically integrate. We built a pea processing plant -- called West Dakota Feed and Seed -- located in Ross, North Dakota. We are also trying to develop ourselves in the small grain markets. Transportation has always been our problem. As a concerned citizen -- concerned about

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House Transportation Committee
Bill/Resolution Number HB 1207
Hearing Date February 6, 2003

all of northwestern North Dakota -- this will help both urban and rural areas -- I urge you to support this legislation and all of northwest North Dakota.

Earl Allen: (41.2) He appeared in support HB 1207.

Mike Ruebelke: Bishop Ryan school. He talked of leadership conferences . He feels that support of this legislation would go a long way toward economic development and keeping our young people in the state.

Mike Floyd: President of the northwest alfalfa products and other business in Tioga. He wanted to speak on a neutral basis rather than oppose the bill. Basically he supports the concept of the bill. A copy of his testimony is attached. He is concerned that the language limits the bill to Minot because of the several references to the intersecting highways and intersecting railroads -- makes it applicable to Minot only when it should apply state wide and all areas of the state which might be potential sites.

End of tape at the hearing - tape was turned but the hearing ended at the beginning of side B -- no further testimony.

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2003 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1207b

House Transportation Committee

Conference Committee

Hearing Date February 13, 2003

Tape Number	Side A	Side B	Meter #
2	x		14.6 to 19.5
Committee Clerk Signature <i>Louise B. Fink</i>			

Minutes:

Rep. Weisz, Chairman opened the discussion for action on HB 1207. Rep. Price reviewed with the committee LC drafts numbered --- 0.0101 and 0.0103 after determining that draft 0.0102 was eliminated or set aside not for consideration by sponsors of the amendment. Rep. Price moved to amend the bill by taking stating some of the language in each of the two remaining drafts. Rep. Hawken seconded Rep. Price stated motion. The motion carried on a voice vote. Rep. Thorpe inquired whether the amendments applied to all types of containers. The answer was in the affirmative.

Rep. Thorpe move a 'Do Pass as Amended' motion for HB 1207. Rep. Ruby seconded the motion.

On a roll call vote the motion carried 13 Ayes 0 Nays 0 Absent.

Rep. Ruby was designated to carry HB 1207 on the floor.

End of record. (19.4)

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10/2/03
Date

30343.0104
Title.0200

Adopted by the Transportation Committee
January 30, 2003

VR
2/13/03
1062

HOUSE AMENDMENTS TO HOUSE BILL NO. 1207 TRAN 2-13-03

Page 1, remove lines 19 through 23

HOUSE AMENDMENTS TO HOUSE BILL NO. 1207 TRAN 2-13-03

Page 2, line 1, replace "7." with "6."

Page 2, remove line 7

Page 2, line 8, replace "9." with "7."

Page 2, line 10, after "may" insert "operate a port that includes all real and personal property, structures, machinery, equipment, and appurtenances or facilities that are part of the port or used or useful in connection with the port either as facilities for the convenience of handling equipment, passengers, and freight or as part of port or port facilities operation. In the process of operating a port, a port authority may"

Page 2, line 18, after "commerce" insert ", and through having foreign trade zone authority"

HOUSE AMENDMENTS TO HOUSE BILL NO. 1207 TRAN 2-13-03

Page 3, line 1, remove "1."

Page 3, remove lines 16 through 21

Page 3, line 23, replace "whether in this state or in an adjoining state, provided" with "one of which"

Page 3, line 24, remove "that at least one municipality"

HOUSE AMENDMENTS TO HOUSE BILL NO. 1207 TRAN 2-13-03

Page 5, line 6, remove "subsection 1 of"

Page 5, line 7, replace "11-36-02" with "11-36-03"

HOUSE AMENDMENTS TO HOUSE BILL NO. 1207 TRAN 2-13-03

Page 6, line 15, replace "General" with "Specific"

HOUSE AMENDMENTS TO HOUSE BILL NO. 1207 TRAN 2-13-03

Page 11, line 31, remove "except the levy is limited to agricultural and industrial land"

HOUSE AMENDMENTS TO HOUSE BILL NO. 1207 TRAN 2-13-03

Page 13, line 18, remove "or port hazard"

Page 13, line 21, replace the first comma with "or" and remove "or port hazard,"

Page 13, line 27, remove "port hazard,"

Page No. 1

30343.0104

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