

MICROFILM DIVIDER

OMB/RECORDS MANAGEMENT DIVISION

SFN 2053 (2/85) 5M



ROLL NUMBER

DESCRIPTION

1307

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La Costa Rickford
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10/2/03
Date

2003 HOUSE NATURAL RESOURCES

HB 1307

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Date

2003 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. 1307

House Natural Resources Committee

Conference Committee

Hearing Date January ²⁴~~23~~, 2003

Tape Number	Side A	Side B	Meter #
1	xx	xx	All
2	xx	xx	All
Committee Clerk Signature <i>Gini M...</i>			

Minutes:

Chairman Porter called the meeting to order.

Rep. Nelson: Introduced the HB 1307. This bill is a product of the interim committee. This is one of a series of issues related to access. (see **Waterfowl Graph Handout**). This bill will attempt to spread out hunters through the season.

Rep. Hunsakor: Proposed a friendly amendment accepted by Rep. Nelson.

Rep. Clark: Asked about Bio Management.

Rep. Nelson: Drought cycle will take care of nonresident hunters. If we do not have wetland conditions we will not have a problem with out of state hunters. The numbers have rising with the wet cycle.

Sen. Every: Introduced the positive points behind HB 1307.

Rep. Porter: What model do people around the state think we should use.

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House Natural Resources Committee

Bill/Resolution Number 1307

Hearing Date January 24, 2003

Sen. Every: Moving hunters from area to area is a good idea. US Fish and Wildlife is managing this already.

Chair Opens Testimony:

Ted Mertz (1600): (See Attached Testimony).

Rep. Solberg: What is your business?

Ted Mertz: Hunting lodge. The customers are primarily waterfowl.

Rep. Nelson: The problem with your proposal is that it removes the controls. The point of this bill is to try and deal with the concerns by resident sports groups dealing with waterfowl issues.

Jim Nagel: Guide and outfitter. Testified that he agreed with the concept of a cap and preferred HB 1358.

Connie Craft: Northern Plains Electric Coop. (See Attached Testimony)

Rep. Porter: You are not in favor of either bill.

Connie Craft: Mother nature should be left to take care of it. The Legislation is subject to manipulation.

Debra Roppel: Owner operator of hunting lodge north of devils lake. Testified to the danger of losing her business and the economic impact on her area.

Rep. Porter: How many competitors do you have?

Debra Roppel: One Motel 23 miles from me.

Rep. Kelsh: Can you predict a turn around in your area?

Debra Roppel: It is hard to know with uncertainty in where we stand.

Rep. Kelsh: What would happen with ten years of drought?

Debra Roppel: It is hard to say.

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House Natural Resources Committee
Bill/Resolution Number 1307
Hearing Date January 24, 2003

Rep. Solberg: I'm not getting a clear message from you. Are you opposed to the entire bill.

Debra Roppel: I understand the need to place a cap. But it should be for both sides.

Rep. Porter: What happened with the 30,000 cap.

Debra Roppel: I lost some business.

Rep. Solberg: I do not think this would affect your business one bit. The peak is at the beginning of it.

Ken Tupuer: Towner County Commissioner. We give residents a week without competition. People do not have a problem finding ducks. We should let kids come back to North Dakota to shoot a few ducks.

Rep. Porter: Do you have a fee hunting operation?

Ken Tupuer: No, I am starting to post it due to liability problems.

Chair Nelson: What will the reaction be by the land owners in your area if the policy went this way?

Ken Tupuer: The landowners that post land would increase. There are already signs posted nonresidents welcome residents are not.

Rep. Hunsakor: Will mother nature take care of it.

Ken Tupuer: That has always been my opinion.

Warren Ropp(2900): Testified on HB 1307. Testified that 90% of clients came from Georgia.

Ted Mertz: Owner Sheyenne Valley Lodge. (See Attached Testimony).

Eric Asmundson: North Dakota Farm Bureau. Testified in opposition to HB 1307. (See Attached Testimony).

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10/3/03
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House Natural Resources Committee

Bill/Resolution Number 1307

Hearing Date January 24, 2003

John French: Ducks Unlimited. Testified in opposition to HB 1307. (See Attached

Testimony). Do we want to treat this as a precious natural resource or to use the Nelson plan, which would sell this to the highest bidder.

Rep. Nelson: I am curious of your examples of over harvesting. You should be talking about fisheries instead of waterfowl. You have shown no example of over harvesting waterfowl. We have a resident canadian geese population that has the legislature looking to authorize a spring season. We have more snow geese in North America. They are eating themselves out of house and home. The breeding duck population is all time highs in this country. So where is the biological problem.

John French: I do not consider myself a wildlife expert. I am a hunter and sportsman.

Rep. Nelson: The problem is there are people living in these areas trying to make a living. We have to make policy for as well. We will be thinking of them as well.

Scott Lindgren: Small business owner. (See Attached Testimony).

Rep. Nelson: What is your business?

Scott Lindgren: Sell packaging supplies.

Rep. Nelson: What percentage of your business is out of state. Because I would expect if someone was trying to limit your business you would testifying against it your self.

Mike Donahue: We urge a do not pass on HB 1307. (See Attached Testimony) We feel SB 2058 is better.

Rep. Nelson: The "lucky" numbers came from game and fish.

Rep. Kelsner: What is your groups position regarding have unlimited hunting at the tail end of the season.

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House Natural Resources Committee
Bill/Resolution Number 1307
Hearing Date January 24, 2003

Mike Donahue: Would probably not make much difference. I leave that for you to decide.

Dick Monson: Addressed the concern he had regarding the issue turning into an urban/rural issue.

Chuck Damschen(3490): SB 2058 really stinks. This bill is better, but not great.

Dan Bueide: Testified that landowners ultimately decide the availability and access to sportsman.

Ron Reynolds: Testified on the proliferation of guides and outfitters which restrict access to the land they do not own. They are trying to take control of the state. He also expressed concern over the purchasing of land by nonresidents for the purposes of hunting.

Kyle Blanchfield: North Dakota guides and outfitters. (See Attached Testimony)

Roger Rosvitt: North Dakota game and fish. (See Attached Testimony)

Chair Porter closes the hearing on HB 1307. Chair appoints Johnson, Clark, Hanson, and Hunskor to the subcommittee on HB 1307.

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Date

2003 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. 1307

House Natural Resources Committee

Conference Committee

Hearing Date February 7, 2003

Tape Number	Side A	Side B	Meter #
1	xx		338-3794
Committee Clerk Signature <i>Gai Myer</i>			

Minutes:

Chair Nelson called the meeting to order on HB 1307 and explained the bill briefly to visiting students. In addition the chair discussed the need to move this bill today in order to meet the fiscal note deadline.

Roger Rosvitt: Explained changes in the fiscal impact would cause the costs to go down, maybe even to zero.

Rep. Johnson made a motion for an amendment. (See Attached Amendment #1) seconded by **Rep. Klein.**

Chair Nelson pointed out the zone language will be added on line 18 (See Attached amendment).

Rep. Hanson pointed out that there will be sections that need to be repealed to keep the code up to date.

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House Natural Resources Committee

Bill/Resolution Number 1307

Hearing Date February 7, 2003

The motion passed by a voice vote.

Chair Nelson motioned for a Amendment #2. **Rep. Drovdal** seconded it.

Chair Nelson: This would allow someone to come back for a second block.

Rep. Nottestad: I will support this for the purposes of economic development. There will only by a few hunters that take this up. I think it would be good publicity for them.

Rep. Porter: I will resist this because of the \$85 from oct 28 to middle December this is in the middle of the central flyway area. Giving it away sets the wrong precedent.

Rep. Nottestad: If we want dollars we should scrap the whole thing and go unlimited.

Chair Nelson: If we had snow they would be out of here already weather the waterways were open or not. Some years can be really good in areas like Devils Lake.

The motioned passed by a vote of 10-3-1.

Rep. Johnson moved a **Do Pass with Amendments**. **Rep. Klein** seconded.

Rep. Drovdal: I will resist this bill it sends a bad message for economic development and a bad message for those we want to stay.

Motion passed by a vote of 10-3-1.

P

FISCAL NOTE
 Requested by Legislative Council
 02/11/2003

Amendment to: HB 1307

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

	2001-2003 Biennium		2003-2005 Biennium		2005-2007 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues						
Expenditures						
Appropriations						

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

2001-2003 Biennium			2003-2005 Biennium			2005-2007 Biennium		
Counties	Cities	School Districts	Counties	Cities	School Districts	Counties	Cities	School Districts

2. **Narrative:** Identify the aspects of the measure which cause fiscal impact and include any comments relevant to your analysis.

The impact of this bill on nonresident waterfowl license sales is difficult to predict. Our best estimate is that it will have little or no impact on license sales.

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.

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

C. **Appropriations:** Explain the appropriation amounts. Provide detail, when appropriate, of the effect on the biennial appropriation for each agency and fund affected and any amounts included in the executive budget. Indicate the relationship between the amounts shown for expenditures and appropriations.

Name:	Paul Schadewald	Agency:	ND Game and Fish Department
Phone Number:	328-6328	Date Prepared:	02/13/2003

Paul Costa
 Operator's Signature

10/3/03
 Date