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Date

2003 HOUSE NATURAL RESOURCES

HB 1311

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2003 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1311

House Natural Resources Committee

Conference Committee

Hearing Date January 30, 2003

Tape Number	Side A	Side B	Meter #
1	xx		0-1275
Committee Clerk Signature <i>Geri Meyer</i>			

Minutes:

Chair Nelson called the hearing on HB 1311 relating to the governor's proclamation relating to the taking of big game to order.

Rep. Weisz: Introduced HB 1311. This bill would make 50% of the licenses available to out of state hunters. That money would be available funds for access. This would encourage out of state hunters. This would also help landowners maintain access.

Rep. Hanson: What happens if nonresidents do not use the total amount.

Rep. Weisz: Just open it up.

Harold Neameyer: Cass County Wildlife Club. Testified against HB 1311. (See Attached Testimony).

Rep. DeKrey: If the language is cleaned up and Game and Fish were given discretion would you soften your stand?

Harold Neameyer: Then we would just be back were we are now.

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Page 2
House Natural Resources Committee
Bill/Resolution Number 1311
Hearing Date January 30, 2003

Mike Donahue: (See Attached Testimony)

Paul Shadewald: (See Attached Testimony)

Chair Nelson: If this passes there would be buck tags?

Paul Shadewald: No I do not believe so.

Chair Nelson closes hearing on HB 1311

Rep. Keiser moves a **Do Not Pass** recommendation on HB 1311. **Rep. Hunskor** Seconded.

The motion carried by a vote of 10-3-1 **Rep. Hunskor** will carry the bill.

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FISCAL NOTE
Requested by Legislative Council
01/14/2003

Bill/Resolution No.: HB 1311

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.*

There is no fiscal impact from this bill. These licenses are already available for nonresidents at this point as prescribed in NDCC 20.1-03-11(4). Only doe tags remain and with 90,000 or more licenses available, most, if not all interested nonresidents have been able to purchase these licenses.

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:	01/14/2003

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10/3/03
Date

Date: 1/30/03
Roll Call Vote #: 1

2003 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 1311

House House Natural Resources Committee

Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken Do Not Pass

Motion Made By Keiser Seconded By Hunskor

Representatives	Yes	No	Representatives	Yes	No
Chairman Jon O. Nelson		✓			
Vice-Chairman Todd Porter	✓				
Rep. Byron Clark	✓				
Rep. Duane DeKrey		✓			
Rep. David Drovdal	✓				
Rep. Lyle Hanson	✓				
Rep. Bob Hunskor	✓				
Rep. Dennis Johnson					
Rep. George Keiser	✓				
Rep. Scott Kelsh	✓				
Rep. Frank Klein		✓			
Rep. Mike Norland	✓				
Rep. Darrell Nottestad	✓				
Rep. Dorvan Solberg	✓				

Total (Yes) 10 No 3

Absent 1

Floor Assignment Hunskor

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

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Dorvan Solberg
Operator's Signature

10/3/03
Date

REPORT OF STANDING COMMITTEE (410)
February 3, 2003 10:15 a.m.

Module No: HR-20-1505
Carrier: Hunskor
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE
HB 1311: Natural Resources Committee (Rep. Nelson, Chairman) recommends DO NOT PASS (10 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). HB 1311 was placed on the Eleventh order on the calendar.

(2) DESK, (3) COMM

Page No. 1

HR-20-1505

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2003 TESTIMONY

HB 1311

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Demetrius A. Bell
Operator's Signature

10/3/03
Date



"VARIETY IN HUNTING AND FISHING"

NORTH DAKOTA GAME AND FISH DEPARTMENT

100 NORTH BISMARCK EXPRESSWAY BISMARCK, NORTH DAKOTA 58501-5095 PHONE 701-328-6300 FAX 701-328-6352

North Dakota Game and Fish Department
Testimony for HB 1311

This bill states "one-half of the licenses authorized in excess of ninety-thousand must be made available to nonresidents." It goes on to require that funds from the sale of these nonresident deer gun licenses are to be used to carry out a private land access improvement program by providing cash payments to landowners to encourage landowners to provide hunting access to their land.

Under current law (NDCC 20.1-3-11(4)), nonresidents are allocated a maximum of 1% of the deer gun license in the first and second drawings. After these first two drawings, nonresidents may participate on the same basis as a resident in a lottery for deer licenses.

Lottery Procedure

First Drawing – Open to both residents and nonresidents. One percent only per unit limit for nonresidents. In 2002 there were a total of 116,925 licenses available for this drawing.

Second Drawing – Only for unsuccessful applicants (resident and nonresident) from the first drawing.

Third Drawing – Open to anyone who does not have a license. Residents and nonresidents apply on an equal basis. This is always for antlerless licenses only. In 2002 there were over 30,000 tags available at this point. Nonresidents purchased 561 of these licenses.

After the third drawing, in some units, hunters can purchase second and sometimes third antlerless licenses. Licenses are issued first-come, first serve on a daily basis. Residents and nonresidents have equal chances to purchase these licenses.

In the fiscal note for this bill it states that no additional revenue will be generated as a result of this bill. It is believed that no additional licenses would be sold if this bill was passed. Only antlerless licenses would be available and under current law thousands of licenses are already available for nonresidents, but few are sold to them.

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10/3/03
Date



Cass County
WILDLIFE CLUB

Box 336
Casselton, ND 58012



TESTIMONY OF HAROLD NEAMEYER
CASS COUNTY WILDLIFE CLUB
PRESENTED TO THE HOUSE NATURAL RESOURCE COMMITTEE
ON HB 1311, JANUARY 30, 2003

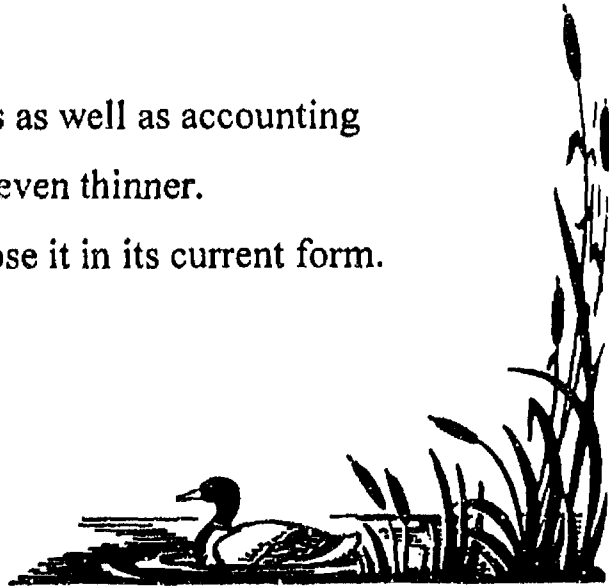
Mr. Chairman and Members of the Committee:

I am Harold Neameyer speaking on behalf of the Cass County Wildlife Club. The Cass County Wildlife Club is opposed to HB 1311 because of the following concerns:

1. The bill does not state how the licenses are to be issued. Currently licenses are issued by unit and all units are added up to determine how many are totally available. In other words, how does the system work to arrive to the ninety thousand?
2. It is not clear if mule deer are included. It is also not clear how many buck deer are involved, if any.
3. Issuing cash payments seems to dictate how the money is to be paid. It would be better if the Game and Fish Department determine how payments are dispersed.

The bill would cause administrative problems as well as accounting problems. It would also stretch the warden's duties even thinner.

While the bill does have some merit, we oppose it in its current form.
Cass County Wildlife Club opposes HB 1311.



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Harold Neameyer
Operator's Signature

10/3/03
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Testimony
HB 1311
House Natural Resources Committee
by Mike Donahue (Lobbyist 215)
January 30, 2003

The North Dakota Wildlife Federation and the United Sportsmen of North Dakota applaud the intention of the bill, but we urge a **Do Not Pass**.

The language at line 8 through line 14 is not clear. It actually creates more questions and uncertainty than answers.

Also, we have concerns that from time to time antler tags could be involved.

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