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10/16/03
Date

2003 HOUSE NATURAL RESOURCES

HB 1448

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2003 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. 1448

House Natural Resources Committee

Conference Committee

Hearing Date February 7⁶, 2003

Tape Number	Side A	Side B	Meter #
1		xx	3,000-end
2	xx		0-1297
Committee Clerk Signature <i>Erin Murray</i>			

Minutes:

Chair Nelson called the meeting on HB 1448 relating to requirements for nonresident hunters and the governor's proclamation concerning hunting by nonresidents to order.

Chair Nelson asked the North Dakota Stockman's association to introduce HB 1448.

Jeff Dahl: Introduced HB 1448 and pointed out some clerical errors. This bill came out of the debate on resident, non-resident hunters. Resident hunters feel crowded out. The landowners and businesses feel that this is an economic development issue. HB 1448 places the landowner in charge of the resource on thier property to maintain hunting quality. Self capping rule for non-residents. Stops non-resident road hunting. Allowed managed growth of guides and outfitters. Allows a guarantee that sons and daughters may return to the state to hunt.

Rep. Porter: Landowners becoming responsible for the managing of the resource. How will they set limits?

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House Natural Resources Committee
Bill/Resolution Number 1448
Hearing Date February 6, 2003

Jeff Dahl: This would not change the Game and Fish Department's ability to manage the number game taken. He would regulate the number of hunters on the land.

Rep. Porter: Isn't That the way it being done now?

Jeff Dahl: Yes

Rep. Porter: I am unaware that we have a road hunting problem in North Dakota.

Jeff Dahl: I am talking about someone driving down the road and seeing a duck and hunting it.

Rep. Porter: That is already illegal.

Jeff Dahl: But it still occurs.

Rep. Porter: You are looking at this to remove an already illegal practice then.

Jeff Dahl: This requires a contact within the state.

Rep. Johnson: How do you handle hunting ducks 5 miles down the road?

Jeff Dahl: They would be limited to thier land.

Rep. Nottestad: Youn represent the ranchers of the state. What do the other non-ranching landowners say?

Jeff Dahl: We have received many positive comments. It will not affect the lottery and non-resident hunters.

Harold Neameyer(4299): Testified in opposition to HB 1448. (See Attached Testimony)

Rep. Solberg: This is a bill I appologize for being a sponsor on. I agree with everything you said.

Chair Nelson: Committee I would remind you that in the effort for balance. This is one idea that is out there. This is meant to balance landowner rights in this. This is a serious bill with serious issues. This is another attempt to try and recognize them.

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House Natural Resources Committee
Bill/Resolution Number 1448
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Rep. Solberg: I have recieved consituants concern on this bill.

Rep. DeKrey: I will not appologize for this bill. I have recieved considerable support from the landowners.

Roger Kaseman: Testified in opposition to HB 1448. (See Attached Testimony)

Chair Nelson: I can assure you that the sponsors of this bill are not in opposition with you. This is one way of working around those caps.

Roger Rosvitt: Tesitified on the details of the fiscal note on HB 1448. This is the cost of changing the liscensing system.

Rep. Keiser: This would create a new catagory of business. We could call them agents that would work for the hunter and the landowner. This would be a sort of travel agent. Would this be a form of guide.

Roger Rosvitt: Other states have a system like that.

Chair Nelson closes the hearing.

Rep. Clark: moves the amendment (See Attached)

Rep. Johnson seconds the amendment.

Rep. Keiser commented that the fiscal note goes up with the amendment.

Roger Rosvitt: Nonresidents would not be coming in with the restrictions. Therefore the fiscal note goes up.

Jeff Dahl: The intent of this bill is to help the cap and hunter pressure concept.

Chair Nelson: So you want the whole amendment.

Rep. Clark withdraws

Rep. Johnson withdraws.

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House Natural Resources Committee
Bill/Resolution Number 1448
Hearing Date February 6, 2003

Rep. DeKrey moves previous amendment

Rep. Klein: Seconds

Rep. Hanson: We have no control over non-residents if Federal is put into this legislation.

Rep. Keiser calls question.

The Amendment fails by a vote of 4-8-2.

Rep. Nottestad moves a **Do Not Pass** on HB 1448.

Rep. Solberg seconds.

The motion passes by a vote of 10-2-2. **Rep. Johnson** will carry.

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FISCAL NOTE
 Requested by Legislative Council
 01/21/2003

Bill/Resolution No.: HB 1448

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				\$75,000		
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.

As worded using "intends to hunt", this bill will have little or no impact on the number of licenses sold. Nonresident applicants can list either private or public land and may list either general or specific descriptions.

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

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

No impact.

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.

It will cost about \$75,000 to initially set up this license on the Department's electronic licensing system. After this is set up, administrative costs will be minimal.

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:	01/21/2003

Date: 2/6/03
Roll Call Vote #: 1

2003 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 1448

House House Natural Resources Committee

Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken ~~Roll Call~~ Amendment

Motion Made By DeKrey Seconded By Klein

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 Hunsakor		✓			
Rep. Dennis Johnson		✓			
Rep. George Keiser		✓			
Rep. Scott Kelsh		✓			
Rep. Frank Klein	✓				
Rep. Mike Norland		✓			
Rep. Darrell Nottestad		✓			
Rep. Dorvan Solberg		✓			

Total (Yes) 4 No 8

Absent 2

Floor Assignment _____

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

Yes, Stockman's proposed Amendment.

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10/16/03
Date

Date: 2/6/03
Roll Call Vote #: 2

2003 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 1448

House House Natural Resources Committee

Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken Do Not Pass

Motion Made By Nottestad Seconded By Solberg

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 Hunsakor	✓				
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 2

Absent 2

Floor Assignment Rep. Johnson

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

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To Costa Rickford 10/6/03
Operator's Signature Date

REPORT OF STANDING COMMITTEE (410)
February 6, 2003 6:07 p.m.

Module No: HR-23-1923
Carrier: D. Johnson
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE
HB 1448: Natural Resources Committee (Rep. Nelson, Chairman) recommends **DO NOT PASS** (10 YEAS, 2 NAYS, 2 ABSENT AND NOT VOTING). HB 1448 was placed on the Eleventh order on the calendar.

(2) DESK, (3) COMM

Page No. 1

HR-23-1923

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10/16/03
Date

