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DESCRIPTION

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Richard Costa
Operator's Signature

10/16/03
Date

2003 HOUSE NATURAL RESOURCES

HEB 1453

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Yolanda Rickford
Operator's Signature

10/16/03
Date

2003 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. 1453

House Natural Resources Committee

Conference Committee

Hearing Date February 6, 2003

Tape Number	Side A	Side B	Meter #
1			1825-2983
Committee Clerk Signature <i>Gris Myer</i>			

Minutes:

Chair Nelson called the hearing on HB 1453 to order relating to the requirement that game and fish violators complete a hunter safety education course.

Rep. Sandvig: Introduced HB 1453. This bill would require the completion of a hunter safety course for violators of hunting regulations. The bill was introduced on behalf of a constituent. This is not unlike a driving violation requiring the retaking of a driving course in order to reissue the license. I am open to other ideas relating to this. Roger Rosvitt did send me some information on problems with the bill. I am open to amendments.

Rep. Hunsakor: Would a life jacket violation require the taking of a hunter safety course?

Rep. Sandvig: Right now it would that is the problem with the bill. This needs to be for major violations.

Dennis Daniel: Testified as to the problems with catching these offenses and the difficulty in providing the extra hunter safety courses to all these people. The judge should decide this.

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House Natural Resources Committee
Bill/Resolution Number 1453
Hearing Date February 6, 2003

Rep. Nottestad: What do you think about throwing someone who is upset about having to take this course and throwing them into a group of enthusiastic 12 and 13 year olds.

Dennis Daniel: It would totally destroy the purpose of that class. They would be very upset about having to be there if it were a minor violation. If it were a major violation you would not want them being looked up to by the young people.

Rep. Hanson: I am sorry my name is on this bill.

Harold Neameyer: Testified in opposition of HB 1453. (See Attached Testimony)

Roger Rosvitt: Testified in opposition to HB 1453 (See Attached Testimony)

Chair Nelson (2983) closes the hearing on HB 1453.

Rep. Rep. Klein: moved a **Do Not Pass** on HB 1453.

The motion passed by a vote of 11-0-3. **Rep. Hunskor** will carry.

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FISCAL NOTE
 Requested by Legislative Council
 01/21/2003

Bill/Resolution No.: HB 1453

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				\$90,000		\$100,000
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.

All game and fish law violators would be required to take the hunter education course before they could again purchase hunting or fishing licenses. As written this includes angling, boating and trapping violations as well as hunting violations.

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.

It is estimated that there are about 1,500 violators each year who might take the hunter education course. This course costs the Department about \$30 per student, so the cost would be \$45,000 per year.

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:	01/22/2003

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John Costa Richardson
 Operator's Signature

10/16/03
 Date

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

2003 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 1453

House House Natural Resources Committee

Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken Do Not Pass

Motion Made By Klein Seconded By Clark

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) 11 No 0

Absent 3

Floor Assignment Hunskor

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

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To Costa Richardson 10/16/03
Operator's Signature Date

REPORT OF STANDING COMMITTEE (410)
February 6, 2003 6:57 p.m.

Module No: HR-23-1930
Carrier: Hunskor
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE
HB 1453: Natural Resources Committee (Rep. Nelson, Chairman) recommends **DO NOT**
PASS (11 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). HB 1453 was placed on
the Eleventh order on the calendar.

(2) DESK, (3) COMM

Page No. 1

HR-23-1930

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Salvatore Riccardi
Operator's Signature

10/16/03
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2003 TESTIMONY

HB 1453

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Yolanda Richardson
Operator's Signature

10/16/03
Date



Cass County
WILDLIFE CLUB

Box 336
Casselton, ND 58012

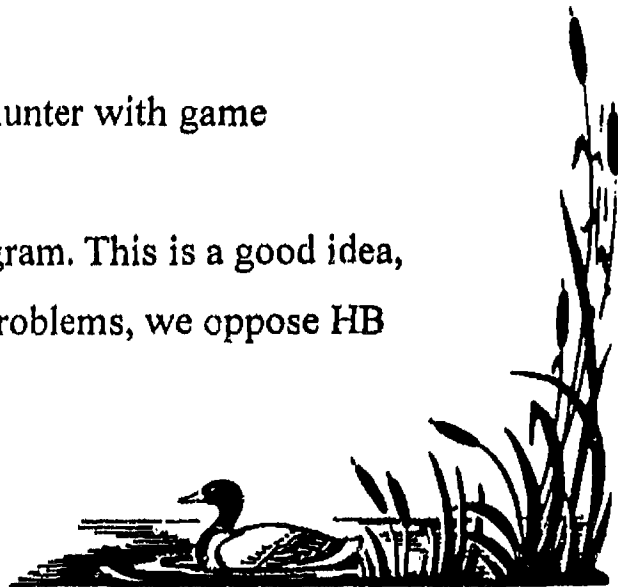
**TESTIMONY OF HAROLD NEAMEYER
CASS COUNTY WILDLIFE CLUB
PRESENTED TO THE HOUSE NATURAL RESOURCE COMMITTEE
ON HB 1453, FEBRUARY 6, 2003**

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 1453 for a number of reasons.

1. There is no indication of the type of violation that is being addressed. Some are serious, but many are minor.
2. There are hundreds of violations each year, and this requirement would over crowd already full classes in the larger cities.
3. Must the hunter safety instructor pass the violator even if they chose to be inattentive and belligerent?
4. The bill does not identify if the violator had hunter safety previously.
5. Would we want to mix the beginning hunter with game violators?

This bill is a stigma for the hunter safety program. This is a good idea, but until solutions are found to some of the above problems, we oppose HB 1453.



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"VARIETY IN HUNTING AND FISHING"

100 NORTH BISMARCK EXPRESSWAY BISMARCK, NORTH DAKOTA 58501-5095 PHONE 701-328-8300 FAX 701-328-8352

HB 1453
HOUSE NATURAL RESOURCES COMMITTEE
FEBURAY 6, 2002

HB 1453 may have some unintended consequences that may not have been envisioned when drafted. The concept has merit, however as written this is what would be required and situations to consider.

- All violators of Game and Fish law would be required to take Hunter Education (HE). This would include minor boating and fishing violations.
- If a minor violation was to occur, HE would be required before a person could buy a license that he is not normally required, such as a boat license, fishing license, etc.
- On average over 1,500 additional people would be required to take HE each year.
- Currently there are 5,800 students taught by civic and conservation minded VOLUNTEER instructors
- May be a real challenge for volunteer instructors in rural areas who normally only hold one class a year to accommodate a violator who has a violation and wants to get back in the field immediately.

The need for penalties for violations of Game and Fish laws is apparent. In this case using the Hunter Education Program as a punishment tool, may not be the best route to take.

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