

1999 SENATE NATURAL RESOURCES

SB 2091

1999 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB2091

Senate Natural Resources Committee

Conference Committee

Hearing Date January 7, 1999

Tape Number	Side A	Side B	Meter #
1	x		3099-3950
Committee Clerk Signature <i>Paula A. Hagen</i>			

Minutes:

SENATOR TRAYNOR opened the hearing on SB 2091: A BILL FOR AN ACT TO AMEND AND REENACT SECTION 20.1-03-17 OF THE NORTH DAKOTA CENTURY CODE, RELATING TO DISPOSITION OF GAME AND FISH LICENSE PROCEEDS; AND TO PROVIDE A CONTINUING APPROPRIATION.

PAUL SCHADOWALD, Chief Administrator of the Services Division of the ND Game and Fish Department testified that state fees that are collected need to come into the state treasurer and be appropriated out by the Legislature.

SENATOR HEITKAMP asked about the figure of +180,000 on the fiscal note.

PAUL SCHADOWALD stated that Game and Fish will be writing checks for \$180,000 more per biennium than we have been and the +\$180,000 to the Game and Fish will be a minus \$180,000

back to the auditors. There is, by law, an amount set for the county auditor for handling the licenses.

SENATOR HEITKAMP asked if the vendors are allowed to keep a small fee?

PAUL SCHADOWALD stated that the most vendors do not charge, but if they do, it is a very minimal fee.

SENATOR CHRISTMANN asked if the monies are sent to the auditors and not the vendors.

PAUL SCHADOWALD replied that the vendor's fee is optional and is not part of the license fee and does not affect the amount of money the Game and Fish Dept. receives.

SENATOR REDLIN asked if the law specifies a ceiling on what that fee could be.

PAUL SCHADOWALD replied that the law for the vendors specifies the maximum of 50 cents per license, and a specific amount is set for the license itself.

SENATOR TRAYNOR asked whether the bill would affect the private seller.

PAUL SCHADOWALD stated it is between Game and Fish and county auditors.

SENATOR TRAYNOR closed the hearing and asked if the committee desired to take any action.

Senator Heitkamp moved for a DO PASS. Senator Freborg seconded the motion.

ROLL CALL - 6 AYES, 0 NAYES, 0 ABSENT

FLOOR ASSIGNMENT: SENATOR CHRISTMANN

JAN 6 1999

FISCAL NOTE

Return original and 10 copies)

Bill/Resolution No.: SB 2091 Amendment to:

Requested by Legislative Council Date of Request: 12-30-98

- 1. Please estimate the fiscal impact (in dollar amounts) of the above measure for state general or special funds, counties, cities, and school districts.

Narrative: Currently County Auditors are shipped hunting and fishing licenses from the Game and Fish Department. The County Auditors sell some of the licenses and appoint agents (retail businesses) to sell licenses. License fees are returned to Game and Fish minus the commission that is set in the ND Century Code. The commissions are retained by the Co. Auditors. A recent ND Supreme Court decision, Billey vs. ND Stockmen's Assn., appears to require that the entire license fee be returned to Game and Fish and be deposited with the State Treasurer. This bill does this. Game and Fish would then send a commission check to the Co. Auditor using a continuing appropriation to do this. Commissions total about \$90,000 per year.

- 2. State fiscal effect in dollar amounts:

Table with 7 columns: 1997-99 Biennium (General Fund, Special Funds), 1999-2001 Biennium (General Fund, Special Funds), 2001-03 Biennium (General Fund, Special Funds). Rows: Revenues, Expenditures.

- 3. What, if any, is the effect of this measure on the appropriation for your agency or department:

- a. For rest of 1997-99 biennium: None
b. For the 1999-2001 biennium: Est. + \$180,000
c. For the 2001-03 biennium: Est. + \$180,000

- 4. County, City, and School District fiscal effect in dollar amounts:

Table with 9 columns: 1997-99 Biennium (Counties, Cities, School Districts), 1999-2001 Biennium (Counties, Cities, School Districts), 2001-03 Biennium (Counties, Cities, School Districts). All values are 0.

If additional space is needed, attach a supplemental sheet.

Signed Paul Schadewald

Typed Name Paul Schadewald

Department ND Game and Fish Department

Phone Number 328-6328

Date Prepared: 1-4-99

Date 1-7-99

Roll call vote # 1

Please type or use black pen to complete

1999 SENATE STANDING COMMITTEE ROLL CALL VOTES

BILL/RESOLUTION NO. 2091

Senate Natural Resources Committee

Subcommittee on _____ (Identify or

Conference Committee _____ (check where appropriate)

Legislative Council Amendment Number _____

Action Taken Do pass

Motion Made By Heitkamp Seconded By Freborg

Senators	Yes	No	Senators	Yes	No
SENATOR TRAYNOR, CHR	✓				
SENATOR FISCHER, VCHR	✓				
SENATOR CHRISTMANN	✓				
SENATOR FREBORG	✓				
SENATOR HEITKAMP	✓				
SENATOR REDLIN	✓				

Total 7 0
(Yes) (No)

Absent 0

Floor Assignment Senator Christmann

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

DO NOT USE HIGHLIGHTER ON ANY FORMS

REPORT OF STANDING COMMITTEE (410)
January 7, 1999 11:48 a.m.

Module No: SR-03-0373
Carrier: Christmann
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE

SB 2091: Natural Resources Committee (Sen. Traynor, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2091 was placed on the Eleventh order on the calendar.

1999 HOUSE NATURAL RESOURCES

SB 2091

1999 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. 2091

House Natural Resources Committee

Conference Committee

Hearing Date 2/25/99

Tape Number	Side A	Side B	Meter #
1		x	36.1-47.8
Committee Clerk Signature <i>Robin L. Small</i>			

Minutes: REP. GROSZ calls the committee to order.

PAUL SCHADEWALD, ND GAME AND FISH DEPARTMENT, supports this bill. Talks about the change in the flow of funds.

REP. SOLBERG comments about the language change.

REP. DROVDAL asks about the commission to the retail stores. SCHADEWALD replies that about half the vendors don't even charge a fee on that.

REP. NELSON asks about the commissions that are paid to the county auditors and they were increased, the licenses, would that constitute a problem with the federal funding?

SCHADEWALD replies that it would if the counties withheld it.

REP. HANSON asks about the twenty five cents that goes to the auditor, does he keep that or does that go to the counties? SCHADEWALD replies that in most cases the county auditors keep it.

Page 2

House Natural Resources Committee

Bill/Resolution Number 2091

Hearing Date 2/25/99

PAUL CRARY, CASS COUNTY WILDLIFE CLUB, is also in support of this bill.

No questions were asked of CRARY.

The committee decided to do action right away. REP. HANSON motioned for a DO PASS, seconded by REP. DEKREY. The roll call vote was taken with 15 YES, 0 NO, 0 ABSENT. The motion carries. The CARRIER of the bill on the floor is REP. NOTTESTAD.

Date: 2-25-99
 Roll Call Vote #: 1

1999 HOUSE STANDING COMMITTEE ROLL CALL VOTES
 BILL/RESOLUTION NO.

House House Natural Resources Committee

Subcommittee on _____
 or
 Conference Committee

Legislative Council Amendment Number _____

Action Taken 2091 do pass

Motion Made By Hanson Seconded By DeKrey

Representatives	Yes	No	Representatives	Yes	No
Chairman Mick Grosz	✓				
Vice-Chairman Dale Henegar	✓				
Representative David Drovdal	✓				
Representative Pat Galvin	✓				
Representative Duane DeKrey	✓				
Rep. Darrell D. Nottestad	✓				
Representative Jon O. Nelson	✓				
Representative Byron Clark	✓				
Representative Todd Porter	✓				
Representative Jon Martinson	✓				
Reperesentative Lyle Hanson	✓				
Representative Scot Kelsh	✓				
Representative Deb Lundgren	✓				
Representative Sally M. Sandvig	✓				
Representative Dorvan Solberg	✓				

Total (Yes) 15 No 0

Absent _____

Floor Assignment Nottestad

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

REPORT OF STANDING COMMITTEE (410)
February 25, 1999 3:15 p.m.

Module No: HR-34-3543
Carrier: Nottestad
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE

SB 2091: Natural Resources Committee (Rep. Grosz, Chairman) recommends DO PASS
(15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2091 was placed on the
Fourteenth order on the calendar.