

1999 SENATE INDUSTRY, BUSINESS AND LABOR

SB 2437


1999 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB2437

Senate Industry, Business and Labor Committee

Conference Committee

Hearing Date February 15, 1999

Tape Number	Side A	Side B	Meter #
1	x		0-1169
Committee Clerk Signature 			

Minutes:

Senator Mutch opened the hearing on SB2437. All senators were present.

Senator Tullickson introduced SB2437.

Ron Ness, North Dakota Retailer Association, testified in support of SB2437.

Dick Beckem, North Dakota Peace Officers Association, testified in a neutral position on SB2437. He said that their only concern is how long after can a person shoot fireworks for.

Bob Gravel, North Dakota Safety Council, testified in opposition to SB2437. He said that they are concerned about the safety of children. He said that 40% of the injuries caused on the 4th of July are children.

Senator Mutch closed the hearing on SB2437.

Senator Heitkamp motioned for a do pass committee recommendation on SB2437. Senator Klein seconded his motion. The motion carried with a 7-0-0 vote.

FISCAL NOTE

turn original and 14 copies)

Bill/Resolution No.: SB 2437

Amendment to: _____

Requested by Legislative Council

Date of Request: 2/10/99

1. Please estimate the fiscal impact (in dollar amounts) of the above measure for state general or special funds, counties, cities, and school districts. Please provide breakdowns, if appropriate, showing salaries and wages, operating expenses, equipment, or other details to assist in the budget process. In a word processing format, add lines or space as needed or attach a supplemental sheet to adequately address the fiscal impact of the measure.

Narrative: If enacted, SB 2437 would allow fireworks to be sold in the state from December 26, 1999 to December 31, 1999. The sales tax that would be generated on these sales would result in an increase in state general fund revenues. The amount of the increase is unknown.

2. **State** fiscal effect in dollar amounts:

	1997-99 Biennium		1999-2001 Biennium		2001-03 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues						
Expenditures						


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

- a. For rest of 1997-99 biennium: _____
(Indicate the portion of this amount included in the 1999-2001 executive budget:)
- b. For the 1999-2001 biennium: _____
(Indicate the portion of this amount included in the 1999-2001 executive budget:)
- c. For the 2001-03 biennium: _____

4. **County, city, and school district** fiscal effect in dollar amounts:

1997-99 Biennium			1999-2001 Biennium			2001-03 Biennium		
Counties	Cities	School Districts	Counties	Cities	School Districts	Counties	Cities	School Districts

If additional space is needed
attach a supplemental sheet.

Signed: 

Typed Name: Kathryn L. Strombeck

Department: Tax

Date Prepared: February 12, 1999

Phone Number: 328-3402

Date: 2/15/99
 Roll Call Vote #: 1 SR 202973

1999 SENATE STANDING COMMITTEE ROLL CALL VOTES
SENATE BILL/RESOLUTION NO. 2437

Senate INDUSTRY, BUSINESS AND LABOR COMMITTEE Committee

Subcommittee on _____
 or
 Conference Committee

Legislative Council Amendment Number _____

Action Taken DO PASS

Motion Made By HEITKAMP Seconded By KLEIN

Senators	Yes	No	Senators	Yes	No
Senator Mutch	X				
Senator Sand	X				
Senator Krebsbach	X				
Senator Klein	X				
Senator Mathern	X				
Senator Heitkamp	X				
Senator Thompson	X				

Total (Yes) 7 No 0

Absent 0

Floor Assignment HEITKAMP

REPORT OF STANDING COMMITTEE (410)
February 15, 1999 11:42 a.m.

Module No: SR-30-2973
Carrier: Heitkamp
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE

SB 2437: Industry, Business and Labor Committee (Sen. Mutch, Chairman) recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2437 was placed on the Eleventh order on the calendar.

1999 HOUSE INDUSTRY, BUSINESS AND LABOR

SB 2437

1999 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2437

House Industry, Business and Labor Committee

Conference Committee

Hearing Date 3-3-99

Tape Number	Side A	Side B	Meter #
1		x	3874 - 5141
Committee Clerk Signature <i>Lisa Horan</i>			

Minutes: **SB 2437**

Senator Tallackson introduced SB 2437 relating to fireworks sales for the New Years Eve 2000.

This bill will allow the sale of fireworks between December 26 of 1999 and January 31 of 2000 to celebrate the year 2000. Most of us will not be around for the next turn of the century so we want to do something spectacular, something to talk about besides the Y2K problem. The benefit of this bill is that you would receive some sales taxes from the sales. Right now it is only allowed during the week before the Fourth of July. That is why we need a special bill to permit the sale of fireworks. I would suggest that you amend the bill to include the first day the year without this, or it would make it unlawful to use fireworks on the first of the year.

Vice Chairman Kempenich: Does this bill repeal it self?

Senator Tallackson: Yes, its just for this year.

Rep. Ekstrom: Are there any localities that object to this bill?

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House Industry, Business and Labor Committee

Bill/Resolution Number Sb 2437

Hearing Date 3-3-99

Senator Tallackson: Not that I know of.

Chairman Berg: When you suggested extending the date one day that would not mean they could not shoot fireworks on Jan. one if we didn't extend it, just that there would be an issue of sales.

Senator Tallackson: The person that I talked to about it suggested that it might not be lawful to use them on Jan. first if we didn't extend the date.

Rep. Severson: I sell fireworks. The fireworks law states that you can sell and shoot in a specific window of time. So if they are not for sale then it is illegal to use them.

Rep. Stefonowicz: Much of the world celebrates the arrival of the New Year by shooting off fireworks every year, so would you be open to dropping the dates completely.

Senator Tallackson: I thought we could just focus on the year 2000. Our weather probably isn't pleasing enough to do it every year at that time any way.

Jeff Cooper of GNDA testified in support of SB 2437.

Ron Ness of Retail Association testified in support of SB 2437.

Connie Sprynczynatyk of NDLC testified in support of SB 2437. Senator Tallackson asked me to check with a few police chiefs around the state and find out if there were any concerns about this from an informant stand point. Any problems we have over the Forth of July will be with us if they are sold and used over the new year with the exception of the fire hazard. There are a number of communities that ban the use of fireworks within the city limits. This will always be an issue, but can be taken care of on a local level. It is illegal to posses them if after the legal time window.

Chairman Berg closed the hearing.

Rep. Froseth made a motion to amend the dates on the bill.

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House Industry, Business and Labor Committee

Bill/Resolution Number Sb 2437

Hearing Date 3-3-99

Rep. Severson second the motion.

A voice vote was taken, 14 yea, 0 nay, 1 absent. The motion carried.

Rep. Severson made a motion for a Do Pass as Amended.

Rep. Johnson second the motion.

The roll call vote was 13 yea, 1 nay, 1 absent. The motion carried.

Rep. Thorpe will carry the bill.

Date: 3-3-99
 Roll Call Vote #: 1

1999 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. SB 2437

House Industry, Business and Labor Committee

Subcommittee on _____
 or
 Conference Committee

Legislative Council Amendment Number _____

Action Taken do pass as amended

Motion Made By Severson Seconded By Johnson

Representatives	Yes	No	Representatives	Yes	No
Chairman Berg	/		Rep. Thorpe	/	
Vice Chairman Kempenich	/				
Rep. Brekke	/				
Rep. Ekstrom	/	/			
Rep. Froseth	/				
Rep. Glassheim	/				
Rep. Johnson	/				
Rep. Keiser	/				
Rep. Klein	/				
Rep. Koppang	/				
Rep. Lemieux					
Rep. Martinson	/				
Rep. Severson	/				
Rep. Stefonowicz	/				

Total (Yes) 13 No 1

Absent 1

Floor Assignment Thorpe

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

REPORT OF STANDING COMMITTEE (410)
March 3, 1999 3:37 p.m.

Module No: HR-38-3972
Carrier: Thorpe
Insert LC: 90841.0101 Title: .0200

REPORT OF STANDING COMMITTEE

SB 2437: Industry, Business and Labor Committee (Rep. Berg, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends **DO PASS** (13 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). SB 2437 was placed on the Sixth order on the calendar.

Page 3, line 3, replace the second "December" with "January"

Page 3, line 4, replace "31, 1999" with "1, 2000"

Renumber accordingly