

1999 SENATE NATURAL RESOURCES

SCR 4055

1999 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SCR4055

Senate Natural Resources Committee

Conference Committee

Hearing Date March 25, 1999

Tape Number	Side A	Side B	Meter #
1	x		0-1135
Committee Clerk Signature <i>Lyla A. Zagen</i>			

Minutes:

A CONCURRENT RESOLUTION URGING CONGRESS TO PROVIDE FOR THIS STATE'S CONCEALED WEAPONS PERMIT TO CREATE AN EXEMPTION FROM THE NATIONAL INSTANT CRIMINAL BACKGROUND CHECK SYSTEM:

SENATOR TRAYNOR opened the hearing on SCR4055.

SENATOR CHRISTMANN explained the bill which is relative to SB1447 which has to do with concealed weapons permits. There is the threat from Washington, D.C. that they will not honor our concealed firearms permits for the purposes of avoiding the national instant check system.

This resolution is to simply urge the people in Washington, DC to reconsider their threat and recognize our state rights in choosing who is qualified and not qualified to own firearms and recognize our concealed weapons permits for the sake of avoiding the national instant check system.

SENATOR TRAYNOR asked what is developing as far as SB1447 is concerned.

SENATOR CHRISTMANN replied we had the first conference committee on SB1447 yesterday and did not come to a consensus on what to do. There was an idea presented that this mere language could go into the section of code not dealing with possession of firearms, but the section of code that deals with issuing concealed weapons permits. That would solve the problem as far as our state laws go for people who fall into these categories that are going to have a problem with the original bill, and as far as their ownership, it would still leave the problem as far as purchasing additional firearms.

SENATOR HEITKAMP asked are we asking for a exemption for ND state policy on a federal law in regards to concealed weapons, and if they did that in ND and in every other state, there wouldn't be much of a federal law.

SENATOR CHRISTMANN stated there would be a federal law that they can enforce just as actively as they want to. A message should not be sent to our ND law enforcement people that their locally elected legislators are really pushing them to go out and enforce it.

SENATOR REDLIN asked is it all right that the state can sell concealed weapons to people who are under protection order and do you think it is all right for people who have been convicted of domestic violence to go ahead and do it without any prevention by the state.

SENATOR CHRISTMANN replied if we want to restrict those people, we should just do it and not do it because the federal government recommended it. Forty years ago, domestic violence was not looked upon as seriously as it is today. There were instances where people plead out the charges because it didn't carry the stigma that it carries today, and rather than proving their

Page 3

Senate Natural Resources Committee

Bill/Resolution Number Scr 4055

Hearing Date March 25, 1999

innocence and having attorney and court expenses, they plead it out. By doing this, we are telling people they cannot own a firearm anymore.

SENATOR TRAYNOR closed the hearing on SCR4055. There was no other support or opposition.

SENATOR CHRISTMANN moved for a DO PASS, seconded by SENATOR FREBORG. Roll call vote indicated 5 YEAS, 1 NAY, 0 Absent and not voting.

Date: 3-25-99

Roll Call Vote #: 1

1999 SENATE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. SCR 4055

Senate Natural Resources Committee

Subcommittee on \_\_\_\_\_  
or  
 Conference Committee

Legislative Council Amendment Number \_\_\_\_\_

Action Taken DO PASS

Motion Made By Christmann Seconded By Freborg

Senators	Yes	No	Senators	Yes	No
Senator John T. Traynor, Chr	✓				
Senator Tom Fischer, Vice Chr	✓				
Senator Randel Christmann	✓				
Senator Layton Freborg	✓				
Senator Joel C. Heitkamp	✓				
Senator Rolland W. Redlin		✓			

Total (Yes) 5 No 1

Absent 0

Floor Assignment Christmann

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

REPORT OF STANDING COMMITTEE (410)  
March 25, 1999 11:33 a.m.

Module No: SR-54-5597  
Carrier: Christmann  
Insert LC: . Title: .

**REPORT OF STANDING COMMITTEE**

SCR 4055: Natural Resources Committee (Sen. Traynor, Chairman) recommends **DO PASS** (5 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). SCR 4055 was placed on the Eleventh order on the calendar.

1999 HOUSE NATURAL RESOURCES

SCR 4055

1999 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. 4055

House Natural Resources Committee

Conference Committee

Hearing Date 3/31/99

Tape Number	Side A	Side B	Meter #
1	x		0.0-35.0
Committee Clerk Signature <i>Robin J. Small</i>			

Minutes: REP. GROSZ called the meeting to order.

SEN. CHRISTMANN introduced the resolution. CHRISTMANN says that ND should legislate the firearms. He states that there are reasons for not going through the check for concealed weapons permits. CHRISTMANN urges the committee to follow through with this legislation.

REP. MARTINSON asks why do we want this? CHRISTMANN replies that he does not have a concealed weapons permit, but the check is not working the way it should. MARTINSON asks about the concerns with the instant check, but why are we doing this? CHRISTMANN replies that it's a federal issue, we can't deal with that.

REP. HENEGAR asks if other states have done this? CHRISTMANN replies that he does not really know.

REP. DROVDAL asks about the exemptions on line three, and some examples. CHRISTMANN replies that the language is from L.C. and he doesn't know any.



Page 2

House Natural Resources Committee

Bill/Resolution Number 4055

Hearing Date 3/31/99

REP. NOTTESTAD asks about the Nov. 1 issue. CHRISTMANN replies that he is not familiar with the Nov. 1 issue.

REP. LUNDGREN asks about line 6, and how does the criteria differ? REP. PORTER answers that question....PORTER tells the committee how to get a concealed weapons permit in Morton County. LUNDGREN asks how it differs from federal? PORTER replies that it really doesn't.

REP. HANSON asks how do you revoke a concealed weapons permit? CHRISTMANN replies that he does not know. HANSON asks how do you lose a permit? CHRISTMANN replies that he doesn't know if you get it revoked.

There was no opposition.

REP. LUNDGREN asks how many concealed weapon permits are in ND? The committee answers that there are thousands.

REP. DEKREY moves for a DO PASS, seconded by REP. PORTER. The roll call vote was taken with 10 YES, 4 NO, 1 ABSENT. The motion carries. The CARRIER of the bill is REP. PORTER.

Date: 3.31.99  
 Roll Call Vote #:

**1999 HOUSE STANDING COMMITTEE ROLL CALL VOTES**  
**BILL/RESOLUTION NO. 4055**

House House Natural Resources Committee

Subcommittee on \_\_\_\_\_  
 or  
 Conference Committee

Legislative Council Amendment Number \_\_\_\_\_

Action Taken No Pass

Motion Made By DeKrey Seconded By Porter

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

Total (Yes) 10 No 4

Absent 1

Floor Assignment Porter

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

REPORT OF STANDING COMMITTEE (410)  
March 31, 1999 8:51 a.m.

Module No: HR-58-6062  
Carrier: Porter  
Insert LC: . Title: .

**REPORT OF STANDING COMMITTEE**

**SCR 4055: Natural Resources Committee (Rep. Grosz, Chairman)** recommends **DO PASS** (10 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING). SCR 4055 was placed on the Fourteenth order on the calendar.