

# MICROFILM DIVIDER

OMB/RECORDS MANAGEMENT DIVISION

SFN 2053 (2/85) 5M



ROLL NUMBER

DESCRIPTION

1137

2005 HOUSE NATURAL RESOURCES

HB 1137

2005 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1137

House Natural Resources Committee

Conference Committee

Hearing Date January 13, 2005

Tape Number	Side A	Side B	Meter #
1		x	1,473 - 1,700

Committee Clerk Signature *Karen Bonnet*

Minutes: Hearing was opened by Chr. Nelson. All present. Bill was read aloud.

**Chr. Nelson:** Is there a bill sponsor to introduce HB 1137

**Terry Steinwand, Chief of Fisheries, Game & Fish Dept.:** In favor of HB 1137.

**(WRITTEN TESTIMONY ATTACHED)**

**Chr. Nelson:** Are there any questions of Mr. Steinwand? Is there further testimony in favor of HB 1137?

**Mike Donahue, ND Wildlife Federation and United Sportsmen of ND.** Urge Do Pass.

**(WRITTEN TESTIMONY ATTACHED)**

**Chr. Nelson:** Are there questions? Further testimony in favor of 1137? Seeing none, I will take opposing testimony to HB 1137.

**Drovdal:** The way I understand it, the retailer will buy a license where it didn't appear that he was before. If that's the case, there should have been a fiscal impact.

**Chr. Nelson:** There is a fiscal note, no impact shown.

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House Natural Resources Committee

Bill/Resolution Number HB 1137

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**Rep. Hunsakor:** They bought a license previously, they just didn't have rules to follow, the fund isn't going to change.

**Rep. Drovdal:** Is that correct, Mr. Chairman?

**Chr. Nelson:** Right, and I see Terry (Steinwand) and Paul (Schadewald) nodding in approval.

Any further questions before we close the hearing? Close the hearing on HB 1137.

**Chr. Nelson:** Committee, what are your wishes?

**Rep. DeKrey:** I would move do pass motion on HB 1137.

**Rep. Nottestad:** Second.

**Chr. Nelson:** Rep. DeKrey with a Do Pass motion on HB 1137, second by Rep. Nottestad. Is there committee discussion? Hearing none, I'll ask the clerk to call a roll vote on HB 1137.

**DO PASS Vote on HB 1137: 13 Yeas, 0 Nays; 1 Absent; CARRIER: Drovdal**

**FISCAL NOTE**  
 Requested by Legislative Council  
 01/03/2005

Bill/Resolution No.: HB 1137

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.*

	2003-2005 Biennium		2005-2007 Biennium		2007-2009 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues						
Expenditures						
Appropriations						

1B. **County, city, and school district fiscal effect:** *Identify the fiscal effect on the appropriate political subdivision.*

2003-2005 Biennium			2005-2007 Biennium			2007-2009 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.*

This bill deals with the issuing of wholesale and retail bait licenses and the requirement of compliance with administrative rules. There is no fiscal impact.

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.*

None.

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.*

None.

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  
 Phone Number: 328-6328

Agency: ND Game and Fish Department  
 Date Prepared: 01/03/2005

Date: 1/13/05  
Roll Call Vote #: 1

2005 HOUSE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. 1137

House NATURAL RESOURCES Committee

Check here for Conference Committee

Legislative Council Amendment Number :

Action Taken :

Motion Made By : DeKrey                      Seconded By : Nottestad

Representatives	Yes	No	Representatives	Yes	No
Chairman - Rep. Jon O. Nelson	✓		Rep. Lyle Hanson	✓	
Vice Chairman - Todd Porter	✓		Rep. Bob Hunskor	✓	
Rep. Dawn Marie Charging	✓		Rep. Scot Kelsh		Absent
Rep. Donald L. Clark	✓		Rep. Dorvan Solberg	✓	
Rep. Duane DeKrey	✓				
Rep. David Drovdal	✓				
Rep. Dennis Johnson	✓				
Rep. George J. Keiser	✓				
Rep. Mike Norland	✓				
Rep. Darrell D. Nottestad	✓				

Total (Yes) 13                      No 0

Absent 1 Absent, Not voting

Floor Assignment Drovdal

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

**REPORT OF STANDING COMMITTEE (410)**  
January 13, 2005 4:26 p.m.

**Module No: HR-08-0455**  
**Carrier: Drovdal**  
**Insert LC: . Title: .**

**REPORT OF STANDING COMMITTEE**

**HB 1137: Natural Resources Committee (Rep. Nelson, Chairman) recommends DO PASS**  
**(13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1137 was placed on the**  
**Eleventh order on the calendar.**

2005 SENATE NATURAL RESOURCES

HB 1137



2005 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1137

Senate Natural Resources Committee

Conference Committee

Hearing Date February 24, 2005

Tape Number

1

Side A

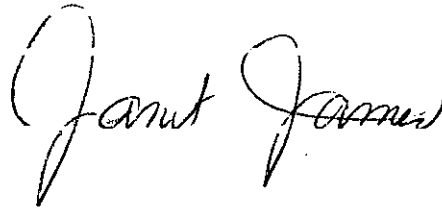
Side B

X

Meter #

20.5 - 29.2

Committee Clerk Signature



Minutes:

**Senator Stanley Lyson**, Chairman of the Senate Natural Resources Committee opened the hearing on HB 1137 relating to live bait wholesalers and retailers.

All members of the committee were present.

**Terry Steinwald**, Chief of the Fisheries Division of the North Dakota State Game and Fish Department introduced HB 1137 (See attached testimony).

**Senator John Traynor** asked about "fat head" minnows and if they grow into full size fish and eat other fish.

**Terry Steinwald** answered that they usually only grow up to 3 inches although he has seen one at 5 inches long.

**Senator Layton Freborg** asked for confirmation that the only change the bill makes it that it now requires a report.

**Terry Steinwald** confirmed this and the bill will get a 100 % compliance for reporting.

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Senate Natural Resources Committee

Bill/Resolution Number HB 1137

Hearing Date 2-24-05

**Senator Traynor** asked if there is a danger of introducing an unwanted species of minnows into North Dakota waters.

**Terry Steinwald** answered this is a concern and they monitor and watch very closely where bait originates and so far have been lucky not to have a problem.

**Duane Ash** representing the North Dakota Sportfishing Congress testified in support of HB 1137 (See attached testimony).

**Senator Lyson** asked for opposing testimony and hearing non, closed the hearing on HB 1137.

**Senator Freborg** made a motion for a Do Pass of HB 1137.

**Senator Rich Wardner** second the motion.

Roll call vote for a Do Pass of HB 1137 was taken indicating 7 YEAS, 0 NAYS AND 0

ABSENT OR NOT VOTING.

**Senator Lyson** will carry HB 1137.

Date: 2-24-05  
Roll Call Vote #: 1

2005 SENATE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. 1137

Senate Senate Natural Resources Committee

Check here for Conference Committee

Legislative Council Amendment Number

Action Taken Do Pass

Motion Made By Frberg Seconded By Warden

Senators	Yes	No	Senators	Yes	No
Senator Stanley Lyson, Chairman	✓		Senator Joel Heitkamp	✓	
Senator Ben Tollefson, Vice Chair	✓		Senator Michael Every	✓	
Senator Layton Freborg	✓				
Senator Rich Wardner	✓				
Senator John Traynor	✓				

Total (Yes) 7 No 0

Absent 0

Floor Assignment Lyson

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

**REPORT OF STANDING COMMITTEE (410)**  
February 24, 2005 1:41 p.m.

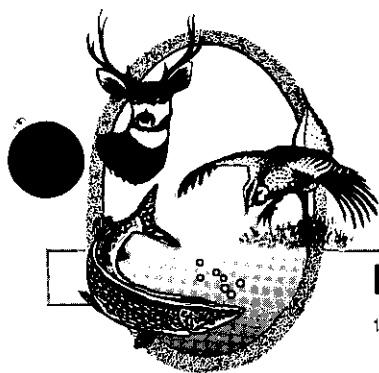
**Module No: SR-34-3603**  
**Carrier: Lyson**  
**Insert LC: . Title: .**

**REPORT OF STANDING COMMITTEE**

**HB 1137: Natural Resources Committee (Sen. Lyson, Chairman) recommends DO PASS**  
**(7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1137 was placed on the**  
**Fourteenth order on the calendar.**

2005 TESTIMONY

HB 1137



"VARIETY IN HUNTING AND FISHING"

## **NORTH DAKOTA GAME AND FISH DEPARTMENT**

100 NORTH BISMARCK EXPRESSWAY BISMARCK, NORTH DAKOTA 58501-5095 PHONE 701-328-6300 FAX 701-328-6352

By: Terry Steinward

### **NORTH DAKOTA GAME AND FISH DEPARTMENT SUPPORTS HB 1137**

#### **TESTIMONY FOR HB 1137**

January 13, 2005

This bill is a modification of the law pertaining to retail bait vendors. Under current law a wholesale bait vendor is required to comply with the director's rules and submit the appropriate fee prior to receiving their license.

However, retail bait vendors can receive a new license by simply submitting the appropriate fee. This bill would require them to also comply with the director's rules in submission of records in addition to submitting the fee.

The records provide information on the origin, species and numbers of live bait sold, which is useful for management of the sport fishery as well as the bait industry. The records also help us identify problems, such as potential sources of aquatic nuisance species, and allow us to provide direction in educational and regulatory efforts to protect the states sport fishery and bait industry.

The bait industry is an important component of the sport fishery in North Dakota. There are approximately 260 retail vendors in North Dakota, which support an industry that was estimated to be worth approximately \$5 million in 2003 but as recently as 2001 was worth \$8.6 million.

In summary, the passage of HB 1137 would require retail bait vendors to comply with the director's rules prior to receiving their license, which is the same as wholesale bait vendors are currently required to do. In addition, it will provide for more timely and accurate information to assist the Game and Fish Department in managing a valuable resource.

Mr. Chairman and members of the Committee, I request your favorable consideration of HB 1137.

By: Mike Donahue

# North Dakota Wildlife Federation



Abundant wildlife and wildlife habitat, and access to wildlife recreational opportunities

1/13/2005

**HB1137**

For: House Natural Resources Committee

The North Dakota Wildlife Federation and United Sportsman of North Dakota support this bill and ask for a do pass.

Thank you,  
Mike Donahue  
Lobbyist #275



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"VARIETY IN HUNTING AND FISHING"

## **NORTH DAKOTA GAME AND FISH DEPARTMENT**

100 NORTH BISMARCK EXPRESSWAY BISMARCK, NORTH DAKOTA 58501-5095 PHONE 701-328-6300 FAX 701-328-6352

### **NORTH DAKOTA GAME AND FISH DEPARTMENT SUPPORTS HB 1137 SENATE NATURAL RESOURCES COMMITTEE**

#### **TESTIMONY FOR HB 1137**

February 24, 2005

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However, retail bait vendors can receive a new license by simply submitting the appropriate fee. This bill would require them to also comply with the director's rules for submitting records in addition to submitting the fee. The records provide information on the origin, species and numbers of live bait sold, which is useful for management of the sport fishery as well as the bait industry. The records also help us identify problems, such as potential sources of aquatic nuisance species, and allow us to provide direction in educational and regulatory efforts to protect the states sport fishery and bait industry.

The bait industry is an important component of the sport fishery in North Dakota. There are approximately 260 retail vendors in North Dakota, which support an industry that was estimated to be worth approximately \$5 million in 2003 but as recently as 2001 was worth \$8.6 million.

In summary, the passage of HB 1137 would require retail bait vendors to comply with the director's rules prior to receiving their license, which is the same as wholesale bait vendors are currently required to do. In addition, it will provide for more timely and accurate information to assist the Game and Fish Department in managing a valuable resource.

Mr. Chairman and members of the Committee, I request your favorable consideration of HB 1137.



**TESTIMONY OF DUAINE ASH, LOBBYIST #383,  
NORTH DAKOTA SPORTFISHING CONGRESS  
PRESENTED TO THE SENATE NATURAL RESOURCES COMMITTEE**

ON

**HB 1137**  
February 24, 2005

Mr. Chairman and member of the committee:

We concur with the ND Game & Fish, we feel this bill is needed to make sure that the live bait vendors do not introduce unwanted bait species into our state.

We encourage you to support HB 1134.

Thank you for your time.