

2017 SENATE ENERGY AND NATURAL RESOURCES

SB 2308

2017 SENATE STANDING COMMITTEE MINUTES

Energy and Natural Resources Committee Fort Lincoln Room, State Capitol

SB 2308
2/2/2017
Job #27803

- Subcommittee
 Conference Committee

Committee Clerk Signature



Explanation or reason for introduction of bill/resolution: Relating to identification of fish-houses and coyote snares.

Minutes:

Attch#1=Rick Tischaefter, Attch#2=Phil Mastrangelo,
Attch#3=Kim Kary.

Chairwoman Unruh : Open the hearing on SB 2308.

Senate Vedaa, Dist 6: I am prime sponsor of this bill. I will turn it over to Rick.

Rick Tischaefter, Pres. of ND Fur Hunters and Trappers Assoc.: (1.00) He provided a packet for all committee members. (see Attch#1). I encourage a Do Pass of SB 2308. We are trying to match up technology with Century Code; or vice versa. Games and Fish has the automation in place and that is good. One of the byproducts of that automation was a simple icon that an individual that they click and provides a permanent registration number for fish houses and identification tags for coyote snares. That is in Century Code now. This bill would amend the Century Code to include the use of ND Game and Fish issued registration number in lieu of name, address, and/or phone number. It provides freedom to choose what they want for an I.D. number. In working through this process, we tried to see what could go wrong with this, and we couldn't find anything. From law enforcement perspective, the technology today allows the warden to access the licensing information through a computer in his vehicle or from smart phone. There is no cost associated with this bill. The money was provided last session. (See photos in packet) (3.56) Some people do not want all to see their name, address etc. This is someone's personal property. (5.15)

Chairwoman Unruh: (5.26) Further testimony in support of SB 2308?

Phil Mastrangelo, Dist. 33, Mandan, ND: I am in support of SB 2308. (5.44) (see Attch#2) Please Do Pass on SB 2308 and thank you for all you do in serving ND.

Chairwoman Unruh: Further testimony is support?

Kim Kary, ND Game and Fish, Chief Administrative Service Division: (8.06)(see Attch#3) I am here in support of SB 2308. I just want to conform that Yes, Game and Fish does have a

system in place; just not active yet pending how this bill turns out. We will have an indemnification number that can be used on hunting and fishing equipment. The person would apply and a permanent number for their lifetime. Game wardens would have access to this information. If this bill passes, we would need an amendment to our administrative rules.

Sen. Armstrong: How do you want us to vote?

Kim: Do Pass.

Chairwoman Unruh: Further testimony? Any opposed to SB 2308?
Hearing is closed.

2017 SENATE STANDING COMMITTEE MINUTES

Energy and Natural Resources Committee
Fort Lincoln Room, State Capitol

SB 2308
2/2/2017
Job #27832

- Subcommittee
- Conference Committee

Committee Clerk Signature *Pam Hever*

Explanation or reason for introduction of bill/resolution: Relating to identification of fish-houses and coyote snares

Minutes:

[Empty box for minutes]

Chairwoman Unruh: What are committee wished on SB2308?

Sen. Cook: I move a DO PASS.

Sen. Armstrong: I second.

Chairwoman Unruh: Committee discussion. We had only testimony in support so a reasonable bill. Please call the roll. YES 7 NO 0 -0- Absent
SB 2308 PASSED. **Sen. Cook** will carry the bill.

Date: 2-2-2017
 Roll Call Vote #: 1

**2017 SENATE STANDING COMMITTEE
 ROLL CALL VOTES
 BILL/RESOLUTION NO. SB 308**

Senate Energy and Natural Resources Committee

Subcommittee

Amendment LC# or Description: _____

- Recommendation: Adopt Amendment
 Do Pass Do Not Pass Without Committee Recommendation
 As Amended Rerefer to Appropriations
 Place on Consent Calendar
 Other Actions: Reconsider _____

Motion Made By Sen. Cook Seconded By Sen. Armstrong

Senators	Yes	No	Senators	Yes	No
Chair Jessica Unruh	/		Sen Erin Oban	/	
Vice Chair Curt Kreun	/				
Sen Kelly M. Armstrong	/				
Sen Dwight Cook	/				
Sen Jim Roers	/				
Sen Donald Schaible	/				

Total (Yes) 7 No -0-

Absent -0-

Floor Assignment Sen. Cook

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

REPORT OF STANDING COMMITTEE

SB 2308: Energy and Natural Resources Committee (Sen. Unruh, Chairman)
recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING).
SB 2308 was placed on the Eleventh order on the calendar.

2017 HOUSE ENERGY AND NATURAL RESOURCES

SB 2308

2017 HOUSE STANDING COMMITTEE MINUTES

Energy and Natural Resources Committee

Coteau –A Room, State Capitol

SB 2308

3/2/2017

28632

Subcommittee

Conference Committee

Committee Clerk Signature

Kathleen Davis

Explanation or reason for introduction of bill/resolution:

relating to identification of fish houses & coyote snares

Minutes:

Attachment #1-#2

Chairman Porter: Called the committee to order and opened the hearing on SB 2308. The clerk read the short title.

Rep. Anderson: This is a bill brought forth from a constituent. Instead of having your name on the fish house on the tag on your trap, you will register your name and the Game and Fish will assign you a number you can use number on the fish house.

Rep. Heinert: Will that registration number be available to law enforcement on a 24-hour basis?

Rep. Anderson: I would expect Game and Fish can answer that.

Rich Tischaefter, President of ND Fur Hunters and Trappers Association, presented Attachment #1, in support of SB 2308.

Chairman Porter: Any questions? In regard to the fish house item, I fully understand the snare and trapping one. What problem is there now with the fish house situation?

Tischaefter: The ease in identifying the house itself, secondary would be the problems that occur out on the ice with having your name and address on there. There's people that may want to do you harm or damage your equipment, theft, personal rivalries between individuals. Law enforcement have been involved in those types of things on a larger waters where there's a larger congregation of fish houses. Folks that own them thought maybe anonymity would be helpful in reducing some of those problems.

Chairman Porter: further testimony in support?

Kim Kary, Chief Administrative Services Division, ND Game and Fish Department, presented Attachment #2. Respectfully ask for a Do Pass.

Chairman Porter: You say game wardens will have access. Will other law enforcement have access?

Kary: Currently if they have access now to our Game and Fish licensing system, they will have access. I don't remember the chain we have, but at some point, I think state radio, if someone called in they'd have access to our licensing system. I can find out. County sheriffs right now do not have access. I think state radio has the connection. I can double check on that.

Rep. Heinert: Right now I do not believe law enforcement has that access. Cities would not need access unless they had a lake in their city. But there's a lot of after hour stuff where there's no game wardens available and local law enforcement has to go to a fish house or go find someone, or try to figure out who's fish house just went in the creek and if anyone's in it or not.

Foster Ray Hager, Cass County Wildlife Club, in support of this bill.

Chairman Porter: further support? Opposition. Closed the hearing on SB 2308.

2017 HOUSE STANDING COMMITTEE MINUTES

Energy and Natural Resources Committee

Coteau –A Room, State Capitol

SB 2308

3/9/2017

29052

Subcommittee

Conference Committee

Committee Clerk Signature

Kathleen Davis

Explanation or reason for introduction of bill/resolution:

relating to identification of fish houses & coyote snares

Minutes:

Chairman Porter: Called the committee to order and opened the hearing on SB 2308.

Rep. Heinert: We heard back from Kim with Game and Fish in reference to the registration number on the fish houses. The question that was out there was whether local law enforcement, specifically county sheriff's departments could identify off that registration number easily, the ownership of that ice house. It's not really going to be that east. Local entities would have to find a game warden that would get into the system and identify it. That could be an issue if it's a state of emergency. Then Game and Fish did check with state radio and there would be some additional fees and time needed to implement this with them. They could look at it as part of their system they're developing now but it would be additional programming. My recommendation would be remove the fish houses at this time until they can get their section implemented and make sure it's operating and managed correctly.

Chairman Porter: Do we want to hang a carrot out there or take the section out? We could make Section 1 active only upon the completion of the state radio project that allows access by any law enforcement to that number and write it specifically like that so it still hangs the carrot out there for them to do the project?

Rep. Heinert: That would be fine. My concern is that we know it will cost addition funding so I didn't understand where Game and Fish would come up with that funding.

Chairman Porter: Work with Kyle on language that it would kick in only after state radio has the information available for the local law enforcement. Then we can take that up later today.

Rep. Heinert: OK.

Chairman Porter: Kyle can check to see if we need an actual Section 3, but is the activation of Section 1 or if we want to put it right in Section 1. If you guys want to work on that and get that going, we'll take that up again later. Chairman Porter closed the hearing.

2017 HOUSE STANDING COMMITTEE MINUTES

Energy and Natural Resources Committee

Coteau –A Room, State Capitol

SB 2308

3/10/2017

29051

Subcommittee

Conference Committee

Committee Clerk Signature

Kathleen Davis

Explanation or reason for introduction of bill/resolution:

relating to identification of fish houses & coyote snares

Minutes:

Attachment #1

Chairman Porter: Called the committee to order and opened the hearing on SB 2308.

Rep. Heinert: I handed out just now a proposed amendment and I would move adoption of such.

Rep. Seibel: second

Chairman Porter: I have a motion from Rep. Heinert, second from Rep. Seibel to adopt the proposed amendment, Page 1 after Line 18 insert, fish house registration numbers may not be issued by the department until ND state radio has integrated ND Game and Fish license information into the National Law Enforcement Telecommunications system. Any discussion? All those in favor say aye, opposed? Motion carries.

We have an amended bill in front of us.

Rep. Ruby: I move a Do Pass on SB 2308 as amended.

Rep. Heinert: second

Chairman Porter: I have a motion for a Do Pass on SB 2308 as amended, second from Rep. Heinert. Discussion? The clerk will call the roll on a Do Pass to SB 2308 as amended.

Yes 13 No 0 Absent 1 Motion carried. Rep. Heinert is carrier. Hearing was closed

3/10/17 DGO

17.0983.01001
Title.02000

Adopted by the Energy and Natural Resources
Committee

March 10, 2017

PROPOSED AMENDMENTS TO SENATE BILL NO. 2308

Page 1, line 17, after the period insert "The department may not issue a fishhouse registration number, unless the division of state radio has integrated game and fish department license information into the national law enforcement telecommunications system."

Renumber accordingly

Date: 3-10-17

Roll Call Vote #: 1

2017 HOUSE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. 2308

House Energy & Natural Resources Committee

Subcommittee

Amendment LC# or Description: 17,0983,01001

Recommendation

- Adopt Amendment
- Do Pass Do Not Pass Without Committee Recommendation
- As Amended Rerefer to Appropriations
- Place on Consent Calendar

Other Actions

- Reconsider
- _____

Motion Made By Rep Heinert Seconded By Rep Seibel

Representatives	Yes	No	Representatives	Yes	No
Chairman Porter			Rep. Lefor		
Vice Chairman Damschen			Rep. Marschall		
Rep. Anderson			Rep. Roers Jones		
Rep. Bosch			Rep. Ruby		
Rep. Devlin			Rep. Seibel		
Rep. Heinert					
Rep. Keiser			Rep. Mitskog		
			Rep. Mock		

*voice
vote
motion
carried*

Total (Yes) _____ No _____

Absent _____

Floor Assignment _____

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

pg 1 after line 18

Date: 3-10-17

Roll Call Vote #: 2

2017 HOUSE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. 2308

House Energy & Natural Resources Committee

Subcommittee

Amendment LC# or Description: 17,0983,0001

Recommendation

- Adopt Amendment
- Do Pass Do Not Pass Without Committee Recommendation
- As Amended Rerefer to Appropriations
- Place on Consent Calendar

Other Actions Reconsider _____

Motion Made By Rep Ruby Seconded By Rep Heinert

Representatives	Yes	No	Representatives	Yes	No
Chairman Porter	✓		Rep. Lefor	✓	
Vice Chairman Damschen	✓		Rep. Marschall	✓	
Rep. Anderson	✓		Rep. Roers Jones	✓	
Rep. Bosch	✓		Rep. Ruby	✓	
Rep. Devlin	✓		Rep. Seibel	✓	
Rep. Heinert	✓				
Rep. Keiser	✓		Rep. Mitskog	✓	
			Rep. Mock	AB	

Total (Yes) 13 No 0

Absent 1

Floor Assignment Rep Heinert

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

REPORT OF STANDING COMMITTEE

SB 2308: Energy and Natural Resources Committee (Rep. Porter, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2308 was placed on the Sixth order on the calendar.

Page 1, line 17, after the period insert "The department may not issue a fishhouse registration number, unless the division of state radio has integrated game and fish department license information into the national law enforcement telecommunications system."

Renumber accordingly

2017 TESTIMONY

SB 2308

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2/2/17
Att. # 1
pg 1

On behalf of the families and members of the trapping community, I ask for your support of a “Do Pass” vote for Senate Bill 2308



Rick Tischaefter, President

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Enclosure 5 Game Warden Resources

Enclosure 6 Fishhouse Identification

Enclosure 7 Coyote Snare Identification

Enclosure 8 Landowner Written Permission Requirement

SB 2308
2-2-17
AHC
pg 3

Introduced by

Senators Vedaa, Anderson, Clemens, Kannianen

Representatives D. Anderson, C. Johnson

1 A BILL for an Act to amend and reenact section 20.1-06-07 and subsection 3 of section
2 20.1-07-03.1 of the North Dakota Century Code, relating to identification of fishhouses and
3 coyote snares.

4 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

5 **SECTION 1. AMENDMENT.** Section 20.1-06-07 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **20.1-06-07. Fishhouses - Removal - Penalty.**

8 1. A person may erect, have, or maintain on the ice in any waters of this state a
9 fishhouse, used or to be used while ice fishing, or a dark house, used or to be used for
10 spearfishing. Fishhouse and dark house owners are subject to the rules the director
11 may adopt governing the construction, maintenance, and use of these units. The
12 outside of each unoccupied unit must have inscribed on it, in readily distinguishable
13 characters at least three inches [7.62 centimeters] high, the registration number issued
14 by the department for the fishhouse, or the owner's name and address or telephone
15 number. An unoccupied fishhouse or dark house left on the ice without a registration
16 number, or an owner's name and address or telephone number may be removed or
17 destroyed by the department. Any person who violates this subsection is guilty of a
18 class 2 noncriminal offense.

19 2. Each unit must be removed from the ice by that date established by the governor's
20 proclamation. Failure to remove a unit is deemed an abandonment and the director
21 may remove or destroy abandoned units.

22 **SECTION 2. AMENDMENT.** Subsection 3 of section 20.1-07-03.1 of the North Dakota
23 Century Code is amended and reenacted as follows:

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Sixty-fifth
Legislative Assembly

- 1 3. A person using a snare for the purpose of taking coyotes shall permanently affix with a
- 2 metal or plastic tag the registration number issued by the department, or that person's
- 3 name, address, and telephone number to each snare being used.

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Senate Bill 2308 historical information:

April 2005 – North Dakota Fur Hunters and Trappers Association desire an automated license system. Essential for the distribution of education program materials.

February 2010 – North Dakota Fur Hunters and Trappers Association membership survey with a 61% return rate. 68% of the respondents favored a point of sale automated license information system (ALIS); and 71% approved of having a permanent customer number to address personal security, improving license renewal, and to identify equipment.

March 2015 – 64th legislative assembly “added funding for licensing system programming costs” to North Dakota Game and Fish Department in the amount of \$55,381.00. Automated system to be in place April 1, 2016.

April 2016 – An automated system is in place to purchase licenses.

January 2017 – North Dakota Game and Fish Department licensing system automation provides the opportunity to issue an individual a personal and permanent number. With legislative approval, this number could be used to identify equipment as required.

Benefits of a personal and permanent number issued by NDGFD:

No cost to implement or maintain (Enclosure 3).

Easily obtained by a one-time registration on “My Account” at the North Dakota Game and Fish Department website (Enclosure 4).

Easily enforced by Game Wardens. Name, address, and telephone number are obtained through licensing records via a vehicle mounted computer or smart phone (Enclosure 5).

A NDGFD issued number would be less work and cost for an individual to initially meet NDCC requirements; more so in the event of a change in address or telephone number (Enclosure 6 and 7).

Trapping and using snares on private lands requires written landowner permission, so there should be no unknowns (Enclosure 8).

The freedom of choice.

A NDGFD issued number would provide anonymity (outside of official business) and may reduce the potential for mischief, theft, damage, or destruction of property.

H-132 & H-133

1577 Budget SB 2308
 22-17
 Attach #1

	FTE Positions	General Fund	Other Funds	Total
2015-17 legislative appropriations	163.00	\$0	\$77,231,739	\$77,231,739
2015-17 base budget	158.00	0	67,553,639	67,553,639
Legislative increase (decrease) to base budget	5.00	\$0	\$9,678,100	\$9,678,100

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SUMMARY OF LEGISLATIVE CHANGES TO THE BASE BUDGET AND MAJOR FUNDING ITEMS

Salaries and Wages

The legislative action affecting the recommended appropriation for the Game and Fish Department is in accordance with legislative salary and fringe benefits guidelines as contained in Senate Bill No. 2015.

Changes to Base Budget

	FTE Positions	General Fund	Other Funds	Total
The legislative action:				
Added funding for base payroll changes for cost-to-continue 2013-15 biennium salaries and benefit increases and for other base payroll changes.			\$336,636	\$336,636
Added funding for 2015-17 biennium performance salary adjustments of 2 to 4 percent per year.			1,086,912	1,086,912
Added funding for employee health insurance premiums to reflect a premium estimate of \$1,130.22 per month.			566,829	566,829
Added funding to change 3 part-time employees to FTE positions:				
1 administrative assistant I FTE position - Williston	1.00		\$92,966	\$92,966
1 administrative assistant I FTE position - Bismarck	1.00		92,966	92,966
1 biologist I FTE position	1.00		136,683	136,683
Total part-time to FTE positions.	3.00		\$322,615	\$322,615
Added funding for 1 administrative officer II FTE position.	1.00		139,475	139,475
Added funding for 1 licensing specialist II FTE position.	1.00		117,973	117,973
Increased funding for capital assets.			847,935	847,935
Increased funding for grants.			211,912	211,912
Increased funding for operating expenses.			634,114	634,114
Increased funding for land habitat and deer depredation.			2,758,157	2,758,157
Adjusted funding for the Wildlife Division.			200,161	200,161
Added funding for Devils Lake storage building (\$200,000) and State Fair shooting skills building (\$200,000).			400,000	400,000
Increased funding for the wildlife private land initiative.			2,000,000	2,000,000
Added funding for licensing system programming costs.			55,381	55,381
Total	5.00	\$0	\$9,678,100	\$9,678,100

FTE Changes

The 2015-17 biennium appropriation includes funding for 163 FTE positions, an increase of 5 FTE positions from the 2013-15 biennium authorized level of 158 FTE positions. The Legislative Assembly:

- Converted 2 part-time employees to 2 administrative assistant I FTE positions;
- Converted 1 part-time employee to 1 biologist I FTE position;
- Added 1 administrative officer II FTE position; and
- Added 1 licensing specialist II FTE position due to the effect of House Bill No. 1158, see **Related Legislation** section below.

Capital Assets, Payments, and Projects

The Legislative Assembly provided \$5,712,996 from other funds for capital assets, payments, and projects during the 2015-17 biennium. The schedule below details funding provided in the 2013-15 and 2015-17 bienniums for capital assets, payments, and projects:

Projects	2013-15 Biennium	2015-17 Biennium
Extraordinary repairs	\$485,891	\$1,125,000
Wildlife management area (WMA) improvements	148,170	100,000
Fishing area projects	467,980	985,000
Shooting range improvements	425,000	400,000
Lonetree WMA heated storage building expansion	150,000	
Lonetree WMA improvements		50,000
Land acquisition	800,000	800,000
Payment in lieu of taxes	1,000,000	1,000,000
Enforcement division equipment	210,000	209,997
Fisheries equipment	142,020	277,002
Lonetree WMA equipment	67,200	65,000
Wildlife Division equipment	206,000	300,997
Devils Lake storage building		200,000
State Fair shooting skills building		200,000
Other capital payments	135,000	
Total	\$4,237,261	\$5,712,996

Other Sections in Bill

Grants, gifts, and donations line - Section 2 identifies \$400,000 received by the Game and Fish Department in the grants, gifts, and donations line item for surface damage, easements, or reclamation on department-owned or managed properties as a result of mineral exploration and extraction activities.

2-2-17
Attch #1



NORTH DAKOTA GAME AND FISH DEPARTMENT

(<https://gf.nd.gov/>)

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My Account
(<https://apps.nd.gov/gnf/onlineservic>)
(<https://apps.nd.gov/gnf/onlineservic>)
(<https://apps.nd.gov/gnf/onlineservic>)

My Account

[RICHARD R. TISCHAEFER \(/gnf/onlineservices/lic/public/myGNF.htm?tabCustNo=c636328145fcf74a68434772512e74a3\)](#)

Hunting and Fishing

Manage Notifications

Manage RICHARD R. TISCHAEFER's Profile

License

Current Licenses

Year	License	License #	Expiration	Purchaser
2016	Certificate	OLN04062268	03/31/2017	RickTischaefer
2016	Combination	OLN04062268	03/31/2017	RickTischaefer
2016	Crane	OLN04062268		RickTischaefer
2016	Deer Bow	OLN04062268		RickTischaefer

Print/Download

Purchase Additional Licenses

Current Registrations

Registrations	Registration #	Expiration
Spearfishing	30025	03/15/2018

Available Registrations: HIP Survey

New Registration

Lottery

Previous Lotteries

Type	Year	Members (Points)	Results
Bighorn Sheep	2016	RICHARD R. TISCHAEFER (N/A)	Unsuccessful (View Details)
Deer 1st Lottery	2014	RICHARD R. TISCHAEFER (2)	Unsuccessful (View Details)
Elk	2007	RICHARD R. TISCHAEFER (N/A)	Successful (View Details)
Fall Turkey Lottery	2012	RICHARD R. TISCHAEFER (0)	Successful (View Details)
Moose	2016	RICHARD R. TISCHAEFER (N/A)	Unsuccessful (View Details)
Pronghorn Lottery	2007	RICHARD R. TISCHAEFER (2)	Successful (View Details)
Spring Turkey Lottery	2016	RICHARD R. TISCHAEFER (1)	Successful (View Details)
Swan Lottery	2012	RICHARD R. TISCHAEFER (0)	Successful (View Details)

Apply

Current Lottery Bonus Points

Type	Points
------	--------

Enclosure 4

NDGFD Game Wardens have immediate access to information through vehicle mounted computers

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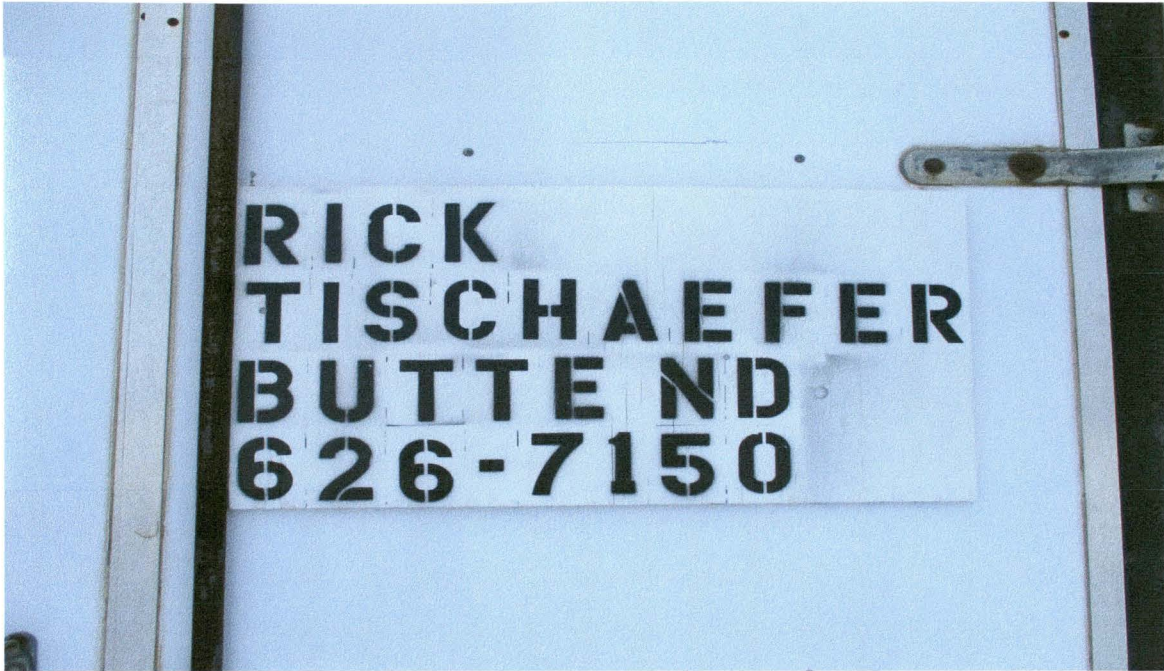
or hand held smartphones.



Unoccupied fishhouse

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Current requirement - name, address, or telephone number



Or

Proposed amendment – NDGFGD issued registration number



Coyote Snare Identification

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An identification tag affixed to the anchoring end of a coyote snare

Current requirement – name, address, and telephone number



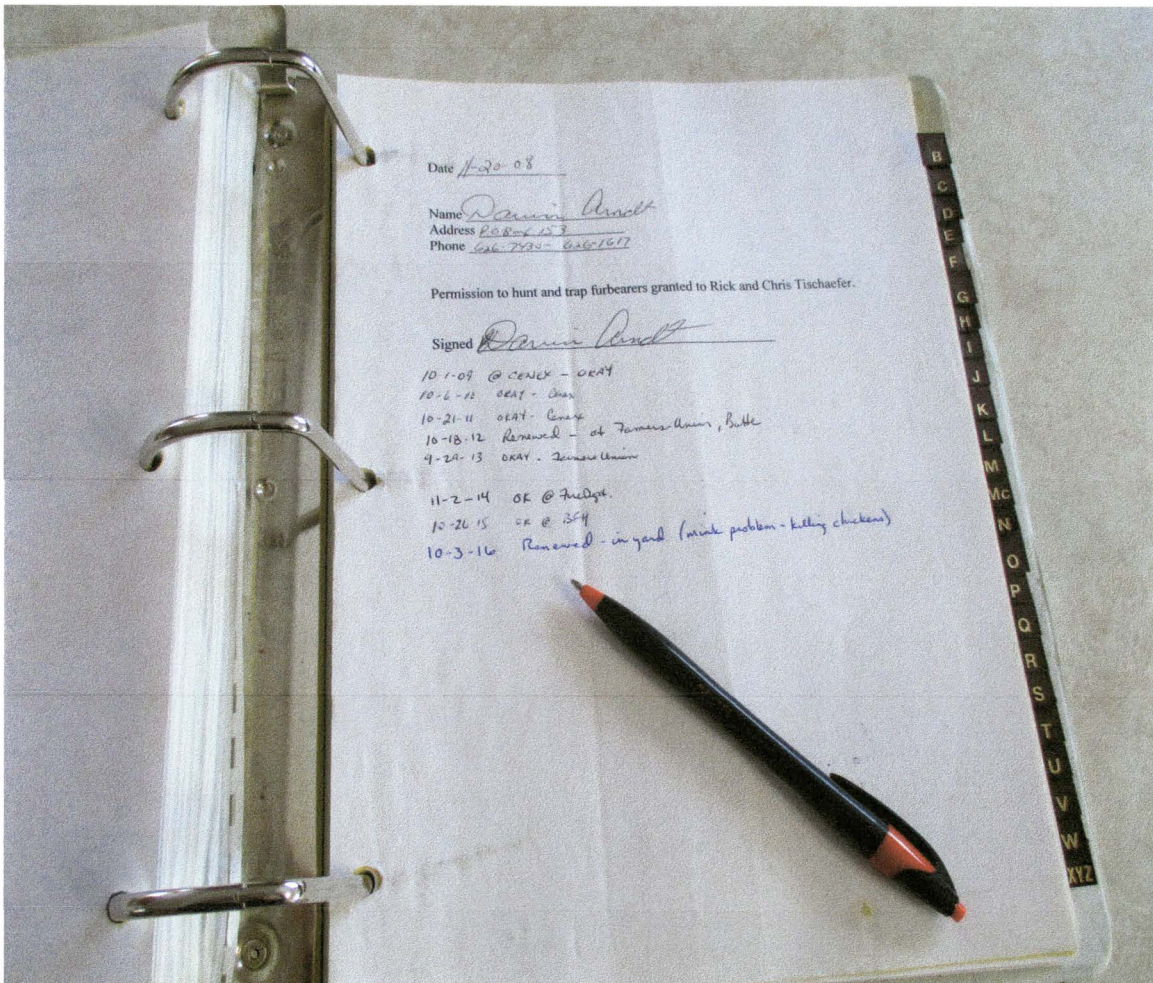
Or

Proposed amendment – NDGFD issued registration number



Written landowner permission is required to place any traps or snares on private property.

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Attach #1
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SB 2308
2/2/17
Att. # 2
pg 1

Chairman Unruh and members of the Senate Energy and Natural Resources Committee, my name is Phil Mastrangelo, I reside within District 33. I support SB 2308 for these reasons:

I moved to North Dakota in 1999 after living and working in seven other states. Without question, North Dakota is the best place that I've lived. The quality of life and the quality of the people are far superior to the other places where I resided. Over the last few years though North Dakota has either caught up with the rest of the world or the rest of the world has caught up to North Dakota; I'm not sure which. Life on the prairie isn't what it used to be; it's still great though, just a bit different.

I support SB 2308 because I like the option it provides of protecting the identity of the owners of ice fishing house and the identity of those who use snares for capturing furbearers. As proposed, SB 2308 would allow the owners of fish houses and the user of snares to continue the practice of putting their name, address, and phone number on their ice houses and snares or they can use a unique registration number issued by the North Dakota Game and Fish Department (NDGFD). The registration numbers would be permanently assigned to all individuals who request them. Since the numbers are unique to each individual the NDGFD would still be able to determine ownership of the ice houses and snares. While this option would protect the identity of fish house owners and the users of snares from people who may be opposed to those practices it still allows the NDGFD to enforce the other regulations related to ice fishing and the use of snares. So, I request that each of you support the passage of SB 2308.

Thank you for hearing my testimony and thank you for your service to your respective Districts and to North Dakota.



Phil Mastrangelo
3235 Crested Dr. N
Mandan, ND 58554
philmast3235@gmail.com
701-400-0587



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2/2/17
A# #3
pg 1

Senate Energy and Natural Resources Committee
Testimony on SB 2308

North Dakota Game and Fish Department
Kim Kary, Chief Administrative Services Division
February 2, 2017

Madam chair and members of the Senate Energy and Natural Resources Committee, my name is Kim Kary, Chief of Administrative Services Division of the North Dakota Game and Fish Department and I am testifying in support of SB 2308.

The proposed bill is requesting to use a registration number issued by the Department as an option for identification on fishhouses, or dark houses, and cable devices (snares). The Department has a system in place to allow an individual to apply for a permanent registration number which could be used as identification on hunting and fishing equipment. A game warden will have access to the system in order to look up the name, address, and phone number of the individual.

If this bill passes, the Department will need to amend its Administrative Rules.

Madam chair and committee members, the North Dakota Game and Fish Department respectfully requests a **DO PASS** on SB ~~2284~~. 2308

This concludes my testimony. I would be happy to answer any questions.

original

● On behalf of the families and members of the trapping community, I ask for your support of a “Do Pass” vote for Senate Bill 2308

●



● Rick Tischaefer, President

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Enclosure 7 Coyote Snare Identification

Enclosure 8 Landowner Written Permission Requirement

Introduced by

Senators Vedaa, Anderson, Clemens, Kannianen

Representatives D. Anderson, C. Johnson

1 A BILL for an Act to amend and reenact section 20.1-06-07 and subsection 3 of section
2 20.1-07-03.1 of the North Dakota Century Code, relating to identification of fishhouses and
3 coyote snares.

4 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

5 **SECTION 1. AMENDMENT.** Section 20.1-06-07 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **20.1-06-07. Fishhouses - Removal - Penalty.**

- 8 1. A person may erect, have, or maintain on the ice in any waters of this state a
9 fishhouse, used or to be used while ice fishing, or a dark house, used or to be used for
10 spearfishing. Fishhouse and dark house owners are subject to the rules the director
11 may adopt governing the construction, maintenance, and use of these units. The
12 outside of each unoccupied unit must have inscribed on it, in readily distinguishable
13 characters at least three inches [7.62 centimeters] high, the registration number issued
14 by the department for the fishhouse, or the owner's name and address or telephone
15 number. An unoccupied fishhouse or dark house left on the ice without a registration
16 number, or an owner's name and address or telephone number may be removed or
17 destroyed by the department. Any person who violates this subsection is guilty of a
18 class 2 noncriminal offense.
- 19 2. Each unit must be removed from the ice by that date established by the governor's
20 proclamation. Failure to remove a unit is deemed an abandonment and the director
21 may remove or destroy abandoned units.

22 **SECTION 2. AMENDMENT.** Subsection 3 of section 20.1-07-03.1 of the North Dakota
23 Century Code is amended and reenacted as follows:

Sixty-fifth
Legislative Assembly

- 1 3. A person using a snare for the purpose of taking coyotes shall permanently affix with a
2 metal or plastic tag the registration number issued by the department, or that person's
3 name, address, and telephone number to each snare being used.

Senate Bill 2308 historical information:

April 2005 – North Dakota Fur Hunters and Trappers Association desire an automated license system. Essential for the distribution of education program materials.

February 2010 – North Dakota Fur Hunters and Trappers Association membership survey with a 61% return rate. 68% of the respondents favored a point of sale automated license information system (ALIS); and 71% approved of having a permanent customer number to address personal security, improving license renewal, and to identify equipment.

March 2015 – 64th legislative assembly “added funding for licensing system programming costs” to North Dakota Game and Fish Department in the amount of \$55,381.00. Automated system to be in place April 1, 2016.

April 2016 – An automated system is in place to purchase licenses.

January 2017 – North Dakota Game and Fish Department licensing system automation provides the opportunity to issue an individual a personal and permanent number. With legislative approval, this number could be used to identify equipment as required.

Benefits of a personal and permanent number issued by NDGFD:

No cost to implement or maintain (Enclosure 3).

Easily obtained by a one-time registration on “My Account” at the North Dakota Game and Fish Department website (Enclosure 4).

Easily enforced by Game Wardens. Name, address, and telephone number are obtained through licensing records via a vehicle mounted computer or smart phone (Enclosure 5).

A NDGFD issued number would be less work and cost for an individual to initially meet NDCC requirements; more so in the event of a change in address or telephone number (Enclosure 6 and 7).

Trapping and using snares on private lands requires written landowner permission, so there should be no unknowns (Enclosure 8).

The freedom of choice.

A NDGFD issued number would provide anonymity (outside of official business) and may reduce the potential for mischief, theft, damage, or destruction of property.

	FTE Positions	General Fund	Other Funds	Total
2015-17 legislative appropriations	163.00	\$0	\$77,231,739	\$77,231,739
2015-17 base budget	158.00	0	67,553,639	67,553,639
Legislative increase (decrease) to base budget	5.00	\$0	\$9,678,100	\$9,678,100

SUMMARY OF LEGISLATIVE CHANGES TO THE BASE BUDGET AND MAJOR FUNDING ITEMS

Salaries and Wages

The legislative action affecting the recommended appropriation for the Game and Fish Department is in accordance with legislative salary and fringe benefits guidelines as contained in Senate Bill No. 2015.

The legislative action:	Changes to Base Budget			Total
	FTE Positions	General Fund	Other Funds	
Added funding for base payroll changes for cost-to-continue 2013-15 biennium salaries and benefit increases and for other base payroll changes.			\$336,636	\$336,636
Added funding for 2015-17 biennium performance salary adjustments of 2 to 4 percent per year.			1,086,912	1,086,912
Added funding for employee health insurance premiums to reflect a premium estimate of \$1,130.22 per month.			566,829	566,829
Added funding to change 3 part-time employees to FTE positions:				
1 administrative assistant I FTE position - Williston	1.00		\$92,966	\$92,966
1 administrative assistant I FTE position - Bismarck	1.00		92,966	92,966
1 biologist I FTE position	1.00		136,683	136,683
Total part-time to FTE positions.	3.00		\$322,615	\$322,615
Added funding for 1 administrative officer II FTE position.	1.00		139,475	139,475
Added funding for 1 licensing specialist II FTE position.	1.00		117,973	117,973
Increased funding for capital assets.			847,935	847,935
Increased funding for grants.			211,912	211,912
Increased funding for operating expenses.			634,114	634,114
Increased funding for land habitat and deer depredation.			2,758,157	2,758,157
Adjusted funding for the Wildlife Division.			200,161	200,161
Added funding for Devils Lake storage building (\$200,000) and State Fair shooting skills building (\$200,000).			400,000	400,000
Increased funding for the wildlife private land initiative.			2,000,000	2,000,000
Added funding for licensing system programming costs.			55,381	55,381
Total	5.00	\$0	\$9,678,100	\$9,678,100

FTE Changes

The 2015-17 biennium appropriation includes funding for 163 FTE positions, an increase of 5 FTE positions from the 2013-15 biennium authorized level of 158 FTE positions. The Legislative Assembly:

- Converted 2 part-time employees to 2 administrative assistant I FTE positions;
- Converted 1 part-time employee to 1 biologist I FTE position;
- Added 1 administrative officer II FTE position; and
- Added 1 licensing specialist II FTE position due to the effect of House Bill No. 1158, see **Related Legislation** section below.

Capital Assets, Payments, and Projects

The Legislative Assembly provided \$5,712,996 from other funds for capital assets, payments, and projects during the 2015-17 biennium. The schedule below details funding provided in the 2013-15 and 2015-17 bienniums for capital assets, payments, and projects:

Projects	2013-15 Biennium	2015-17 Biennium
Extraordinary repairs	\$485,891	\$1,125,000
Wildlife management area (WMA) improvements	148,170	100,000
Fishing area projects	467,980	985,000
Shooting range improvements	425,000	400,000
Lonetree WMA heated storage building expansion	150,000	
Lonetree WMA improvements		50,000
Land acquisition	800,000	800,000
Payment in lieu of taxes	1,000,000	1,000,000
Enforcement division equipment	210,000	209,997
Fisheries equipment	142,020	277,002
Lonetree WMA equipment	67,200	65,000
Wildlife Division equipment	206,000	300,997
Devils Lake storage building		200,000
State Fair shooting skills building		200,000
Other capital payments	135,000	
Total	\$4,237,261	\$5,712,996

Other Sections in Bill

Grants, gifts, and donations line - Section 2 identifies \$400,000 received by the Game and Fish Department in the grants, gifts, and donations line item for surface damage, easements, or reclamation on department-owned or managed properties as a result of mineral exploration and extraction activities.



(<https://gf.nd.gov/>)

NORTH DAKOTA

GAME AND FISH DEPARTMENT

My Account
 (<https://apps.nd.gov/gnf/onlineservic>)
 (<https://apps.nd.gov/gnf/onlineservic>)
 (<https://apps.nd.gov/gnf/onlineservic>)

My Account

RICHARD R. TISCHAEFER (</gnf/onlineservices/lic/public/myGNF.htm?tabCustNo=c636328145fcf74a68434772512e74a3>)

Hunting and Fishing

Manage Notifications

Manage RICHARD R. TISCHAEFER's Profile

License

Current Licenses

Year	License	License #	Expiration	Purchaser
2016	Certificate	OLN04062268	03/31/2017	RickTischaefer
2016	Combination	OLN04062268	03/31/2017	RickTischaefer
2016	Crane	OLN04062268		RickTischaefer
2016	Deer Bow	OLN04062268		RickTischaefer

Print/Download

Purchase Additional Licenses

Current Registrations

Registrations	Registration #	Expiration
Spearfishing	30025	03/15/2018

Available Registrations: HIP Survey

New Registration

Lottery

Previous Lotteries

Type	Year	Members (Points)	Results
Bighorn Sheep	2016	RICHARD R. TISCHAEFER (N/A)	Unsuccessful (View Details)
Deer 1st Lottery	2014	RICHARD R. TISCHAEFER (2)	Unsuccessful (View Details)
Elk	2007	RICHARD R. TISCHAEFER (N/A)	Successful (View Details)
Fall Turkey Lottery	2012	RICHARD R. TISCHAEFER (0)	Successful (View Details)
Moose	2016	RICHARD R. TISCHAEFER (N/A)	Unsuccessful (View Details)
Pronghorn Lottery	2007	RICHARD R. TISCHAEFER (2)	Successful (View Details)
Spring Turkey Lottery	2016	RICHARD R. TISCHAEFER (1)	Successful (View Details)
Swan Lottery	2012	RICHARD R. TISCHAEFER (0)	Successful (View Details)

Apply

Current Lottery Bonus Points

Type	Points
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Enclosure 4

NDGFD Game Wardens have immediate access to information through vehicle mounted computers



or hand held smartphones.



Unoccupied fishhouse

Current requirement - name, address, or telephone number



Or

Proposed amendment – NDGFGD issued registration number



Coyote Snare Identification



An identification tag affixed to the anchoring end of a coyote snare

Current requirement – name, address, and telephone number

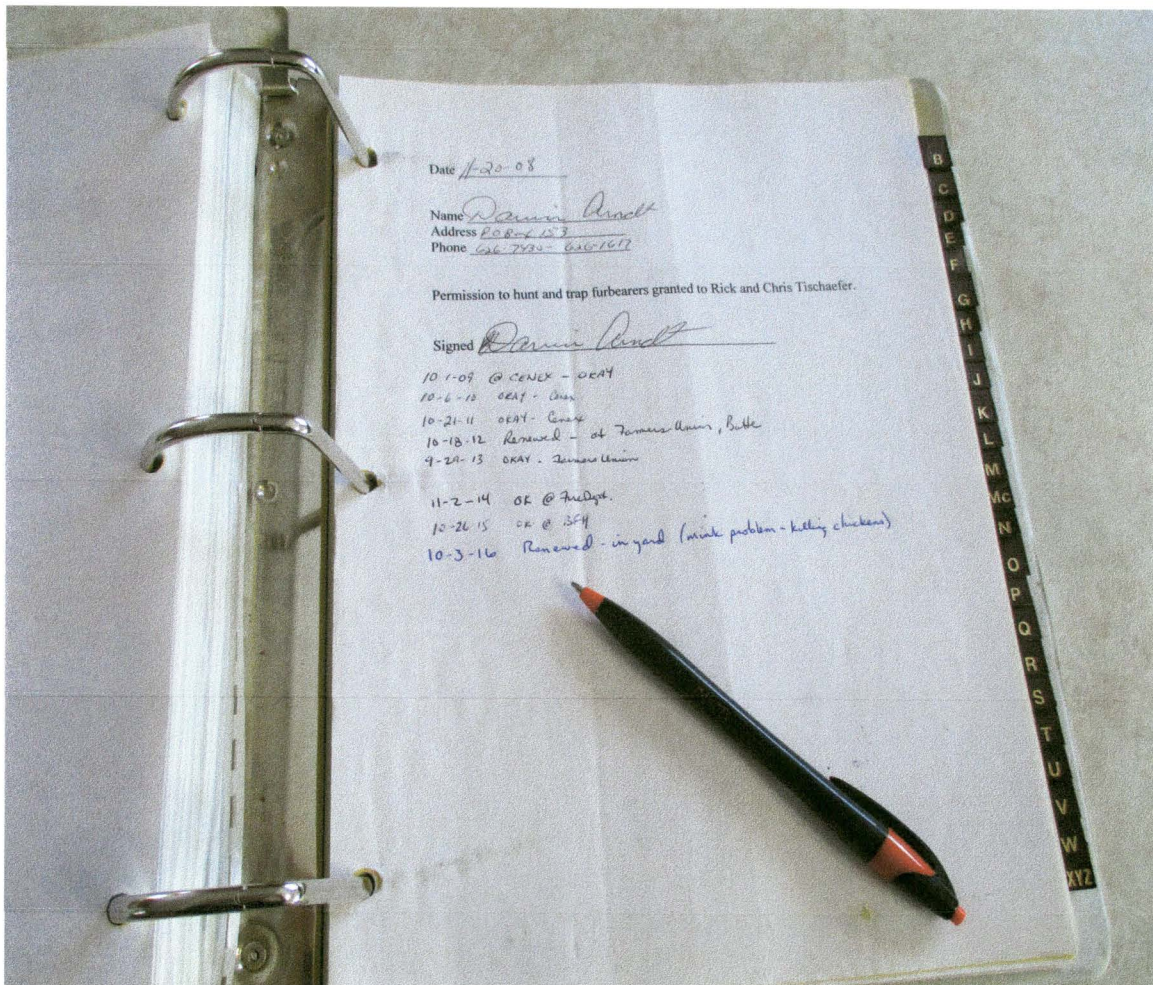


Or

Proposed amendment – NDGFD issued registration number



Written landowner permission is required to place any traps or snares on private property.



2
3-2-17
SB 2308



House Energy and Natural Resources Committee
Testimony on SB 2308

North Dakota Game and Fish Department
Kim Kary, Chief Administrative Services Division
March 2, 2017

Chairman Porter and members of the House Energy and Natural Resources Committee, my name is Kim Kary, Chief of Administrative Services Division of the North Dakota Game and Fish Department and I am testifying in support of SB 2308.

The proposed bill is requesting to use a registration number issued by the Department as an option for identification on fishhouses, or dark houses, and cable devices (snare). The Department has a system in place to allow an individual to apply for a permanent registration number which could be used as identification on hunting and fishing equipment. A game warden will have access to the system in order to look up the name, address, and phone number of the individual.

If this bill passes, the Department will need to amend its Administrative Rules.

Mr. Chairman and committee members, the North Dakota Game and Fish Department respectfully requests a **DO PASS** on SB 2308.

This concludes my testimony. I would be happy to answer any questions.

1
3-10-17
SD 2308

Mar 9, 2017

Proposed Amendment to SB 2308

- Rep. Heinert

Page 1, after line 18 insert:

- a. Fishhouse registration numbers may not be issued by the department until North Dakota state radio has integrated North Dakota game and fish license information into the national law enforcement telecommunications system.