

MICROFILM DIVIDER

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ROLL NUMBER

DESCRIPTION

1468

2001 HOUSE NATURAL RESOURCES

HB 1468

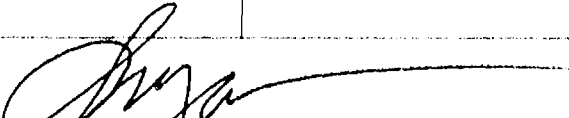
2001 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1468

House Natural Resources Committee

☐ Conference Committee

Hearing Date February 2, 2001

Tape Number	Side A	Side B	Meter #
2		x	3749 to 6150
Committee Clerk Signature 			

Minutes:

Chairman Earl Rennerfeldt, Vice Chair Jon O. Nelson, Rep. Brekke, Rep. DeKrey, Rep. Droydal, Rep. Galvin, Rep. Keiser, Rep. Klein, Rep. Nottestad, Rep. Porter, Rep. Weiler, Rep. Hanson, Rep. Kelsh, Rep. Solberg, Rep. Winrich.

Chairman Rennerfeldt: I will open the hearing on HB 1468.

Rep. Al Carlson - District 41: One of the major changes on page one, line 9 through 14 where it states The non resident small game license....game license per year. The second section is another part of the bill that deals with non resident water fowl hunting. In the past we required when you bought a water fowl license that you had to also buy an upland or small game license. This removes that requirement. If you are coming here to hunt water fowl, you do not need to buy the small game license. You may buy it, but you don't need to. The changes in terms of fees are on the back side of the bill. It changes the non resident small game hunting license from \$75 to 85

dollars and I am sure after listening to the zone bill today, I am sure you understand there is a 14 day period on water fowl already, this matches up the 14 day period for the upland game. There are no zones involved, but it is 14 days. Non resident water fowl license goes from \$10 to \$85, but you realize that before they needed to pay that because they were required to buy both licenses. The non resident fishing license goes from \$25 to \$32. The non resident short term 7 day goes from \$15 to \$20. The non resident husband and wife goes from \$35 to \$45 and a non resident short term three day fishing license goes from \$10 to \$15. As I had the bill prepared the basis for this bill you will see it here, no where does it limit the number of hunters that can come to our state. That was not my intent with the bill. I believe we have a very valuable resource that needs to be properly managed and maintained. I looked at all the surrounding states and what they are charging for their license of similar value and these were adjusted to bring us more in line with what someone is going to pay within the region. I did have some concerns about the effective day, I know Game and Fish has a few concerns about this, it goes into effect April 1, 2002 and I understand they are already selling fishing licenses for 2002 and my intent is for the Saturday the bills go into effect that all the other hunting licenses would become effect on that day, they have a tremendous amount of licenses bought over the Internet which allows easy transition for those. I will bring you further amendments. This again is not an attempt to limit. It allows them to pick their dates, and does allow them to hunt from September 1 to January and buy an additional license when their 14 days are over with.

Larry Knoblich - ND Sportsmen Alliance: We rise in support of this bill. (See written testimony).

Vice Chair Nelson: When you contacted South Dakota, what is their license fee for their non residents?

Knoblich: You can go kinda like our season, 5 days and 5 days, or 10 days. I didn't ask what the fees were. I was most concerned about the fact that you could buy more than one license.

Mike Donahue - NDWF & USND: We support this bill. We looked at all the numbers with Game and Fish.

Jim Nagel - ND Guides and Outfitters & ND Sports Fishing Congress: We are here to support HB 1468. We feel the fee increases are reasonable and we recognize also that we are significantly lower than our neighboring states. At this point on behalf of ND Guides and Outfitters, I have two points for and one against this bill. We have to oppose the bill as written although we are agreeing with points of the bill. On behalf of Guides and Outfitters Association we have to oppose the bill as written, we do support the 14 day restriction for upland, again the access issue that we talked about earlier today. We would also like another lobbyist encourage why a second license if we are trying to put some restrictions, the cost of the license means nothing to the non resident coming in here to hunt. We would suggest an amendment to get that 2nd license out of the bill. We also, as far as the fishing increases, feel they are very reasonable increases and support this issue also. The only part of the bill we are opposed to is if you are a hunter coming in here to hunt water fowl and upland both on this bill, it seems like too much of an increase to go from \$85 to \$170 and a lot of the hunters do hunt both. We would like to suggest an amendment for one additional line added to the bill for a combination license of \$130. Somewhere in-between the old and new rates.

Rep. Nottestad: Does the sister state South Dakota have a combination license, single license or double license for water fowl and upland.

Nagel: I guess I don't know the answer to that question.

Vice Chair Nelson: Why did you choose \$130? That's not half way between.

Nagel: Am I not half way between? Are we a little on the high side of half?

Vice Chair Nelson: Just a little.

Nagel: I am sure the committee will come up with their own number anyway.

Paul Crary - Cass County Wildlife Club: The bill speaks for itself, we go on record as being in support of it.

Chairman Rennerfeldt: Anyone else here to speak in favor of this bill?

Roger Rostvet - ND Game and Fish: We are neutral on this bill but I do have a handout that gives facts and figures. (See written testimony).

Rep. Porter: Looking down the hunting fees, and talking about Mr. Nagel's comments on combination licenses, as we are looking down here the uncoupling in North Dakota would cause a person to buy if they wanted to hunt both upland small game and water fowl to buy one in each column. How are the other states like Minnesota, Nebraska, Wyoming and Montana? Would they have to buy one in each column or just one license.

Rostvet: South Dakota requires they charge \$100 for small game and if you want to hunt water fowl that is an additional \$100 so the combination is \$205. In Montana it requires \$115 for small game stamp, in addition to that it is only \$5 for additional water fowl. They prerequisite the small game stamp which is \$120. North Dakota right now gets \$75 for the one license plus \$10 for general stamps and then another \$10 for water fowl for a total of \$95 if you want to hunt everything in ND. That is the significant difference, for that number of individuals that hunt both they would have the most significant financial impact.

Rep. Porter: What does Minnesota do?

Rostvet: Minnesota has a flat rate of \$66 plus some prerequisite licenses and that additional %5 for non resident fee.

Page 5

House Natural Resources Committee

Bill/Resolution Number HB 1468

Hearing Date February 2, 2001

Chairman Rennerfeldt: Anyone opposed to HB 1468? If not, then I will close the hearing on HB 1468.

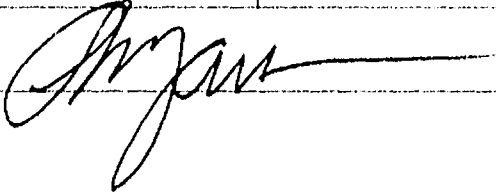
2001 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1468

House Natural Resources Committee

☐ Conference Committee

Hearing Date February 15, 2001

Tape Number	Side A	Side B	Meter #
1	x		275 to 1057
1		x	2208 to 3220
Committee Clerk Signature 			

Minutes:

Chairman Earl Rennerfeldt, Vice Chair Jon O. Nelson, Rep. Brekke, Rep. DeKrey, Rep. Drovdal, Rep. Galvin, Rep. Keiser, Rep. Klein, Rep. Nottestad, Rep. Porter, Rep. Weiler, Rep. Hanson, Rep. Kelsh, Rep. Winrich.

Chairman Rennerfeldt: Let's do HB 1468, Rep. Carlson's increase of fees. I have some amendments here, they have the combination license on their.

Vice Chair Nelson: I move the amendments.

Rep. Drovdal: I second.

Rep. Hanson: What is the combination price in HB 1269 and this one?

Vice Chair Nelson: What the amendments do is allows a non resident to buy an additional 14 day license, when they make that decision to buy that combination license at a rate of \$130. Which is half the cost of that double license, so the sticker shock isn't quite as great as double. Currently a non resident for \$85 can hunt full season upland and 14 days water fowl. What 1468 does is

separate upland from water fowl so the bill clean would cost them \$170 to hunt both, this one would be a \$130. It is an incentive to buy the combination license.

Chairman Rennerfeldt: Is that clear with everyone, what the amendment does?

Vice Chair Nelson: When we take up HB 1269, this same language is included in that bill also.
(some discussion)

Vice Chair Nelson: I would like to further amend section 6, the emergency clause, so we can get this in place for the current season. That would be the same in the proposed amendments to 1269. Game and Fish don't have a problem with this. I move the emergency clause.

Rep. Droydal: I accept that with my second.

Rep. Keiser: What is the effective date of the emergency clause.

Chairman Rennerfeldt: When the Governor signs it.

Rep. Nottestad: Okay, if section 6 becomes an emergency and becomes effective immediately, what does that do to section 5?

(some more discussion)

Vice Chair Nelson: In the amendment section 5 is the combination. That is why we added section 6.

Rep. Hanson: That is not a combination hunting and fishing and water fowl and upland game combination.

Rep. Nottestad: What happens to the wording of section 5? That was sent if for the change in fishing licenses, it had nothing to do with hunting.

(More discussion)

Vice Chair Nelson: I did not discuss the fishing portion of this..

Rep. Nottestad: That is what section 5 is all about.

Page 3
House Natural Resources Committee
Bill/Resolution Number HB 1468
Hearing Date February 15, 2001

Chairman Rennerfeldt: That is a good point. (more discussion).

Vice Chair Nelson: On section 5 as printed now, it just speaks to that section. We can leave that and add section 7 or whatever.....(more discussion).

Chairman Rennerfeldt: We need to take it upstairs and have them correct it. Motion was withdrawn. HB 1468 was tabled.

Vice Chair Nelson: I have some amendments on HB 1468.

Chairman Rennerfeldt: Okay, we will go back to HB 1468.

Vice Chair Nelson: I think the amendments are around. Earlier this morning we visited about what the amendments would do. I does create a combination water fowl license that can be purchased for \$130 for upland and water fowl. It keeps the effective date as April 1, 2002 for fishing license and it does create section 6 for that. In line 15 on page 2 is where the new language is inserted. Section 7 creates the emergency clause so the Upland situation can be enacted this year. I move the amendment.

Rep. DeKrey: I second.

Chairman Rennerfeldt: We have 1468 amended. Is there any discussion?

Rep. Keiser: This change in the combined license create a change in the fiscal note?

Vice Chair Nelson: I would guess that it would, although the Game and Fish Department were aware of the changes and we didn't get an updated fiscal note. My understanding would be, that it would. Under the original bill it would have doubled the fees for the small game. The fishing licenses are intact, that part of the bill would be the same. I guess it would be a potential change.

Chairman Rennerfeldt: A positive change?

Vice Chair Nelson: No, it won't. It would be a negative change.

(discussion on fiscal note.)

Chairman Rennerfeldt: We are debating the amendments, any further discussion on the amendments? All in favor of the amendments signify by saying Aye. Opposed? Amendments carry. We have HB 1468 before us in its amended form, any further discussion?

Rep. Klein: I got a lot of calls on this bill because of the people on the border around our area. They are complaining about this because they do buy a license over there and now they have to buy another license over here. They are going to be buying a lot of licenses. Am I wrong on that?

Rep. Hanson: We've got the same problem going with South Dakota, they give us 10 days and if you want to go the second ten days you buy another license for \$100 each, so coming this way is 14 days for \$85.

Rep. Porter: Just to echo Rep. Hanson, the other problem with this is the people you are hearing from in Lemmon might own land in North Dakota and they are living in Lemmon avoiding ND income taxes, but they want to take full advantage of what our residents get. If they want to take full advantage of our resident hunting and fishing provisions they should move a little farther north.

Rep. Weiler: I just wanted to add if they had to buy more licenses that would take care of the fiscal note problem.

Vice Chair Nelson: I move a Do Pass as Amended.

Rep. Porter: I second it.

Vice Chair Nelson: If I might continue, remember that the fiscal note is revenue, it is not expenditures that are created. This is all special funds which most all of the Game and Fish Department are special funds. So Rep. Weiler is correct in this, if they truly like to hunt pheasant they will pay several times to hunt.

Rep. Porter: One other point, certainly myself included, I am not looking at this as an anti-nonresident issue. I am looking at this as a fairness issue and as a way to build up additional revenue to get more land in the PLOTS program and open public land. This bill only deals with 2% of the nonresident population. Game and Fish handed out testimony that said that 98% of the non resident upland game hunters will not be affected by this bill. They hunt 14 days or less right now, it only affects less than 1.678% of non resident hunters. You might hear from a specific pocket that own land in ND and they feel it is unfair to them. ND landowner living in Hettinger can only hunt in SD for 10 days for \$100 so it is not any different as far as reciprocity goes. I would urge your support.

Rep. Klein: If this is such a small group, why are we bothering to change it?

Rep. DeKrey: We are trying to make our fees comparable, isn't that the purpose of this bill?

Rep. Keiser: Being my first year on this committee, why don't we have a reciprocity rule and just say whatever the other state charges, we will charge that. Other than complicating the administration?

Rep. Porter: That is exactly what I went to ND Game and Fish with earlier this year. The issue of them tracking it is so complicated because of the numbers of where the people are coming from, it is not just the states touching us. It would be people coming from North and South Carolina, Texas and every place else. To have a direct reciprocity system would complicate their license sales to the point that they would technically fiscal noted that to death. That is what I would have much rather had as a bill.

Rep. Keiser: Did they explore a 2 tiered system, one for adjacent states and one for all other states?

Rep. Porter: No. They weren't interested in any reciprocity.

Page 6
House Natural Resources Committee
Bill/Resolution Number HB 1468
Hearing Date February 15, 2001

Chairman Rennerfeldt: Any further discussion? I have motion for a Do Pass as Amended on HB
1468. Motion carries.

MOTION FOR A DO PASS AS AMENDED

YES, 13 NO, 1

1 ABSENT AND NOT VOTING

CARRIED BY REP. PORTER

FISCAL NOTE

Requested by Legislative Council

04/13/2001

Bill/Resolution No.:

Amendment to: Engrossed
HB 1468

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.*

	1999-2001 Biennium		2001-2003 Biennium		2003-2005 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues				\$560,000		\$720,000
Expenditures				\$5,000		
Appropriations						

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

1999-2001 Biennium			2001-2003 Biennium			2003-2005 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.*

Both nonresident hunting and fishing license fees are increased and the small game and waterfowl hunting license structure is changed. With this legislation the cost of the license package for nonresidents who hunt both upland game and waterfowl will change from the current \$95 to \$140. Upland game hunters will now have a fifteen day hunting period and may purchase more than one license. The fees for nonresidents who hunt only waterfowl will remain at the current \$95 level. The fees for nonresidents who hunt upland game, but not waterfowl, will increase from \$85 to \$95.

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.*

The total increase in hunting license revenue is estimated to be about \$200,000 per year. The increase in nonresident fishing license revenue will be about \$160,000 per year. The fishing license increase will apply only for the second year of the 2001-2003 biennium.

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.*

The 2001 small game and waterfowl license stamps will have to be reprinted. A new combination license will have to be developed. These are one time expenses of about \$5,000.

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 T. Schadowald	Agency:	ND Game and Fish Department
Phone Number:	328-6328	Date Prepared:	04/16/2001

FISCAL NOTE

Requested by Legislative Council

03/19/2001

Bill/Resolution No.:

Amendment to: Engrossed
HB 1468

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.*

	1999-2001 Biennium		2001-2003 Biennium		2003-2005 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues				\$560,000		\$720,000
Expenditures				\$5,000		
Appropriations						

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

1999-2001 Biennium			2001-2003 Biennium			2003-2005 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.*

Both nonresident hunting and nonresident fishing license fees are increased and the small game and waterfowl hunting license structure is changed. With this legislation the cost of the license package for nonresidents who hunt both upland game and waterfowl will change from the current \$95 fee to \$140. The fees for nonresidents who hunt only waterfowl will remain at the current \$95 level. The fees for nonresidents who hunt upland game, but not waterfowl will increase from \$85 to \$95.

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.*

The total increase in hunting license revenue is estimated to be about \$200,000 per year. The increase in nonresident fishing license revenue will be about \$160,000 per year. The fishing license increase will apply only for the second year of the 2001-2003 biennium.

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.*

The 2001 small game and waterfowl license stamps will have to be reprinted. A new combination license

will have to be developed. These are one time expenses of about \$5,000.

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 Schadowald	Agency:	ND Game and Fish Department
Phone Number:	328-6328	Date Prepared:	03/19/2001

FISCAL NOTE
Requested by Legislative Council
2/20/2001

Bill/Resolution No.:

Amendment to: HB 1468

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.*

	1999-2001 Biennium		2001-2003 Biennium		2003-2005 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues				\$560,000		\$720,000
Expenditures				\$5,000		
Appropriations						

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

1999-2001 Biennium			2001-2003 Biennium			2003-2005 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.*

Both nonresident and fishing license fees are increased and the hunting license structure is changed. With this legislation the cost of the license package for nonresidents who hunt both upland game and waterfowl will change from the current \$95 fee to \$140. The fees for nonresidents who hunt only waterfowl will remain at the current \$95 level. The fees for nonresidents who hunt upland game, but not waterfowl will increase from \$85 to \$95.

Historically license fee increases of this magnitude have little or no impact on the number of nonresident hunters who come to North Dakota.

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.*

The increase in fishing license fee revenue will be about \$160,000 per year. It will apply only for the second year of the 2001-2003 biennium. The increase in hunting license revenue is estimated to be about \$200,000 per year.

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.*

The 2001 small game stamps will have to be reprinted. A new license will have to be developed. These are

one time expenses of about \$5,000.

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 Schadowald	Agency:	ND Game and Fish
Phone Number:	328-6328	Date Prepared:	02/20/2001

FISCAL NOTE
Requested by Legislative Council
01/23/2001

Bill/Resolution No.: HB 1468

Amendment to:

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.*

	1999-2001 Biennium		2001-2003 Biennium		2003-2005 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues				\$760,000		\$920,000
Expenditures				\$5,000		
Appropriations						

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

1999-2001 Biennium			2001-2003 Biennium			2003-2005 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.*

Both nonresident hunting and fishing license fees are increased and the licensing structure is changed. With this legislation the cost of the license package for nonresidents who hunt both upland game and waterfowl will change from the current \$95 fee to \$180. The fees for nonresidents who hunt only waterfowl will remain at the current level of \$95. The fees for nonresidents who hunt upland game, but not waterfowl will increase from \$85 to \$95.

It is very difficult to determine how this change will affect the number of nonresident hunters that come to North Dakota. As stated above, the hunters who are significantly impacted by this change are those who hunt both upland game and waterfowl. Most will probably return to North Dakota, but will hunt only waterfowl or only upland game, but not both.

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.*

The increase in fishing license fees would be about \$160,000 per year. It would apply only for the second year of the 2001-2003 biennium.

The increase in hunting license revenue would be about \$300,000 per year.

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.

The 2001 small game stamps would have to be reprinted. This is a one time expense of about \$5,000.

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	Agency:	ND Game and Fish Department
Phone Number:	328-6328	Date Prepared:	01/23/2001

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1468

Page 1, line 1, after "to" insert "create and enact a new subsection to section 20.1-03-12 of the North Dakota Century Code, relating to nonresident hunting fees; to"

Page 2, line 1, after the period insert "A combination nonresident waterfowl and nonresident small game hunting license allows hunting of waterfowl for either the fourteen-day period, seven-day period, or two 7-day periods as provided in this section as well as upland game as provided in subsection 1 of section 20.1-03-07."

Page 2, after line 15, Insert:

LP

"SECTION 3. A new subsection to section 20.1-03-12 of the 1999 Supplement to the North Dakota Century Code is created and enacted as follows:

For a combination nonresident waterfowl and nonresident small game hunting license, one hundred thirty dollars."

Renumber accordingly

VR
2/15/01

HOUSE AMENDMENTS TO HB 1468 HOUSE NATURAL RESOURCES 02/16/01
Page 1, line 1, after "to" Insert "create and enact a new subsection to section 20.1-03-12 of the
North Dakota Century Code, relating to nonresident hunting fees; to"

Page 1, line 3, remove the third "and"

Page 1, line 4, after "date" Insert "; and to declare an emergency"

HOUSE AMENDMENTS TO HB 1468 HOUSE NATURAL RESOURCES 02/16/01
Page 2, line 1, after the period insert "A combination nonresident waterfowl and nonresident
small game hunting license allows hunting of waterfowl for either the fourteen-day
period, seven-day period, or two 7-day periods as provided in this section as well as
upland game as provided in subsection 1 of section 20.1-03-07."

Page 2, after line 15, insert:

"SECTION 5. A new subsection to section 20.1-03-12 of the 1999 Supplement
to the North Dakota Century Code is created and enacted as follows:

For a combination nonresident waterfowl and nonresident small game
hunting license, one hundred thirty dollars."

Page 2, after line 17, insert:

"SECTION 7. EMERGENCY. Sections 1, 2, 3, and 5 of this Act are declared to
be an emergency measure."

Renumber accordingly

Date: 2/15/01
Roll Call Vote #: /

2001 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. HB 1468

House Natural Resources Committee

☐ Subcommittee on _____
or
☐ Conference Committee

Legislative Council Amendment Number _____

Action Taken DO PASS as amended

Motion Made By Rep. Nelson Seconded By Rep. Porter

Representatives	Yes	No	Representatives	Yes	No
Earl Rennerfeldt - Chairman	✓		Lyle Hanson	✓	
Jon O. Nelson - Vice Chairman	✓		Scot Kelsh	✓	
Curtis E. Brekke	✓		Lonnie B. Winrich	✓	
Duane DeKrey	✓		Dorvan Solberg		
David Drovdal	✓				
Pat Galvin	✓				
George Keiser	✓				
Frank Klein		✓			
Darrell D. Nottestad	✓				
Todd Porter	✓				
Dave Weiler	✓				

Total (Yes) 13 No 1

Absent 1

Floor Assignment Rep. Porter

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

Combination license fee.
Emergency Clause from 1269.

REPORT OF STANDING COMMITTEE

HB 1468: Natural Resources Committee (Rep. Rennerfeldt, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends **DO PASS** (13 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). HB 1468 was placed on the Sixth order on the calendar.

Page 1, line 1, after "to" insert "create and enact a new subsection to section 20.1-03-12 of the North Dakota Century Code, relating to nonresident hunting fees; to"

Page 1, line 3, remove the third "and"

Page 1, line 4, after "date" insert "; and to declare an emergency"

Page 2, line 1, after the period insert "A combination nonresident waterfowl and nonresident small game hunting license allows hunting of waterfowl for either the fourteen-day period, seven-day period, or two 7-day periods as provided in this section as well as upland game as provided in subsection 1 of section 20.1-03-07."

Page 2, after line 15, Insert:

"SECTION 5. A new subsection to section 20.1-03-12 of the 1999 Supplement to the North Dakota Century Code is created and enacted as follows:

For a combination nonresident waterfowl and nonresident small game hunting license, one hundred thirty dollars."

Page 2, after line 17, Insert:

"SECTION 7. EMERGENCY. Sections 1, 2, 3, and 5 of this Act are declared to be an emergency measure."

Renumber accordingly

2001 SENATE NATURAL RESOURCES

HB 1468

2001 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1468

Senate Natural Resources Committee

☐ Conference Committee

Hearing Date 3-8-01

Tape Number		Side A	Side B	Meter #
	5	X		22.3 - end
			X	Start - 11.5
3-15-01	1		X	49.9 - end
	2	X		Start - 45.6
3-16-01	1		X	29.3 - 36.0
Committee Clerk Signature <i>[Signature]</i>				

Minutes:

SENATOR FISCHER opened the hearing on HB 1468.

Written testimony by MIKE DONAHUE representing the United Sportsmen of North Dakota and the North Dakota Wildlife Federation, in support of HB 1468 was distributed to the Committee.

REPRESENTATIVE ALAN CARLSON of District 41 introduced HB 1468, A BILL RELATING TO NONRESIDENT HUNTING FEES AND TO NONRESIDENT HUNTING AND FISHING LICENSES AND FEES. This bill addresses fees for nonresident hunting and fishing licenses. The purpose is not to limit number of licenses but brings the fees in line with the market around us. As in the past if a nonresident wanted to hunt waterfowl in North Dakota, they would also have to buy an small game license for a total of \$95.00. In other states this is divided and this bill would separate the licenses and licenses would be \$85.00 each. This bill also set up

a 14 day time frame for upland or small game hunters and can divide into two sessions and then buy another 14 day license after that. In section 5 it explains that if a hunter wanted to buy a combination license for the 14 day period each, it would then be \$130.00. If nonresidents want to come to North Dakota for good hunting and fishing they are welcome as the number is not limited only the number of days are limited for each license. He also proposed an amendment. PAUL CRARY representing the Cass County Wildlife Club testified in support of HB 1468 in place HB 1269.

LARRY KNOBLICH, representing the North Dakota Sportsmen's Alliance testified in support of HB 1468 (See attached testimony).

SENATOR FISCHER asked for neutral testimony.

ROGER ROSTUET, Deputy Director of the North Dakota Game & Fish Department testified in a neutral position on HB 1468. He presented a chart of non resident fishing and hunting fees as requested by Rep. Carlson (See attached). The bill would make increases in hunting and license fees. He did spot a discrepancy in the amendment proposed by Rep. Carlson and suggested it be checked by the Legislative Council.

SENATOR CHRISTMANN asked if the amendment is adopted would it add \$11.00 to resident licenses.

ROGER ROSTUET clarified that if the amendment is adopted it would be a one time \$2.00 habitat stamp fee increase for both resident and non resident. It is not a stamp per license, but for the entire year.

REPRESENTATIVE JAMES KERZMAN of District 35 testified in opposition to HB 1468. He is concerned about the increase cost of hunting fees and then to limit the time of hunting is not

economically good. He also presented written testimony of REPRESENTATIVE RODNEY FROELICH of District 35 in opposition to HB 1468 (See attached testimony).

TOM SCHUMACHER of Prairie Pothole Lodge, Oaks, ND living in District 6 testified in opposition of HB 1468. He stated that many of his clients are sharp tail grouse and for them to come back to pheasant hunt would require a second license and then it would become a rich man's game. He felt HB 1468 would not be in the best economic interest for North Dakota. JEFF FIELDS of Dickinson, ND testified in opposition of HB 1468. His family members would be penalized to return to the state to hunt by having to buy several licenses.

RICK HOISTAD testified in opposition to HB 1468. He felt the increase in fees will drive the young hunters out of the hunting fields and that it is just not an appropriate time for a license fee increase.

A proposed amendment by REPRESENTATIVE HERBEL was presented to the Committee (See attached).

SENATOR CHRISTMANN asked Roger Rostuet of the Game & Fish Dept. concerning the amendments what would be the status if the farmers or ranchers that live on the other side of the state boarder but own land in North Dakota and how long have the fees been at this level.

ROGER ROSTUET answered that he assumed that the amendment would give the same rights to a landowner in North Dakota as a resident of the state and would not need a license to hunt upland game. At the present time there is provision in law for nonresident landowners on upland game, but there is a provision for gratis deer hunters but not for upland or waterfowl.

Nonresident license fees have not changed since 1983.

SENATOR FISCHER closed the hearing on HB 1468.

MARCH 15, 2001

SENATOR FISCHER reopened the discussion HB 1468.

Discussion was held including small game and habitat stamp, which \$2.00 is mandated to go to the access program within the small game habitat fund. Declaration of a 14 day hunting period was also discussed.

SENATOR TRAYNOR made a motion to adopt the Carlson Amendments 10670.0201.

SENATOR TOLLEFSON second the motion

SENATOR TRAYNOR asked if the amendment causes a problem

ROGER ROSTUET answered that the amendment that it doesn't cause a problem but it doesn't do the intent of Rep. Carlson.

SENATOR TRAYNOR withdrew the motion to adopt the Carlson Amendments.

SENATOR TRAYNOR made a motion for a "DO PASS" of HB 1468.

SENATOR TRAYNOR withdrew the motion for a "DO PASS" of HB 1468.

SENATOR CHRISTMANN made a motion to amend the bill to 600 acres.

Discussion was held in regards to sole ownership or undivided interest title of property.

The motion died as there was no second to the motion.

SENATOR TRAYNOR made a motion for a "DO PASS" of HB 1468.

SENATOR TOLLEFSON second the motion.

Discussion was held. Many of the Committee felt the 14 day limit should be removed but keep the fee changes.

SENATOR FISCHER called for roll vote # 4 of HB 1468 indicating 2 YAYS, 4 NAYS AND 1 ABSENT OR NOT VOTING.

SENATOR FISCHER closed the discussion on HB 1468 and will continue at a later day.

MARCH 16, 2001

SENATOR FISCHER reopened discussion on HB 1468.

SENATOR KELSH stated that taking the 14 days out of the bill and still keeping the fee increase would not be too tough to support.

SENATOR KELSH made a motion to adopt amendments eliminating Lines 10 through 15 and the appropriate language to follow.

SENATOR EVERY second the motion.

SENATOR FISCHER called for roll vote # 1 of HB 1468 indicating 5 YAYS, 2 NAYS, 0 ABSENT OR NOT VOTING.

SENATOR KELSH made a motion for a "DO PASS as Amended and rereferred" of HB 1468.

SENATOR CHRISTMANN second the motion.

SENATOR FISCHER called for roll vote # 2 of HB 1468 indicating 5 YAYS, 2 NAYS, AND 0 ABSENT OR NOT VOTING.

SENATOR KELSH will carry HB 1468.

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1468

Page 1, line 3, remove the first "and"

Page 1, line 4, after "20.1-03-12" insert ", and section 20.1-03-12.1"

Page 1, line 5, after "fees" insert "and the habitat restoration stamp fee"

Page 2, after line 23, insert:

"SECTION 6. AMENDMENT. Section 20.1-03-12.1 of the 1999 Supplement to the North Dakota Century Code is amended and reenacted as follows:

20.1-03-12.1. Habitat restoration stamp required - Use of revenue - Land purchases not allowed. Except for licenses issued under section 20.1-03-07.3, a habitat restoration stamp is required for every resident and nonresident general game license for which a stamp fee of ~~five~~ seven dollars must be charged. The habitat restoration stamp fee is in addition to the annual general game license fee charged under section 20.1-03-12. Land may not be purchased with habitat restoration stamp moneys. All moneys generated by habitat restoration stamp fees must be placed in the game and fish private land habitat and access improvement fund."

Page 2, line 26, remove "and" and after "5" insert ", and 6"

Renumber accordingly

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1468

Page 1, line 10, replace "The" with "Except as otherwise provided in this subsection, the"

Page 1, line 12, after the underscored period insert "A nonresident who holds title to at least one thousand acres [404.68564 hectares] of land may hunt small game for the entire season."

Renumber accordingly

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1468

Page 1, line 1, remove "create and enact a new subsection to section 20.1-03-12 of the North"

Page 1, line 2, remove "Dakota Century Code, relating to nonresident hunting fees; to"

Page 1, line 3, replace the second "section" with "and sections", remove the second comma,
and remove "subsections 2, 7, 8, 37, 38, and 39 of section"

Page 2, line 10, replace "Subsections 2 and 37 of section" with "Section"

Page 2, replace lines 12 and 13 with:

"20.1-03-12. Schedule of fees for licenses and permits. The various license
and permit fees are as follows:

1. For a resident, age sixteen and over, small game hunting license, six dollars.
2. For a nonresident small game hunting license, ~~seventy-five~~ eighty-five dollars.
3. For a resident big game hunting license, twenty dollars, except the fee for a licensee under age sixteen is ten dollars, except as provided in a gubernatorial proclamation issued pursuant to section 20.1-08-04.1.
4. For a nonresident big game hunting license, one hundred fifty-five dollars, and for a nonresident bow license, one hundred fifty-five dollars, and a nonrefundable five dollar application fee must accompany any lottery license fee under this subsection, except as provided in a gubernatorial proclamation issued pursuant to section 20.1-08-04.1.
5. For a resident fur-bearer license, seven dollars.
6. For a resident fishing license, ten dollars, except that for a resident sixty-five years or over or a resident totally or permanently disabled, the license fee is three dollars.
7. For a nonresident fishing license, twenty-five dollars.
8. For a nonresident short-term seven-day fishing license, fifteen dollars.
9. For a resident husband and wife fishing license, fourteen dollars.
10. For a nonresident nongame hunting license, fifteen dollars.
11. For a wild turkey permit, eight dollars.
12. For an annual general game license, three dollars.
13. For a permit to propagate, domesticate, or possess protected wildlife, five dollars.

14. For a license to a nonresident buyer or shipper of green furs, or that person's agent, the amount that the nonresident buyer or shipper of green furs would pay for a nonresident buyer or shipper of green furs license or comparable license in that person's state of residence, or fifty dollars, whichever is greater.
15. For a license to a resident buyer or shipper of green furs, eight dollars for each place of business maintained by that person within this state.
16. For a license to a resident traveling agent, buyer, or shipper of green furs, twenty dollars.
17. For an annual license to practice taxidermy, twenty-five dollars.
18. For a permit to ship, by a person having a resident hunting license, during the respective open seasons, not to exceed in any one season twenty-five game birds, to points within this state other than that person's home or to points outside this state, three dollars. For a resident certificate fee, one dollar, and for a nonresident certificate fee, two dollars. An agent may not charge a service fee for issuing a resident or nonresident certificate fee.
19. For a permit to make collections of protected birds and animals for scientific purposes, ten dollars.
20. For a motorboat certificate of number and license: Each motorboat under sixteen feet [4.88 meters] in length, and all canoes, regardless of length, powered by a motor, twelve dollars. Each motorboat sixteen feet [4.88 meters] in length and over but shorter than twenty feet [6.1 meters] in length, excluding canoes, twenty-four dollars. Each motorboat twenty feet [6.1 meters] in length or over excluding canoes, thirty-three dollars.
21. To operate watercraft used for hire, the following license fees apply for three years:
 - Class 1. Each craft capable of carrying two adults of average weight, six dollars.
 - Class 2. Each craft capable of carrying three adults of average weight, six dollars.
 - Class 3. Each craft capable of carrying four adults of average weight, six dollars.
 - Class 4. Each craft capable of carrying five adults of average weight, six dollars.
 - Class 5. Each craft capable of carrying up to eight adults of average weight, nine dollars.
 - Class 6. Each craft capable of carrying up to ten adults of average weight, twelve dollars.
 - Class 7. Each craft capable of carrying up to fifteen adults of average weight, twenty-four dollars.
 - Class 8. Each craft capable of carrying sixteen or more adults of average weight, thirty dollars.
22. For the taking of undesirable fish from the waters of this state pursuant to section 20.1-06-05, fifteen dollars for each hoop-net or trap, and fifteen dollars for each seine of fifty feet [15.24 meters] or any fraction thereof.
23. For a license to erect, have, and maintain on the ice in this state a fishhouse used or to be used to protect one while ice fishing or a dark house used or to be used for spearfishing, ten dollars for each unit.
24. For a resident paddlefish tag annual license, three dollars per tag.

25. For a nonresident paddlefish tag annual license, seven dollars and fifty cents per tag.
26. For an annual resident license to sell minnows or other live bait at wholesale, thirty dollars.
27. For an annual license to sell minnows or other live bait at retail, fifteen dollars, except the fee is seventy-five dollars if white suckers are sold.
28. For an annual license to operate a private fish hatchery, seventy-five dollars.
29. For a resident commercial frog license, fifty dollars.
30. For a nonresident commercial frog license, two hundred dollars.
31. For a resident frog license, three dollars.
32. For a resident husband and wife frog license, five dollars.
33. For a shooting preserve operating permit:
 - a. One hundred dollars, if the shooting preserve consists of an area of six hundred forty acres [259 hectares] or less; or
 - b. One hundred dollars, if the shooting preserve consists of an area of more than six hundred forty acres [259 hectares], plus fifty cents per acre [.40 hectare] for each acre [.40 hectare] over six hundred forty acres [259 hectares].
34. For an annual license to guide for both hunting and fishing, one hundred fifty dollars.
35. For an annual license to guide only for hunting, one hundred dollars.
36. For an annual license to guide only for fishing, one hundred dollars.
37. For a nonresident waterfowl hunting license, ~~ten~~ eighty-five dollars.
38. For a nonresident husband and wife fishing license, thirty-five dollars.
39. For a nonresident short-term three-day fishing license, ten dollars.
40. For a nonresident fur-bearer and nongame hunting license, twenty-five dollars.
41. For a combination license, twenty-seven dollars.
42. For a white-tailed deer license sold to guides or outfitters and provided by them to nonresidents, two hundred fifty dollars.
43. For a resident swan license, five dollars.
44. For a nonresident swan license, twenty-five dollars.
45. For a resident and nonresident sandhill crane license, five dollars.
46. For a resident commercial clam license, one hundred dollars.
47. For a nonresident commercial clam license, one thousand dollars.

48. For a commercial clam dealer's permit, two thousand dollars. In addition, the applicant shall submit to the director a surety bond in the sum of two thousand dollars.
49. For an annual nonresident license to sell minnows or other live bait at wholesale, two hundred dollars.
50. For a bighorn sheep license issued to a nonresident, five hundred dollars.
51. For a nonresident reciprocal trapping license, two hundred fifty dollars.
52. For a nonresident spring white goose license, fifty dollars.
53. For a combination nonresident waterfowl and nonresident small game hunting license, one hundred thirty dollars.

The Except as otherwise provided by law, the fees for these licenses and permits, except for motorboat license fees, must be deposited with the state treasurer and credited to the game and fish fund. Ten dollars of the nonresident small game hunting license fee and seventy-five dollars of the nonresident waterfowl hunting license fee must be deposited in the game and fish private land habitat and access improvement fund."

Page 2, remove lines 20 through 23

Page 2, line 26, after the second comma insert "and" and remove ", and 5"

Renumber accordingly

Date:

Roll Call Vote #: 1

2001 SENATE STANDING COMMITTEE ROLL CALL VOTES

BILL/RESOLUTION NO. 1468

Senate NATURAL RESOURCES

Committee

☐ Subcommittee on _____

☐ Conference Committee

Legislative Council Amendment Number _____

Action Taken To adopt Carlson A 106-70. . 0201

Motion Made By Traynor Seconded By Tollefson

[illegible]

Total (Yes) _____ No _____

Absent _____

Floor Assignment

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

Date: 3-15-01
Roll Call Vote #: 2

2001 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 1968

Senate NATURAL RESOURCES Committee

☐ Subcommittee on _____

☐ or
☐ Conference Committee

Legislative Council Amendment Number

Action Taken Do Pass

Motion Made By Traynor Seconded By /

[illegible]

Total (Yes) ✓ No _____

Absent _____

Floor Assignment _____

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

Date: 3-15-01
Roll Call Vote #: 3

2001 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 1460

Senate NATURAL RESOURCES Committee

☐ Subcommittee on _____
or
☐ Conference Committee

Legislative Council Amendment Number _____

Action Taken Amendment to change 400 acres owned

Motion Made By Christmann Seconded By no second motion

Senators	Yes	No	Senators	Yes	No
Sen. Thomas Fischer, Chairman			Sen. Michael A. Every		
Sen. Ben Tollefson, Vice Chair.			Sen. Jerome Kelsh		
Sen. Randel Christmann					
Sen. Layton Freborg					
Sen. John T. Traynor					

Total (Yes) _____ No _____

Absent _____

Floor Assignment _____

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

Date:

Roll Call Vote #: 4

2001 SENATE STANDING COMMITTEE ROLL CALL VOTES

BILL/RESOLUTION NO. 1468

Senate NATURAL RESOURCES

Committee

Subcommittee on _____

☐ Conference Committee

Legislative Council Amendment Number _____

Action Taken Do Pass

Motion Made By Traynor Seconded By Tollefson

[illegible]

Total (Yes) 2 No 4

Absent _____

Floor Assignment _____

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

Date: 3-16-01
Roll Call Vote #: 1

2001 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 1968

Senate NATURAL RESOURCES

Committee

☐ Subcommittee on _____

or

☐ Conference Committee

Legislative Council Amendment Number _____

Action Taken Eliminated 10-15 - 1 change 14 days (remove)

Motion Made By Kelch Seconded By Curry

[illegible]

Total (Yes) 5 No 2

Absent C

Floor Assignment

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

Date: 3.14
Roll Call Vote #: 12

2001 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 1468

Senate NATURAL RESOURCES Committee

☐ Subcommittee on _____
or
☐ Conference Committee

Legislative Council Amendment Number _____

Action Taken Do Pass As Amended referred

Motion Made By Kelsh Seconded By Christmann

Senators	Yes	No	Senators	Yes	No
Sen. Thomas Fischer, Chairman	✓		Sen. Michael A. Every		✓
Sen. Ben Tollefson, Vice Chair.		✓	Sen. Jerome Kelsh	✓	
Sen. Randel Christmann	✓				
Sen. Layton Freborg	✓				
Sen. John T. Traynor	✓				

Total (Yes) 5 No 2

Absent 0

Floor Assignment Kelsh

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

REPORT OF STANDING COMMITTEE

HB 1468, as engrossed: Natural Resources Committee (Sen. Fischer, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the Appropriations Committee (5 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1468 was placed on the Sixth order on the calendar.

Page 1, line 2, remove "subsection 1"

Page 1, line 3, remove "of section 20.1-03-07," and remove the second comma

Page 1, remove lines 7 through 15

Page 2, line 2, remove "A combination"

Page 2, remove lines 3 and 4

Page 2, line 5, remove "section as well as upland game as provided in subsection 1 of section 20.1-03-07."

Page 2, line 24, replace "4" with "3"

Page 2, line 26, remove "3," and replace "5" with "4"

Renumber accordingly

2001 SENATE APPROPRIATIONS

HB 1468

2001 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB1468

Senate Appropriations Committee

☐ Conference Committee

Hearing Date March 27, 2001

Tape Number	Side A	Side B	Meter #
Tape #2	x		0.0 - 23.2
Committee Clerk Signature <i>Jennie Dietrich</i>			

Minutes:

Senator Nething, Chair of the Senate Appropriations Committee, opened the hearing on HB1468 - relating to nonresident hunting fees.

Representative Ron Carlisle, District 30, Bismarek, and one of the Bill's primary sponsors, gave an overview of the Bill - as it was originally, amended by the House, and then by the Senator Natural Resources Committee. He gave a comparison of fees - North Dakota and the surrounding states; noting the difference -- with North Dakota being the least for nonresidents of the state.

Senator Solberg: Could we amend so that each out of state hunter is required to take home one deer?

Representative Carlisle: It's now in your arena!

Senator Grindberg: How will the new revenue be spent? Go into general fund?

Representative Carlisle: Targeted to Department of Game and Fish; not sure down the road.

Page 2

Senate Appropriations Committee

Bill/Resolution Number HB1468

Hearing Date March 27, 2001

Senator Tullackson: Department of Game and Fish seems to have plenty of dollars -- believe general fund could be appropriate?

Representative Carlisle: Need to review with the Department, others regarding that.

Senator Bowman: Believe this will discourage people from coming in to the state? Limit those who will come - effecting purchases they may make in the state --i.e., meals, lodging, gas etc.?

Representative Carlisle: Passed the House last time --- it's not the Department's Bill. We need to address and look at the surrounding states as they flourish -- with higher fees. The normal sportsman purchases a variety of things --- the license is the cheapest! If fisheries etc. Are to be accessible -- we'll need revenue to do.

Senator Bowman: No disagreement -- not opposed to raising fees if necessary, but Game and Fish seems to have sufficient dollars.

Representative Carlisle: If passed -- the plots program likely will have an amendment of \$2 increase for access. Additional revenue source.

Paul Schadewald, North Dakota Game & Fish Department testified in a neutral position. The Game and Fish Department last session did not plan for these dollars --- these are for the next biennium. There are a number of local and federal funds going to the general fund already.

Senator Holmberg: Funds being diverted? Wasn't in the budget?

Paul Schadewald: Yes.

Senator Holmberg: Deficiency Bill has a request for 132 thousand dollar boat ramp from the general fund -- could look for a way to assist, not a diversion?

Paul Schadewald: Parks and Recreation built that ramp -- Game and Fish not part of it. Game and Fish dollars cannot be used for something already built -- must be in the planning, building stage. Can't pay after it's done.

Senator Robinson: Department envisioning how to spend it next biennium?

Paul Schadewald: Lots of requests for access to hunting; making public hunting --- commercial enterprises are tying up areas. Individuals post signs -- can't get permission to hunt there for out of state hunters-- different reaction.

Senator Andrist: The introduction of need for dollars or lower market keeps people off -- if fee increase is successful, department invests result --- no impact on number of hunters?

Paul Schadewald: I wrote the fiscal note for the Game and Fish Department -- stand by it. The second year of the biennium for hunters will be the larger increase. Some net cost will be offset by fees. May have less out of state, but believe the influx will hold up for the resident hunting and fishing sportsmen. These are down the road -- the future road of expenses. These dollars not in the current plan. Costs for water fowl were 75 (plus 10 for license requirement) for 85 total; now \$85 just for water fowl; 10 requirement fee, 75 water fowl and 10 for small game was 95; now 130 plus the 10 for 140 out of state hunters.

Senator Solberg: Always?

Paul Schadewald: 20 years..

Senator Solberg: Makes a 55 increase?

Paul Schadewald: 45.

Representative Rodney Froelich, District 35, Selfridge, testified against the proposed legislation. Department of Game and Fish has 17 million excess dollars now. If this is passed, it will hurt the general fund; we'll lose sales tax, gas sales, lodging and food services. Game and Fish has no plans for using dollars. If it were to go into the general fund -- would not be opposed.

Senator Heitkamp: Didn't know there was 17 million? What's happening?

Paul Schadewald: Believe it was in the Department's handout when hearing our budget request -- closer to 19 million. There will be a decline of 3-4 million next biennium. Large influx of out of state hunters dues now, federal sources have been good. With no fee increases, new program dollar costs could be 2 million; we're required by legislation of a few years ago to keep 10 million in reserve.

Senator Robinson: Have you surveyed nonresident hunters? Pool of information regarding fees? Hunters in our area go to South Dakota and pay a hefty fee -- but still flock there --- see more plots/access programs?

Paul Schadewald: No surveys down, simply word of mouth. There seems to be some concern for those coming to the state -- putting a cap on licenses. South Dakota went to a combination, 140 cost in North Dakota, 205 there --- Montana is 120.

Senator Grindberg: In your opinion, think fee increase or department bag limit restricts hunters -- causes less revenue in small towns?

Paul Schadewald: Neither one will decrease hunter numbers. Progressive limits, lots of bird this year, and the 3 limit didn't stop 12 thousand nonresident hunters from coming.

Senator Bowman: Fee not out of line --- I spend a lot of time in Kansas and purchase an all season license --- but they can purchase only for 14 days here as non resident?

Paul Schadewald: Water fowl is 14 days; small game season long. House had, Senate took out small game.

Michael Donahue (Lobbyist #258, North Dakota Wildlife Federation and the United Sportsmen of North Dakota) spoke in support of the bill. Believes it will have no effect on the number of nonresident hunters or fisherman.

No additional testimony; Senator Nething closed the hearing on HB1468.

Page 5

Senate Appropriations Committee

Bill/Resolution Number HB1468

Hearing Date March 27, 2001

3-27-01 Full Committee Action (Tape #2, Side A, Portion of Meter # 40.2- 54.6, and Side B

0.0-2.9 which covered other bills and Committee announcements)

Senator Nething reopened the hearing on HB1468- Nonresident hunting and fishing licenses and fees.

Review of the bill, followed by discussion. Senator Andrist moved a DO NOT PASS; seconded by Senator Lindaas. Discussion followed by request for roll call vote. Roll call vote: 6 yes; 8 no; 0 absent and not voting. Motion failed. Further discussion.

Senator Grindberg moved a DO PASS; seconded by Senator Kringstad. Discussion followed by a call for the vote. Roll call vote: 8 yes; 6 no; 0 absent and not voting. Motion carried.

Senator Kelsh will be asked to carry the bill on the floor.

Date: 3-27-01

Roll Call Vote #: 1

2001 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. SB 1468

Senate Appropriations Committee

☐ Subcommittee on _____
or

☐ Conference Committee

Legislative Council Amendment Number _____

Action Taken Roll Call

Motion Made By Senator Andrist Seconded By Senator Andrist

Senators	Yes	No	Senators	Yes	No
Dave Nething, Chairman		✓			
Ken Solberg, Vice-Chairman		✓			
Randy A. Schobinger	✓				
Elroy N. Lindaas	✓				
Harvey Tallackson		✓			
Larry J. Robinson		✓			
Steven W. Tomac	✓				
Joel C. Heitkamp	✓				
Tony Grindberg		✓			
Russell T. Thane	✓				
Ed Kringstad		✓			
Ray Holmberg		✓			
Bill Bowman		✓			
John M. Andrist	✓				

Total Yes 6 No 8

Absent _____

Floor Assignment Senator _____

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

Date: 3-27-11

Roll Call Vote #: 2

2001 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. SB 2000 / 1168

Senate Appropriations Committee

☐ Subcommittee on _____
or
☐ Conference Committee

Legislative Council Amendment Number _____

Action Taken OK Pass

Motion Made By Senator Grindberg Seconded By Senator Helgeson

Senators	Yes	No	Senators	Yes	No
Dave Nething, Chairman	✓				
Ken Solberg, Vice-Chairman	✓				
Randy A. Schobinger		✓			
Elroy N. Lindaas		✓			
Harvey Tallackson	✓				
Larry J. Robinson	✓				
Steven W. Tomac		✓			
Joel C. Heltkamp		✓			
Tony Grindberg	✓				
Russell T. Thane		✓			
Ed Kringstad	✓				
Ray Holmberg	✓				
Bill Bowman	✓				
John M. Andrist		✓			

Total Yes 8 No 4

Absent 0

Floor Assignment Senator Helgeson

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

REPORT OF STANDING COMMITTEE (410)
March 27, 2001 11:39 a.m.

Module No: SR-53-6824
Carrier: Kelsh
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE

HB 1468, as engrossed: Appropriations Committee (Sen. Nething, Chairman)
recommends **DO PASS** (8 YEAS, 6 NAYS, 0 ABSENT AND NOT VOTING).
Engrossed HB 1468 was placed on the Fourteenth order on the calendar.

2001 HOUSE NATURAL RESOURCES

CONFERENCE COMMITTEE

HB 1468

1999 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB1468 conf.

House Natural Resources Committee

☐ Conference Committee

Hearing Date 4-5-01

Tape Number	Side A	Side B	Meter #
1	xx		1--5000 tape broke from here.
Committee Clerk Signature <i>Ron Deane</i>			

Minutes: Rep. Porter called the conference committee to order with others present: Rep. Weiler, Rep. Hanson, Sen. Tollefson, Sen. Traynor, and Sen. J. Kelsh.

Rep. Porter : Would the senate please explain why they amended this bill.

Sen. Kelsh : The major part of our opposition wasn't about the raised fees, but to raising the limit to 14 days that a nonresident hunter can be in ND. Wildlife groups testified against this bill. We left the fees in because the fees will be used for the land owner and good things for hunters, too. Not all the fees go to Game and Fish fund. If you have a good relationship with landowners, you will have access. The fees also help with the PLOTS Program. We didn't think that limiting out of state hunters to 14 days for upland game was proper.

Rep. Porter : When we had the hearing on this bill, we asked for the statistical information to see what populations we were affecting by making these changes. We also looked at the other states, and what they were doing with the same hunting seasons for upland game. Pheasants, grouse, and partridge are the main game involved. We found that with this 2 week change, we were

encompassing 98% of the nonresident hunters who came into ND. Only 2% would be effected by the change. We did hear some complaints. People living in Lemmon, SD, felt even though they are nonresidents of ND, they should be allowed to hunt in ND for the full season. We specifically looked at SD law for our ND residents, who we are representing. SD's law is \$100 fee for 10 days, or two 5 day periods. Here we are looking at what's best for ND and ND's residents. And we are hearing the biggest complaints from the people in SD, who want to hunt season long in ND; but yet our ND people can't go to SD and hunt season long. We also looked at MT. In MT, there are making changes to their upland games bills as we speak. One change they are doing is limiting their number of nonresident hunters for upland game to 11,000. They are also putting in a law requiring that nonresidents can't hunt on public land in MT for the first week of the upland game season. They are making it more resident friendly. I disagree with the concerns because we've addressed the concern that encompasses 98% of our nonresident hunters. We're hearing a vocal minority that disagrees with what we've done, but yet, their own state restricts us, as nonresidents going into their state, more than what we are restricting them.

Rep. Hanson : Looking at the senate minutes, I'd like to correct Sen. Kelsh. The three major wildlife groups in the state all testified in favor of HB1468.

Sen. Traynor : (441) When this bill came before our committee in the senate, I voted for the bill. I have hunted in SD, and the fee is \$100. If you want to hunt water fowl, it's another \$105. When you hunt pheasant in SD, you only get a half day. They charge more than ND, and you only get half a day. We got a bargain in ND, even with the fee increase. I'm in favor of the larger fee.

Rep. Porter : With the water fowl permit, there are only 4,000 of those permits available through a lottery type system. It's not like ND, which is an over the counter type system.

Sen. Tollefson : You are concerned mainly with the time issue, not the fee increase?

Rep. Porter : Yes. The fee increase is in line with surrounding states. We are in the midrange. I think there is room to make further amendments to make sure that the money is going to the PLOTS Program and towards access issues. If there is no place to hunt, it doesn't matter if you are resident or nonresident. This is a big complaint. We need Game and Fish to start competing with the big pay hunting operations that lease up all the land. We need more public access in the areas where the greater numbers are.

Sen. Tollefson : (700) The concern is primarily the season.

Rep. Porter : That's correct. At least from my stand point. When we looked at the 7 day period, there was a vocal concern from the residents of SD, who are landowners in ND. The 14 day period was picked scientifically from statically information presented to us from Game and Fish. By choosing 14 days, we are grabbing 98% of the nonresident hunters that hunt here less than 14 days. I do have an amendment with that would allow Game and Fish to sell season long nonresident permit for \$250. It would encompass the other 1.8% of our nonresident hunters and allow them the ability to hunt all season long.

Sen. Kelsh : We had people from the south part of the state in opposition to this bill. That's why we did not pass it. That area has good economic development going right now for upland game. The bars, hotels, and the hospitality association from there are against this bill. I agree with you that other states are changing. I just don't think we are ready to limit out of state hunters yet.

Rep. Porter : In Rep. Carlson's testimony, he presented an amendment to raise the general habitat license fee from \$5 to \$7 and increase the amount of money going into the PLOTS Program. What was the discussion and logic for not adopting that amendment in the senate?

Sen. Traynor : Can't answer that. I don't have my notes on that.

Rep. Weiler : (1015) In response to Sen. Kelsh, our reasoning was based on scientific evidence that there are only 2% of the out of state hunters that are staying more than 14 days. By putting a 14 day limit, we are affecting so few. By setting the limit, we are sending a message to our resident hunters that we are doing something about their concerns.

Rep. Porter : (1095) I did look at a bill that would do direct reciprocity with the states we border. I looked at how they treat ND residents when they go to their state to hunt. It's similar to our college programs between states. The way all those laws are different would make it just about impossible to manage. To me, that is the fairest system, and it would be a reactionary stance instead of proactive stance. However you treat our tax payers, that's how we will treat your residents. We did that with the dark house spear fishing. We put that provision on that law that said if you have this season in your state, and if you don't allow nonresidents to participate, then you can't do it in ND, either. That was in direct response to MN.

Sen. Traynor : By looking at this chart, I think it's interesting in the days hunted, there were 14 nonresidents during the extension. The guys that hunted 47 days, they got 36 birds each. Pretty good harvest.

Rep. Porter : That's one of the things that Game and Fish brought up. Not only is there a small percentage of nonresidents that this would effect, but that these people are also the sharp shooters. They are the ones filling the freezers.

Rep. Hanson : (1380) We hear a lot about economic development. The hotel owner, bar owner, cafe owner, or gas station owner make money off the nonresident, and he just goes to the bank with that money and doesn't put that money back to the resource. He doesn't pay for the wardens or biologists, etc. I think we over emphasize economic development. Most cases those hotels are filled up in Mott, Hettinger, and all those areas anyway.

Rep. Porter : Sen. Traynor, what is the next break once you go past the 14 days on the chart? If we went to 21 days, would it encompass another 1% or what?

Sen. Traynor : Those that hunted 20 days, there were 86 hunters, and they harvested over 2,000 birds.

Sen. Kelsh : I think we are under estimating the economic development that the out of state hunters bring to ND. If it only effects 2% of the hunters, what is the sense of putting on the restriction.

Rep. Porter : That 2% is filling out a higher percentage of birds and game harvested. The vote on the bill as amended was 27-21. Very thin.

Sen. Traynor : As I remember the debate, there was lots of economic development talk.

Rep. Weiler : (1630) I question whether we are limiting them at all. It says they may purchase more than one license. They can purchase two 14 day licenses, and they are not restricted at all. So that 2% is not restricted. They will just have to pay a little more. Six dollars a day more.

Sen. Kelsh : After we amended the bill, the discussion on the senate was whether we should be increasing those fees at all. That was a big part of the discussion. That's why the vote was close. Are we going to keep some people home by increasing the fees, was the question.

Rep. Porter : It sounds like you already spent the money. It's on the Game and Fish budget. I don't think this issue is about money. I think the issue is about equity, and also, who do we represent. We aren't exceeding any surrounding state. We aren't being more restrictive than surrounding states. Our fees are in line with other states. We have a very valuable natural resource. Why should we give it away.

Sen. Tollefson : (1800) I think somewhere in your amendments, we could come up with some restrictions that we all could agree on that wouldn't hamper resident hunters.

Rep. Hanson : (1820) At \$85 for 14 days, that is \$6 per day. That isn't even half a box of shells.

We aren't going to keep anybody out of ND. People coming from MN with \$40,000 vehicle, \$1,000 gun, and a \$1,000 dog, aren't going to be worried about a \$85 fee.

Rep. Porter : We all have our ideas of where we'd like this to go. What's going to be the best for residents and nonresidents. Reaching the 98% is the vast majority of nonresident hunters, is best, and then put in a provision to create a new license for a season long tag for nonresidents for \$250. If you have someone who only wants to hunt 3 weeks, they can buy two nonresident licenses. They can buy another 14 days for the same fee. The season long tag is still a bargain, when you compare it to SD's fees.

Sen. Traynor : I'm in favor of raising the fees and restricting the time for nonresidents. I'm not sure that if we take this back to the senate, any of it will pass.

Rep. Porter : (2150) In light of how this bill originally came out, I think this money in the fee increase has already been spent. The most contentious issue on the senate side was taken out in your committee, which was the 14 day restriction. With the ability to put in a season long tag, that neutralizes that argument. We are covering 98% of nonresidents with the 14 days. We are covering 100% by allowing them to buy the season long tag.

Sen. Traynor : On the floor, a point was made as to why are we raising the fees. The Game and Fish Dept. has millions in reserve, was one of the arguments. That isn't true. The more money they have the better job they can do.

Rep. Hanson : If we had two bad winters, those millions of dollars would be gone. Their basic income is from deer hunting. You have 80,000 deer hunters at \$20 a crack plus the bow hunters and mussel loaders. I know Game and Fish has a surplus, but that could disappear in a short while with a bad winter.

Sen. Kelsh : When you talk about two bad winters, the economic development opportunities are also gone. If we start restricting them here, that's a mistake. One bad winter would cut pheasants down and there would be nothing there for anybody. We need some activity in the rural areas.

Rep. Porter : With my proposed amendments, those concerns are gone. Wildlife, as an economic tool, is only as good as long as the natural resource is there. If we start over harvesting of water fowl and other birds, and don't look at what other states are doing, all of a sudden we will have all this economic development and all these people who have invested and reinvested in their communities, and there won't be anybody coming because we have no game. The last expensive part of hunting is the license. I sent in an application to Colorado to hunt elk. It was \$453 to hunt elk.

Rep. Hanson : To add to that, this week I sent \$3,000 to New Mexico, \$1,000 to Arizona, and \$1,000 to Utah for a sheep license. I'll get my money back if I'm not drawn. Those people don't put any restrictions on their fees. I don't understand why we want to give our natural resources away. It's not just the cost, it's also the access to get into some of these areas. Most states, you can't find a place to hunt, if you don't have a good contact. We are running out of places to hunt, because everything is leased up. That's what happened in Texas, and it will happen here, too.

Sen. Kelsh : (2670) When you talk about running out of natural resources, I think Game and Fish has the ability to lower the bag limit. That's their job. At this point, I don't think they are seeing what's happening. We had testimony that the duck and goose numbers are the highest ever. You get one snow up north and the ducks are gone. In our area we haven't seen them. Game and Fish has the ability and the knowledge to use the bag limit to control what is taken out.

Rep. Porter : My concern wasn't from a biological standpoint, but more of a situation we can't control with weather, nesting, and habitat. When we had the freezing rain and bad winter in

1997, it crushed the pheasant population in SW North Dakota. Once the rumor was out about SW North Dakota, so went the nonresident licenses. They only come when the resources are there.

Sen. Tollefson : We are back to where we started. We are back to access of resident Vs nonresident. Some place there must be a meeting ground, or we will sit here all day.

Rep. Hanson : How about if we figure a 3 weekend deal?

Rep. Porter : (3100) You would have to do 16 consecutive days or four 4 day periods. That would be four weekends.

Sen. Traynor : Maybe we should mimic the SD plan, but do it better. Give them another 5 days. If we give them three 5 day segments, they would have 3 weekends. It would cost \$85 plus the habitat fee, so it would be \$95. That would be for the first time. The second one would be \$85. The merchants in SD have it made. Hunters are out spending money all morning.

Sen. Kelsh : If we bring up any restrictions on the senate floor, we will be in trouble passing this.

Rep. Porter : What we are presenting to you right now, will take care of 100% of the people. If we look at Sen. Traynor's suggestion and offer the season long tag, that takes care of 100% of the problem. Even at \$250 for the season long, it's still the least expensive part of the hunt. It's get you into the state where you are going. Some people say Game and Fish has plenty of money. I disagree with that. In their trust fund, they are limited to not spend below the \$10 M mark. They ran into problems last biennium. They have landowner complaints that there aren't enough wardens. They have residents complaining about access problems around the state because more and more land is leased up for pay hunting groups. There are plenty of places we can stick increased revenues into Game and Fish to make hunting and fishing better for all North Dakotans. We have boat ramp problems because of high water levels. I can think of 20 places

that we could put money that would make ND an even better place to hunt. It would make the economic development even better for the small towns. We have started a good program with PLOTS to get public access. This extra money should be used to get better public access. We aren't saying "stay away". We want them to come.

Sen. Kelsh : (3799) I don't disagree with you. One of the big problems we have is access. I think if we pass the bill like this, we will have poorer access. We have had threats that landowners will post their land if we pass this. They will restrict out of state. The threats I've been getting are from my district.

Rep. Porter : We are in no way restricting nonresident hunters with these added amendments to the bill.

Rep. Hanson : We have not talked about possession limit, which is only three days. If you get 9 birds, you either have to eat those birds or go home.

Sen. Tollefson : (3970) Game and Fish base the limits on biological studies, etc. I like Sen. Traynor's suggestion. There may be some resistance on the floor, but I don't think it would be that much.

Sen. Traynor : I think we are in the lead to SD. It use to be that way. They use to have so many more birds than ND. Dickinson said last year they had tons of hunters like Rapid City use to get.

Tape 1, side A now ended--machine malfunction. Begin Tape 2 for end.

Sen. Traynor : **I move the Senate recede from its amendments and that Eng. HB1468 be amended in 10670.0208 to be prepared by L.C.**

Rep. Weiler : **I second.**

VOTE: 5 YES and 1 NO. Amendment passed. Rep. Porter will carry.

1999 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB1468 conf-2

House Natural Resources Committee

☐ Conference Committee

Hearing Date 4-10-01

Tape Number	Side A	Side B	Meter #
1	xx		1--1500
Committee Clerk Signature <i>P. M. Kever</i>			

Minutes: Chair Porter : All are present so let's look at the amendments on HB1468.

Rep. Weiler : I move to reconsider HB1468.

Rep. Hanson : I second.

VOICE VOTE: ALL YES. MOTION CARRIES.

Chair Porter : We now have HB1468 before us. Sen. Kelsh brought it to my attention about why the \$2.00 increase was not put on PLOTS. We don't need this \$2.00 increase twice.

Sen. Kelsh : What happens to the additional money?

Rep. Porter : Any money from HB1468 goes to the PLOTS program is how appropriations wanted this done. The season long tag money would also goes to PLOTS.

Sen. Traynor : Do you know how much revenue is generated from the \$2.00? Is there anyone here who could give an estimate?

Paul Schadwald, Deputy Commissioner-Game and Fish : It would be around \$200,000, which would be \$400,000 per biennium.

Page 2
House Natural Resources Committee
Bill/Resolution Number HB1468 conf-2
Hearing Date 4-10-01

Sen. Traynor : Wouldn't the house have difficulty with the \$2.00 increase?

Rep. Porter : Most of the dissension came from the senate.

Sen. Tollefson : **I move to remove the amendments.**

Rep. Weiler : **I second.**

VOICE VOTE: ALL YES. MOTION CARRIES.

Rep. Porter : What does the committee wish for the bill?

Sen. Traynor : The house passed the restriction on pheasants.

Rep. Porter : Yes, but the senate removed that.

Sen. Tollefson : Any increase fee to nonresidents is bad, but if this bill is explained on the floor way with the right amendments, I think it could be passed.

Rep. Weiler : The people I talked to only had a problem with the \$2.00 habitat stamp. If we remove this and add the \$250 season long tag we should be O.K.

Sen. Tollefson : **I move that the senate recede from it's amendments and further amend by adding to 10670.0207 as follows: Page 1, line 11, replace "fourteen" with "fifteen"; replace "two" with "three"; replace "seven" with "five".**

Rep. Hanson : **I second.**

Sen. Traynor : There will be no increase in residence fees?

Rep. Porter : That's correct.

VOTE 5 YES and 1 NO. Amendment Passed. Sen. Tollefson will carry for the Senate and Rep. Porter will carry for the House.

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1468

That the Senate recede from its amendments as printed on page _____ of the House Journal and page 838 of the Senate Journal and that Engrossed House Bill No. 1468 be amended as follows:

Page 1, line 2, remove "~~subsection 1~~"

Page 1, line 3, remove "~~of section 20.1-03-07~~," remove the first "and", remove the second "and", and after "39" insert ", and 41"

Page 1, line 4, after "20.1-03-12" insert ", and section 20.1-03-12.1" and remove "nonresident"

~~Page 1, remove lines 7 through 15~~

Page 2, line 2, remove "A combination"

Page 2, remove lines 3 and 4

Page 2, line 5, remove "section as well as upland game as provided in subsection 1 of section 20.1-03-07."

Page 2, line 14, replace "and" with a comma and after "39" insert ", and 41"

Page 2, after line 19, insert:

"41. For a combination license, ~~twenty-seven~~ twenty-nine dollars."

Page 2, after line 23, insert:

"SECTION 5. AMENDMENT. Section 20.1-03-12.1 of the 1999 Supplement to the North Dakota Century Code is amended and reenacted as follows:

20.1-03-12.1. Habitat restoration stamp required - Use of revenue - Land purchases not allowed. Except for licenses issued under section 20.1-03-07.3, a habitat restoration stamp is required for every resident and nonresident general game license for which a stamp fee of ~~five~~ seven dollars must be charged. The habitat restoration stamp fee is in addition to the annual general game license fee charged under section 20.1-03-12. Land may not be purchased with habitat restoration stamp moneys. All moneys generated by habitat restoration stamp fees must be placed in the game and fish private land habitat and access improvement fund."

Page 2, line 24, replace "Section 4" with "Sections 3 and 5"

Page 2, line 26, remove "3," and replace "5" with "4"

Renumber accordingly

Clerk

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1468

That the Senate recede from its amendments as printed on pages 1169 and 1170 of the House Journal and page 838 of the Senate Journal and that Engrossed House Bill No. 1468 be amended as follows:

Page 1, line 1, replace "a" with "two" and replace "subsection" with "subsections"

Page 1, line 12, after the underscored period insert "The nonresident all season small game license entitles the nonresident to hunt small game for the entire season."

Page 2, line 20, replace "A" with "Two" and replace "subsection" with "subsections"

Page 2, line 21, replace "is" with "are"

Page 2, after line 23, insert:

"For a nonresident all season small game hunting license, two hundred fifty dollars."

Renumber accordingly

YK
4/5/01
1082

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1468

That the Senate recede from its amendments as printed on pages 1169 and 1170 of the House Journal and page 838 of the Senate Journal and that Engrossed House Bill No. 1468 be amended as follows:

Page 1, line 1, replace "a" with "two" and replace "subsection" with "subsections"

Page 1, line 3, remove the first "and", remove the second "and", and after "39" insert ", and 41"

Page 1, line 4, after "20.1-03-12" insert ", and section 20.1-03-12.1" and remove "nonresident"

Page 1, line 11, replace "fourteen" with "fifteen", replace "two" with "three", and replace "seven" with "five"

Page 1, line 12, after the underscored period insert "The nonresident all season small game license entitles the nonresident to hunt small game for the entire season."

Page 2, line 2, remove "A combination"

Page 2, remove lines 3 and 4

Page 2, line 5, remove "section as well as upland game as provided in subsection 1 of section 20.1-03-07."

Page 2, line 14, remove "and" and after "39" insert ", and 41"

Page 2, after line 19, Insert:

"41. For a combination license, ~~twenty-seven~~ twenty-nine dollars."

Page 2, line 20, replace "A" with "Two" and replace "subsection" with "subsections"

Page 2, line 21, replace "is" with "are"

Page 2, after line 23, Insert:

"For a nonresident all season small game hunting license, two hundred fifty dollars.

SECTION 6. AMENDMENT. Section 20.1-03-12.1 of the 1999 Supplement to the North Dakota Century Code is amended and reenacted as follows:

20.1-03-12.1. Habitat restoration stamp required - Use of revenue - Land purchases not allowed. Except for licenses issued under section 20.1-03-07.3, a habitat restoration stamp is required for every resident and nonresident general game license for which a stamp fee of ~~five~~ seven dollars must be charged. The habitat restoration stamp fee is in addition to the annual general game license fee charged under section 20.1-03-12. Land may not be purchased with habitat restoration stamp moneys. All moneys generated by habitat restoration stamp fees must be placed in the game and fish private land habitat and access improvement fund."

2 of 2

Page 2, line 24, replace "Section" with "Sections", after "4" insert "and 6", and replace
"becomes" with "become"

Renumber accordingly

Date: 4-5-01
Roll Call Vote #

2001 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. HB 1468

House	Committee

☐ Subcommittee on Nat. Resource
or
☒ Conference Committee

Legislative Council Amendment Number _____

Action Taken Do Pass amendment

Motion Made By Sen. Tallieson Seconded By Rep. Wailer

[illegible]

Total (Yes) 5 No 1

Absent 0

Floor Assignment Rep. Porter

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

REPORT OF CONFERENCE COMMITTEE
(ACCEDE/RECEDE) - 420

07398

(Bill Number) HB 1468 (, as (re)engrossed):

Your Conference Committee

Art. Resumes

For the Senate:

Sen. Traynor
Chair Sen. Tolleson
Sen. J. Kelsh

For the House:

Chair Rep. Porter
Rep. Weller
Rep. Hanson

☒ recommends that the (SENATE/HOUSE) (ACCEDE to) (RECEDE from)
the (Senate/House) amendments on (S) (H) page(s) 1169 - 1170

☒ and place 1468 on the Seventh order.

☒ , adopt (further) amendments as follows, and place
1468 on the Seventh order:

☐ having been unable to agree, recommends that the committee be discharged
and a new committee be appointed.

((Re)Engrossed) 1468 was placed on the Seventh order of business on the
calendar.

DATE: 4-15-01

CARRIER: Rep. Porter

LC NO. 10670 . 0209 of amendment

LC NO. _____ of engrossment

Emergency clause added or deleted _____

Statement of purpose of amendment _____

(1) LC (2) LC (3) DESK (4) COMM.

VK
4/10/01

CONFERENCE

AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1468 4-11-01 NAT.RES-H

That the Senate recede from its amendments as printed on pages 1169 and 1170 of the House Journal and page 838 of the Senate Journal and that Engrossed House Bill No. 1468 be amended as follows:

Page 1, line 1, replace "a" with "two" and replace "subsection" with "subsections"

Page 1, line 11, replace "fourteen" with "fifteen", replace "two" with "three", and replace "seven" with "five"

Page 1, line 12, after the underscored period insert "The nonresident all season small game license entitles the nonresident to hunt small game for the entire season."

CONFERENCE AMENDMENTS to ENG.HB1468 HOUSE NAT. RES. 4-11-01

Page 2, line 20, replace "A" with "Two" and replace "subsection" with "subsections"

Page 2, line 21, replace "Is" with "are"

Page 2, after line 23, Insert:

"For a nonresident all season small game hunting license, two hundred fifty dollars."

Renumber accordingly

Date: 4-10
Roll Call Vote #

2001 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 113 12/10/87

House Nat Resources Committee

☐ Subcommittee on _____
or
☒ Conference Committee *2nd*

Legislative Council Amendment Number _____

Action Taken	Do Pass
--------------	---------

Motion Made By Sen. Tolleson Seconded By Rep. Adanson

[illegible]

Total (Yes) 5 No 1

Absent - C -

Floor Assignment Porter / Callagerson

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

REPORT OF CONFERENCE COMMITTEE

HB 1468: Your conference committee (Sens. Tollefson, Traynor, Kelsh and Reps. Porter, Weiler, Hanson) recommends that the **SENATE RECEDE** from the Senate amendments on HJ pages 1169-1170, adopt further amendments as follows, and place HB 1468 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1169 and 1170 of the House Journal and page 838 of the Senate Journal and that Engrossed House Bill No. 1468 be amended as follows:

Page 1, line 1, replace "a" with "two" and replace "subsection" with "subsections"

Page 1, line 11, replace "fourteen" with "fifteen", replace "two" with "three", and replace "seven" with "five"

Page 1, line 12, after the underscored period insert "The nonresident all season small game license entitles the nonresident to hunt small game for the entire season."

Page 2, line 20, replace "A" with "Two" and replace "subsection" with "subsections"

Page 2, line 21, replace "is" with "are"

Page 2, after line 23, insert:

"For a nonres. ent all season small game hunting license, two hundred fifty dollars."

Renumber accordingly

HB 1468 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE
(ACCEDE/RECEDE) - 420

07398

(Bill Number) HB 1468 (, as (re)engrossed):

Your Conference Committee

Nat. Resources

For the Senate:

Sen. Tollefson ✓

Sen. Traynor ✓

Sen. Kelsch ✓

For the House:

Rep. Porter ✓

Rep. Whitten ✓

Rep. Hanson ✓

☒ recommends that the ~~(SENATE/HOUSE)~~ (ACCEDE to) ~~(RECEDE from)~~
723/724 725/726 8724/H726 8723/H725
the (Senate/House) amendments on (SJ/HJ) page(s) 1169 - 1170

☐ and place _____ on the Seventh order.
727

☒ , adopt (further) amendments as follows, and place
1468 on the Seventh order:

☐ having been unable to agree, recommends that the committee be discharged
and a new committee be appointed. 690/515

((Re)Engrossed) _____ was placed on the Seventh order of business on the
calendar.

DATE: 4/1/01

CARRIER: Porter

LC NO. 10670 . 02-09 of amendment

LC NO. _____ of engrossment

Emergency clause added or deleted _____

Statement of purpose of amendment _____

(1) LC (2) LC (3) DESK (4) COMM.

2001 TESTIMONY

HB 1468

North Dakota Sportsmen's Alliance

1205 6th Avenue NE
Minot, ND 58401
Phone: 701-252-1586



**TESTIMONY OF LARRY KNOBLICH
NORTH DAKOTA SPORTSMEN'S ALLIANCE
PRESENTED TO THE HOUSE COMMITTEE ON NATURAL RESOURCES
ON HB 1468, FEBRUARY 2, 2001**

MR. CHAIRMAN AND MEMBERS OF THE COMMITTEE:

I am Larry Knoblich, Executive Director of the North Dakota Sportsmen's Alliance.

The Alliance supports HB 1468 and recommends a DO PASS.

Thank you!

Respectfully,
Larry Knoblich
Larry Knoblich
Executive Director

"To Lobby for the Good of North Dakota Sports Persons"

NONRESIDENT FISHING LICENSE FEES

	INDIVIDUAL LICENSE	HUSBAND/WIFE LICENSE	HUSBAND/WIFE 14-DAY LICENSE	ANNUAL FAMILY	YOUTH LICENSE	SEVEN DAY LICENSE	FIVE DAY LICENSE	THREE DAY LICENSE	TWO DAY LICENSE	ONE DAY LICENSE
NORTH DAKOTA (2000-2002)	\$25.00 (plus \$2.00 certificate fee)	\$35.00	N/A	N/A	N/A	\$15.00	N/A	\$10.00*	N/A	N/A
IOWA (2000)	\$22.50*	N/A	N/A	N/A	N/A	\$ 8.50	N/A	N/A	N/A	N/A
MINNESOTA (2000)	\$31.00 (plus \$1.00 issuing fee)	\$41.50	\$32.00	N/A	N/A	\$21.50	N/A	\$18.00	N/A	\$8.00
NEBRASKA (2001)	\$45.00	N/A	N/A	N/A	N/A	N/A	N/A	\$14.00	N/A	N/A
MANITOBA^b (1997) (2000 N/A on Internet)	\$40.00 (Plus \$22.00 Conservation fee)	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
COLORADO (2000)	\$40.25	N/A	N/A	N/A	N/A	N/A	\$18.25	N/A	N/A	\$ 5.25
MONTANA (2000-02)	\$45.00 (plus \$5.00 Conservation License and \$5.00 Warm Water Stamp)	N/A	N/A	N/A	N/A	N/A	N/A	N/A	\$10.00 (plus \$3.00 Conservation License & \$5.00 Warm Water Stamp)	N/A
SASKATCHEWAN (2000-01)	\$50.00	N/A	N/A	N/A	N/A	N/A	N/A	\$25.00	N/A	N/A
SOUTH DAKOTA (2000-01)	\$59.00	N/A	N/A	\$59.00	N/A	N/A	N/A	\$30.00	N/A	\$12.00
WYOMING (2000-01)	\$65.00	N/A	N/A	N/A	\$15.00	N/A	N/A	N/A	N/A	\$6.00

* Proposed for \$39.00 in 2001

^b NonResident is a person who has not lived in Canada for the immediate past six months.

Hunting License Fee Comparison for 2000

	Resident Small Game	Resident Deer	Nonresident Small Game	Nonresident Small Game & Waterfowl	Nonresident Deer
Minnesota	\$25.00	\$23.00	\$66.00	\$71.00	\$111.00
South Dakota	\$27.00	\$30.00	\$100.00	\$205.00	\$155.00
North Dakota	\$15.00	\$20.00	\$85.00	\$95.00	\$170.00
Nebraska	\$19.50	\$22.25	\$65.00	\$65.00	\$150.00
Wyoming	\$20.00	\$22.00	\$55.00	\$55.00	\$195.00
Montana	\$10.00	\$13.00	\$115.00	\$120.00	\$78.00
Average	\$19.42	\$21.71	\$81.00	\$101.83	\$158.14

Minnesota resident small game includes small game license(\$15) plus waterfowl stamp(\$5) plus pheasant stamp(\$5).

North Dakota Deer hunters need a certificate and general game and habitat license costing \$9. This is included in the small game license cost but not the deer license cost.

Nebraska hunters must purchase one \$10 habitat stamp. This cost is included on the chart for small game license cost, but is not included in the deer license cost.

Wyoming hunters must purchase one \$5 conservation stamp. This cost is included on the chart for small game, licenses, but is not included in the deer license cost.

Montana hunters must purchase one \$4 Conservation License. The cost is included on the chart for small game licenses, but is not included in the deer license cost.

South Dakota nonresident small game license is good for two five day periods. Additional licenses can be purchased for \$100 each. The nonresident waterfowl license is good for ten consecutive days with a cap of 6,000 licenses that are issued by lottery. There also is a three day waterfowl license for the four counties along the Missouri river. It is valid only on private land.

To: Rootvet and Bruning
 From: Tripp
 Date: January 8, 2001
 Subject: 1999 Non-resident Pheasant Harvest

<u>Days Hunted</u>	<u>No. of Non-resident Hunters</u>	<u>Avg. No. of Days Per Hunter</u>	<u>Birds Per Hunter/Season</u>	<u>Total Harvest</u>
1	1,489		0.44	655
2	1,962		1.66	3,257
3	2,120		4.05	8,536
4	1,890		6.55	12,380
5	1,361		5.52	7,513
6	730		5.57	4,066
7	831		6.34	5,269
8	344		8.29	2,852
9	129		9.78	1,262
10	444		9.97	4,427
11	57		3.75	214
12	172		9.83	1,691
13	29		15.86	460
14	100		6.86	686
15	57		21.00	1,197
20	86		25.00	2,150
21	14		25.00	350
25	14		21.00	294
29	14		50.00	700
<u>47</u>	<u>14</u>	<u> </u>	<u>36.00</u>	<u>504</u>
Non-resident	11,857	4.46	4.96	58,513
Resident	47,609	3.20	4.20	199,822
Total	59,466	3.45	4.34	258,335

TESTIMONY SUPPORTING HB 1468

By Mike Donahue

March 8, 2001

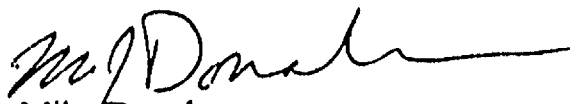
Senate Natural Resources

The United Sportsmen of North Dakota and the N.D. Wildlife Federation support HB 1468 and ask for a Do Pass.

The upland resident hunters of North Dakota believe the non-resident upland hunter members are enlarging access difficulty. They support the hunting day limitations as a first step in the right direction.

As well, we support the license fee increases.

Thank you.



Mike Donahue
Lobbyist #258

Testimony on House Bill 1468
Prepared by Representative Rodney Froelich
Senator Tom Fischer, Chairman
Natural Resources Committee
March 8, 2001

Senator Fischer and Natural Resources Committee Members:

My name is Rod Froelich. I represent District 35, which is all of Sioux, Adams, Hettinger, and parts of Grant County. I believe that District 35 is the second largest district in the state area-wise.

Senator Fischer and committee members, I believe that House Bill 1468 would have a very detrimental effect on the residents of my district. District 35 is the heart of pheasant country. Out-of-state sportsmen contribute a great deal of money purchasing food, fuel, lodging, and other goods needed to enjoy their visits to my district. Many local businesses will be negatively impacted by the adoption of this bill.

Many South Dakota residents own farms and ranches in North Dakota. The 14-day season proposed by this legislation would impact them immensely. Under this legislation, it would be economically prohibitive to hunt more than the 14 days. Mr. Chairman and committee members, I would ask that you defeat House Bill 1468. If you cannot defeat the bill, please amend the bill so that the 14-day season is removed.

Be aware that the North Dakota Game and Fish Department has more than \$17 million in surplus. I don't believe the Game and Fish needs the extra revenue. All this bill does is make it more difficult for nonresidents to come here and spend their dollars, which are desperately needed in rural North Dakota.

Mr. Chairman, why would we spend all the general fund dollars to promote tourism, and then send a message not to come to our state?

North Dakota Sportsmen's Alliance

6th Avenue NE
Bismarck, ND 58401
Tel: 701-252-1586



TESTIMONY OF LARRY KNOBLICH NORTH DAKOTA SPORTSMEN'S ALLIANCE PRESENTED TO THE SENATE COMMITTEE ON NATURAL RESOURCES ON HB 1468, MARCH 8, 2001

MR. CHAIRMAN AND MEMBERS OF THE COMMITTEE:

I am Larry Knoblich, representing the North Dakota Sportsmen's Alliance.

We are in support of this bill. It will be very much in line with present hunting laws throughout the rest of the region. Much like South Dakota, yet more liberal than Montana.

Many resident hunters are totally frustrated with the present upland game laws and have been very vocal in their request for a change in the law.

We ask you for a DO PASS on HB 1468.

Thank You,

Larry Knoblich
Executive Director

"To Lobby for the Good of North Dakota Sports Persons"