

# MICROFILM DIVIDER

OMB/RECORDS MANAGEMENT DIVISION

SFN 2053 (2/85) 5M



ROLL NUMBER

DESCRIPTION

2133

2001 SENATE JUDICIARY

SB 2133

2001 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2133

Senate Judiciary Committee

Conference Committee

Hearing Date January 23rd, 2001

Tape Number	Side A	Side B	Meter #
1	X		24.4-29.4
Committee Clerk Signature			

Minutes: **Senator Watne** opened the hearing on SB 2133: A BILL FOR AN ACT TO AMEND REENACT SUBSECTION 2 OF SECTION 12.1-23-05 OF THE NORTH DAKOTA CENTURY CODE, RELATING TO THE PENALTY FOR THEFT OF ANHYDROUS AMMONIA; AND TO PROVIDE A PENALTY.

**Robert Bennett**, representing the Attorney General, opposes SB 2133. (testimony attached)

**Senator Nelson** these bills were originally requested by law enforcement, what's their position?

**Robert Bennett**, I don't know.

**Senator Dever** testimony in item A. Any other potential felonies.

**Senator Traynor** closed the hearing on SB 2133.

**MOTION WAS MADE BY SENATOR TRENBEATH TO DO NOT PASS. SECONDED BY SENATOR DEVER. VOTE INDICATED 5 YEAS, 2 NAYS, AND 0 ABSENT AND NOT VOTING.**



**REPORT OF STANDING COMMITTEE (410)**  
**January 23, 2001 12:57 p.m.**

**Module No: SR-11-1427**  
**Carrier: Trenbeath**  
**Insert LC: . Title: .**

**REPORT OF STANDING COMMITTEE**

**SB 2133: Judiciary Committee (Sen. Traynor, Chairman) recommends DO NOT PASS**  
**(5 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). SB 2133 was placed on the**  
**Eleventh order on the calendar.**

2001 TESTIMONY

SB 2133

provide more effective treatment alternatives. With this in mind, I believe that SB 2119 is unnecessary.

**SB 2133** – The theft of anhydrous ammonia is added to 12.1-23-05, and makes it a class C felony in this bill. The discussion regarding my comprehensive drug program is applicable here (See, SB 2119). The law enforcement community has also informed me that in instances where anhydrous ammonia is being illegally taken for the purpose of drug manufacturing its value usually exceeds \$500. Consequently the crime would be covered under subsection 2 (a) of the section. As such the addition of anhydrous ammonia to the section is unnecessary.