

MICROFILM DIVIDER

OMB/RECORDS MANAGEMENT DIVISION
SFN 2053 (2/85) 5M



ROLL NUMBER

DESCRIPTION

4044

2001 SENATE NATURAL RESOURCES

SCR 4044

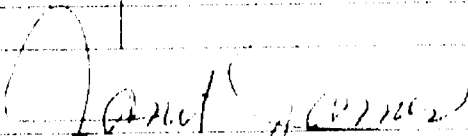
2001 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SCR 4044

Senate Natural Resources Committee

☐ Conference Committee

Hearing Date 3-1-01

Tape Number	Side A	Side B	Meter #
1	X		Start - 18.8
2	X		42.3 - 51.6
3-2-01 1	X		3.3 - 6.6
Committee Clerk Signature 			

Minutes:

SENATOR FISCHER opened the meeting of the State Natural Resources Committee. Roll call was taken indicating all were present except Senator Tollefson.

SENATOR FISCHER opened the hearing on SCR 4044.

SENATOR ELROY LINDAAS, of District 20, cosponsor of SCR 4044 introduced the resolution. A RESOLUTION TO STUDY THE FEASIBILITY AND DESIRABILITY OF IMPLEMENTING INCENTIVES TO ENCOURAGE AND PROMOTE THE RECYCLING OF PRODUCT CONTAINERS. He testified that there is a lot of support for having some kind of fee on cans and containers so that they would be retained and recycled materials and a reward would be given for redemption for return of those products. He is not sure mechanically how it would be addressed but is sure there are several options. Another avenue would be that the fee or deposit would be collected at the wholesale level and then the money could be routed to the recycling centers, ensuring the container would then be recycled. He read a short paragraph

written by a constituent. He then urged a study of this issue and asked for a Do Pass of SCR 4044.

MARY ENGEL, representing the Dakota Resource Council testified in support of SCR 4044.
(See attached testimony).

TOM WOODMANSEE, President of the North Dakota Grocers Association testified in opposition of SCR 4044 (See attached testimony).

SENATOR FREBORG asked what would be the solution to the liter problem.

TOM WOODMANSEE answered that the problem as a retailer is the collection of the cans and then the storage of container which is very unpleasant. It is not an easy process.

SAM MCQUADE, president of McQuade Distributing and former owner of the McQuade Recycling Center, testified in opposition of SCR 4044. He said as long as he can remember the issue has been brought up in the legislature every session. His supply company has conducted a study for North Dakota showing a cost of \$20,000,000 for the first year of implementation of deposit program with the following years at \$10,000,000 to \$20,000,000 each year after that. That would add \$2.00 to \$3.00 per case of pop or beer.

SENATOR TRAYNOR asked if he felt his industry was the target and if there is a cost to the state for this kind of program.

SAM MCQUADE answered that absolutely and that because bottles are not remarketable will end up in the landfills. He was not sure about the cost to the state of North Dakota but that in Michigan what it had cost to implement the program and maintain it they could have hired an army for the cleanup of ditches.

LANGER GOKEY, President of Northern Bottling Company of Minot, ND testified in opposition of SCR 4044. He testified that big danger would be the boarder phenomenon and the

cost to the state would be a fore gone sales taxes and decrease income taxes to the distributors because of the expense of recovering the returned containers. The industry is targeted because the pop and beer can are the most visible although they only make up less than 5% of the waste in the ditches.

SAM MCQUADE further testified that we don't want to make North Dakota and island with the surrounding states that do not have programs that would take the business. The recycling program would increase a case of products by 2-3 dollars and the business would go out of state.

SENATOR FISCHER closed the hearing on SCR 4044.

A short discussion was held on SCR 4044.

SENATOR FREBORG made a motion to amend SCR 4044 to change the word "direct" to "urge" and make the appropriate changes to reflect the change further in the resolution.

SENATOR CHRISTMANN second the motion.

SENATOR FISCHER called for a roll vote # 1 of SCR 4044. The vote indicated 6 YAYS, 0 NAYS, AND 1 ABSENT.

SENATOR KELSH made a motion for a "DO PASS as AMENDED" of SCR 4044.

SENATOR EVERY second the motion.

SENATOR FISCHER called for a roll vote # 2 of SCR 4044. The vote indicated 3 YAYS, 3 NAYS AND 1 ABSENT.

SENATOR KELSH made a motion for a "NO RECOMMENDATION" of SCR 4044.

SENATOR FREBORG second the motion.

SENATOR FISCHER called for a roll vote # 3 of SCR 4044, the vote indicated 6 YAYS, 0 NAYS AND 1 ABSENT.

SENATOR KELSH will carry SCR 4044.

MARCH 2, 2001

SENATOR FISCHER reopened the discussion on SCR 4044.

SENATOR FREBORG made a motion to reconsider the action taken by the Committee on SCR 4044.

SENATOR KELSH second the motion.

SENATOR FISCHER called for roll vote # 1 of SCR 4044. The vote indicated 6 YAYS, 0 NAYS, AND 2 ABSENT.

SENATOR KELSH made a motion to remove the amendments on SCR 4044.

SENATOR EVERY second the motion.

SENATOR FISCHER called for roll vote # 2 of SCR 4044. The vote indicated 5 YAYS, 0 NAYS AND 2 ABSENT.

SENATOR KELSH made a motion for a "NO RECOMMENDATION" of SCR 4044.

SENATOR EVERY second the motion.

SENATOR FISCHER called for roll vote # 3 of SCR 4044. the vote indicated 6 YAYS, 0 NAYS AND 1 ABSENT.

SENATOR KELSH will carry SCR 4044.

Date: 3-6-01

Roll Call Vote #: /

2001 SENATE STANDING COMMITTEE ROLL CALL VOTES

BILL/RESOLUTION NO. 4044

Senate NATURAL RESOURCES

Committee

☐ Subcommittee on _____

or

☐ Conference Committee

Legislative Council Amendment Number _____

Action Taken To Amend

Motion Made By Frederick Seconded By (C) M. A. M. A.

[illegible]

Total (Yes) 4 No 6

Absent /

Floor Assignment

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

to change "direct" to "image"

Date: 3-0-01
Roll Call Vote #: 2

2001 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 4044

Senate NATURAL RESOURCES Committee

☐ Subcommittee on _____
or
☐ Conference Committee

Legislative Council Amendment Number _____

Action Taken To Pass as Amended

Motion Made By Kelsh Seconded By E. Nery

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

Total (Yes) 3 No 3

Absent 0

Floor Assignment _____

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

Date:

Roll Call Vote #: 3

2001 SENATE STANDING COMMITTEE ROLL CALL VOTES

BILL/RESOLUTION NO. 4044

Senate NATURAL RESOURCES

Committee

☐ Subcommittee on

or

☐ Conference Committee

Legislative Council Amendment Number

Action Taken

No Record

Motion Made By

Secondded

By

[illegible]

Total (Yes)

No

Absent

Floor Assignment

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

Date: 3-2-61

Roll Call Vote #: /

2001 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 21044

Senate	NATURAL RESOURCES	Committee
--------	-------------------	-----------

☐ Subcommittee on _____
or _____

☐ Conference Committee

Legislative Council Amendment Number _____

Action Taken No immediate action taken by Committee

Motion Made By Tracyberg Seconded By Kelch

[illegible]

Total (Yes) 35 No 0

Absent 2

Floor Assignment

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

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

2001 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 4049

Senate NATURAL RESOURCES Committee

☐ Subcommittee on _____
or
☐ Conference Committee

Legislative Council Amendment Number _____

Action Taken To Amend A

Motion Made By Kelt Seconded By Every

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

Total (Yes) 5 No 6

Absent 2

Floor Assignment _____

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

Date:

Roll Call Vote #: 3

2001 SENATE STANDING COMMITTEE ROLL CALL VOTES

BILL/RESOLUTION NO. 4044

Senate NATURAL RESOURCES

Committee

☐ Subcommittee on

☐ Conference Committee

Legislative Council Amendment Number

Action Taken

Motion Made By

Seconded

By

[illegible]

Total (Yes)

No

Absent

Floor Assignment

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

REPORT OF STANDING COMMITTEE (410)
March 2, 2001 12:51 p.m.

Module No: SR-36-4694
Carrier: Kelsh
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE

SCR 4044: Natural Resources Committee (Sen. Fischer, Chairman) recommends **BE PLACED ON THE CALENDAR WITHOUT RECOMMENDATION** (6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SCR 4044 was placed on the Eleventh order on the calendar.

2001 TESTIMONY

SCR 4044

Dakota Resource Council

418 Rosser Ave. Suite 301b
Bismarck, North Dakota 58501
ph. (701) 224-8587 fax (701) 224-0198
e-mail: <dre@btigate.com>

Testimony in Support of SCR 4044
Senate Natural Resources Committee
1 March, 2001

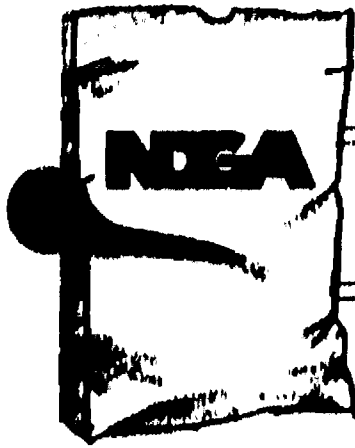
Members of the Senate Natural Resources Committee,

My name is Mary Engel and I am from Bismarck. I am here today to voice Dakota Resource Council's support for Senate Concurrent Resolution 4044.

For the last several months I have served on a task force made up of ten individuals from Bismarck, Dickinson, Belfield and Minot. Our goal was to design legislation which would encourage waste reduction. This study resolution, SCR 4044, would be an important companion to our resolution, SCR 4030.

We believe that an incentive program similar to those in many other states would not only reduce litter but will preserve landfill space. Currently there are two landfills in North Dakota which have nearly reached their capacity. Finding sites for new landfills is very difficult, and constructing them is becoming increasingly expensive. Extending the life of our landfills is a good investment in the future of North Dakota.

Mary Engel
Bismarck, ND



North Dakota Grocers Association

PO Box 758 • Bismarck, North Dakota 58502 • Phone (701)223-4106 • Fax (701)223-6783

TESTIMONY ON SCR 4044

For the record Mr. Chairman, I'm Tom Woodmansee, President of the North Dakota Grocers Association. On behalf of our organization, the North Dakota Petroleum Marketers, Midwest Coca-Cola, North Dakota Beer Wholesalers and Pepsi Bottlers, I appear in opposition of **SCR 4044**.

Quite frankly Mr. Chairman, this committee will certainly decide the necessity of this resolution on the need for further study, but I can tell you this issue dates all the way back to 1975 (my first session with the North Dakota Beverage Dealers).

To the best of my knowledge, we have dealt with this issue at least 9 times in the past 13 sessions. Each time this legislative body defeated the bill as not necessary, recognizing that efforts have been undertaken to reduce litter in North Dakota.

In closing Mr. Chairman, we urge a **DO NOT PASS** on **SCR 4044**, as we do not believe there is a need for this study.