

MICROFILM DIVIDER

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



ROLL NUMBER

DESCRIPTION

3010

2005 HOUSE NATURAL RESOURCES

HCR 3010

2005 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HCR 3010

House Natural Resources Committee

☐ Conference Committee

Hearing Date February 3, 2005

Tape Number	Side A	Side B	Meter #
2		x	2340-2650
Note: Tape 2B, of	this date didn't record		
Committee Clerk Signature <i>Karen Bonnet</i>			

Minutes:

Chr. Nelson Opened hearing on HCR 3010. Quorum was present, 6 absent (Pres. Bush was in Fargo. Bill was read aloud.

David Glatt, Environmental Health, ND Dept. Of Health: In support of HCR 3010.

(Written testimony attached)

Chr. Nelson: Are there questions of Mr. Glatt? Seeing none, thank you for your testimony in support of HCR 3010. Is there further support of HCR 3010? Seeing none, is there opposition to HCR 3010?

We will keep this hearing open so the sponsors can testify tomorrow.

2005 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HCR 3010

House Natural Resources Committee

☐ Conference Committee

Hearing Date February 4, 2005

Tape Number	Side A	Side B	Meter #
2	x		1826-2100
Committee Clerk Signature <i>Loren Bonnet</i>			

Minutes:

Chr. Nelson: Let's open HCR 3010. Rep. Nottestad absent. While you are getting your bill out, I'd like to welcome and introduce guests of Rep. Charging. We have the Three Affiliated Tribes elder, Tony Mandan and his wife, Althea. Welcome to the House Natural Resource Committee. Clerk read the bill aloud. Who wants to introduce the bill to the committee?

Rep. DeKrey: This is something that is talked about extensively at National Council of State Legislators (NCSL). I've served on Natural Resources Committee at NCSL. This is a good way of developing some areas that have had problems in the past. If there has been some kind of toxic pollution, etc., there would be certain types of businesses that aren't going to be pumping water to work in that situation, so you could still bring that kind of development in. The state of Virginia has had extensive experience with Brownfield's and restablising Brownfield's and what you can build on. There's plenty of information out there to do it right. I think this study

makes good sense and would be a good resolution to pass, especially for ND, since we have Mandan sitting there with (zillions) of gallons gas pumped into the ground. **I move a Do Pass.**

Rep. Solberg: Second

Chr. Nelson: Rep. DeKrey moves a Do Pass on HCR 3010, seconded by Rep. Solberg.

Committee discussion?

Rep. Porter: Question. And put it on the Consent Calendar?

Chr. Nelson: Yes, put it on the Consent Calendar. We'll try a voice vote. All those in favor, signify by saying aye. Opposed? Motion carried.

Do Pass Vote: 12-Ayes; 0-Nayes; 2 Absent; CARRIER: DeKrey

Roll Call Vote #:

2005 HOUSE STANDING COMMITTEE ROLL CALL VOTES

BILL/RESOLUTION NO. HCR 3010

Re: Brownfields law, superfund law,
remediation & redevelopment

Committee

Check here for Conference Committee

Legislative Council Amendment Number

: Roll pass & put on Current Calendar 10th March

Seconded By : Solberg

[illegible]

2

~~lost~~ De Krey

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

REPORT OF STANDING COMMITTEE (410)
February 4, 2005 2:31 p.m.

Module No: HR-23-1901
Carrier: DeKrey
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE

HCR 3010: Natural Resources Committee (Rep. Nelson, Chairman) recommends DO PASS and BE PLACED ON THE CONSENT CALENDAR (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HCR 3010 was placed on the Tenth order on the calendar.

2005 SENATE NATURAL RESOURCES

HCR 3010

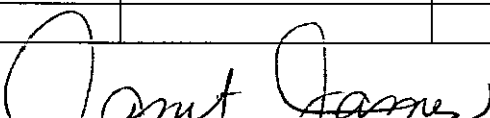
2005 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HCR 3010

Senate Natural Resources Committee

☐ Conference Committee

Hearing Date March 10, 2005

Tape Number	Side A	Side B	Meter #
2	X		26.2 - 35.1
Committee Clerk Signature 			

Minutes:

Senator Stanley Lyson, Chairman of the Senate Natural Resources Committee opened the hearing on HCR 3010 directing the Legislative Council of study the feasibility and desirability of establishing a state Brownsfield law.

All members of the committee were present except **Senator Joel Heitkamp**.

Representative Todd Porter of District 34 sponsor of HCR 3010 introduced the resolution stating it asks the Legislative Council to look at studying the issue of ground fill properties within the state of North Dakota. The city of Mandan has economically suffered due to the petroleum release in it's downtown area. This spill has moved due to the water levels and is now under personal resident properties. Alot of states have gone to Federal Brownsfield Program that has some money for areas such as this. Other areas and cities have been effected by these sort of spills and this might be a good time for the state to study the problems.

Senator John Traynor asked if the railroad attempted to clean up the spill.

Page 2

Senate Natural Resources Committee

Bill/Resolution Number HCR 3010

Hearing Date 3-10-05

Representative Porter answered that the railroad did up until the time people started to complain of health problems and then withdrew. A lawsuit was filed and the railroad settled giving enough money to finish the entire cleanup.

David Glatt, (31.5) Section Chief of the Environmental Health Section of the North Dakota Department of Health testified in support of HCR 3010 (see attached testimony).

Senator Lyson asked for opposing testimony and hearing non closed the hearing on HCR 3010.

Senator Ben Tollefson made a motion for a Do Pass of HCR 3010.

Senator Michael Every second the motion.

Roll call vote for a Do Pass of HCR 3010 was taken indicating 6 YEAS, 0 NAYS AND 1 ABSENT.

Senator Every will carry HCR 3010.

Date: 3-10-05

Roll Call Vote #: 1

2005 SENATE STANDING COMMITTEE ROLL CALL VOTES

Senate	Senate Natural Resources	Committee
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☐ Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken Do Per's

Motion Made By Tollefson Seconded By Emery

[illegible]

Total (Yes) 6 No 0

Absent _____

Floor Assignment down

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

REPORT OF STANDING COMMITTEE (410)
March 10, 2005 12:59 p.m.

Module No: SR-44-4634
Carrier: Every
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE

HCR 3010: Natural Resources Committee (Sen. Lyson, Chairman) recommends DO PASS (6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HCR 3010 was placed on the Fourteenth order on the calendar.

2005 TESTIMONY

HCR 3010

Testimony

House Concurrent Resolution 3010

House Natural Resources Committee

Thursday, February 3, 2005, 11 a.m.

North Dakota Department of Health

Good morning, Chairman Nelson and members of the House Natural Resources Committee. My name is David Glatt, and I am section chief of the Environmental Health Section for the North Dakota Department of Health. I am here today to testify in support of House Concurrent Resolution 3010, which regards the desirability of establishing a state Brownfields law.

Brownfields legislation and programs have been successfully developed in several states with the primary objective of getting contaminated property that is underutilized or abandoned back into productive use. Although North Dakota has begun to implement some of the elements of a Brownfields program to the benefit of landowners, there are still several elements of a comprehensive program that could yet be established.

One example is the establishment of a cleanup fund designed to address the remediation of contaminated property for which no viable owner or responsible party can be located. We support a study to examine the feasibility and desirability of establishing a comprehensive Brownfields program in North Dakota, which could encourage development of underutilized property that likely exists in every community in this state.

The Department of Health encourages your passage of House Concurrent Resolution 3010. I am happy to answer any questions you may have.

Testimony

House Concurrent Resolution 3010

Senate Natural Resources Committee

Thursday, March 10, 2005, 11:30 a.m.

North Dakota Department of Health

Good morning, Chairman Lyson and members of the Senate Natural Resources Committee. My name is David Glatt, and I am section chief of the Environmental Health Section for the North Dakota Department of Health. I am here today to testify in support of House Concurrent Resolution 3010, which regards the desirability of establishing a state Brownfields law.

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The Department of Health encourages your passage of House Concurrent Resolution 3010. I am happy to answer any questions you may have.