

MICROFILM DIVIDER

OMB/RECORDS MANAGEMENT DIVISION

SFN 2053 (2/85) 5M



ROLL NUMBER

DESCRIPTION

2126

2005 SENATE NATURAL RESOURCES

SB 2126

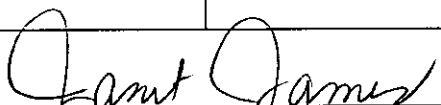
2005 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2126

Senate Natural Resources Committee

☐ Conference Committee

Hearing Date January 6, 2005

Tape Number	Side A	Side B	Meter #
1	X		17.3 -36.2
Committee Clerk Signature 			

Minutes:

Senator Stanley Lyson, Chairman of the Senate Natural Resources Committee opened the hearing on SB 2126, relating to the membership of the Devil's Lake outlet management advisory board.

Lee Klapprodt, Director of the Planning and Education Division of the State Water Commission testified in support of SB 2126 (See attached testimony).

Senator Michael Every asked for the make up of the Upper Sheyenne Resource Board.

Lee Klapprodt stated the Board included representatives from Barnes County and the Counties that go east along the Upper Sheyenne River going over to Eddy, Wells, Sheridan and Nelson Counties.

Senator Joel Heitkamp questioned why the Upper Sheyenne Resource Board was not included on the Devil's Lake Outlet Management Board in the beginning.

Lee Klapprodt answered that although the Upper Sheyenne Resource Board was formed before the original bill was enacted, the Board has not been active until the last few years and have now taken an active role in the management of the water in the Sheyenne River in a cooperative manner.

Senator John Traynor asked for confirmation that Upper Sheyenne means everything up river from Valley City.

Lee Klapprodt confirmed it was everything above Lake Ashtabula.

Senator Traynor referred to a map with water monitoring stations indicated and questioned why some he knew of were missing.

After some discussion **Senator Lyson** asked that all water monitoring station be placed on the map for review.

Joe Belford (24.4) County Commissioner and Downstream Informational Officer testified in support of SB 2126. He stated the information of the Devil's Lake Outlet Management Advisory Board provided since it's inception several sessions ago has been very helpful. Information about the outlet has helped to deter opposition to the project. The increased involvement of the Upper Sheyenne Resource Board would be a very positive addition to the Board.

Discussion was held as to the fair representation of the Counties impacted by the Devil's Lake Outlet Project. The committee felt assured the Board members were well spread out among the area to do so.

Senator Every expressed his concerns with regards to Nelson County and the fiscal impact for emergency funding caused by future flooding.

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Senate Natural Resources Committee

Bill/Resolution Number SB 2126

Hearing Date January 6, 2005

Joe Belford assured the Committee that Nelson County would be sufficiently represented on the Board to protect their interests.

Senator Heitkamp raised concerns in regards to the even number (10) membership on the Board and the possibility of hindering progress of the Board.

It was decided SB 2126 could be amended during a latter session of the legislature if it became a problem.

Senator Lyson asked for opposing and neutral testimony and hearing non, he closed the hearing on SB 2126.

Senator Every made a motion for a DO PASS of SB 2126.

Senator Tollefson second the motion.

Senator Traynor sighted the statute 61-36-04 of the North Dakota Century Code that the Outlet Committee will use for it's operations plan.

Roll call vote of SB 2126 was taken indicating 7 YEAS, 0 NAYS AND 0 ABSENT OR NOT VOTING.

SENATOR EVERY will carry SB 2126.

Senator Lyson closed the meeting of the Senate Natural Resources Committee.

Date: 1-6
Roll Call Vote #: 1

2005 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 2126

Senate Senate Natural Resources Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken Do Pass of SB 2126

Motion Made By Every Seconded By Tollefson

Senators	Yes	No	Senators	Yes	No
Senator Stanley Lyson	✓		Senator Michael Every	✓	
Senator Ben Tollefson	✓		Senator Joel Heitkamp	✓	
Senator Layton Freborg	✓				
Senator John Traynor	✓				
Senator Rich Wardner	✓				

Total (Yes) 7 No 0

Absent 0

Floor Assignment Senator Every

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

REPORT OF STANDING COMMITTEE (410)
January 6, 2005 11:15 a.m.

Module No: SR-03-0122
Carrier: Every
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE

SB 2126: Natural Resources Committee (Sen. Lyson, Chairman) recommends DO PASS
(7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2126 was placed on the
Eleventh order on the calendar.

2005 HOUSE NATURAL RESOURCES

SB 2126

2005 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2126

House Natural Resources Committee

☐ Conference Committee

Hearing Date February 24, 2005

Tape Number	Side A	Side B	Meter #
1	x		2983-3957
Committee Clerk Signature <i>Karen Bonnet</i>			

Minutes:

Vice Chr. Todd Porter: I will open the hearing on SB 2126 and ask the clerk to read the title.

Absent: Chr. Jon O. Nelson. Is there anyone to present in favor of SB 2126?

Lee Klapprodt, Dir. Planning and Education Div., State Water Commission: (Written testimony attached)

Vice Chr. Porter: Are there any questions? Mr. Klapprodt, regarding the financial aspect of the bill, there is no fiscal note. How are the members currently paid?

Klapprodt: They're paid at the state rate. They submit travel vouchers.

Vice Chr. Porter: I would guess it would be well below the cost of a fiscal note.

Klapprodt: Yes, there are only one or two meetings per year and we try to have them centrally located.

Vice Chr. Porter: Further questions? Seeing none, thank you for your testimony. Is there further supporting testimony? Seeing none, is there any opposition to SB 2126? We will leave

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House Natural Resources Committee

Bill/Resolution Number SB 2126

Hearing Date February 24, 2005

the hearing open for four minutes, the allotted time, to allow opposing testimony. Reopened the hearing. What is the committee's wishes on SB 2126?

Rep. David Drovdal: I make a motion to do pass.

Rep. Bob Hunsakor: Second.

Vice Chr. Porter: Any discussion?

Rep. Lyle Hanson: Question.

Vice Chr. Porter: Question has been called. Clerk will take the roll, on a

Do Pass, Vote:

13-Yeas; 0-Nays; 1-Absent; CARRIER: DeKrey

Date: 2/24
Roll Call Vote #: 1

2005 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 2126

House NATURAL RESOURCES Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number _____ :

Action Taken _____ : Do Pass

Motion Made By _____ : Drovdal Seconded By _____ : Hunskor

Representatives	Yes	No	Representatives	Yes	No
Chairman - Rep. Jon O. Nelson	<u>th</u>		Rep. Lyle Hanson	✓	
Vice Chairman - Todd Porter	✓		Rep. Bob Hunskor	✓	
Rep. Dawn Marie Charging	✓		Rep. Scot Kelsh	✓	
Rep. Donald L. Clark	✓		Rep. Dorvan Solberg	✓	
Rep. Duane DeKrey	✓				
Rep. David Drovdal	✓				
Rep. Dennis Johnson	✓				
Rep. George J. Keiser	✓				
Rep. Mike Norland	✓				
Rep. Darrell D. Nottestad	✓				

Total (Yes) 13 No 0

Absent 1

Floor Assignment DeKrey

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

REPORT OF STANDING COMMITTEE (410)
February 24, 2005 2:30 p.m.

Module No: HR-34-3625
Carrier: DeKrey
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE

SB 2126: Natural Resources Committee (Rep. Nelson, Chairman) recommends DO PASS
(13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2126 was placed on the
Fourteenth order on the calendar.

2005 TESTIMONY

SB 2126

TESTIMONY ON SENATE BILL 2126

Senate Natural Resources Committee

**Lee Klapprodt, Director, Water Appropriations Division
State Water Commission**

January 6, 2005

Mr. Chairman and Members of the Senate Natural Resources Committee, I am Lee Klapprodt, the director of the Planning and Education Division of the State Water Commission. I am appearing in support of Senate Bill 2126.

Senate Bill 2126 relates to the membership of the Devils Lake Outlet Management Advisory Committee. Membership on the Advisory Committee is established in N.D.C.C. § 61-36-01. The Devils Lake Outlet Management Advisory Committee currently consists of the State Engineer, one member appointed by the Red River Joint Water Resource Board, one member appointed by the Devils Lake Joint Board, one member appointed by the Ramsey County Commission, one member appointed by the Benson County Commission, a representative of the Spirit Lake Nation, and three downstream members appointed by the Governor for a total of nine members. The Upper Sheyenne Joint Water Resource Board has requested membership in the committee as it has a major interest in water management along the Sheyenne River. While the Governor could change the appointed members, the current members would like to stay on the committee and their organizations should continue to be represented. Since last year, a representative of the Upper Sheyenne Joint Water Resource Board has attended the committee meetings and the joint board has received all invitations, minutes, and other material distributed to the regular committee. I do not see a problem with a 10-person committee, and the Devils Lake Outlet Advisory Committee fully supports this addition.

I ask your favorable consideration of the bill. Thank you.

TESTIMONY ON SENATE BILL 2126

House Natural Resources Committee

**Lee Klapprodt, Director, Water Appropriations Division
State Water Commission**

February 24, 2005

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