

MICROFILM DIVIDER

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



ROLL NUMBER

DESCRIPTION

2369

2005 SENATE NATURAL RESOURCES

SB 2369

2005 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2369

Senate Natural Resources Committee

Conference Committee

Hearing Date February 3, 2005

Tape Number	Side A	Side B	Meter #
1	X		19.0 - 23.3
2		X	7.6 - 8.9
Committee Clerk Signature <i>Jant James</i>			

Minutes:

Senator Stanley Lyson, Chairman of the Senate Natural Resources Committee opened the hearing on SB 2369 relating to nonresident fishing license fees.

All members of the committee were present except **Senator John Traynor**.

Senator Joel Heitkamp of District 26 cosponsor of SB 2369 introduced the bill stating it was developed as a result of catfish tournaments. A \$20.00 seven day license does not cover the two weekend event, but a 10 day license would make it more convenient. The 10 day license would have an increased fee and suggested the 7 day license might be eliminated.

Duaine Ash representing the North Dakota Sportsfishing Congress testified in support of SB 2369 (See attached testimony).

Mike Donahue representing the United Sportsmen of North Dakota testified in support of SB 2369 (See attached testimony).

Senator Lyson asked for opposing testimony, hearing non asked the North Dakota State Game and Fish Department to speak of SB 2369.

Paul Schadewald, (22.0) Chief of Administrative Services Division of the North Dakota State Game and Fish Department presented a sheet that summarized the schedule of fishing licenses. He stated that eliminating the 7 day license would be a good compromise if the 10 day license is incorporated.

Senator Lyson closed the hearing on SB 2369.

Tape 2, Side B, 7.6 - 8.9

Senator Stanley Lyson opened the committee work on SB 2369.

All members of the committee were present except **Senator John Traynor** and **Senator Ben Tollefson**.

Senator Joel Heitkamp made a motion to amend SB 2369 by eliminating the 7 day license.

Senator Michael Every second the motion.

Roll call #1 was taken by voice vote indicating 5 YEAS, 0 NAYS AND 2 ABSENT.

Senator Heitkamp made a motion for a Do Pass as Amended of SB 2369.

Senator Layton Freborg second the motion.

Roll call vote #2 was taken indicating 5 YEAS, 0 NAYS AND 2 ABSENT.

Senator Heitkamp will carry SB 2369.

FISCAL NOTE
Requested by Legislative Council
01/25/2005

Bill/Resolution No.: SB 2369

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.*

	2003-2005 Biennium		2005-2007 Biennium		2007-2009 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues						
Expenditures				\$2,000		\$2,000
Appropriations						

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

2003-2005 Biennium			2005-2007 Biennium			2007-2009 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.*

This bill creates a new 10 day nonresident fishing license costing \$25. Currently a nonresident season long fishing license costs \$35, a 3 day license costs \$15 and a 7 day license costs \$20.

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.*

No significant change in revenue is anticipated. Sales of this new license will result in increased revenue in some situations and decreased revenue in others. These are expected balance out, resulting in no net change in revenue for the game and fish fund.

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.*

There will be additional costs related to designing, printing and distributing a new license. This cost is estimated to be about \$2,000 per biennium.

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:	01/26/2005

Date: 2-3-05
Roll Call Vote #: 1

2005 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 2338

Senate Senate Natural Resources Committee

Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken Amendment to take out 7d9 line

Motion Made By Heit Seconded By Every

Senators	Yes	No	Senators	Yes	No
Senator Stanley Lyson, Chairman			Senator Joel Heitkamp		
Senator Ben Tollefson, Vice Chair			Senator Michael Every		
Senator Layton Freborg					
Senator Rich Wardner					
Senator John Traynor					

Total (Yes) _____ No _____

Absent _____

Floor Assignment _____

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

Date: 2-3-05
Roll Call Vote #: 2

2005 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 2338

Senate Senate Natural Resources Committee

Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken Do Pass as Amended

Motion Made By Deit Seconded By Froy

Senators	Yes	No	Senators	Yes	No
Senator Stanley Lyson, Chairman	✓		Senator Joel Heitkamp	✓	
Senator Ben Tollefson, Vice Chair	-		Senator Michael Every	✓	
Senator Layton Freborg	✓				
Senator Rich Wardner	✓				
Senator John Traynor					

Total (Yes) 5 No 0

Absent 2

Floor Assignment Heitkamp

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

REPORT OF STANDING COMMITTEE (410)
February 4, 2005 11:35 a.m.

Module No: SR-23-1875
Carrier: Heitkamp
Insert LC: 50823.0101 Title: .0200

REPORT OF STANDING COMMITTEE

SB 2369: Natural Resources Committee (Sen. Lyson, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends **DO PASS** (5 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). SB 2369 was placed on the Sixth order on the calendar.

Page 1, line 19, overstrike "seven" and insert immediately thereafter "ten" and remove "or ten days"

Renumber accordingly

2005 HOUSE NATURAL RESOURCES

SB 2369

2005 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. **SB 2369**

House Natural Resources Committee

Conference Committee

Hearing Date **March 3, 2005**

Tape Number	Side A	Side B	Meter #
1		x	618-1497
2	x		2980-3300
Committee Clerk Signature <i>Karen Bonnet</i>			

Minutes:

Chr. Jon O. Nelson: I will open the hearing on SB 2369 and ask the clerk to read the title.

Quorum present, Rep. Keiser absent.

Sen. Joel Heitkamp: This bill comes to you from friends in the Wahpeton area. Catfish fishing has gotten real big in Red River area; they will have some big catfish events going on up and down the river. The current law has two different licenses, one short term and one a little longer. The longer term license is only a seven day license. They would like to incorporate two weekends so they would have ten days to experience in ND. Most catfish tournament participants are coming up from the South, where it's a much bigger deal than what has caught on up here. This bill would raise the time to 10 days and raise the fee \$5, to \$25 to cover the two weekends. We eliminated the seven day license at the request of the Game & Fish Dept. **Chr.**

Nelson: Are there any questions?

Rep. David Drovdal: Can you tell us the fees for the three, seven and year-long license?

Rep. Mike Norland: It's on the fiscal note.

Rep. Lyle Hanson: What's the day limit and the cost of the license on the Minnesota side (of the Red River)?

Heitkamp: I don't know. I would yield to Game & Fish to answer that.

Hanson: If it were different, they could just as well sit on that bank as our bank.

Heitkamp: There was talk about that.

Hanson: What if they're fishing in a boat? Who determines what side of the river they're on?

Heitkamp: If you're fishing boundary water, you can have a license from either state.

Chr. Nelson: Further questions? Seeing none, thank you for your testimony. Is there further supporting testimony?

Jason DuBord, ND Wildlife Federation: We are in full support of this bill.

Chr. Nelson: When we increase days on upland game, you oppose it. When we do it on fishing, you support it. That strikes a contradiction.

DuBord: We feel this won't be a negative effect. Fishing pressure isn't such an issue.

Norland: This affects walleyes and trout as well. (With these extra days) you can catch 15 more walleyes. At an average of two pounds, that's 30 pounds, \$5 more for your license, what does that come to per pound, and how do you feel about that?

DuBord: It affects walleyes?

Norland: I watch Van Hook in the summertime, and there is tremendous pressure from out of state.

DuBord: I don't have an answer.

Norland: I really don't think it will make a difference.

Chr. Nelson: Further questions?

Rep. Dawn Marie Charging: The premise of the bill is specific to the Red River. As you know, it is shallow now. It is a lot of pressure in a small area.

DuBord: I disagree. I fish the Red River, and haven't personally seen much pressure. We didn't see it as big an issue as the pheasant and upland game (pressure).

Rep. Darrell D. Nottestad: You can go from Drayton to Grand Forks and not run into a fisherman, but step on the wrong spot on Drayton Dam...! There are spots of heavy pressure on fish.

Dubord: If it's o.k., Duaine Ash, the lobbyist for the ND Sportfishing Congress has testimony prepared. His father passed away yesterday, and he asked me if I would read and pass out his testimony. With your permission, I'd like to read his testimony.

Chr. Nelson: Sure, you may enter that into the record.

Jason Dubord for Duaine Ash, ND Sportfishing Congress: (Written testimony attached)

Chr. Nelson: Is there further supporting testimony? Seeing none, is there opposing testimony?

Rep. David Drovdal: Just a point of fact. This bill does eliminate the seven day license, does that include the three day license?

Chr. Nelson: Paul, would you respond to that? Does passage of this bill eliminate both the three day and the seven day license?

Paul Schadewald, ND Game & Fish: The bill eliminates the seven day license and replaces it with a ten day license. Initially, it added just another license. We pointed out to the Senate Natural Resources Committee that the list of license options was getting pretty long and complicated to handle. So they scratched the seven day license and replaced it with a ten day.

Chr. Nelson: The three day is still available.

Charging: Ask him to answer the question that Rep. Hanson had, regarding Minnesota. Was there a fee?

Schadewald: I don't know the Minnesota license structure.

Chr. Nelson: It would be helpful if you could get that information, Paul.

Charging: It would be difficult for us to make a policy for ND if we're going to shove others off the other river bank. We shouldn't make the change unless we fully understand.

Schadewald: We'll get the information for you.

Chr. Nelson: Thanks, Paul. With that, I'll close the hearing on SB 2369.

3/3/05 Afternoon, took action on this bill:

Chr. Nelson: Let's take up SB 2369. What's the committee's wishes?

Charging: You make somebody pay more for 10 days...

Hanson: It eliminates the seven day license.

Rep. DeKrey: I move a do pass.

Rep. Hanson: Second.

Chr. Nelson: Rep. DeKrey moves a do pass and Rep. Hanson seconds. Committee discussion.

Charging: Did we find out what Minnesota is doing?

Chr. Nelson: Minnesota is three days-\$21, or seven days-\$25, a trout stamp is \$10, and their annual fee is \$35.

Johnson: But they don't have a ten-day license.

Hanson: Minnesota is 7 for \$25, and our ten-day is \$25. We have three extra days in ND.

Charging: He's talking about tournaments in communities along the Red River

Chr. Nelson: You could buy a three day license, too. We're not eliminating the three day, so it's a better buy in ND, our three day license is \$15. We are very competitive with surrounding states both monetarily and time.

Hanson: Question.

Chr. Nelson: Question has been called on a Do Pass Motion on SB 2369. Call the roll on a

Do Pass Motion, vote:

11-Yeas; 0-Nays; 3-Absent; CARRIER: Clark

Date: 3/3
 Roll Call Vote #: 1

2005 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 2369

House NATURAL RESOURCES Committee

Check here for Conference Committee

Legislative Council Amendment Number _____ :

Action Taken : Do Pass

Motion Made By : DeKrey Seconded By : Hanson

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

Total (Yes) 11 No 0

Absent 3

Floor Assignment Clark ✓

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

REPORT OF STANDING COMMITTEE (410)
March 4, 2005 1:23 p.m.

Module No: HR-40-4201
Carrier: Clark
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE

SB 2369, as engrossed: Natural Resources Committee (Rep. Nelson, Chairman)
recommends **DO PASS** (11 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING).
Engrossed SB 2369 was placed on the Fourteenth order on the calendar.

2005 TESTIMONY

SB 2369

*Same
given to
House*

**TESTIMONY OF DUAINE ASH, LOBBYIST #383,
NORTH DAKOTA SPORTFISHING CONGRESS**
PRESENTED TO THE SENATE NATURAL RESOURCES COMMITTEE

ON

SB 2369

February 3, 2005

Mr. Chairman and member of the committee:

We have no objections to the 10-day non-resident fishing license, but we do not feel that there is a need in four different levels of non-resident licenses. If the 10-day non-resident license is accepted, the 7-day license should be done away with. There is no need to have four different fishing licenses for non-residents.

We encourage you to support SB 2369, providing we keep three levels of licenses.

Thank you for your time.



United Sportsmen of North Dakota

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TESTIMONY REFERENCING

SB 2369

By Mike Donahue, Lobbyist #275

Senate Natural Resources Committee

February 3, 2005

The United Sportsmen of North Dakota and the N.D. Wildlife Federation support adding the ten day license if the seven day license is removed.

Please amend out the seven day license and then **Do Pass** SB 2369.

Current North Dakota Nonresident Fishing License Fees

- Nonresident Fishing, Hunting & Furbearer Certificate - **\$2.00**
- Nonresident Single - **\$35.00**
- Nonresident Husband and Wife - **\$45.00**
- Nonresident Seven Days - **\$20.00**
- Nonresident Three Days - **\$15.00**

Proposed under SB 2369 – **10 days for \$25**