

2009 HOUSE NATURAL RESOURCES

HB 1126

2009 HOUSE STANDING COMMITTEE MINUTES

Bill/Resolution No. 1126

House Natural Resources Committee

☐ Check here for Conference Committee

Hearing Date: 01-16-2009

Recorder Job Number: 7140

Committee Clerk Signature

Nancy L. Gerhardt

Minutes:

Chairman Porter: Good Morning

Lawrence Hopkins, Deputy Treasurer for the Office of State Gas Research – See Attachment
1.

Chairman Porter : Questions? Any further testimony in support of HB 1126? Any one in
opposition of 1126? Close the hearing on 1126.

Chairman Porter : Rep. Keiser

Rep. Keiser: Move to accept it.

Chairman Porter : We have a motion from Rep. Keiser -- a 2nd from Rep. DeKray for a do
pass. Any discussion?

Question

Chairman Porter : Question has been called Yes 13 No 0 Absent 0

Chairman Porter : Assignment Rep. Kelsh

Date: 1-16-2009
Roll Call Vote #: 1

2009 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 1126

House Natural Resources Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken ☒ Do Pass ☐ Do Not Pass ☐ As Amended

Motion Made By KEISER Seconded By DeKrey

Representatives	Yes	No	Representatives	Yes	No
Chairman Porter	✓		Rep Hanson	✓	
Vice Chairman Damschen	✓		Rep Hunskor	✓	
Rep Clark	✓		Rep Kelsh	✓	
Rep DeKrey	✓		Rep Myxter	✓	
Rep Drovdal	✓		Rep Pinkerton	✓	
Rep Hofstad	✓				
Rep Keiser	✓				
Rep Nottestad	✓				

Total (Yes) 13 No 0

Absent 0

Floor Assignment Kelsh

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

REPORT OF STANDING COMMITTEE (410)
January 16, 2009 2:08 p.m.

Module No: HR-09-0446
Carrier: S. Kelsh
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE

HB 1126: Natural Resources Committee (Rep. Porter, Chairman) recommends DO PASS
(13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1126 was placed on the
Eleventh order on the calendar.

2009 SENATE FINANCE AND TAXATION

HB 1126

2009 SENATE STANDING COMMITTEE MINUTES

Bill/Resolution No. HB 1126

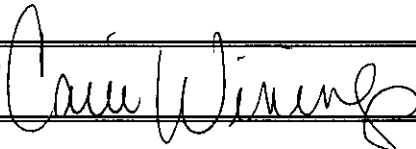
Senate Finance and Taxation Committee

☐ Check here for Conference Committee

Hearing Date: 03/10/2009

Recorder Job Number: 10606

Committee Clerk Signature



Minutes:

Vice Chairman Miller: Opened the hearing on HB 1126.

Lawrence Hopkins, Deputy Treasurer, Office of State Treasurer: See Attachment #1 for testimony in support of the bill.

1.39 **Vice Chairman Miller:** Any questions? (no) Any further testimony? (no)

Closed hearing.

2009 SENATE STANDING COMMITTEE MINUTES

Bill/Resolution No. HB 1126

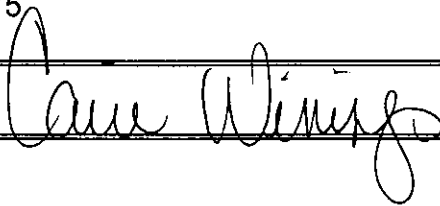
Senate Finance and Taxation Committee

☐ Check here for Conference Committee

Hearing Date: 03/23/2009

Recorder Job Number: 11375

Committee Clerk Signature



Minutes:

Chairman Cook: Reopened the discussion on HB 1126. See Attachment #1 for proposed amendment 98131.0102. Basically this is putting on an emergency clause making it effective May 1st.

Senator Oehlke: Mentions a conversation with a car dealer and the fact that he did not think that it really mattered.

Senator Triplett: Comment.

Vice Chairman Miller: Follow up comment.

Chairman Cook: The question is do we want to make it effective May 1st? I tend to think that is a good idea no matter what the date ends up.

Vice Chairman Miller: Asks a question on SB 2184 regarding emergency clauses.

Chairman Cook: It is not a big deal.

Senator Anderson: I don't care about the effective date of the bill. It looks like we are trying to pull something off. It could be construed as improper. I can't go with this.

Chairman Cook: Any further discussion? (no)

Senator Triplett: I don't see it as a big issue.

Chairman Cook: Then we will just leave it off then.

Senator Triplett: Moved a Do Pass.

Senator Oehlke: Seconded.

Chairman Cook: Discussion? (no)

A Roll Call vote was taken: Yea 7, Nay 0, Absent 0.

Senator Dotzenrod will carry the bill.

Roll Call Vote #:

2009 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. : 1126

Senate Finance and Taxation

Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number

Action Taken ☒ Do Pass ☐ Do Not Pass ☐ Amended

Motion Made By Senator Triplett Seconded By Senator Oehlke

[illegible]

Total: Yes 21 No 0

Absent

Floor Assignment

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

REPORT OF STANDING COMMITTEE

HB 1126: Finance and Taxation Committee (Sen. Cook, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1126 was placed on the Fourteenth order on the calendar.

2009 TESTIMONY

HB 1126

1
Same given to Senate.

HB1126 Testimony – Support of HB1126

Chairman, members of the committee:

For the record, I am Lawrence Hopkins, Deputy Treasurer for the Office of State Treasurer. I am here in support of House Bill 1126 relating to the transfer of oil and gas gross production tax and oil extraction tax revenues.

The State Auditor's Office has asked that we clarify the language of 57-51.1-07.3

Under the current manner in which this distribution is being made the Oil and Gas Research fund receives 2% of the "states share" up to three million dollars. The General Fund receives a full seventy-one million dollars and the remaining amount is deposited into the Permanent Oil Tax Trust Fund. Because this section of the law uses the words "state share" the auditor's office felt there may be some question as to whether the two percent share deposited into the Oil and Gas Research Fund should be funded from the seventy-one million dollar General Fund share rather than in addition to it.

The proposed language makes it clear that Oil and Gas Research funds are deposited independent of the General Fund portion and allows our office to continue making the distribution in the same manner that is currently being used.

There is no fiscal note attached to this bill.

March 19, 2009

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1126

Page 1, line 1, after "Act" insert "to create and enact a new section to Senate Bill No. 2184, as approved by the sixty-first legislative assembly, to declare that bill to be an emergency measure;"

Page 1, line 2, after "Code" insert "and section 2 of Senate Bill No. 2184, as approved by the sixty-first legislative assembly" and after "revenues" insert "and the effective date of Senate Bill No. 2184, as approved by the sixty-first legislative assembly; and to declare an emergency"

Page 1, after line 17, insert:

"SECTION 2. Section 2 of Senate Bill No. 2184, as approved by the sixty-first legislative assembly, is amended and reenacted as follows:

SECTION 2. EFFECTIVE DATE. This Act is effective for taxable events occurring after ~~June~~ April 30, 2009.

SECTION 3. A new section to Senate Bill No. 2184, as approved by the sixty-first legislative assembly, is created and enacted as follows:

SECTION 3. EMERGENCY. This Act is declared to be an emergency measure.

SECTION 4. EMERGENCY. Sections 2 and 3 of this Act are declared to be emergency measures."

Renumber accordingly