

Minutes of the
EMPOWER NORTH DAKOTA COMMISSION
HELD MONTHLY DURING LEGISLATIVE SESSION

March 26, 2019
ND Tax Department, 8th Floor Conference Room, Capitol
600 E. Boulevard
Bismarck, ND 58501

Members present:

Michelle Kommer, Jason Bohrer, Al Christianson,
Dale Niezwaag, Danette Welsh, Ron Day, Mark
Nisbet, David Douglas, Jay Skabo

Ex Officio Members present:

Julie Voeck, Stacey Dahl

Others present:

See [Appendix A](#) for additional public

CALL TO ORDER/WELCOME

Chairwoman Kommer called the meeting to order
Members and guests on the phone and around the
room were introduced.

APPROVAL OF MINUTES

**Motion made by Niezwaag and seconded by
Welsh to approve the minutes of March 19, 2019.
Motion carried.**

REVIEW OF TRACKED BILLS

Members discussed the list of bills, stating
consensus for, "watch bill," "support bill," or "oppose
bill."

[Appendix B](#)

**HB 1014 – Defraying the expenses of the
Industrial Commission.**

WATCH BILL

PASSED HOUSE

SENATE APPROPS - INTRODUCED

**HB 1024 – Defraying the expenses of the Dept. of
Environmental Quality (budget bill)**

SUPPORT BILL

PASSED HOUSE

SENATE APPROPS – INTRODUCED

**HB 1171 – Development & implementation of a
skilled workforce student grant program;
providing a continued appropriation.**

WATCH BILL

PASSED HOUSE

SENATE EDUCATION - INTRODUCED

**HB 1205 – Sales and Use Tax Exemption for
materials used to construct a fertilizer or
chemical processing facility and to provide an
effective date.**

SUPPORT BILL

PASSED HOUSE

SENATE FIN&TAX - INTRODUCED

HB 1238 – Relating to a fee for electric vehicles.

WATCH BILL

PASSED HOUSE

SENATE TRANSPORT - INTRODUCED

**HB 1362 – Right of utilities to cross over or under
a railroad right of way and to provide for
application.**

WATCH BILL

PASSED HOUSE

PASSED SENATE

**HB 1383 – Creation of an environmental impact
mitigation fund and an environmental impact
advisory board.**

WATCH BILL

PASSED HOUSE

SENATE ENR - INTRODUCED

**HB 1439 – Oil extraction tax exemption for the
incremental production from tertiary recovery
projects using carbon dioxide and to provide an
effective date**

SUPPORT BILL

PASSED HOUSE

SENATE INTRODUCED

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HB 1474 – Relating to the authority of a county or city to levy an infrastructure tax in lieu of special
HOUSE INTRODUCED – RECOMMENDED, SHALL
CONSIDER STUDY
PASSED SENATE

SB 2008 – An act to provide an appropriation for defraying the expenses of the public service commissions; and to provide for a transfer.
WATCH BILL
PASSED SENATE
HOUSE INTRODUCED

SB 2037 – Relating to the disposal and storage of high-level radioactive waste and subsurface and storage retrieval of nonhydrocarbons.
PASSED SENATE
PASSED HOUSE

SB 2038 – Energy Conversion and Transmission Facility Siting, gas & liquid energy conversion, and gas & liquid transmission facility siting.
WATCH BILL
PASSED SENATE
PASSED HOUSE

SB 2039 – Relating to the development and implementation of a skilled workforce scholarship program to provide a continuing appropriation & to provide a transfer.
WATCH BILL
PASSED SENATE
PASSED HOUSE

SB 2044 – Relating to tampering with or damaging a critical infrastructure facility or a public service; and to provide a penalty.
SUPPORT BILL
PASSED SENATE
PASSED HOUSE

SB 2100 – Relating to the decommissioning of solar energy conversion facilities.
WATCH BILL
PASSED HOUSE
SENATE INTRODUCED

SB 2109 – Relating to the duties and responsibilities of the Dept of Environmental Quality; to amend and reenact sections. – (primacy bill)
SUPPORT BILL
PASSED SENATE
HOUSE INTRODUCED

SB 2249 – State energy research center and the state energy research center fund; and to provide a continuing appropriation.
SUPPORT BILL
PASSED SENATE
HOUSE INTRODUCED

SB 2254 – Relating to liens and wind energy property rights.
WATCH BILL
PASSED SENATE
HOUSE INTRODUCED

SB 2282 – Relating to legacy fund earnings; to provide for a report to the legislative management; and to provide an appropriation.
WATCH BILL
PASSED SENATE
HOUSE DEFEATED

SB 2331 – Relating to allocation of wind generation tax revenue.
WATCH BILL
PASSED SENATE
PASSED HOUSE

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SB 2344 – Relating to injection or migration of substances into pore space; and to amend sections of NDCC.

SUPPORT BILL
PASSED SENATE
PASSED HOUSE

SB 2359 – Relating to the regulation of electricians and power limited technicians; and to provide a penalty.

WATCH BILL
PASSED SENATE
PASSED HOUSE

HCR 3048 – A concurrent resolution directing the Legislative Management to consider studying the feasibility and desirability of establishing a wind reclamation fund.

HOUSE PASSED
SENATE INTRODUCED

FUTURE MEETING

Legislative bill updates will be held at the Tax Department on 8th floor until further updates.

Chairwoman Kommer asked members to think about future discussions to address and possible presenters to think about.

Danette Welsh commented about building out the policy statement.

PUBLIC COMMENT

No comments

ADJOURNMENT

A motion was made by Niezwaag and seconded by Welsh to adjourn the meeting. With no further discussion, the meeting was unanimously adjourned at 3:30 p.m.

Chairwoman Kommer Date

Sherri Frieze, Recording Secretary Date