

Minutes of the  
**EMPOWER NORTH DAKOTA COMMISSION**

March 5, 2015  
ND Tax Department, 8<sup>th</sup> Floor Conference Room  
600 E. Boulevard, Capitol  
Bismarck, ND 58501

**Members present:**

Al Anderson, Jay Skabo, Ron Day, Ron Ness, Dale Niezwaag, Mark Nisbet, David Straley

**Ex Officio Members:**

Julie Voeck  
Sandi Tabor  
Mark Bring

**Others present:**

Justin Dever, Department of Commerce  
Mike Fladeland, Department of Commerce  
Sherri Frieze, Department of Commerce  
Kathy Aas, Xcel Energy  
Carlee McLeod, USND  
Shane Goettle, MDU/Enbridge/Odney  
Cory Fong, Odney Advertising  
Zac Smith, NDAREC  
Levi Andrist, Vogel Law Firm  
Tyler Hamman, Lignite Energy Council  
Bill Kalanek, APT/Geronimo Energy  
Jay Hesse, Geronimo Energy  
Ken Hellevang, NDSU Extension  
John Olson, NextEra  
Al Christianson, GRE  
Ryan Rauschenberger, Tax Department

**CALL TO ORDER/WELCOME**

Chairman Anderson called the meeting to order at 1:30 p.m. and welcomed Commission members and guests.

**APPROVAL OF MINUTES**

A motion was made by Niezwaag and seconded by Nisbet to approve the minutes of February 17, 2015.

**Review of EmPower ND Bills**  
**Justin Dever**

**SB 2032 – Oil and Gas Development Strategic Planning Authority now referred to Western Infrastructure Strategy Office**

Failed to pass Senate

**SB 2033 – Oil & Gas Tax Trigger Mechanism**

Failed to pass Senate

**SB 2034 – Oil Gathering Pipelines Sales Tax Exemption**

Hearing on March 4<sup>th</sup> by the House Finance and Taxation Committee with no action.

Chairman Anderson mentioned to Ness and Day that policy issues are to be addressed with the Public Service Commission regarding the bill.

**SB 2035 – Value-Added Energy Facility Sales Tax Exemption**

Bill has PASSED the Senate on February 25<sup>th</sup>, to be heard next week March 9<sup>th</sup>.

**SB 2036 – Coal Beneficiation**

Hearing on March 4<sup>th</sup>, approved by the House Finance and Taxation Committee.

**SB 2037 – Wind Energy Incentives & New Coal Mine Sales Tax Exemption**

Bill has PASSED the Senate on February 20<sup>th</sup>, to be heard by the House the week of March 16<sup>th</sup>.

The wind subcommittee recently met to add language changes to the Senate's Legislative Management Study. Straley commented that he also had more proposed language. It was mentioned to have a complete discussion next week looking at these changes.

**SB 2318 – Incentivizing CO2 capture and use for EOR**

Hearing on March 4<sup>th</sup> by the House Finance and Taxation Committee with no action.

**ADJOURNMENT**

Meeting unanimously adjourned at 2:15 p.m.

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Al Anderson  
Chairman

Date

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Sherri Frieze  
Recording Secretary

Date