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SFN 2053 (2/85) 5M



ROLL NUMBER

DESCRIPTION

1139

2001 HOUSE INDUSTRY, BUSINESS AND LABOR

HB 1139

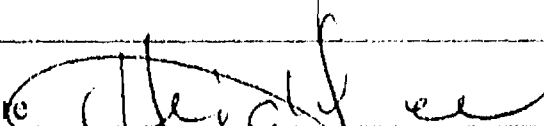
2001 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1139

House Industry, Business and Labor Committee

Conference Committee

Hearing Date Jan 22, 2001

Tape Number	Side A	Side B	Meter #
1	X		27-33 & 49-52
Committee Clerk Signature 			

Minutes: Chairman R. Berg, Vice-Chair G. Keiser, Rep. M. Ekstrom, Rep. R. Froelich, Rep. G. Froseth, Rep. R. Jensen, Rep. N. Johnson, Rep. J. Kasper, Rep. M. Klein, Rep. Koppang, Rep. D. Lemieux, Rep. B. Pietsch, Rep. D. Ruby, Rep. D. Severson, Rep. E. Thorpe.

Rep Mark Dosch: I am sponsoring this bill to increase fees to match foreign to domestic charters.

Clara Jenkins: Director of Business Division for Sec. Of States office **written testimony.**

Vice-Chairman Keiser: What is the difference between foreign and domestic state charters?

Jenkins: Domestic is created under statues of ND, foreign are under any where else.

Rep Klein: How many state charters are there?

Jenkins: 1,317 domestic and 296 foreign.

Vice-Chairman Keiser: I move a do pass.

Rep Koppang: I second.

12 yeas, 0 nays, 3 absent

Carrier Rep Pietsch

FISCAL NOTE

Requested by Legislative Council
12/26/2000

Bill/Resolution No.: HB 1139

Amendment to:

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.*

	1999-2001 Biennium		2001-2003 Biennium		2003-2005 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues	\$0	\$0	\$0	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0	\$0	\$0	\$0
Appropriations	\$0	\$0	\$0	\$0	\$0	\$0

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

1999-2001 Biennium			2001-2003 Biennium			2003-2005 Biennium		
Counties	Cities	School Districts	Counties	Cities	School Districts	Counties	Cities	School Districts
\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0

2. Narrative: *Identify the aspects of the measure which cause fiscal impact and include any comments relevant to your analysis.*

Section 1 of this bill increases the fee from \$25 to \$40 for the filing of a certified statement of amendment by a foreign limited partnership and equals the fee to the same amount as the fee in current state law for the filing of the same document by a North Dakota domestic limited partnership.

Section 2 provides consistency in state law by removing the requirement of having a notary affidavit on the registration document of a foreign limited partnership, which notarization is not required on any other limited partnership document.

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.*

The revenue impact to the state's general fund will be less than \$500

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.*

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.*

Non applicable

Name:	Al Jaeger	Agency:	Secretary of State
Phone Number:	328-2900	Date Prepared:	01/03/2001

Date: 1-22-01
 Roll Call Vote #: 1

2001 HOUSE STANDING COMMITTEE ROLL CALL VOTES
 BILL/RESOLUTION NO. ~~Click here to type Bill/Resolution No.~~ 1139

House Industry, Business and Labor Committee

Subcommittee on _____
 or
 Conference Committee

Legislative Council Amendment Number _____

Action Taken Do Pass

Motion Made By Keiser Seconded By Koppang

Representatives	Yes	No	Representatives	Yes	No
Chairman- Rick Berg	✓		Rep. Jim Kasper	✓	
Vice-Chairman George Keiser	✓		Rep. Matthew M. Klein	✓	
Rep. Mary Ekstorm			Rep. Myron Koppang	✓	
Rep. Rod Froelich			Rep. Doug Lemieux	✓	
Rep. Glen Froseth			Rep. Bill Pietsch	✓	
Rep. Roxanne Jensen	✓		Rep. Dan Ruby	✓	
Rep. Nancy Johnson	✓		Rep. Dale C. Severson	✓	
			Rep. Elwood Thorpe	✓	

Total (Yes) 12 No 0

Absent 3

Floor Assignment Pietsch

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

REPORT OF STANDING COMMITTEE (410)
January 22, 2001 11:34 a.m.

Module No: HR-10-1368
Carrier: Pietsch
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE

HB 1139: Industry, Business and Labor Committee (Rep. Berg, Chairman) recommends
DO PASS (12 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). HB 1139 was placed
on the Eleventh order on the calendar.

2001 SENATE INDUSTRY, BUSINESS AND LABOR

HB 1139

2001 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1139

Senate Industry, Business and Labor Committee

Conference Committee

Hearing Date February 19, 2001.

Tape Number	Side A	Side B	Meter #
1	x		12.1 to 14
Committee Clerk Signature <i>Doris E. Perez</i>			

Minutes:

The meeting was called to order. All committee members present. Hearing was opened on HB 1139 relating to the foreign limited partnership amendment fee and registration filed with the secretary of state.

Al Jaeger, Secretary of State, in favor. Written testimony attached. Main intent is to bring consistency and equity to these two sections of state law, putting the same standard on foreign and domestic limited partnerships.

No opposing testimony. Hearing closed.

Senator Espgaard: Motion : do pass. Senator Every: Second.

Roll call vote: 7 yes; 0 no. Motion carried. Floor assignment: **Senator Tollefson**

REPORT OF STANDING COMMITTEE (410)
February 19, 2001 9:29 a.m.

Module No: SR-30-3832
Carrier: Tollefson
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE

HB 1139: Industry, Business and Labor Committee (Sen. Mutch, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1139 was placed on the Fourteenth order on the calendar.

2001 TESTIMONY

HB 1139

ALVIN A. JAEGER
SECRETARY OF STATE



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SECRETARY OF STATE

STATE OF NORTH DAKOTA
600 EAST BOULEVARD AVENUE DEPT 108
BISMARCK ND 58505-0500

January 22, 2001

TO: Rep. Berg and Members – House Industry, Business and Labor Committee

FR: Al Jaeger, Secretary of State (presented by Clara Jenkins, Director, Business Division)

RE: HB 1139 – Related to Foreign Limited Partnerships

Representatives Dosch and Ruby introduced this bill at the request of the Secretary of State's office.

The main intent of this bill is to bring consistency and equity to these two sections of state law.

For the filing of a certified statement of amendment by a foreign limited partnership, Section 1 of this bill increases the filing fee from \$25 to \$40. The \$40 is the same amount currently provided for in state law and paid by a North Dakota limited partnership to file an amendment. Consequently, with the passage of this bill, the filing fee will be the same for both foreign and domestic limited partnerships. The additional revenue to the state's general fund will be less than \$500 during the biennium.

Section 2 of the bill provides consistency in the state's limited partnership laws by removing the requirement of having a notary affidavit on the registration document of a foreign limited partnership. Such a notary affidavit is not required on any other limited partnership documents. Therefore, as in Section 1, passage of this bill would apply the law uniformly for both foreign and domestic limited partnerships.

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SECRETARY OF STATE

STATE OF NORTH DAKOTA
600 EAST BOULEVARD AVENUE DEPT 108
BISMARCK ND 58505-0500

February 19, 2001

TO: Senator Mutch and Members – Senate Industry, Business and Labor Committee

FR: Al Jaeger, Secretary of State

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