

# MICROFILM DIVIDER

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



ROLL NUMBER

DESCRIPTION

1105

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Operator's Signature

10/2/03  
Date

2003 HOUSE FINANCE AND TAXATION

HB 1105

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2003 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1105

House Finance and Taxation Committee

Conference Committee

Hearing Date January 13, 2003

Tape Number	Side A	Side B	Meter #
1		X	29.6

Committee Clerk Signature *Janice Stein*

Minutes:

**REP. WESLEY BELTER, CHAIRMAN** Called the hearing to order.

**MARCY DICKERSON, STATE SUPERVISOR OF ASSESSMENTS, STATE TAX**

**DEPARTMENT.** Testified in support of the bill, stating this bill was just a housekeeping bill.

She stated it will make the administration a little more feasible. See written testimony.

**REP. BELTER** Asked whether this was a 911 tax.

**MARCY DICKERSON** Stated this was the gross receipts tax which is in lieu of property tax on telecommunications carrier equipment. It was enacted by the 1997 legislature and replaced the property tax.

**REP. WINRICH** Asked for comments regarding Section 2, where a user becomes eligible for a refund if they have paid in excess of \$800,000 to the telecommunications carrier, is there something that sets that limit?

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*10/2/03*  
Date

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House Finance and Taxation Committee  
Bill/Resolution Number HB 1105  
Hearing Date January 13, 2003

**MARCY DICKERSON** That limit was set for large users. Since they have paid a gross receipts tax on \$800,000, which is about a \$20,000 actual tax. It was in the original 1997 bill as a way from preventing large users from pay large amounts of taxes. So far, we have had only one customer who has applied for that refund. It was Gateway, because they did a great deal with Sykes Enterprises.

With no further testimony, the hearing was closed.

**COMMITTEE ACTION** 1-14-03 Tape #2, Side A, Meter #10.1

**REP. DROVDAL** Made a motion for a **DO PASS**.

**REP. KLEIN** Second the motion. **MOTION CARRIED**.

11 YES      0 NO      3 ABSENT

**REP. F. KLEIN** Was given the floor assignment.

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**FISCAL NOTE**  
 Requested by Legislative Council  
 01/02/2003

Bill/Resolution No.: HB 1105

**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.

	2001-2003 Biennium		2003-2005 Biennium		2005-2007 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues						
Expenditures						
Appropriations						

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

2001-2003 Biennium			2003-2005 Biennium			2005-2007 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.

If enacted, HB 1105 will have minimal or no fiscal impact. The change complies with the provisions of NDCC ch. 57-34.1, enacted by the 2001 Legislative Assembly.

**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.

**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.

<b>Name:</b>	Kathryn L. Strombeck	<b>Agency:</b>	Tax Dept.
<b>Phone Number:</b>	328-3402	<b>Date Prepared:</b>	01/10/2003

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*Kalisto Rickford*  
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10/2/03  
 Date

Date: 1-14-03  
Roll Call Vote #:

2003 HOUSE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. HB 105

House FINANCE & TAXATION Committee

Check here for Conference Committee

Legislative Council Amendment Number \_\_\_\_\_

Action Taken Do Pass

Motion Made By Rep. Drovdal Seconded By Rep. F. Klein

Representatives	Yes	No	Representatives	Yes	No
BELTER, CHAIRMAN	✓				
DROVDAL, VICE-CHAIR	✓				
CLARK	A				
FROELICH	A				
GROSZ	✓				
HEADLAND	✓				
IVERSON	✓				
KELSH	✓				
KLEIN	✓				
NICHOLAS	A				
SCHMIDT	✓				
WEILER	✓				
WIKENHEISER	✓				
WINRICH	✓				

Total (Yes) 11 No 0

Absent 3

Floor Assignment Rep. F. Klein

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

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Date

**REPORT OF STANDING COMMITTEE (410)**  
January 14, 2003 3:38 p.m.

Module No: HR-06-0553  
Carrier: F. Klein  
Insert LC: . Title: .

**REPORT OF STANDING COMMITTEE**  
**HB 1105: Finance and Taxation Committee (Rep. Beller, Chairman) recommends DO**  
**PASS (11 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). HB 1105 was placed on**  
**the Eleventh order on the calendar.**

(2) DESK, (3) COMM

Page No. 1

HR-06-0553

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2003 SENATE FINANCE AND TAXATION

HB 1105

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*Valista Rickford*

Date

10/2/03



