

MICROFILM DIVIDER

OMB/RECORDS MANAGEMENT DIVISION

SFN 2053 (2/85) 5M



ROLL NUMBER

DESCRIPTION

1186

The micrographic images on this film are accurate reproductions of records delivered to Modern Information Systems for microfilming and were filmed in the regular course of business. The photographic process meets standards of the American National Standards Institute (ANSI) for archival microfilm. NOTICE: If the filmed image above is less legible than this Notice, it is due to the quality of the document being filmed.

Dorinda Holbrook
Operator's Signature

10/2/03
Date

2003 HOUSE POLITICAL SUBDIVISIONS

HB 1186

The micrographic images on this film are accurate reproductions of records delivered to Modern Information Systems for microfilming and were filmed in the regular course of business. The photographic process meets standards of the American National Standards Institute (ANSI) for archival microfilm. NOTICE: If the filmed image above is less legible than this Notice, it is due to the quality of the document being filmed.

Dorena Holladay
Operator's Signature

10/2/03
Date

2003 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1186

House Political Subdivisions Committee

Conference Committee

Hearing Date: January 16, 2003

Tape Number	Side A	Side B	Meter #
1	X		0.0-53.3
1		X	0.0-27.1
Committee Clerk Signature <i>Mickie Schmidt</i>			1-22-02

Minutes:

(Tape 1; Side A)

(1.9) REP. GLEN FROSETH: Call the committee to order. Roll Call- 1 absent- Rep.

Kretschmar.

(3.8) Open the hearing on HB 1186.

(4.0) REP. ALON WIELAND: Testimony in support of bill 1186. (See attachment #1)

(5.3) REP. MARY EKSTROM: What is the reason in doing this?

(5.6) REP. ALON WIELAND: It is my intention in this bill to not only call attention to some of the growing counties are going to need some assistance if they're going to have to increase their cost. But also to provide the fact that since the counties have been providing the states and they get no financial interest, maybe it's time to start a discussion that they should receive some assistance.

The micrographic images on this film are accurate reproductions of records delivered to Modern Information Systems for microfilming and were filmed in the regular course of business. The photographic process meets standards of the American National Standards Institute (ANSI) for archival microfilm. NOTICE: If the filmed image above is less legible than this Notice, it is due to the quality of the document being filmed.

Dorena Ballerath
Operator's Signature

1/22/03
Date

Page 2
House Political Subdivisions Committee
Bill/Resolution Number: HB 1186
Hearing Date: January 16, 2003

(6.3) REP. MARY EKSTROM: Do we have an estimate of the additional costs they will be needing?

(6.5) REP. ALON WIELAND: I have not taken cost estimates of anything other than Cass county. We estimate that a new building to house criminal courts and combining municipal courts, would probably be in the neighborhood of \$10,000,000 cost to Cass county.

(7.4) REP. DALE SEVERSON: Do you think this is setting a precedence?

(7.8) REP. ALON WIELAND: That's a good question and I don't have an answer for you. There are a couple of other counties that are seeking some assistance. There are no more county courts. We are losing our revenues, fines and fees, etc...

(9.1) REP. GIL HERBEL: Do you have any idea of how many of the counties which will qualify under section 5?

(9.6) REP. ALON WIELAND: If my math is correct, it is 33 percent.

(10.3) REP. GLEN FROSETH: HB 1186, the appropriation would only serve for the use of new construction owner, remodeling projects. Are you aware of HB 1088 that would add a fee to the court charges that would be used for facility improvements and maintenance?

(10.6) REP. ALON WIELAND: I am aware of that bill, I understand that the bill may not be passed. That does provide some funding for all of the court houses to do some improvements. I don't know if there was any other requirement attached.

REP. GLEN FROSETH: It says local funding will be 25 percent of total cost.

(11.7) SEN. T. MATHERN: Testified in support of HB 1186. We want the same infrastructure and quality of service as other larger cities. However we don't have the same resources in terms

The micrographic images on this film are accurate reproductions of records delivered to Modern Information Systems for microfilming and were filmed in the regular course of business. The photographic process meets standards of the American National Standards Institute (ANSI) for archival microfilm. NOTICE: If the filmed image above is less legible than this notice, it is due to the quality of the document being filmed.

Dorinda G. [Signature]
Operator's Signature

10/2/03
Date

Page 3

House Political Subdivisions Committee

Bill/Resolution Number: HB 1186

Hearing Date: January 16, 2003

of people. We need to make sure that the resources that we do have are used as well as possible to share, so we can all have streets, lights, libraries, etc...

(16.0) REP. DALE SEVERSON: The concern I have is this bill may be setting a precedence.

Next session we'll have Grand Forks, Bismarck, and at what point is the state responsible community built roads?

(16.6) SEN. T. MATHERN: You can see the precedence in two ways: it's also a positive precedence.

(18.0) REP. RON IVERSON: Would it be better to lease space the state's financial picture accrues? Should we wait on this?

(18.8) SEN. T. MATHERN: The other point is: they haven't started digging a hole yet, until they can fill it. Waiting has a potential downside.

(20.0) REP. RON IVERSON: But right now, we're facing a potential shortfall in our revenue for the state, and you're asking us to appropriate the sum of \$2,000,000 for specific purpose.

(20.5) SEN. T. MATHERN: I'm asking you as a member of this committee to vote and prove the concept of collaboration. Then we move that to the Appropriations committee, then they decide that in fact fits with all of these other priorities in concerns that we have. Then if it goes through that, then you can decide how to vote on the House floor.

(21.5) REP. NANCY JOHNSON: Is there something in law right now that currently won't allow these organizations to work together?

(21.7) SEN. T. MATHERN: I believe that the different layers of government can work together on a project like this.

The micrographic images on this film are accurate reproductions of records delivered to Modern Information Systems for microfilming and were filmed in the regular course of business. The photographic process meets standards of the American National Standards Institute (ANSI) for archival microfilm. NOTICE: If the filmed image above is less legible than this Notice, it is due to the quality of the document being filmed.


Operator's signature

1/21/03
Date

Page 4
House Political Subdivisions Committee
Bill/Resolution Number: HB 1186
Hearing Date: January 16, 2003

(22.3) REP. GLEN FROSETH: In looking at B, I think I read somewhere that Cass county has 8 Judgeships? How do you demonstrate at least 10 percent growth when 8 is the most any one county has. 10 percent would be 8 tenths of one Judge.

(22.9) SEN. T. MATHERN: That's a good point. Basically that 10 percent came up, to try to insure that the concepts of collaboration and the state dissipated somewhere, is based on data.

(22.3) REP. GLEN FROSETH: Could anyone in the state meet that criteria?

(22.9) SEN. T. MATHERN: Rep. Weiland's county does meet the criteria, but I don't know how many other counties do.

(24.0) REP. GIL HERBEL: Has there been any attempt made to look at leasing space, or to do something that way to get a return on this?

(24.3) SEN. T. MATHERN: I don't know all of the details, I suspect that it is being looked at and would be an option.

(25.3) BONNIE JOHNSON; CASS COUNTY COORDINATOR: Testified in favor of bill:

(See attachment #2 & #3)

(31.7) REP. DALE SEVERSON: How is the finance going to be? Cash on hand?

(31.9) BONNIE JOHNSON: The county has 3 million dollars in our building fund. Our building fund is appropriated via our home rule charter, so we have designated funds that go into that fund with a restriction for building issues alone. \$3,000,000 can be borrowed from the BND.

(33.4) REP. GIL HERBEL: Is there anything from preventing you from charging a fee for the state offices that are renting?

The micrographic images on this film are accurate reproductions of records delivered to Modern Information Systems for microfilming and were filmed in the regular course of business. The photographic process meets standards of the American National Standards Institute (ANSI) for archival microfilm. NOTICE: If the filmed image above is less legible than this Notice, it is due to the quality of the document being filmed.

Dorena Ballerath
Operator's Signature

1/16/03
Date

Page 5
House Political Subdivisions Committee
Bill/Resolution Number: HB 1186
Hearing Date: January 16, 2003

(33.7) BONNIE JOHNSON: State law requires that counties provide reasonable rates for the state.

(33.9) REP. GIL HERBEL: Does it say anything that you can or cannot charge?

(34.0) BONNIE JOHNSON: We have had dialog with the state about what we call rent and their ability to pay and we have never succeeded in reaching an understanding. All 53 counties are in that same position of surviving in the district court. We used to feel better about our county when we received the fines and fees as revenues. But after the fines and fees were reallocated and the county could no longer receive financial assistance, it hurt a little bit more.

(34.7) REP. GLEN FROSETH: Just to refresh, back in 1991, the state picks up the cost of the clerk of courts and what other changes were there that took place between the county courts and the state?

(35.4) BONNIE JOHNSON: The first court consolidation was to consolidate county court judges into the state court system and at that time Cass county had 2 county court judges that were absorbed into the system. So they assumed the salaries of both employees. The county continues to provide the court staff.

(36.5) REP. MIKE GROSZ: What's the mathematical calculation and definition for growing space?

(36.7) BONNIE JOHNSON: I agree that it is an economy term that allows a start point at any given designated period of time. This is my understanding of the term.

(37.4) REP. MIKE GROSZ: Is the 10 percent in any year in that 5 years or is it an average of those five years?

The micrographic images on this film are accurate reproductions of records delivered to Modern Information Systems for microfilming and were filmed in the regular course of business. The photographic process meets standards of the American National Standards Institute (ANSI) for archival microfilm. NOTICE: If the filmed image above is less legible than this Notice, it is due to the quality of the document being filmed.

Donna Baller
Operator's Signature

10/2/03
Date