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Dorena Ballantyne
Operator's Signature

10/2/03
Date

2003 HOUSE TRANSPORTATION

HB 1205

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Dennis G. Bell
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10/2/03
Date

2003 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1205

House Transportation Committee

Conference Committee

Hearing Date February 13, 2003

Tape Number	Side A	Side B	Meter #
1	x		2.0 to 9.8
		x	20.4 to 22.8
Committee Clerk Signature <i>Laura B. Zerk</i>			

Minutes:

Rep. Weisz opened the hearing on HB 1205, a bill for an Act to amend and reenact subsection 5 of section 57-40.3-04 of the North Dakota Century Code, relating to a motor vehicle excise tax exemptions for transfers of vehicles from certain trusts; and to provide an effective date.

Rep. Maragos: Representing District 3, Minot introduced HB 1205 on behalf of practicing lawyer in his district. She provided written testimony which Rep. Maragos read. A copy of her (Judith Howard) written testimony is attached.

Rep. Bernstein: What about a car that is an estate?

Keith Kyser: ND DOT -- There is an exemption in the excise tax law that provides for an exemption for transfer of a vehicle as an inheritance.

Rep. Headland: the way I understand this is --- nobody is being tax for a transfer out of an estate

Keith Kyser: That is correct but this bill addresses transfers out of a trust.

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10/2/03
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Page 2
House Transportation Committee
Bill/Resolution Number HB 1205
Hearing Date February 13, 2003

Rep. Ruby: Why is the wording providing for 'A' vehicle -- does that imply there can be only one vehicle transferred -- or is that a matter of form?

Keith Kyser: we looked at that also --- while we didn't draft the bill we believe that is cleaning up the language -- probably because the tax is applied on a per vehicle basis.

Rep. Weisz: closed the hearing on HB 1205 as there was no one wishing to appear either for or against the bill. (9.8)

Action (tape 1 side B) (20.4) Chairman Weisz opened the discussion for action on HB 1205. Rep. Zaiser moved a 'Do Pass' motion for HB 1205. Rep. Headland seconded the motion. On a roll call vote the motion carried 13 Ayes 0 Nays 0 Absent.

Rep. Bernstein was designated to carry HB 1205 on the floor.

End of Record (22.1)

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Dorinda Ballentine
Operator's Signature

10/2/03
Date

FISCAL NOTE
 Requested by Legislative Council
 01/09/2003

Bill/Resolution No.: HB 1205

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.

The fiscal impact of this bill is expected to be less than \$5,000.

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.

Name:	Keith Kiser	Agency:	ND Dept. of Transportation
Phone Number:	328-2734	Date Prepared:	01/13/2003

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Demetrius Bell
 Operator's Signature

1/12/03
 Date

Date: 2/13/03
Roll Call Vote #: 1

2003 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. HB 1205

House TRANSPORTATION Committee

Check here for Conference Committee

Legislative Council Amendment Number 30392.0100

Action Taken Do Pass

Motion Made By Rep. Zaiser Seconded By Rep. Headland

Representatives	Yes	No	Representatives	Yes	No
Robin Weisz - Chairman	✓		Lois Delmore	✓	
Kathy Hawken - Vice Chairman	✓		Arlo E. Schmidt	✓	
LeRoy G. Bernstein	✓		Elwood Thorpe	✓	
Mark A. Dosch	✓		Steven L. Zaiser	✓	
Pat Galvin	✓				
Craig Headland	✓				
Clara Sue Price	✓				
Dan J. Ruby	✓				
Dave Weiler	✓				

Total Yes 13 No 0

Absent 0

Floor Assignment Rep Bernstein

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

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Dorena Walden Date 12/03
Operator's Signature

REPORT OF STANDING COMMITTEE (410)
February 13, 2003 12:10 p.m.

Module No: HR-28-2568
Carrier: Bernstein
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE
HB 1205: Transportation Committee (Rep. Welsz, Chairman) recommends **DO PASS**
(13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1205 was placed on the
Eleventh order on the calendar.

(2) DESK, (3) COMM

Page No. 1

HR-28-2568

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Dorinda Hall
Operator's Signature

10/2/03
Date

2003 SENATE TRANSPORTATION

HB 1205

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Domenico Galdrati
Operator's Signature

10/2/03
Date

