

MICROFILM DIVIDER

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



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| ROLL NUMBER |
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DESCRIPTION

1171

2007 HOUSE EDUCATION

HB 1171

2007 HOUSE STANDING COMMITTEE MINUTES

Bill/Resolution No. HB 1171

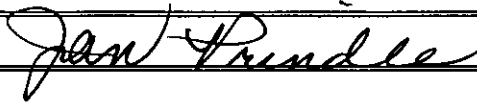
House Education Committee

Check here for Conference Committee

Hearing Date: 15 January 2007

Recorder Job Number: 1084 (0 – 33.0)

Committee Clerk Signature



Minutes:

Representative James Kerzman, District 31, introduced the bill. **(Testimony Attached.)**

Terry Traynor, assistant director, ND Association of Counties, testified on behalf of the bill. (Testimony attached.)

Representative Mueller: Terry, can we assume from the numbers you put together here is the 5% and it equals 3 mils. That would be money that would not be in the schools trust fund.

Trayner: There is a small amount for administration, but the lion's share would be from the trust fund.

Kayla Pulvermacher, representing the ND Farmers Union, testified in favor of the bill. (Testimony attached.)

Sandy Clark, representing the ND Farm Bureau, stated that they stand in favor of the bill.

Gary Preszler, secretary for the Board of University and School Lands and commissioner for the State Land Department, testified in Opposition to the bill.

(Testimony Attached.) His testimony included a proposed amendment to change dates and replace "must be at least ten" with "may not be an amount greater than if such property had been subject to property tax levies." In some townships it's hard to separate what is paid for roads and bridges, maintenance, etc. in the mil levy. We have some differences in numbers from what was presented; for instance, the \$81.0 for Grant County. I think the presentation

was based on all property taxes. We need to separate the mills for roads and bridges. If we did that, we don't believe that we would even be paying the \$10.0. We need to work through some of these numbers. I think we have some misunderstanding as to just what they apply to. I think we are trying to fix what was done in 1999 and I'm not opposed to that, but I think this bill compounds it. The amendment says we would not pay any amount greater than if the property were subjected to local tax levies. This is similar to what we pay for rural fire protection. The fiscal note (prepared by Traynor) essentially reduces the payment to the common schools trust fund by \$336.0. If the budgeted distribution amounts are not adjusted downward, then in order to meet the distribution numbers rental rates for grazing leases would have to be similarly increased.

Representative Haas: I need to understand exactly how the finances work. The \$358.0 in the fiscal note; is that money that comes from the interest earnings of the school trust funds or is it a percentage of the lease fees that are paid by those who lease the land.

Traynor: The \$358.0 is charged as an expense to the various trusts and that will be charged against income that these trusts earn. The grazing lease rental would be income that is distributed. The higher the expenses, the less we have to distribute. In 1999 there was an assumption that it was coming from the corpus, but we are taking about 10%. It's a tax.

Representative Solberg: In past years there were a number of school land parcels that were brought up for sale to interested parties to bidders. Apparently, very little of those parcels are brought up for sale now. What's the reason for that?

Traynor: At the time of statehood there were over 3 million acres that were granted to support the schools. As the state was homesteaded off, those lands were nominated and sold off. Since the mid-70s however, there have been very limited sales but there have been sales. For example we have land in Ward County that we have for sale. That's not grant land, its

land we acquired as foreclosure on loans and we're not interested in maintaining those. We also have a land sale policy that requires we sell tracts of land where there are management issues and some small tracts that are isolated or separated by roads or by sold parcels. We don't have whole sections anymore. In lot of cases we have a quarter, two quarters, or sometimes three quarters that were sold off and that we shapes of different sizes because of rivers, etc. There are some of these that we are looking at selling as they just don't provide any benefit for the trust because the expenses to manage is greater than the income they provide. There is tract near Bismarck where the city trees are on. The board made a motion to offer the south half of that for sale. What is driving that is the fact that there is commercial development all around that tract. What we have remaining of the trust is about 700,000 acres. The land has provided the trust with a steady, predictable stream of income for the schools.

Representative Mueller: Your amendment talks about monies transferred not being any more than property taxes levied for the category of bridges and roads. Do you have any idea what kind of money that would generate?

Traynor: We've taken a sampling and believe it's less than 5%. We believe we've been overpaying. From the standpoint of Grant County I would like to find out where the \$81.0 comes from. I believe that would be all property taxes for all types of services.

Representative Mueller: If that language amendment was adopted, you would be happy with the bill?

Traynor: I believe in 1999, the standpoint was that the roads and bridges provided a benefit to the trust and we need to maintain that. Some of the other services provided do not provide a benefit to the trust. Yes, if we paid what a private landowner pays for roads and bridges, we would not have a problem with those reasonable expenses.

Representative Haas: In order to make that determination as to how much that section or quarter section of school land would yield if you apply the property tax for roads and bridges, you would have to know something about the assessed value. Do you have assessed value for all of the state owned lands? Or would that be something that you have to determine.

Traynor: We don't have assessed value for those lands. We would have to determine those. We have what we believe to be fair market values, but those are not validated by any type of appraisals to determine if they are correct. We could look at neighboring lands and work with the county in trying to determine the assessable value.

Doug Johnson, executive director, ND Council of Education Leaders, testified neutral to the bill. I just have some questions I would like the committee to mull over. Whenever it comes to investing the dollars of the common schools trust fund, we have some concerns about that. The question I would ask is the amount of money that is put into that and what we will not get. In my quick calculations it comes to \$32 per student it would take out of the common schools budget. It's not a big amount of money but I do ask that you carefully ask that question as it goes forward. I do like the proposal put forward by Mr. Preszler.

Chairman Kelsch closed the hearing of HB 1171. She appointed a subcommittee to review the bill and amendments and bring forth recommendations to the full committee. Serving on the subcommittee are: Representative Haas, chair and Representatives Karls and Solberg.

2007 HOUSE STANDING COMMITTEE MINUTES

Bill/Resolution No. **HB 1171**

House Education Committee

Check here for Conference Committee

Hearing Date: **24 January 07**

Recorder Job Number: **1763 and 1819**

Committee Clerk Signature

Jane Prindle

Minutes:

Representative Haas distributed a proposed amendment and some supporting documents.

The documents provide the basis for the amendment. The first document was Section 18-10-10 of code that outlines how state land is given a taxable value, the mill rate assessment will be applied, and if it is state land, that money would be forwarded from the state land department to the rural fire district. It does say that "... in no event may such fee be an amount greater than if such property had been subject to property tax." By this amendment we change the language consistent with the code.

The next sheet lists all the counties and the estimated Road and Bridge mills. You will notice that there are a fair number of counties that don't have a levy in that column. That does not mean they don't receive payment for state land that are in their county. In visiting with Terry Traynor on this he said there are some counties that don't separate the road and bridge levy from their general levy. If this bill passes, it will become necessary for the counties to separate that out. Terry said that should not be a problem as they know how much they are spending on roads and bridges now and they can take that amount and divide it by their taxable value and come up with their levy. The amendment says "if that county has requested payment under this section and included certification of the number of mills levied for county roads and bridge purposes." If there are still school lands in Stark County, the commissioners

are first going to have to verify to the state land department what their road and bridge levy is.

Then the state land department will do some calculations and determine what approximately would be the taxable value of that land, apply that levy to it, and that would be given to Stark County.

Representative Mueller: That assessment process you just referenced, is it going to be that simple?

Representative Haas: According to the counties, yes. The county assessors and the county auditors receive average values for different types of land. Traynor told me they could easily apply an average value to those lands for land of similar use. The thing I like about this amendment is that it has a very logical basis for determining what the state land department should pay either to the fire district or to the county. The reason for that is the counties came and said to us that if that land would be on the tax roll we would be receiving x number of dollars for roads and bridges. Essentially, we are now putting it on the tax rolls for determining that calculation and applying the mil rate to it. I think it's a sound way of doing it.

Representative Mueller: In this chart, perhaps you can explain the second two columns: county bridges and farm to market roads. Are those the mil levies in Adams County: .25 and 15.69?

Representative Haas: It will be on the "county road and bridges" column. This bill will have a new fiscal note. There will be more going to the counties.

Representative Mueller: The current law has 5%. This bill makes it 10%. Are you suggesting it will be somewhere between those amounts. Are you saying the farm to market roads are not in the mix?

Representative Haas: Yes, it will be someplace in between 5 and 10%. I believe the farm to market roads are not in that mix. Farm to market roads are financed mainly by federal monies.

Representative Haas: I move the amendment

Representative Solberg: I second.

Representative Hanson: In previous years if you rented state land and if it was farm land, the person renting it paid the taxes. If it was pasture land, the state paid the taxes. Is it that way now or has it been changed?

Representative Haas: In our discussions with every body, there are no taxes paid on state land and that's why it is necessary to come up with this procedure to give the equivalent as if the taxes were paid. That's the basis of this bill—to have some remittance to the county as if the property were on the tax rolls.

A voice vote was taken: Yea: 13, Nay: 0, Absent: 0 The amendment was accepted.

Representative Mueller: I move Do Pass.

Representative Karls: Second.

A roll call vote was taken: Yea: 13, Nay: 0, Absent: 0

The bill as amended was passed.

At a later time discussion was opened on the bill. (1763)

Representative Mueller: I move we reconsider this bill.

Representative Herbel: Second

A voice vote was taken and the bill was reconsidered.

Representative Haas: I move Do Pass as Amended and Rerefer to Appropriations.

Representative Solberg: Second.

A roll call vote was taken: Yea: 13, Nay: 0, Absent: 0.

The reconsidered bill as amended was rereferred to Appropriations.

FISCAL NOTE
 Requested by Legislative Council
 01/26/2007

Amendment to: HB 1171

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.*

| | 2005-2007 Biennium | | 2007-2009 Biennium | | 2009-2011 Biennium | |
|-----------------------|--------------------|-------------|--------------------|-------------|--------------------|-------------|
| | General Fund | Other Funds | General Fund | Other Funds | General Fund | Other Funds |
| Revenues | \$0 | \$0 | \$0 | (\$700) | \$0 | (\$700) |
| Expenditures | \$0 | \$0 | \$0 | \$7,000 | \$0 | \$7,300 |
| Appropriations | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |

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

| 2005-2007 Biennium | | | 2007-2009 Biennium | | | 2009-2011 Biennium | | |
|--------------------|--------|------------------|--------------------|--------|------------------|--------------------|--------|------------------|
| Counties | Cities | School Districts | Counties | Cities | School Districts | Counties | Cities | School Districts |
| \$0 | \$0 | \$0 | \$7,000 | \$0 | (\$6,300) | \$7,300 | \$0 | (\$6,600) |

2A. **Bill and fiscal impact summary:** *Provide a brief summary of the measure, including description of the provisions having fiscal impact (limited to 300 characters).*

Engrossed HB 1171 changes the current 5% service fee to actual mills as similarly paid by private landowners as a fee assessed against the Trust Funds managed by the Board of University and School Lands to be paid to Townships and Counties for maintenance and repairs of roads and bridges.

B. Fiscal impact sections: *Identify and provide a brief description of the sections of the measure which have fiscal impact. Include any assumptions and comments relevant to the analysis.*

Revenues to Counties are increased by the amount of the fee increase paid. Distributions received by the school districts are reduced by the amount applicable to the Common Schools Trust Fund grant lands, approximately 90% of the total fee, and the remaining 10% comes from the various university and institution Trust Funds.

The engrossed bill numbers were based on actual mills as provided by Grant County applied statewide. Adjustments were made to land values for valuations based on 25% soils classified as cropland.

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.*

Currently, the 5% service fee is expensed against the applicable Trust Fund. As a result, the amount of money available to distribute to Trust Fund beneficiaries is reduced by a like amount.

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.*

For the 2007-09 biennium, distributions of \$66.8 million are included in the budget forecasts for the schools (K-12), and another \$4.4 million in distributions are budgeted for the universities and institutions. No adjustments to distributed amounts are necessary as the impact is not material.

C. Appropriations: *Explain the appropriation amounts. Provide detail, when appropriate, for each agency and fund affected. Explain the relationship between the amounts shown for expenditures and appropriations. Indicate whether the appropriation is also included in the executive budget or relates to a continuing appropriation.*

| | | | |
|----------------------|------------------|-----------------------|-----------------|
| Name: | Gary D. Preszler | Agency: | Land Department |
| Phone Number: | 328 2800 | Date Prepared: | 01/29/2007 |

FISCAL NOTE

Requested by Legislative Council

01/16/2007

REVISION

Bill/Resolution No.: HB 1171

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.*

| | 2005-2007 Biennium | | 2007-2009 Biennium | | 2009-2011 Biennium | |
|-----------------------|--------------------|-------------|--------------------|-------------|--------------------|-------------|
| | General Fund | Other Funds | General Fund | Other Funds | General Fund | Other Funds |
| Revenues | \$0 | \$0 | \$0 | (\$36,000) | \$0 | (\$37,000) |
| Expenditures | \$0 | \$0 | \$0 | \$358,000 | \$0 | \$373,000 |
| Appropriations | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |

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

| 2005-2007 Biennium | | | 2007-2009 Biennium | | | 2009-2011 Biennium | | |
|--------------------|--------|------------------|--------------------|--------|------------------|--------------------|--------|------------------|
| Counties | Cities | School Districts | Counties | Cities | School Districts | Counties | Cities | School Districts |
| \$0 | \$0 | \$0 | \$358,000 | \$0 | (\$322,000) | \$373,000 | \$0 | (\$336,000) |

2A. Bill and fiscal impact summary: *Provide a brief summary of the measure, including description of the provisions having fiscal impact (limited to 300 characters).*

HB 1171 increases from 5 to 10% the service fee assessed against the Trust Funds managed by the Board of University and School Lands to be paid to Townships and Counties for maintenance and repairs of roads and bridges. The fee is based on the net revenues generated from grazing leases.

B. Fiscal impact sections: *Identify and provide a brief description of the sections of the measure which have fiscal impact. Include any assumptions and comments relevant to the analysis.*

Revenues to Counties are increased by the amount of the fee increase paid. Distributions received by the school districts are reduced by the amount applicable to the Common Schools Trust Fund grant lands, approximately 90% of the total fee, and the remaining 10% comes from the various university and institution Trust Funds.

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.*

Currently, the 5% service fee is expensed against the applicable Trust Fund. As a result, the amount of money available to distribute to Trust Fund beneficiaries is reduced by a like amount.

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.*

For the 2007-09 biennium, distributions of \$66.8 million are included in the budget forecasts for the schools (K-12), and another \$4.4 million in distributions are budgeted for the universities and institutions. Distributions budgeted to the schools needs to be reduced by \$322,000 and by \$36,000 to the other Trust beneficiaries in HB1013, section 7. If the budgeted distribution amounts are not adjusted downward, then in order to meet the distribution numbers rental rates for grazing leases would have to be similarly increased.

C. Appropriations: *Explain the appropriation amounts. Provide detail, when appropriate, for each agency and fund affected. Explain the relationship between the amounts shown for expenditures and appropriations. Indicate whether the appropriation is also included in the executive budget or relates to a continuing appropriation.*

| | | | |
|----------------------|------------------|-----------------------|-----------------|
| Name: | Gary D. Preszler | Agency: | Land Department |
| Phone Number: | 328-2800 | Date Prepared: | 01/17/2007 |

FISCAL NOTE
Requested by Legislative Council
01/10/2007

Bill/Resolution No.: HB 1171

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.*

| | 2005-2007 Biennium | | 2007-2009 Biennium | | 2009-2011 Biennium | |
|-----------------------|--------------------|-------------|--------------------|-------------|--------------------|-------------|
| | General Fund | Other Funds | General Fund | Other Funds | General Fund | Other Funds |
| Revenues | \$0 | \$0 | (\$36,000) | \$0 | (\$37,000) | \$0 |
| Expenditures | \$0 | \$0 | \$0 | \$358,000 | \$0 | \$373,000 |
| Appropriations | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |

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

| 2005-2007 Biennium | | | 2007-2009 Biennium | | | 2009-2011 Biennium | | |
|--------------------|--------|------------------|--------------------|--------|------------------|--------------------|--------|------------------|
| Counties | Cities | School Districts | Counties | Cities | School Districts | Counties | Cities | School Districts |
| \$0 | \$0 | \$0 | \$358,000 | \$0 | (\$322,000) | \$373,000 | \$0 | (\$336,000) |

2A. Bill and fiscal impact summary: *Provide a brief summary of the measure, including description of the provisions having fiscal impact (limited to 300 characters).*

HB 1171 increases from 5 to 10% the service fee assessed against the Trust Funds managed by the Board of University and School Lands to be paid to Townships and Counties for maintenance and repairs of roads and bridges. The fee is based on the net revenues generated from grazing leases.

B. Fiscal impact sections: *Identify and provide a brief description of the sections of the measure which have fiscal impact. Include any assumptions and comments relevant to the analysis.*

Revenues to Counties are increased by the amount of the fee increase paid. Distributions received by the school districts are reduced by the amount applicable to the Common Schools Trust Fund grant lands, approximately 90% of the total fee, and the remaining 10% comes from the various university and institution Trust Funds.

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.*

Currently, the 5% service fee is expensed against the applicable Trust Fund. As a result, the amount of money available to distribute to Trust Fund beneficiaries is reduced by a like amount.

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.*

For the 2007-09 biennium, distributions of \$66.8 million are included in the budget forecasts for the schools (K-12), and another \$4.4 million in distributions are budgeted for the universities and institutions. Distributions budgeted to the schools needs to be reduced by \$322,000 and by \$36,000 to the other Trust beneficiaries in HB1013, section 7. If the budgeted distribution amounts are not adjusted downward, then in order to meet the distribution numbers rental rates for grazing leases would have to be similarly increased.

C. Appropriations: *Explain the appropriation amounts. Provide detail, when appropriate, for each agency and fund affected. Explain the relationship between the amounts shown for expenditures and appropriations. Indicate whether the appropriation is also included in the executive budget or relates to a continuing appropriation.*

| | | | |
|----------------------|------------------|-----------------------|-----------------|
| Name: | Gary D. Preszler | Agency: | Land Department |
| Phone Number: | 328-2800 | Date Prepared: | 01/12/2007 |

House Amendments to HB 1171 (70210.0101) - Education Committee 01/24/2007

Page 1, line 9, after "lands" insert "if that county has requested payment under this section and included certification of the number of mills levied for county road and bridge purposes"

Page 1, line 14, remove "must be at least ten" and overstrike "percent of the net revenue generated from the"

Page 1, overstrike lines 15 through 17

Page 1, line 18, overstrike "deposited in a permanent trust fund" and insert immediately thereafter "may not be in an amount greater than the amount of property taxes that would have been payable if the original grant lands in the county had been subject to property tax levies"

Renumber accordingly

Date: 24 Jan 07

Roll Call Vote #: 1

2007 HOUSE STANDING COMMITTEE ROLL CALL VOTES

BILL/RESOLUTION NO. HB 1171

House Education Committee

Check here for Conference Committee

Legislative Council Amendment Number 70210.0101

Action Taken Accept Amendment 70210.0101

Motion Made By Haas Seconded By Solberg

| Representatives | Yes | No | Representatives | Yes | No |
|------------------|-----|----|-----------------|-----|----|
| Chairman Kelsch | | | Rep Hanson | | |
| V Chairman Meier | | | Rep Hunskor | | |
| Rep Haas | | | Rep Mueller | | |
| Rep Herbel | | | Rep Myxter | | |
| Rep Johnson | | | Rep Solberg | | |
| Rep Karls | | | | | |
| Rep Sukat | | | | | |
| Rep Wall | | | | | |
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Total Yes 13 No 0

Absent 0

Floor Assignment _____

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

Attached

Date: 24 Jan 07
Roll Call Vote #: 2

2007 HOUSE STANDING COMMITTEE ROLL CALL VOTES

BILL/RESOLUTION NO. HB 1171

House Education Committee

Check here for Conference Committee

Legislative Council Amendment Number 70210.0101

Action Taken Do Pass as Amended

Motion Made By Mueller Seconded By Karls

| Representatives | Yes | No | Representatives | Yes | No |
|------------------|-----|----|-----------------|-----|----|
| Chairman Kelsch | ✓ | | Rep Hanson | ✓ | |
| V Chairman Meier | ✓ | | Rep Hunskor | ✓ | |
| Rep Haas | ✓ | | Rep Mueller | ✓ | |
| Rep Herbel | ✓ | | Rep Myxter | ✓ | |
| Rep Johnson | ✓ | | Rep Solberg | ✓ | |
| Rep Karls | ✓ | | | | |
| Rep Sukat | ✓ | | | | |
| Rep Wall | ✓ | | | | |
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Total Yes 13 No 0

Absent 0

Floor Assignment Haas

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

Date: _____

Roll Call Vote #: 3

2007 HOUSE STANDING COMMITTEE ROLL CALL VOTES

BILL/RESOLUTION NO. 1171

House Education Committee

Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken Reconsider

Motion Made By Mueller Seconded By Herbel

| Representatives | Yes | No | Representatives | Yes | No |
|------------------|-----|----|-----------------|-----|----|
| Chairman Kelsch | | | Rep Hanson | | |
| V Chairman Meier | | | Rep Hunsakor | | |
| Rep Haas | | | Rep Mueller | | |
| Rep Herbel | | | Rep Myxter | | |
| Rep Johnson | | | Rep Solberg | | |
| Rep Karls | | | | | |
| Rep Sukat | | | | | |
| Rep Wall | | | | | |
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Total Yes 13 No 0

Absent 0

Floor Assignment _____

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

Date: 24 Jan 07
Roll Call Vote #: 2

2007 HOUSE STANDING COMMITTEE ROLL CALL VOTES

BILL/RESOLUTION NO. 1171

House Education Committee

Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken

as amended
do pass and he refers to Appropriations

Motion Made By

Haas

Seconded By

Solberg

| Representatives | Yes | No | Representatives | Yes | No |
|------------------|-----|----|-----------------|-----|----|
| Chairman Kelsch | ✓ | | Rep Hanson | ✓ | |
| V Chairman Meier | ✓ | | Rep Hunskor | ✓ | |
| Rep Haas | ✓ | | Rep Mueller | ✓ | |
| Rep Herbel | ✓ | | Rep Myxter | ✓ | |
| Rep Johnson | ✓ | | Rep Solberg | ✓ | |
| Rep Karls | ✓ | | | | |
| Rep Sukat | ✓ | | | | |
| Rep Wall | ✓ | | | | |
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Total Yes 13 No 0

Absent 0

Floor Assignment Haas

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

REPORT OF STANDING COMMITTEE

HB 1171: Education Committee (Rep. R. Kelsch, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS and BE REREFERRED to the Appropriations Committee (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1171 was placed on the Sixth order on the calendar.

Page 1, line 9, after "lands" insert "if that county has requested payment under this section and included certification of the number of mills levied for county road and bridge purposes"

Page 1, line 14, remove "must be at least ten" and overstrike "percent of the net revenue generated from the"

Page 1, overstrike lines 15 through 17

Page 1, line 18, overstrike "deposited in a permanent trust fund" and insert immediately thereafter "may not be in an amount greater than the amount of property taxes that would have been payable if the original grant lands in the county had been subject to property tax levies"

Renumber accordingly

2007 HOUSE APPROPRIATIONS

HB 1171

2007 HOUSE STANDING COMMITTEE MINUTES

Bill/Resolution No. HB 1171

House Appropriations Committee

Check here for Conference Committee

Hearing Date: February 6, 2007

Recorder Job Number: 2973

Committee Clerk Signature

Shirley Branning

Minutes:

Chm. Svedjen called the meeting to order to take up HB 1171, a bill relating to service fee payments to counties by the board of university and school lands by calling on **Rep. Raeann Kelsch**, District 34 to explain the bill.

Rep. Kelsch stated that the education committee did not have the most recent fiscal note when it was voted out. The bill, with the amendment, applied language allowing state owned land that is in a fire district to levy against the state owned land and then an assessed value is the amount that they would pay. It basically assigns a value to the state land. This helps out in counties where a lot of state land produces no revenue.

Rep. Weiland moved a **Do Pass** the Engrossed House Bill 1171. **Rep. Metcalf** seconded the motion. The **Do Pass** motion carried by a roll call vote of 23 yeas, 0 nays, 1 absent and not voting. **Rep. Haas** will be the carrier of the bill.

Date: 2/6/07
 Roll Call Vote #: 1

2007 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 1171

House Appropriations Full Committee

Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken Do Pass as introduced

Motion Made By Weiland Seconded By Metcalf

| Representatives | Yes | No | Representatives | Yes | No |
|--------------------------|-----|----|--------------------------|-----|----|
| Chairman Svedjan | ✓ | | | | |
| Vice Chairman Kempenich | ✓ | | | | |
| Representative Wald | ✓ | | Representative Aarsvold | ✓ | |
| Representative Monson | ✓ | | Representative Gulletson | | |
| Representative Hawken | ✓ | | | | |
| Representative Klein | ✓ | | | | |
| Representative Martinson | ✓ | | | | |
| Representative Carlson | ✓ | | Representative Glassheim | ✓ | |
| Representative Carlisle | ✓ | | Representative Kroeber | ✓ | |
| Representative Skarphol | ✓ | | Representative Williams | ✓ | |
| Representative Thoreson | ✓ | | | | |
| Representative Pollert | ✓ | | Representative Ekstrom | ✓ | |
| Representative Bellew | ✓ | | Representative Kerzman | ✓ | |
| Representative Kreidt | ✓ | | Representative Metcalf | ✓ | |
| Representative Nelson | ✓ | | | | |
| Representative Wieland | ✓ | | | | |
| | | | | | |
| | | | | | |

Total (Yes) 23 No 0

Absent 1

Floor Assignment None

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

REPORT OF STANDING COMMITTEE (410)
February 10, 2007 7:28 p.m.

Module No: HR-25-2801
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REPORT OF STANDING COMMITTEE

HB 1171, as engrossed: Appropriations Committee (Rep. Svedjan, Chairman)
recommends DO PASS (23 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING).
Engrossed HB 1171 was placed on the Eleventh order on the calendar.

2007 SENATE POLITICAL SUBDIVISIONS

HB 1171

