

# MICROFILM DIVIDER

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



ROLL NUMBER

DESCRIPTION

2059

2001 SENATE FINANCE AND TAXATION

SB 2059

2001 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. 2059

Senate Finance and Taxation Committee

Conference Committee

Hearing Date 1/15/01

Tape Number	Side A	Side B	Meter #
1	x		16.1-31.2
Committee Clerk Signature <i>Synelle W. Kraft</i>			

Minutes:

Senator Urlacher: Opened the hearing on SB 2059, relating to collection of real estate taxes and the form of a tax deed.

Charles Krueger, State Supervisor of Assessments, testified in support of the bill, explaining each section. Written testimony attached.

Senator Urlacher: What were the reasons for the 1999 actions that we're bringing back?

Charles Krueger: The 1999 legislation consisted of 48 sections. It took this huge, cumbersome system and streamlined it and as a result, in doing that work, a couple things were inadvertently overlooked. We want to fine-tune that 1999 legislation.

Senator Christmann: With section 5, what you want add to 57-28 actually was necessary it just that it used to be in 57-27 and we repealed that whole chapter so now you're going to stick in 28?

Charles Krueger: That's exactly right.

Senator Stenehjem: Let's say I own a piece of real estate, is my assessed valuation the same as my taxable evaluation or are there two different amounts there? Is there a difference?

Charles Krueger: Yes there is.

Senator Stenehjem: If you're going off taxable values instead rather than assessed values, then my tax is going to be less on the taxable value than the assessed value. Is that correct?

Charles Krueger: Yes.

Senator Urlacher: This will build some uniformity?

Charles Krueger: I think it's already there but this is a holdover from 1981 when the assessed value was multiplied times .5 to come up the taxable value.

Senator Urlacher: Closed the hearing.

AMENDMENT ACTION:

Motion made by Senator Wardner, Seconded by Senator Christmann, to move amendment 18076.0100. Voice Vote taken. All in favor, amendment adopted.

COMMITTEE ACTION:

Motion was made by Senator Christmann for DO PASS AS AMENDED, Seconded by Senator Wardner. Vote was 6 yeas, 0 nay, and 0 absent or not voting. Bill carrier was Senator Christmann.

18076.0100  
Title.

Prepared by the Office of State Tax  
Commissioner  
January 15, 2001

PROPOSED AMENDMENTS TO SENATE BILL NO. 2059

Page 5, line 15, after "EFFECTIVE DATE." Insert "Sections 2 and 5 of this Act are effective for taxes which become due after December 31, 1999."

Page 5, line 15, replace "This" with "The remainder of this"

Renumber accordingly

Date: 1/15/01  
Roll Call Vote #: 1

2001 SENATE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. 2059

Senate Finance and Taxation Committee

Subcommittee on \_\_\_\_\_  
or  
 Conference Committee

Legislative Council Amendment Number 18076.0100

Action Taken More Amendment (Voice Vote)

Motion Made By Wardner Seconded By Christmann

Senators	Yes	No	Senators	Yes	No
Senator Urlacher-Chairman					
Senator Wardner-Vice Chairman					
Senator Christmann					
Senator Stenehjem					
Senator Kroeplin					
Senator Nichols					

Total (Yes) 6 No 0

Absent 0

Floor Assignment \_\_\_\_\_

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

Date: 1/15/01  
Roll Call Vote #: 2

2001 SENATE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. 2059

Senate Finance and Taxation Committee

Subcommittee on \_\_\_\_\_  
or  
 Conference Committee

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

Action Taken To Pass As Amended

Motion Made By Christmann Seconded By Wardner

Senators	Yes	No	Senators	Yes	No
Senator Urlacher-Chairman	✓				
Senator Wardner-Vice Chairman	✓				
Senator Christmann	✓				
Senator Stenehjem	✓				
Senator Kroeplin	✓				
Senator Nichols	✓				

Total (Yes) 6 No 0

Absent 0

Floor Assignment Christmann

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

**REPORT OF STANDING COMMITTEE (410)**  
January 15, 2001 3:33 p.m.

**Module No: SR-05-1009**  
**Carrier: Christmann**  
**Insert LC: 18076.0101 Title: .0200**

**REPORT OF STANDING COMMITTEE**

**SB 2059: Finance and Taxation Committee (Sen. Urlacher, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2059 was placed on the Sixth order on the calendar.**

Page 5, line 15, replace "This" with "Sections 2 and 5 of this Act are effective for taxes that become due after December 31, 1999. The remainder of this"

Renumber accordingly



2001 HOUSE FINANCE AND TAXATION

SB 2059

2001 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2059

House Finance and Taxation Committee

Conference Committee

Hearing Date March 7, 2001

Tape Number	Side A	Side B	Meter #
1	X		5,275
Committee Clerk Signature <i>Jamie Stein</i>			

Minutes:

**REP. AL CARLSON, CHAIRMAN** Opened the hearing.

**CHUCK KRUEGER, STATE SUPERVISOR OF ASSESSMENTS, STATE TAX DEPARTMENT,** Testified in support of the bill, referred to it as a housekeeping bill.

See attached written testimony.

**REP. DROVDAL** Referred to Section 7, it is strange to see an effective date back to 1999, why is that date in there?

**CHUCK KRUEGER** What happened, is Section 2 and Section 5, we would like that to take effect immediately, this relates to the collection of 1999 tax on lease hold interests, and those provisions were due in the year 2000, and are now delinquent in the year 2001. In order to proceed with the collection procedures, we need to get this into effect to collect taxes for the year 1999.

**REP. DROVDAL** Can we pass a law for something that is long gone?

**CHUCK KRUEGER** When we reviewed this, we would not have done something that was illegal.

**REP. SCHMIDT** Asked what the word "escheated" means.

**CHUCK KRUEGER** It means that title to the property has reverted to the state because of failure to pay the taxes.

With no further testimony, the hearing was closed.

**COMMITTEE ACTION** 3-7-01, TAPE #1, SIDE B, METER #4200

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

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

12 YES 0 NO 3 ABSENT

**REP. WINRICH** Was given the floor assignment.

Date: 3-7-01  
Roll Call Vote #: 1

2001 HOUSE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. SB 2059

House FINANCE & TAXATION Committee

Subcommittee on \_\_\_\_\_

or

Conference Committee

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

Action Taken Do Pass

Motion Made By Rep. Winrich Seconded By Rep. Clark

Representatives	Yes	No	Representatives	Yes	No
CARLSON, AL, CHAIRMAN	✓		NICHOLAS, EUGENE	A	
DROVDAL, DAVID, V-CHAIR	✓		RENNER, DENNIS	A	
BRANDENBURG, MICHAEL	✓		RENNERFELDT, EARL	✓	
CLARK, BYRON	✓		SCHMIDT, ARLO	✓	
GROSZ, MICHAEL	✓		WIKENHEISER, RAY	✓	
HERBEL, GIL	✓		WINRICH, LONNY	✓	
KELSH, SCOT	✓				
KROEBER, JOE	✓				
LLOYD, EDWARD	A				

Total (Yes) 12 No 0

Absent 3

Floor Assignment Rep. Winrich

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

**REPORT OF STANDING COMMITTEE (410)**  
March 7, 2001 1:32 p.m.

**Module No: HR-39-5024**  
**Carrier: Winrich**  
**Insert LC: . Title: .**

**REPORT OF STANDING COMMITTEE**

**SB 2059, as engrossed: Finance and Taxation Committee (Rep. Carlson, Chairman)**  
**recommends DO PASS (12 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING).**  
Engrossed SB 2059 was placed on the Fourteenth order on the calendar.

2001 TESTIMONY

SB 2059

**Testimony Before the Senate Finance and Taxation Committee**

**January 15, 2001**

**Senate Bill 2059**

**Charles Krueger, State Supervisor of Assessments**

Chairman Urlacher, Committee Members: My name is Charles Krueger. I am the State Supervisor of Assessments and the Director of the Property Tax Division of the Office of State Tax Commissioner. I am here to explain Senate Bill 2059, a technical bill, and to propose an amendment to Section 7. I have distributed copies of the amendment along with my testimony.

Section 1 of the bill removes obsolete language referring to assessed valuation and substitutes taxable valuation.

Section 2 reinstates the provisions for the collection of real estate taxes on leasehold or other possessory interests that were inadvertently repealed by 1999 legislation in the passage of Senate Bill 2334. That bill repealed N.D.C.C. Chapter 57-24, which contained the collection procedures. (See 1999 Session Laws Chapter 503, Section 47.)

Section 3 directs the County Auditor to forward all abatement applications to either the City Auditor or Township Clerk within five business days after the filing date.

Section 4 amends N.D.C.C. Section 57-28-07, eliminating some of the outdated language in the statute relating to the form used in the notice for publication.

Section 5 reinstates the form used in tax deed proceedings for transferring title on escheated property from the state to the county. This provision was inadvertently repealed by 1999 legislation in the passage of Senate Bill 2334 that repealed N.D.C.C. Chapter 57-27. (See 1999 Session Laws Chapter 503, Section 47.)

Section 6 amends N.D.C.C. Section 57-45-11, eliminating some outdated terms and language that are no longer in use.

Finally, Section 7 establishes an effective date for the legislation. The proposed amendment makes sections 2 and 5 of this Act effective for taxes which become due after December 31, 1999.

This concludes my testimony. I will respond to any questions you may have about this bill.



**Testimony Before the House Finance and Taxation Committee**

**March 7, 2001**

**Senate Bill 2059**

**Charles Krueger, State Supervisor of Assessments**

Chairman Carlson, Committee Members: My name is Charles Krueger. I am the State Supervisor of Assessments and the Director of the Property Tax Division of the Office of State Tax Commissioner. I am here to explain Senate Bill 2059, a technical bill, and ask for your support .

Section 1 of the bill removes obsolete language referring to assessed valuation and substitutes taxable valuation.

Section 2 reinstates the provisions for the collection of real estate taxes on leasehold or other possessory interests that were inadvertently repealed by 1999 legislation in the passage of Senate Bill 2334. That bill repealed N.D.C.C. Chapter 57-24, which contained the collection procedures. (See 1999 Session Laws Chapter 503, Section 47.)

Section 3 directs the County Auditor to forward all abatement applications to either the City Auditor or Township Clerk within five business days after the filing date.

Section 4 amends N.D.C.C. Section 57-28-07, eliminating some of the outdated language in the statute relating to the form used in the notice for publication.

Section 5 reinstates the form used in tax deed proceedings for transferring title on escheated property from the state to the county. This provision was inadvertently repealed by 1999 legislation in the passage of Senate Bill 2334 that repealed N.D.C.C. Chapter 57-27. (See 1999 Session Laws Chapter 503, Section 47.)

Section 6 amends N.D.C.C. Section 57-45-11, eliminating some outdated terms and language that are no longer in use.

Finally, Section 7 establishes an effective date for the legislation.

This concludes my testimony. I will respond to any questions you may have about this bill.