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10/3/03
Date

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2003 HOUSE POLITICAL SUBDIVISIONS

HB 1288

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2003 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1288

House Political Subdivisions Committee

Conference Committee

Hearing Date: January 24, 2003

Tape Number	Side A	Side B	Meter #
1	X		0.0-11.0
Committee Clerk Signature <i>Mickie Schmidt</i>			2-3-03

Minutes:

TAPE 1: SIDE A:

(0.0) REP. GLEN FORSETH: We will open our hearing on **HB 1288**. The clerk will call the roll: We have a quorum.

(1.9) REP. JIM KASPER: Testimony in support of HB 1288. This Bill has to do with the Park Board and City Commission members and how they interact with each other, and how they take care of their duties of the offices.

(2.7) REP. GLEN FORSETH: You mentioned the cities, but the counties also have district or park boards. Isn't this the same for both cities and counties?

(2.9) REP. JIM KASPER: Yes, it pertains to the old system of partners.

(3.0) REP. BRUCE ECKRE: Aren't the cities elected and the counties appointed? There's a difference here.

(3.1) REP. JIM KASPER: I suggest the experts will answer this.

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House Political Subdivisions Committee

Bill/Resolution Number HB 1288

Hearing Date: January 24, 2003

(3.3) CONNIE SPRYNZYNSTYK; ND LEAGUE OF CITIES: Testimony in support of HB 1288. We are supporting a number of cities and park districts. I have with me the Leagues survey of salaries for elected and appointed people. We update this biannually. Explained amendments.

(5.4) STEVE MINEU; BISMARCK PARK DISTRICT, NDRPA: Testimony in support of HB 1288. (See attachment #1) Explained the amendment.

(7.4) REP. BRUCE ECKRE: How many park districts in ND?

(7.5) STEVE MINEU: About 167.

(7.5) REP. DALE SEVERSON: Aren't the park boards responsible for their own budgets?

(7.6) STEVE MINEU: Yes they are.

(7.8) REP. DALE SEVERSON: Does the city commission have to approve it?

(7.8) STEVE MINEU: Yes.

(8.0) REP. GLEN FORSETH: There's a mill levy cap on it also. Any more testimony in support? Opposition? What are the committees wishes?

(8.4) REP. BRUCE ECKRE: I MOVE A DO PASS.

(8.5) REP. ALON WIELAND: I SECOND IT.

(8.6) REP. GLEN FORSETH: Any committee discussion?

(8.7- 10.4) There was committee discussion.

(10.5) REP. GLEN FORSETH: I'll have the clerk call the Roll Call Vote for a Do Pass.

13- yes; 0- no; 1 absent; Rep. Bruce Eckre will carry HB 1288.

We will close the hearing on HB 1288.

P 6

FISCAL NOTE
Requested by Legislative Council
01/14/2003

Bill/Resolution No.: HB 1288

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	\$0	\$0	\$0	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0	\$0	\$0	\$0
Appropriations	\$0	\$0	\$0	\$0	\$0	\$0

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
\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0

2. **Narrative:** Identify the aspects of the measure which cause fiscal impact and include any comments relevant to your analysis.

In discussion with Bismarck Parks & Recreation Director there would be minimal impact to cities or counties. If park districts are currently paying park board members, that would continue. This bill only changes current practices, eliminating approval through the city commission, transferring that approval to the park district budget process.

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.

None

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.

None

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.

None

Name:	Dorothy Streyle	Agency:	ND Parks & Recreation
Phone Number:	328-5360	Date Prepared:	01/16/2002

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10/2/03
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Date: 1-24-03
Roll Call Vote #:

2003 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 1288

House POLITICAL SUBDIVISION Committee

Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken DO PASS

Motion Made By Rep. Eckre Seconded By Rep. Wieland

Representatives	Yes	No	Representatives	Yes	No
Chairman Glen Froseth	✓				
Vice-Chairman Nancy Johnson	✓				
Rep. Mike Grosz	0				
Rep. Gil Herbel	✓				
Rep. Ron Iverson	✓				
Rep. William Kretschmar	✓				
Rep. Andrew Maragos	✓				
Rep. Dale Severson	✓				
Rep. Alon Wieland	✓				
Rep. Bruce Eckre	✓				
Rep. Mary Ekstrom	✓				
Rep. Carol Niemeler	✓				
Rep. Sally Sandvig	✓				
Rep. Vonnie Pietsch	✓				

Total (Yes) 13 No 0

Absent 1

Floor Assignment Rep. Eckre

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

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La Costa Rickford 10/3/03
Operator's Signature Date

REPORT OF STANDING COMMITTEE (410)
January 24, 2003 2:42 p.m.

Module No: HR-14-1080
Carrier: Eckre
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE
HB 1288: Political Subdivisions Committee (Rep. Froseth, Chairman) recommends DO PASS (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1288 was placed on the Eleventh order on the calendar.

(2) DESK, (3) COMM

Page No. 1

HR-14-1080

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Operator's Signature

10/2/03
Date

4P

2003 SENATE POLITICAL SUBDIVISIONS

HB 1288

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10/3/03
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2003 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1288

Senate Political Subdivisions Committee

Conference Committee

Hearing Date March 7, 2003

Tape Number	Side A	Side B	Meter #
1	X		0 - 1334

Committee Clerk Signature *Shirley Borg*

Minutes:

CHAIRMAN COOK called the Political Subdivision to order. All senator's (6) were present.

CHAIRMAN COOK opened the hearing on HB 1288 relating to the compensation of members of a board of park commissioners.

REPRESENTATIVE JIM KASPER, District 46, Fargo, ND introduced HB 1288. It is a bill to correct a part of the statute of the State of North Dakota that was overlooked many years ago where park board commissioners who are elected officials, could not determine their own destiny when it comes to their salary as far as whether they receive any and how much. Current statute requires the city commissions of the various areas that have park districts to give the blessing to any salaries and any salary increases. What this bill would do is simply require the park board commissioners to set and determine their own salary with public hearings and all the procedures

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Page 2
Senate Political Subdivisions Committee
Bill/Resolution Number HB 1288
Hearing Date March 7, 2003

that you go through with out the oversight or approval of the various city commissions where there may be a park district. He urged support in favor of this bill.

Steve Neu, Director of Parks and Recreation for the Bismarck Park District, Legislative Chair, appeared in support of HB 1288. (See attached testimony)

Discussion: Tape 1, Side A, Meter # 429 - 765.

Jerry Hjelmstad, North Dakota League of Cities, appeared in support of HB 1288. Their executive board reviewed the idea behind this bill and the feeling was that being city governing boards are allowed to set their own salaries that separately elected park boards should have that same authority.

No testimony in opposition of HB 1288.

CHAIRMAN COOK closed the hearing on HB 1288.

SENATOR POLOVITZ moved a DO PASS on HB 1288.

SENATOR GARY LEE seconded the motion.

Roll call vote: Yes 6 No 0 Absent 0

Carrier: **SENATOR GARY LEE**

La Costa Rickford
Operator's Signature

10/3/03
Date

FR

Date: 3-7-03
Roll Call Vote #: 1

2003 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. HB 1288

Senate Political Subdivisions Committee

Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken Do Pass

Motion Made By Senator Polovitz Seconded By Senator Gary Lee

Senators	Yes	No	Senators	Yes	No
Senator Dwight Cook, Chairman	X				
Senator John O. Syverson, VC		X			
Senator Gary A. Lee	X				
Senator Judy Lee	X				
Senator Linda Christenson	X				
Senator Michael Polovitz	X				

Total (Yes) 6 No 0

Absent 0

Floor Assignment Senator Gary Lee

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

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LaCosta Rickford 10/3/03
Operator's Signature Date

REPORT OF STANDING COMMITTEE (410)
March 7, 2003 12:04 p.m.

Module No: SR-41-4215
Carrier: G. Lee
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE
HB 1288: Political Subdivisions Committee (Sen. Cook, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1288 was placed on the Fourteenth order on the calendar.

(2) DESK, (3) COMM

Page No. 1

SR-41-4215

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10/3/03
Date

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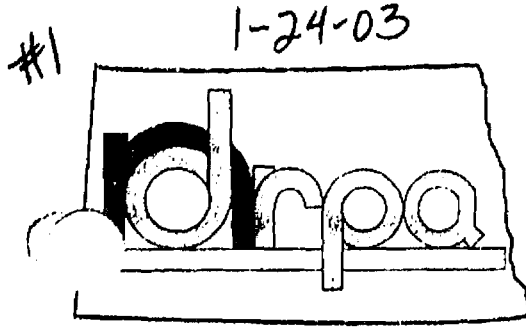
2003 TESTIMONY

HB 1286

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10/2/03
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NORTH DAKOTA RECREATION & PARK ASSOCIATION

TO: Chairman Froseth and Committee Members
House Political Subdivision

FROM: Steven M. Neu 
Director of Parks and Recreation
North Dakota Recreation and Parks Association Legislative Chair

DATE: January 23, 2003

RE: Testimony Supporting HB 1288

Chairman Froseth and Committee Members:

I appear before your committee to urge your support and a do pass on HB 1288 on behalf of the member park districts of the North Dakota Recreation and Parks Association.

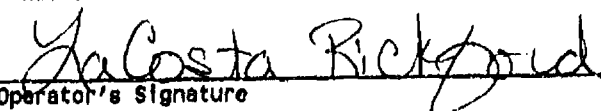
The amendment is to transfer the responsibility of approving compensation for park board members, which they are entitled to, from city commissioners or councils to the elected body responsible for governing the affairs of a Park District. This responsibility transfer is reasonable and consistent with the other policy responsibilities the elected park board members have for the operations of a park district as provided by NDCC. It is also consistent with the NDCC that city councils/commissions have no other oversight responsibilities over park district authority for policy development including budget.

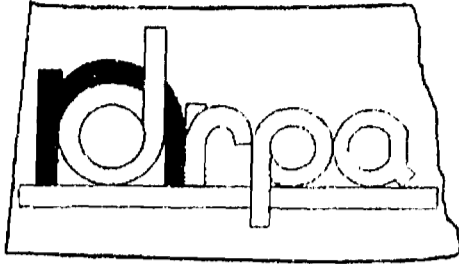
This amendment is also supported by the North Dakota League of Cities, representing their city and park district members.

Our association also supports the proposed amendment on lines 9 and 10 of the bill as it relates to board members' interests in contracts of the board.

Please contact me at sneu@bisparcs.org or 222-6455 if you have any questions.

Thank you.


Operator's Signature 10/2/03
Date



NORTH DAKOTA RECREATION & PARK ASSOCIATION

TO: Senator Dwight Cook, Chairman
Members of the Senate Political Subdivisions Committee

FROM: Steven M. Neu, Director
Bismarck Parks and Recreation District *Steven M. Neu*
North Dakota Recreation and Parks Association Legislative Chair

DATE: March 7, 2003

RE: Testimony Supporting HB 1288

Chairman Cook and Committee Members:

I appear before your committee to urge your support and do pass on HB 1288 on behalf of the member park districts of the North Dakota Recreation and Parks Association.

The amendment is to transfer the responsibility of approving compensation for park board members, which they are entitled to, from city commissioners or councils to the elected body responsible for governing the affairs of a Park District. This responsibility transfer is reasonable and consistent with the other policy responsibilities the elected park board members have for the operations of a park district as provided by NDCC Section 40-49. It is also consistent with the NDCC that city councils/commissions have no other oversight responsibilities over park district authority for policy development including budget, once a park district is established.

This bill is also supported by the North Dakota League of Cities, representing their city and park district members.

Our association also supports the amendments on lines 9 and 10 of the bill as it relates to park board members' interests in contracts of the board.

Please contact me at sneu@bisparks.org or 222-6455 if you have any questions.

Thank you.

**PARK BOARD COMMISSIONER
MONETARY COMPENSATION**

March 6, 2003

Beulah	\$20/meeting
Bismarck	\$50/pay period (26 pay periods per year)
Bowman	\$60/year
Casselton	Not paid
Cavalier	Member: \$120/year; President: \$300/year
Devils Lake	\$150/month
Dickinson	Member: \$125/month; President: \$130/month
Fargo	\$300/month
Grafton	Not paid
Grand Forks	\$1,200 paid at end of the year
Jamestown	Member: \$80/month; Chairman: \$25/month
Mandan	\$100/month
Minot	\$200/month
Valley City	\$50/month
Wahpeton	Not paid
West Fargo	\$100/month
Williston	\$25/month

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