

MICROFILM DIVIDER

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



ROLL NUMBER

DESCRIPTION

1165

2007 HOUSE FINANCE AND TAXATION

HB 1165

2007 HOUSE STANDING COMMITTEE MINUTES

Bill/Resolution No. 1165 A

House Finance and Taxation Committee

Check here for Conference Committee

Hearing Date: January 15, 2007

Recorder Job Number: 1050 04min 46sec

Committee Clerk Signature

Mickie Schmidt

Minutes:

Chairman Belter: Let's open the hearing on HB 1165.

Rep. Kerzman: (see attachment #1)

Chairman Belter: Under this particular piece of legislation, the City Council could vote in this increase in assessment either after there's been a need or an anticipation of a need. That doesn't change?

Rep. Kerzman: That doesn't change. That is currently the way it is. When they hit that limit that's all they're allowed to have in that fund.

Chairman Belter: Any other questions? Thank you. Any other testimony in support for HB 1165? Any opposition? Any neutral? Hearing none, we'll close the hearing on HB 1165.

2007 HOUSE STANDING COMMITTEE MINUTES

Bill/Resolution No. 1165 B

House Finance and Taxation Committee

Check here for Conference Committee

Hearing Date: January 15, 2007

Recorder Job Number: 1110 00min 20sec

Committee Clerk Signature *Mickie Schmielt*

Minutes:

Chairman Belter: Let's look at HB1165. I guess this is more of a property tax issue. We'll close the meeting on HB 1165.

2007 HOUSE STANDING COMMITTEE MINUTES

Bill/Resolution No. 1165 C

House Finance and Taxation Committee

Check here for Conference Committee

Hearing Date: January 23, 2007

Recorder Job Number: 1708

Committee Clerk Signature

Micki Schmidt

Minutes:

Chairman Belter opened the hearing on HB 1165, a Bill for emergency funding.

Vice Chairman Drovdal: It increases the reserve amount. It changes from 5 mills to \$15 dollars per cap, whichever is greater.

Chairman Belter: Ok.

Representative Grande: we're taking a ten dollar per capita increase without the vote of the people and at that point; **I would opt for a Do Not Pass.**

Representative Brandenburg: Second it.

Chairman Belter: Is there any discussion?

Representative Weiler: It says for snow removal, we haven't had snow in 10 years, and I would support the Do Not Pass.

Representative Froelich: Rep. Kerzman was approached on this Bill, that's why he got put in. I would agree with Rep. Grande.

Representative Weiler: Isn't that the way it is now, can't the vote of the people pass this. Do we have to have an amendment on it that would say that? Isn't that already within their ability?

Representative Grande: In my notes here, I wrote and I'm not sure it this was from someone's testimony or not but it says, the governing body can currently go up to \$5 dollars

per capita, now there would be a \$10 per capita without the vote of the people. And people can currently be asked to go as high as needed. I think you already have the ability to go beyond the \$5 dollar, just as long as they ask for 2/3 vote of the people.

Representative Kelsh: My understanding of this is not that they were adding an increase but how much call hold and reserve in case they have that bad winter.

Representative Brandenburg: There's a lot of these Bills I know if we pass, they're going to come back and the local people are going to say the Legislature let you guys raise the taxes. If they want to raise them, it really should be a vote of the people back home.

Representative Owens: The way I'm reading this is; it says 2/3 of the vote of the governing body, not the people. And then it lists what it's for and then it talks about no city may levy this and then it has the limit. It has nothing to do with the people.

Representative Brandenburg: 2/3 of the government body means County Commission and City Commission...

Chairman Belter: Any more discussion? Will the clerk read the roll; 9-y, 5-n, 0-absent; Rep. Weiler will carry HB1165.

Date: 1-23-07
Roll Call Vote #: 1165

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

House Finance & Tax Committee

Check here for Conference Committee

Legislative Council Amendment
Number _____

Action Taken Do Not Pass

Motion Made By Rep. Grande Seconded By Rep. Brandenburg

Representatives	Yes	No	Representatives	Yes	No
Chairman Belter	✓		Rep. Froelich		✓
Vice Chairman Drovdal	✓		Rep. Kelsh		✓
Rep. Brandenburg	✓		Rep. Pinkerton		✓
Rep. Froseth	✓		Rep. Schmidt		✓
Rep. Grande	✓		Rep. Vig		✓
Rep. Headland	✓				
Rep. Owens	✓				
Rep. Weiler	✓				
Rep. Wrangham	✓				

Total (Yes) 9 No 5

Absent 0

Floor Assignment Rep. Weiler

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

REPORT OF STANDING COMMITTEE (410)
January 24, 2007 1:18 p.m.

Module No: HR-16-1126
Carrier: Weller
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE

HB 1165: Finance and Taxation Committee (Rep. Belter, Chairman) recommends DO NOT PASS (9 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING). HB 1165 was placed on the Eleventh order on the calendar.

2007 TESTIMONY

HB 1165

Chairman Rep. Belter
Members of Finance and Tax Committee

Rep. James Kerzman, District 31

We are bring HB 1165 forward on behalf of a small city in our district, but I think other small cities might have similar problem. HB 1165 would allow cities to expand the amount in there emergency fund.

Only allowing five dollars per capita really limits the fund amount and does little to address disaster needs. A population base of 200 limits the emergency fund at one thousand dollars, a 300 population base limits the emergency fund at fifteen hundred dollar amount, etc. In this day and age this doesn't go very far when you have to contract outside help to remove snow or clean up after a disaster. Many small cities don't have a street department per say, they may have one person taking care of water, sewer, street maintenance etc., so therefore they depend on outside contractors when a lot of work is involved.

Normal small city operating budgets are usually fairly tight and don't allow for large unknown disasters. Property tax valuations have been increasing thru the years and don't seem to be a limiting factor related to emergency fund. Raising the per capita limit to fifteen dollars would allow the fund to grow to \$3000.00 dollars for a population base of 200, \$4500.00 dollars for a base of 300, etc.

Please give this serious consideration, our small towns just need a little more to work with in times of need.

Thank you,

Rep. James Kerzman