

2017 HOUSE FINANCE AND TAXATION

HB 1356

2017 HOUSE STANDING COMMITTEE MINUTES

Finance and Taxation Committee
Fort Totten Room, State Capitol

HB 1356
1/24/2017
27299

- Subcommittee
 Conference Committee

Committee Clerk Signature

Mary Buckner

Explanation or reason for introduction of bill/resolution:

A bill relating to recording statements of full consideration.

Minutes:

No attachments

Chairman Headland: Opened hearing on HB 1356.

Vice Chairman Dockter: Introduced bill. Someone from my Lion's Club talked to me about something that happened in his neighborhood where there was a sale by a government entity, by the city. Under current statute they do not have to disclose the deed, the sales price, or anything that happens. I put this bill forth because on line 13 it has language that is struck out, "All sales to or from a government or governmental agency" would not be exempt.

Chairman Headland: Are there any questions?

Representative Steiner: If the city of Dickinson sells a house they own that deed is recorded and made public but today it is not made public?

Vice Chairman Dockter: Yes, that is my understanding and that how it is currently under law.

Chairman Headland: Any further questions? Is there any testimony in support of HB 1356? Is there any opposition? Does the committee have any questions?

Representative Steiner: How many properties do you think this would involve? Is there a cost to the state to open this up?

Linda Leadbetter, State Supervisor of Assessments: There wouldn't be any costs. Right now all these deeds are recorded; they are just allowed to exempt and check a box on the deed that does not require them to put a dollar amount on the deed. It would require the dollar amount to be placed on the deed. These deeds are already being recorded. We have all the information filed with the State Board of Equalization. Every year there is a delinquent property tax sale that occurs so there's a potential every year in November and December for the properties to be sold. Often times there is not much value in those but some sell for

a decent fair market that would be nice to have reported on the deed. I don't have the numbers but it wouldn't cost the state anything.

Representative Hogan: If a government agency bought a property through a settlement of the state where it would be exempt in other categories but it would be government so would that be exempt or nonexempt?

Linda Leadbetter: It is just going to be on the document. The proposal on the bill indicates whether it is bought or sold to a political or government agency it is required to be on there. There will still be many things considered with that sale price whether they are using it for an assessment purpose or whether they are trying to determine if it really is a true transaction.

Representative Hogan: I think the other areas; all for sales, mortgages, foreclosures, etc., if they were for some reason being bought by a governmental agency that would become public record?

Linda Leadbetter: It is all public record; there are no longer any confidential sales. This is just filling in a hole and making certain rather than looking in the minutes of a government entity it will be on the face of a deed. The 2013 made these no longer confidential; all records on the sale are public record.

Chairman Headland: Any other questions? What are the committee's direction?

Representative Steiner: MADE A MOTION FOR A DO PASS

Representative Olson: SECONDED

Chairman Headland: Further discussion?

ROLL CALL VOTE: 14 YES 0 NO 0 ABSENT

MOTION CARRIED

Representative B. Koppelman will carry this bill.

Date: 1-24-17
Roll Call Vote #: 1

2017 HOUSE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. 1356

House Finance and Taxation Committee

Subcommittee

Amendment LC# or Description: _____

- Recommendation: Adopt Amendment
 Do Pass Do Not Pass Without Committee Recommendation
 As Amended Rerefer to Appropriations
 Place on Consent Calendar
Other Actions: Reconsider _____

Motion Made By Rep. Steiner Seconded By Rep. Olson

Representatives	Yes	No	Representatives	Yes	No
Chairman Headland	✓		Representative Hogan	✓	
Vice Chairman Dockter	✓		Representative Mitskog	✓	
Representative Ertelt	✓				
Representative Grueneich	✓				
Representative Hatlestad	✓				
Representative Howe	✓				
Representative Koppelman	✓				
Representative Olson	✓				
Representative Schobinger	✓				
Representative Steiner	✓				
Representative Toman	✓				
Representative Trottier	✓				

Total (Yes) 14 No 0

Absent 0

Floor Assignment Rep. Koppelman

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

REPORT OF STANDING COMMITTEE

HB 1356: Finance and Taxation Committee (Rep. Headland, Chairman) recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1356 was placed on the Eleventh order on the calendar.

2017 SENATE FINANCE AND TAXATION

HB 1356

2017 SENATE STANDING COMMITTEE MINUTES

Finance and Taxation Committee
Lewis and Clark Room, State Capitol

House Bill 1356
3/8/2017
Job # 28845

- Subcommittee
 Conference Committee

Committee Clerk Signature



Explanation or reason for introduction of bill/resolution:

A BILL for an Act to amend and reenact subsection 7 of section 11-18-02.2 of the North Dakota Century Code, relating to recording statements of full consideration.

Minutes:

No Attachments

All Senators present.

Vice Chair Bekkedahl: Opened the public hearing on HB 1356.

(0:01:36-0:02:47) Representative Dockter, District 7: Introduced HB 1356. A constituent brought to his attention that if a city sells a property to an individual, and another wants to find out the purchase price of the property, under current statute, it is not possible to find out how much they paid. Talking to the counties and recorders, they already do it they would just release the information that "City of XYZ" sold this property for "X number of dollars". On line 13 of the bill, line e is being stricken, that they're not exempt. All the ones here in section 1 are the ones that are exempt and if this bill would pass they wouldn't be exempt. I would ask for favorable consideration.

Vice Chairman Bekkedahl: When it says all sales to or from a government or governmental agency, that includes private sales in either direction, not just governmental to governmental sales?

Representative Dockter: That is correct. It is if the government sells private. Right now they don't have to disclose.

Vice Chairman Bekkedahl: So it is any transaction for property and deeds involving governmental agencies?

Representative Dockter: Yes.

(0:04:00) Vice Chairman Bekkedahl: Closed the hearing on HB 1356.

(0:04:15) Chairman Cook: Opened the discussion on HB 1356.

Senator Laffen: Moved Do Pass on HB 1356.

Senator Meyer: Seconded the motion.

(0:04:40-0:06:05) Committee Discussion: Brief overview of the hearing.

A Roll Call Vote was taken: 6 yeas, 0 nays, 0 absent.

Motion Carried.

Senator Meyer will carry the bill.

(0:06:38-end) Clerk/Chairman discussion.

Date: 3-8-2017

Roll Call Vote #: 1

2017 SENATE STANDING COMMITTEE
ROLL CALL VOTES

BILL/RESOLUTION NO. 1356

Senate Finance and Taxation Committee

Subcommittee

Amendment LC# or Description: _____

Recommendation: Adopt Amendment
 Do Pass Do Not Pass Without Committee Recommendation
 As Amended Rerefer to Appropriations
 Place on Consent Calendar

Other Actions: Reconsider _____

Motion Made By Laffen Seconded By Meyer

Senators	Yes	No	Senators	Yes	No
Chairman Dwight Cook	✓		Senator Jim Dotzenrod	✓	
Vice Chair Brad Bekkedahl	✓				
Senator Lonnie J. Laffen	✓				
Senator Jessica Unruh	✓				
Senator Scott Meyer	✓				

Total (Yes) 6 No 0

Absent 0

Floor Assignment Sen. Meyer

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

REPORT OF STANDING COMMITTEE

HB 1356: Finance and Taxation Committee (Sen. Cook, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1356 was placed on the Fourteenth order on the calendar.