

# MICROFILM DIVIDER

OMB/RECORDS MANAGEMENT DIVISION

SFN 2053 (2/85) 5M



ROLL NUMBER

DESCRIPTION

1380

2005 HOUSE POLITICAL SUBDIVISIONS

HB 1380

2005 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1380

House Political Subdivisions Committee

☐ Conference Committee

Hearing Date January 27, 2005

Tape Number	Side A	Side B	Meter #
1	x		21.5 to 45.6
Committee Clerk Signature <i>Lauren B. Fink</i>			

Minutes: **Rep. Devlin, Chairman** opened the hearing on HB 1380, A Bill for an Act to amend and to reenact section 57-15-26.2 of the North Dakota Century Code, relating to vector control district levy limitations; and to provide an effective date.

**Rep. Boehning** representing District 27 and prime sponsor of this bill. The purpose of the bill is to increase the mil levy for mosquito control. This bill was presented for introduction by Cass County.

**Rep. Ekstrom ( 23.6 )** Do you have any idea what I mil brings in currently and how much are you spending on mosquito control?

**Rep. Boehning :** One mil brings in approximately \$300,000 for the County and the City of Fargo matches that so that's about \$600,000.

**Keith Berndt :** Cass county Engineer and a member of the Vector Control Board spoke in favor of the bill. A copy of his written testimony is attached.

**Rep. Kaldor ( 25.7 )** You have levied the 1 mil County wide.

**Keith Berndt : Yes**

**Rep. Johnson :**Do you know how many counties use their full one mile levy?

**Keith Berndt: No**

**Rep. Koppelman :** Cass County is a Home Rule County. The have the authority to consolidate their mil levies -- why would this bill be needed in Cass County

**Keith Berndt :** You will need to talk to the auditor for the details on that.

**Rep.Devlin, Chairman ( 27.0 )** Are the board members on your board elected officials?

**Keith Berndt :** The vector board is a three member board and they are appointed by the County Commission.

**Rep. Zaiser : ( 27.4 )** You stated that 1 mil brought in \$300, 000 does all the rest of your cost come out of the general fund?

**Keith Berndt :** It comes from a variety of sources -- some from the city.

**Rep. Zaiser ( 28.6 )** This past summer I could not distinguish difference before and after spraying.

**Keith Berndt :** The may be true because the most effective mosquito is the larvaecide spraying of standing water areas. You don't see the effect of that immediately. We have the cost but a delayed benefit.

**Rep. Zaiser ( 30. 4 )** Your costs have grown -- where are most of your costs -- in salaries?

**Keith Berndt :** The major costs are in product and in salaries. The aerial sprays were about \$40, 000.

**Rep. Kaldor ( 31.8 )** The portion of fund concept -- how much was used in the city versus in the rural areas and do the rural areas need it as much and who pays the major portion of the tax?

**Keith Berndt :** The 1 mil generates about 85% form the urban areas of Fargo and West Fargo.

How we spent that money isn't in an exact proportion -- we try to make it somewhat representative.

**Rep. Kretschmar : ( 33.9 )** How many times do you spray in a season?

**Keith Berndt :** This past season we sprayed the entire cities of Fargo and West Fargo 17 times and we sprayed standing water daily.

**Rep. Kretschmar ( 34.7 )** Do you spray farm lands too?

**Keith Berndt :** It is unusual and rare but we do if a feed lot is near by a residential area of there is a run-off pond of standing water near by a residential area.

**Rep. Dietrich ( 35.3 )** Your costs have grown -- has the 1 mil return increased too?

**Keith Berndt :** It is in the range of 5 yo 6% a year may be 75%.

**Terry Traynor :** Representing the North Dakota Association of Counties offered to furnish the committee a list of the North Dakota counties showing what 1 mil generates in each county. A copy of that listing is attached.

**Rep. N. Johnson :** Some of these counties are levying more than 1 mil -- how did they et there?

**Terry Traynor :** The vector control levy has been around for a long time and back in the '80s and early '90s the legislature allowed the counties to increase cost index increase -- so these came in at that time.

**Rep. Koppelman ( 38.7 )** Home Rule Counties and other counties have some flexibility of the counties to consolidate mil levies --- that Cass County in their Home Rule left out the appointed

boards their right to levy their own mil levy and that the county could not consolidate the dedicated boards mil levies ---

**Terry Traynor :** While the counties may consolidate mil levies -- the vector control mil levy is not one of those.

**Rep. Herbal, Vice Chairman ( 40.3 )** Is this one that can be consolidate or is this one that is left separate?

**Terry Traynor:** It is left separate.

**Rep. Herbal, Vice Chairman** Is there way to fix this without going to a state wide authorization to increase the mil levies?

**Terry Traynor :** I don't see how -- this is specific for vector control.

**Rep. Zaiser : ( 42.4 )** If this increase is granted would that expand the total number of mils that Cass County could levy.

**Terry Traynor :** I am not familiar enough with Cass Counties Home Rule Charter to answer that.

**Rep. Koppelman ( 43.4 )** There has been a lot of discussion here about mil levy limits -- there is another bill in the Legislature which I believe is 1025 -- could that be vehicle -- a solution to this problems?

**Terry Traynor :** Conceivably again I don't know their home rule wording?

**Rep.Devlin, Chairman** after calling for additional testimony for or against the chairman noted that Connie Spryncznatyk, Executive Director of the ND League of Cities was present in the hearing room. When asked whether she was going to testify on this bill she stated that the cities don't have vector control legislation and authority. The hearing was closed ( 45.6 ) .

2005 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1380 b

House Political Subdivisions Committee

☐ Conference Committee

Hearing Date February 3, 2005

Tape Number	Side A	Side B	Meter #
3	x		0.2 to 1.6
Committee Clerk Signature <i>Laurel Zaiser</i>			

Minutes: **Rep. Devlin, Chairman** following discussion called for the vote on HB 1380. **Rep.**

**Koppelman** moved a 'Do Pass as Amended' motion for HB 1380. **Rep. Zaiser** seconded the motion. Motion carried **6 ayes 4 nays 2 absent.** **Rep. Zaiser** was designated to carry HB 1380 on the floor. **End of record ( 1.6 ) .**

50548.0101  
Title.0200

Adopted by the Political Subdivisions  
Committee

February 3, 2005

**House Amendments to HB 1380 - Political Subdivisions Committee 02/04/2005**

Page 1, line 7, replace "three" with "two"

Renumber accordingly



Date: February 3, 2005  
Roll Call Vote:

2005 HOUSE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. HB 1380

House POLITICAL SUBDIVISIONS

Committee

☐ Check here for Conference Committee

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

Action Taken

DP Passed

Motion Made By

Rep Koppelman

Seconded By

Rep Zaiser

Representatives	Yes	No	Representatives	Yes	No
Rep. Devlin, Chairman		✓	Rep. Ekstrom	A	
Rep. Herbel, Vice Chairman		✓	Rep. Kaldor	✓	
Rep. Dietrich		✓	Rep. Zaiser	✓	
Rep. Johnson	✓				
Rep. Koppelman	✓				
Rep. Kretschmar	✓				
Rep. Maragos	A				
Rep. Pietsch	✓				
Rep. Wrangham		✓			

Total (Yes)

6

No

4

Absent

2

Floor Assignment

Rep. Zaiser

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

REPORT OF STANDING COMMITTEE (410)  
February 4, 2005 1:23 p.m.

Module No: HR-23-1895  
Carrier: Zaiser  
Insert LC: 50548.0101 Title: .0200

**REPORT OF STANDING COMMITTEE**

**HB 1380: Political Subdivisions Committee (Rep. Devlin, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (6 YEAS, 4 NAYS, 2 ABSENT AND NOT VOTING). HB 1380 was placed on the Sixth order on the calendar.**

Page 1, line 7, replace "three" with "two"

Renumber accordingly

2005 TESTIMONY

HB 1380

## **HOUSE BILL 1380 TESTIMONY**

Keith Berndt

Cass County Engineer &

Cass County Vector Control Board Member

January 27, 2005

Cass has a vector control district that spans the entire county. With a county-wide control district, seamless service can be provided. Services can be provided effectively throughout the entire county by taking advantage of economies of scale and employment of mosquito control specialists.

Threat of mosquito borne disease has prompted local elected officials to place an increased emphasis on mosquito control in recent years. One could reasonably anticipate that trend of increased citizen demand for more effective mosquito control will continue in future years.

A 1 mill property tax levy has proven insufficient to fund the vector control program in recent years. Cities have been asked to provide reimbursement for a portion of the services provided by the vector district. Cities have funded those costs through a variety of means including water meter charges. Mosquitoes don't recognize political boundaries or respect inconsistencies in funding levels between adjacent communities.

An increase of the current 1 mil cap would give local elected officials another tool and another local option for raising funds. It would leave the decision as to if and how to fund an effective vector control program to the local elected officials.

We ask for your support of House Bill 1380.

Analysis of County Valuation and Levies  
Vector Control Levy #1266

	2003 Taxable Value For Taxes Collected in 2004	Value of One Mill 2003	Vector Control Levy
Adams	\$6,987,958	\$6,988	
Barnes	\$33,018,580	\$33,019	
Benson	\$12,267,235	\$12,267	
Billings	\$4,767,756	\$4,768	
Bottineau	\$22,651,974	\$22,652	
Bowman	\$8,266,766	\$8,267	1.00
Burke	\$8,573,556	\$8,574	
Burleigh	\$145,020,966	\$145,021	
Cass	\$297,734,736	\$297,735	
Cavalier	\$19,272,267	\$19,272	
Dickey	\$15,233,708	\$15,234	
Divide	\$9,037,338	\$9,037	
Dunn	\$12,277,711	\$12,278	
Eddy	\$6,322,391	\$6,322	
Emmons	\$13,494,626	\$13,495	
Foster	\$12,109,838	\$12,110	
Golden Valley	\$5,361,941	\$5,362	
Grand Forks	\$124,884,094	\$124,884	
Grant	\$7,815,448	\$7,815	
Griggs	\$8,407,881	\$8,408	
Hettinger	\$8,828,366	\$8,828	
Kidder	\$9,197,067	\$9,197	
Lamoure	\$15,207,672	\$15,208	
Logan	\$6,566,965	\$6,567	
McHenry	\$20,519,519	\$20,520	
McIntosh	\$9,459,733	\$9,460	1.29
McKenzie	\$15,926,997	\$15,927	
McLean	\$23,912,629	\$23,913	
Mercer	\$18,101,014	\$18,101	
Morton	\$52,511,169	\$52,511	
Mountrail	\$14,600,261	\$14,600	1.64
Nelson	\$10,802,490	\$10,802	
Oliver	\$5,178,741	\$5,179	
Pembina	\$28,043,474	\$28,043	
Pierce	\$13,568,390	\$13,568	
Ramsey	\$23,661,732	\$23,662	0.77
Ransom	\$15,758,229	\$15,758	
Renville	\$9,860,176	\$9,860	
Richland	\$45,509,107	\$45,509	
Rolette	\$9,175,979	\$9,176	
Sargent	\$13,751,700	\$13,752	
Sheridan	\$5,918,760	\$5,919	
Sioux	\$2,036,720	\$2,037	
Slope	\$5,192,007	\$5,192	
Stark	\$36,153,593	\$36,154	
Steele	\$10,034,446	\$10,034	
Stutsman	\$47,118,491	\$47,118	
Towner	\$11,470,242	\$11,470	
Traill	\$24,427,272	\$24,427	
Walsh	\$30,499,323	\$30,499	
Ward	\$100,519,559	\$100,520	
Wells	\$16,699,672	\$16,700	
Williams	\$35,156,457	\$35,156	