

Government Affairs Update February 20, 2019

Review of bills for the week of February 18th

Wednesday, February 20th is the 33rd day of the session.

[HB 1493](#) is the bill that required permission from neighbors/property owners if their property was included in drone video or photography. This bill passed by two votes in the House on Tuesday but was brought back for reconsideration on Wednesday. It then failed on the floor with a vote of 36-56.

[SB 2315](#) is the landowner rights bill. It would require hunters to obtain permission to hunt on land that will no longer have to be posted. It creates a hunter's access database. The bill passed on the Senate floor with a vote of 28-18.

[SB 2306](#) is the bill that allows temporary licensing of military spouses/family members. The bill received two amendments, one of which removed the seven exempted entities including the Real Estate Commission. The bill passed in the Senate with a vote of 47-0. As a result, the Senate then defeated both bills [SB 2126](#) (vote of 2-45) and [SB 2127](#) (vote of 3-44).

[SB 2353](#) is the bill that would require all boards and commissions follow the same rules and procedures. Amendments to the bill turned it into a study and it passed in the Senate with a vote of 42-5.

[HB 1184](#) is the quick take eminent domain bill. It was amended and the bill carrier indicated the committee had to heavily compromise. The bill as amended prevented the use of quick take domain. The bill failed in the House with a vote of 26-64.

[HB 1165](#) is the bill on nonconforming structures and was heard in House Political Subdivisions. It was brought by an appraiser who wanted all zoning to be taken over by the state rather than individual municipalities. This bill was amended significantly and passed on the House 82-7. Rep. Vetter would like the support of NDAR when it moves over to the Senate.

[SB 2238](#) - Eminent domain must obtain the approval of the county commissioners. This bill was defeated in the Senate with a vote of 12-35.






[HB 1474](#) - Infrastructure fee in lieu of special assessments. The bill was of special interest to the Bismarck Board of Realtors. It passed the House with a vote of 81-12.

[HB 1411](#) - is the bill which raised the bidding threshold to \$500,000 from \$150,000 for public improvements above ground. It also raises the limit for hiring an engineer with the same numbers. The bill failed 29-60 in the House.

[HB 1066](#) is the Prairie Dog bill. Among the distributions, there is \$30 million designated for a municipal infrastructure fund. A city may apply for a grant from this fund to construct new infrastructure or replace/repair old infrastructure. Grants are based on \$150 per person. This bill passed the House with a vote of 80-12.

[SB 2148](#) and [HB 1521](#) are the two ethics bills. Both bills were amended and passed in their respective houses.

There were no hearings scheduled for the week of February 18th because of crossover. Crossover is February 22nd and the session resumes on February 27th.

<u>Date and Time</u>	<u>Bill Number</u>	<u>Hearing Description</u>	<u>Committee</u>	<u>Room</u>
02/27/2019 09:00 AM 	<u>SB 2040</u>	Relating to treatment of property owned by a political subdivision when calculating protests against the formation of a special improvement district. Excludes property owned by a political subdivision from consideration in protests against special assessments. If protests contain the names of the majority of owners in the area, excluding property owned by a political subdivision, the protests stop the proceeding of the assessment.	House Finance and Taxation	Fort Totten
02/27/2019 02:00 PM 	<u>SB 2075</u>	Appraisal management companies. Presented by State Appraisal Board.	House Industry, Business and Labor	Peace Garden
02/28/2019 09:30 AM 	<u>SB 2091</u>	Relating to floodplain management community standards for permissible uses within the flood fringe. Introduced by the State Engineer. There are problems with the language about floodplain, floodway, and fill dirt.	House Energy and Natural Resources	Coteau A
03/01/2019 10:00 AM 	<u>SB 2041</u>	Relating to the issuance of bonds by the governing body of a park district without voter approval; relating to the issuance of bonds by the governing body of a park district.	House Political Subdivisions	Prairie
03/01/2019 10:15 AM 	<u>HB 1471</u>	Relating to extraterritorial zoning fees and regulations. Extraterrestrial zoning - a city can't impose fees higher or regulations more stringent than those within the city	Senate Political Subdivisions	Red River

2019 Legislative Bill Categories

NDAR sponsored bills

- HB 1241 Tax deduction for 1st time home buyers Passed House
- HB 1250 Licensure including “broker” Passed House
- HB 1281 Education requirements Passed House

Eminent Domain

- HB 1302 Eminent domain returned to owner Passed House

Infrastructure

- HB 1066 Prairie Dog bill Passed House

Appraisals

- HB 1289 Valuation spot checks Passed House
- SB 2075 Appraisal management Passed Senate

Special Assessments

- HB 1041 Homestead tax credit Passed House
- HB 1474 Tax in lieu of specials Passed House
- HB 1488 Specials fund balances Passed House
- SB 2040 Protests of specials Passed Senate

Licensing

- HB 1219 Adjusters Passed House
- HB 1250 Licensure of organization Passed House
- SB 2306 Licensing of military spouses Passed Senate
- SB 2353 Uniform licensing Passed Senate

Zoning

- HB 1224 Zoning adjacent to cities Passed House
- HB 1471 Extraterrestrial fees Passed House
- SB 2091 Floodplain management Passed Senate
- SB 2304 City fines & penalties Passed Senate

Property or Income Tax

- HB 1545 Property tax credit study Passed House

Rental

- HB 1150 Security deposit limitations Passed House
- HB 1227 Renter licensure fees Passed House

Miscellaneous

- HB 1110 Electronic notarization Passed House
- HB 1135 Parking spaces Passed House
- HB 1165 Nonconforming structures Passed House
- HB 1251 Disclosures Passed House
- HB 1351 Noncompete clauses Passed House
- SB 2041 Bonds for park districts Passed Senate
- SB 2098 BND clean up language Passed Senate
- SB 2205 Abandoned property Passed Senate