

2021 HOUSE EDUCATION

HB 1370

2021 HOUSE STANDING COMMITTEE MINUTES

Education Committee
Coteau AB Room, State Capitol

HB 1370
1/27/2021 10:00 AM

Relating to school board powers and leasing of real property
--

Chairman Owens opened the hearing on HB 1370 at 10:00 AM. Roll call: Reps. Owens, Schreiber-Beck, Heinert, Hoverson, D. Johnson, Longmuir, Marschall, Pyle, Richter, Simons, Zubke, Guggisberg and Hager present. Rep. M. Johnson was absent.

Discussion Topics:

- Allow schools to garner additional funding

Rep. Heinert introduced HB 1370.

Levi Bachmeier, Business Manager, West Fargo Public Schools, #3777

Additional Written testimony: #3483

Chairman Owens closed the hearing on HB 1370 at 10:11 AM

Bev Monroe, Committee Clerk

1 HB 1370- School Board Powers and Leasing of Real Property
2 West Fargo Public Schools – Levi Bachmeier, Business Manager

3

4 Chairman Owens, Members of the House Education Committee,

5

6 Good morning. For the record, my name is Levi Bachmeier, Business Manager for West Fargo
7 Public Schools. We respectfully request a ‘do pass’ recommendation on HB 1370.

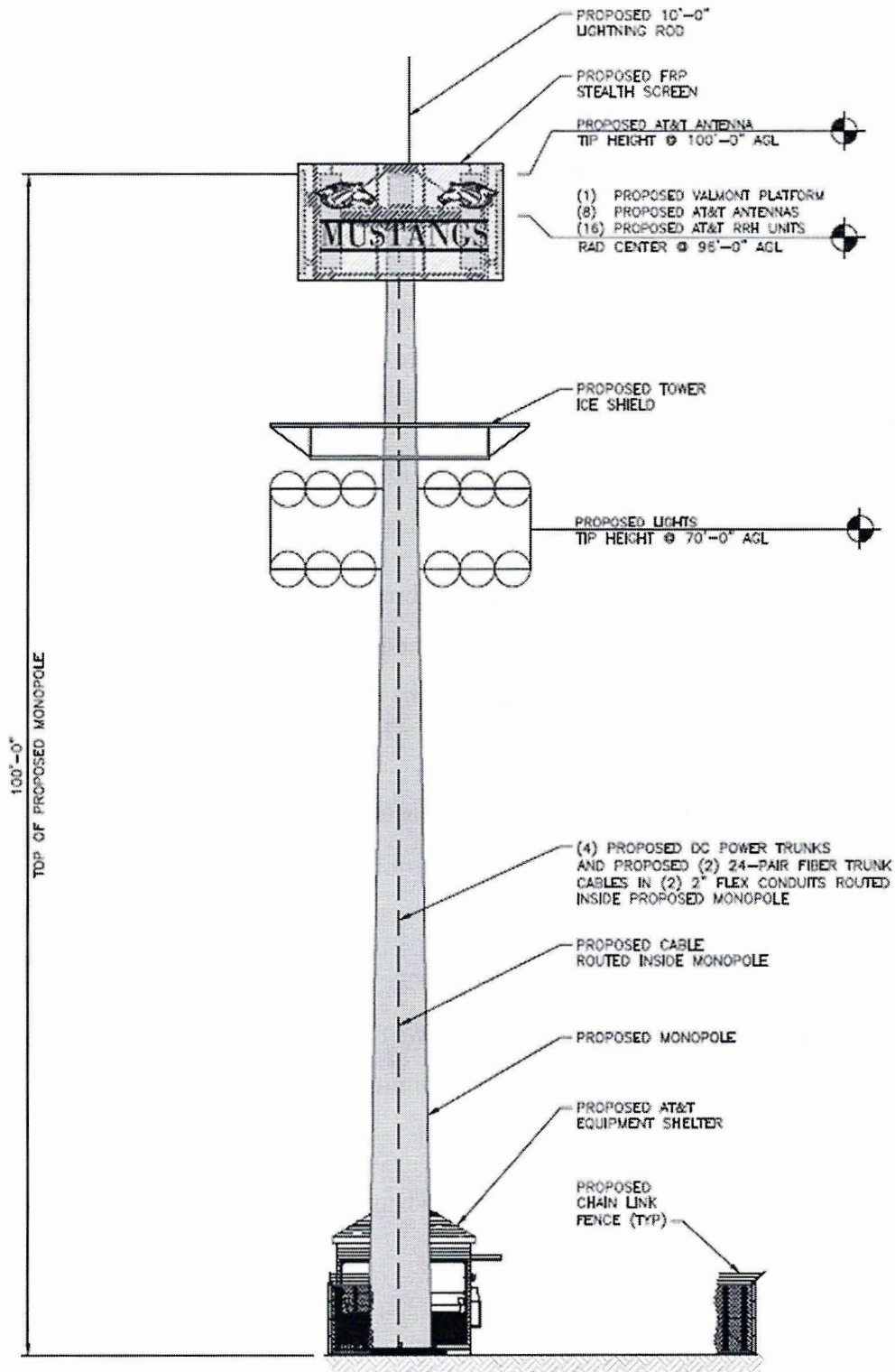
8 In 2019, AT&T initiated conversation with the district regarding installation of an antenna at
9 Sheyenne High School to ensure robust coverage with the emerging FirstNet emergency
10 communications network was available in southern West Fargo.

11 AT&T has been a great partner to work with thus far, brainstorming unique solutions such as
12 replacing our northwestern stadium light pole with a modified pole that houses both the field
13 lights as well as the cellular antenna. On the back of this page is a potential rendering of what the
14 antenna pole could look like.

15 Given the substantial capital investment required to ensure proper operations, AT&T has voiced
16 hesitancy with the limitation of a one-year lease, as specified in 15.1-09-33 (7), to move this
17 project forward. Without an adjustment allowing a longer-term lease, it is unlikely we will be
18 able to finalize an agreement.

19 HB 1370 would provide regulatory certainty that allows the private sector to make crucial
20 emergency communications improvements in our community while adding value to the school
21 district.

22 We respectfully request a ‘do pass’ on HB 1370. I am happy to stand for any questions.





Cheryl Riley
President, External Affairs
Northern Plains States

AT&T Services, Inc.
3709 W. 41st St.
Sioux Falls SD 57106

M: 307.365.1379
CR6557@att.com
www.att.com

January 27, 2021
Chairman Mark Owens
House Education Committee
Support House Bill 1370

Dear Chairman Owens and Members of the House Education Committee:

AT&T fully endorses HB 1370. As we've seen during the COVID-19 pandemic, wireless broadband is essential for education as well as for a host of other online applications, including healthcare, e-commerce and public safety.

In order to deliver robust, wireless broadband connections, AT&T works closely with schools, local government and other officials to identify and select wireless facility sites that will best enable us to connect local communities to critical services.

AT&T, therefore, supports HB 1370 and its provision allowing local boards of education to lease property for the installation of wireless telecommunications facilities. Such legislation is important as AT&T continues to invest and build out our wireless telecommunications network across North Dakota.

Sincerely,

A handwritten signature in blue ink, appearing to read "Cheryl Riley", written over a horizontal line.

Cheryl Riley
President, Northern Plains States
External Affairs

2021 HOUSE STANDING COMMITTEE MINUTES

Education Committee Coteau AB Room, State Capitol

HB 1370

1/27/2021 10:18 AM

Relating to school board powers and leasing of real property
--

10:18 AM **Chairman Owens** opened the hearing on HB 1370. Roll call was taken with Reps. Owens, Schreiber-Beck, Heinert, Hoverson, D. Johnson, Longmuir, Marschall, Pyle, Richter, Simons, Zubke, Guggisberg and Hager present. Rep. M. Johnson was absent.

Rep. Zubke made a motion for a **Do Pass**, seconded by **Rep. Richter**.

Roll call vote:

Representatives	Vote
Representative Mark S. Owens	Y
Representative Cynthia Schreiber-Beck	Y
Representative Ron Guggisberg	Y
Representative LaurieBeth Hager	Y
Representative Pat D. Heinert	Y
Representative Jeff A. Hoverson	Y
Representative Dennis Johnson	Y
Representative Mary Johnson	AB
Representative Donald Longmuir	Y
Representative Andrew Marschall	Y
Representative Brandy Pyle	Y
Representative David Richter	Y
Representative Luke Simons	Y
Representative Denton Zubke	Y

Motion carried 13-0-1.

Rep. Heinert is the carrier.

Chairman Owens closed the meeting at **10:22 AM**.

Bev Monroe, Committee Clerk

REPORT OF STANDING COMMITTEE

HB 1370: Education Committee (Rep. Owens, Chairman) recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1370 was placed on the Eleventh order on the calendar.

2021 SENATE EDUCATION

HB 1370

2021 SENATE STANDING COMMITTEE MINUTES

Education Committee
Room JW216, State Capitol

HB 1370
3/8/2021

A BILL relating to school board powers and the leasing of real property.

Chair Schaible opened the hearing at 2:30 PM.

Discussion Topics:

- Longer term contract
- Flexibility to lease
- Modern infrastructure

Senator	Attendance
Chairman Schaible	P
Senator Elkin	P
Senator Conley	P
Senator Lemm	P
Senator Oban	P
Senator Wobbema	P

Rep Pat Heinert, Dist 32- introduced the bill

Levi Bachmeier – W. Fargo Public School business manager – testified in support #7989

Additional written testimony:

Cheryl Riley – Pres Northeran Plains AT&T – in support #7844

Adjourned at 2:41 PM

Lynn Wolf, Committee Clerk

1 HB 1370- School Board Powers and Leasing of Real Property
2 West Fargo Public Schools – Levi Bachmeier, Business Manager

3
4 Chairman Schaible, Members of the Senate Education Committee,

5
6 Good morning. For the record, my name is Levi Bachmeier, Business Manager for West Fargo
7 Public Schools. We respectfully request a ‘do pass’ recommendation on HB 1370.

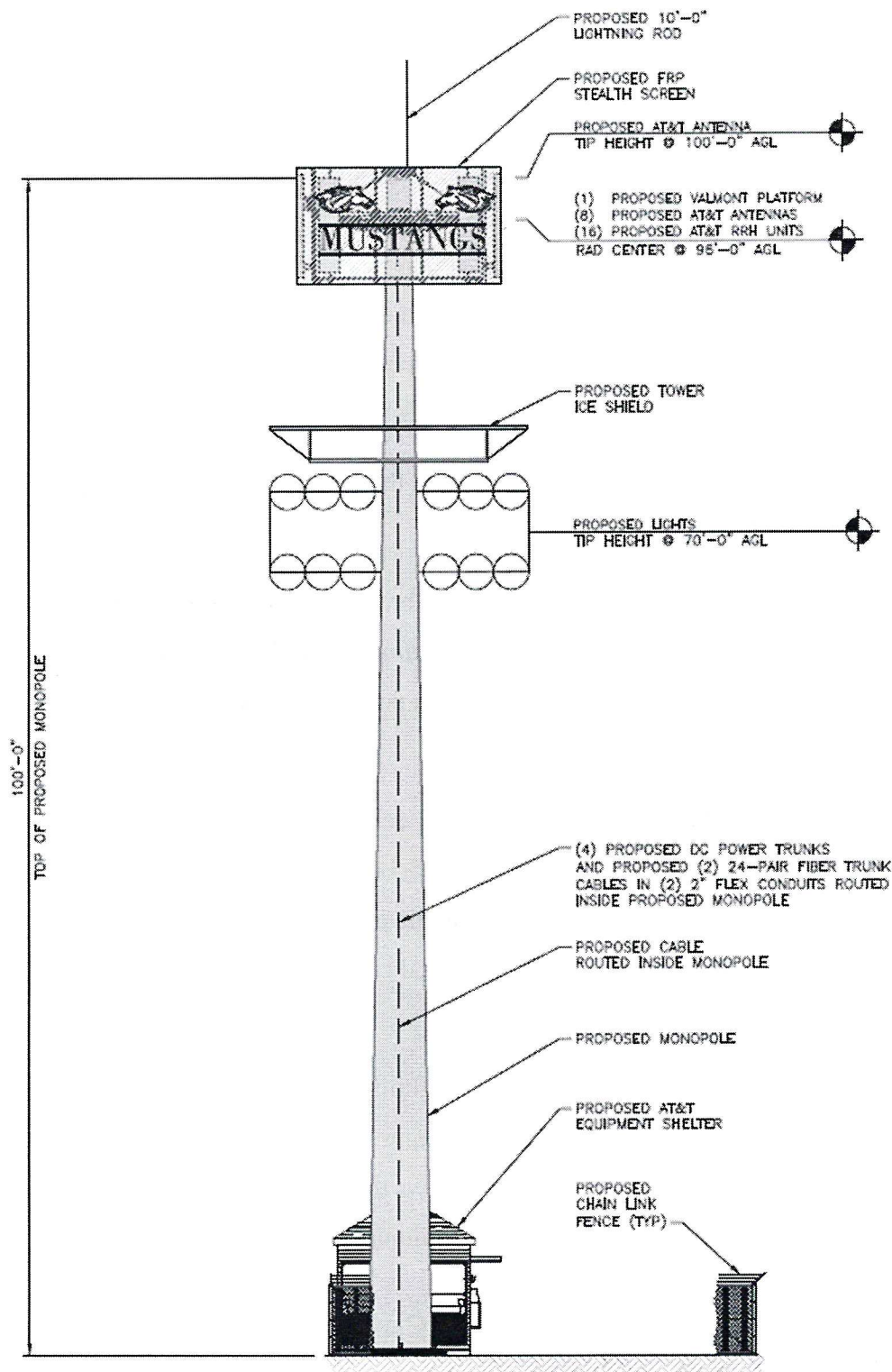
8 In 2019, AT&T initiated conversation with the district regarding installation of an antenna at
9 Sheyenne High School to ensure robust coverage with the emerging FirstNet emergency
10 communications network.

11 AT&T has been a great partner to work with thus far, brainstorming unique solutions such as
12 replacing our north western stadium light pole with a modified pole that houses both the field
13 lights as well as the cellular antenna. I have attached a potential rendering of what the antenna
14 pole could look like.

15 West Fargo Public Schools wants to host this modern technology, especially as it supports our
16 public safety community. But current law at NDCC 15.1-09-33(7) currently limits the leasing of
17 school board property to one year, which is problematic given the substantial capital investment
18 required to ensure proper operations. AT&T has voiced concern with the current limitation in
19 law to make such a substantial investment.

20 This bill would allow school districts to have the flexibility to lease modern telecommunications
21 infrastructure, which is good for our students, our communities, and our public safety partners.
22 HB 1370 would provide regulatory certainty that allows the private sector to make important
23 emergency communications improvements in our community while adding value to the school
24 district.

25 We respectfully request a ‘do pass’ on HB 1370. I am happy to stand for any questions.





Cheryl Riley
President, External Affairs
Northern Plains States

AT&T Services, Inc.
3709 W. 41st St.
Sioux Falls SD 57106

M: 307.365.1379
CR6557@att.com
www.att.com

March 8, 2021
Chairman Schaible
Senate Education Committee
Support House Bill 1370

Dear Chairman Schaible and Members of the Senate Education Committee:

AT&T fully endorses HB 1370. As we've seen during the COVID-19 pandemic, wireless broadband is essential for education as well as for a host of other online applications, including healthcare, e-commerce and public safety.

In order to deliver robust, wireless broadband connections, AT&T works closely with schools, local government and other officials to identify and select wireless facility sites that will best enable us to connect local communities to critical services.

AT&T, therefore, supports HB 1370 and its provision allowing local boards of education to lease property for the installation of wireless telecommunications facilities. Such legislation is important as AT&T continues to invest and build out our wireless telecommunications network across North Dakota.

Sincerely,

A handwritten signature in blue ink, appearing to read "Cheryl Riley", written over a faint circular stamp.

Cheryl Riley
President, Northern Plains States
External Affairs

2021 SENATE STANDING COMMITTEE MINUTES

Education Committee
Room JW216, State Capitol

HB 1370
3/16/2021

A relating to school board powers and the leasing of real property.

9:59 AM

Discussion Topics:

- Committee Work

Sen Conley moves Amendment 21.0891.01001

Sen Elkin seconded

Roll Call Vote: 6-Yea; 0-Nay; 0-AB Motion Carries

Sen Elkin moves Do Pass as Amended

Sen Oban seconded

Roll Call vote: 6-Yea; 0-Nay; 0-AB

Motion carries

Sen Elkin will carry the bill

Additional written testimony: None

10:03 AM

Lynn Wolf, Committee Clerk

Senator	Attendance
Chairman Schaible	P
Senator Elkin	P
Senator Conley	P
Senator Lemm	P
Senator Oban	P
Senator Wobbema	P

Amend 21.0891.01001	Vote
Chairman Schaible	Y
Senator Elkin	Y
Senator Conley	Y
Senator Lemm	Y
Senator Oban	Y
Senator Wobbema	Y

HB 1370	Vote
Chairman Schaible	Y
Senator Elkin	Y
Senator Conley	Y
Senator Lemm	Y
Senator Oban	Y
Senator Wobbema	Y

March 16, 2021

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1370

Page 1, line 11, replace "thirty" with "twenty"

Renumber accordingly

21.0891.01001
3/16

REPORT OF STANDING COMMITTEE

HB 1370: Education Committee (Sen. Schaible, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1370 was placed on the Sixth order on the calendar.

Page 1, line 11, replace "thirty" with "twenty"

Renumber accordingly