

HOUSE BILL NO. 1259

Introduced by

Representatives Berg, Carlson, Keiser, Wald

1 A BILL for an Act to amend and reenact subsection 1 of section 21-10-01 and section 65-04-02
2 of the North Dakota Century Code, relating to the membership of the state investment board
3 and to workers' compensation reserves.

4 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

5 **SECTION 1. AMENDMENT.** Section 21-10-01 of the 1997 Supplement to the North
6 Dakota Century Code is amended and reenacted as follows:

7 **21-10-01. State investment board - Membership - Term - Compensation - Advisory**
8 **council.**

9 1. The North Dakota state investment board consists of the governor, the state
10 treasurer, the commissioner of university and school lands, the director of the
11 workers compensation bureau, the commissioner of insurance, three members of
12 the teachers' fund for retirement board or the board's designees who need not be
13 members of the fund as selected by that board, and three of the elected members
14 of the public employees retirement system board as selected by that board. The
15 director of the workers compensation bureau may appoint a designee, subject to
16 approval by the workers compensation board of directors, to attend the meetings,
17 participate, and vote when the director is unable to attend. The teachers' fund for
18 retirement board may appoint an alternate designee with full voting privileges to
19 attend meetings of the state investment board when a selected member is unable
20 to attend. The public employees retirement system board may appoint an alternate
21 designee with full voting privileges from the public employees retirement system
22 board to attend meetings of the state investment board when a selected member is
23 unable to attend. The members of the state investment board, except elected and
24 appointed officials and the director of the workers compensation bureau or the

1 director's designee, are entitled to receive as compensation sixty-two dollars and
2 fifty cents ~~as compensation~~ per day and necessary mileage and travel expenses
3 as provided in sections 44-08-04 and 54-06-09 for attending meetings of the state
4 investment board.

5 **SECTION 2. AMENDMENT.** Section 65-04-02 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **65-04-02. ~~Statutory reserve~~ Reserves.** ~~Ten percent of the money that is paid into the~~
8 ~~workers' compensation fund must be set aside for the creation of a surplus until such surplus~~
9 ~~amounts to the sum of fifty thousand dollars, after which time the sum of five percent of all the~~
10 ~~money paid into such fund must be credited to such surplus fund until, in the judgment of the~~
11 ~~bureau, the surplus is sufficiently large to guaranty the fund from year to year. Thereafter~~
12 ~~transfer of funds to the surplus fund may be discontinued temporarily for one or more years, or~~
13 ~~until, in the judgment of the bureau, the transfer of five percent of all money paid into such fund~~
14 ~~to such surplus again is necessary. The bureau shall maintain adequate financial reserves to~~
15 ensure the solvency of the fund and the payment of future benefit obligations, based upon
16 actuarially sound principles. The independent annual financial audit of the bureau must report
17 the bureau's financial reserves.