

Fifty-ninth
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1199

Introduced by

Representative Keiser

1 A BILL for an Act to amend and reenact section 65-02-03.1 of the North Dakota Century Code,
2 relating to appointment of the workforce safety and insurance board of directors; and to provide
3 for application.

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

5 **SECTION 1. AMENDMENT.** Section 65-02-03.1 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **65-02-03.1. Workforce safety and insurance board of directors - Appointment.**

- 8 1. ~~After August 1, 2003, the~~ The board consists of eleven members. The
9 appointment and replacement of the members must ensure that:
- 10 a. Six board members represent employers in this state ~~that~~ which maintain
11 active accounts with the organization, at least one of which must be a
12 participant in the risk management program, at least two of which must be
13 employers with annual premiums greater than twenty-five thousand dollars, at
14 least one of which must be an employer with an annual premium of ten
15 thousand dollars but less than twenty-five thousand dollars, ~~and~~ at least one
16 of which must be an employer with an annual premium of less than ten
17 thousand dollars, and at least one employer at large representative. Except
18 for the employer at large representative, each employer representative must
19 be a principal owner, chief executive officer, or chief financial officer of the
20 employer.
- 21 b. Three members represent employees; at least one member must have
22 received workforce safety and insurance benefits; and at least one member
23 must represent organized labor.
- 24 c. One member is a member of the North Dakota medical association.

1 d. One member is a member at large who must be a resident of this state and at
2 least twenty-one years of age.

3 2. Board members shall serve four-year terms, except the initial term of office of the
4 member at large to be appointed on August 1, 2003, expires on December 31,
5 2006, and the term of office of the medical association member whose term of
6 office became effective January 1, 2003, expires on December 31, 2006. The
7 governor shall make the necessary appointments to ensure the term of office of
8 members begins on January first of each odd-numbered year. Board members
9 may not serve more than three consecutive terms. A departing member
10 representing an employer must be replaced by a member representing an
11 employer, most of whose employees are in a different rate classification than those
12 of the employer represented by the departing member. The governor shall appoint
13 the replacement member for a departing employer representative or medical
14 association representative from a list of three candidates submitted by the board.
15 The board shall interview an employer representative or a medical representative
16 before placing that candidate's name on the list of replacement member
17 candidates submitted to the governor. The governor shall select the replacement
18 member for the departing organized labor employee representative from a list of
19 three names of potential candidates submitted by an organization that is statewide
20 in scope and which through its affiliates embraces a cross section and a majority of
21 organized labor in this state. The governor shall select the replacement member
22 for a departing nonorganized labor employee representative. The governor shall
23 appoint the replacement member for the member at large from a list of three
24 candidates submitted by the board. Vacancies in the membership of the board
25 must be filled for the unexpired term by appointment by the governor as provided
26 in this subsection.

27 **SECTION 2. APPLICATION.** This Act applies only to members appointed or
28 reappointed to the board after the effective date of this Act.