

**SENATE BILL NO. 2230**

Introduced by

Senators Mathern, Christmann, Heitkamp

Representatives Drovdal, Kaldor, S. Kelsh

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 legislative assembly members on the workforce safety and insurance  
3 board of directors.

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~~ fourteen members. The  
9 appointment and replacement of the members must ensure that:
- 10 a. Six board members represent employers in this state that maintain active  
11 accounts with the organization, at least one of which must be a participant in  
12 the risk management program, at least two of which must be employers with  
13 annual premiums greater than twenty-five thousand dollars, at least one of  
14 which must be an employer with an annual premium of ten thousand dollars  
15 but less than twenty-five thousand dollars, and at least one of which must be  
16 an employer with an annual premium of less than ten thousand dollars.
  - 17 b. Three members represent employees; at least one member must have  
18 received workforce safety and insurance benefits; and at least one member  
19 must represent organized labor.
  - 20 c. One member is a member of the North Dakota medical association.
  - 21 d. One member is a member at large who must be a resident of this state and at  
22 least twenty-one years of age.
  - 23 e. Three members are members of the legislative assembly, two of whom must  
24 be selected by the members of the legislative council representing the

1                   majority faction and one of whom must be selected by the members of the  
2                   legislative council representing the minority faction.

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