

1999 SENATE EDUCATION

SB 2204

1999 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2204

Senate Education Committee

Conference Committee

Hearing Date 1/18/99

Tape Number	Side A	Side B	Meter #
1		X	2,395-4,200
Committee Clerk Signature <i>Linda Christman</i>			

Minutes:

SENATOR FREBORG opened hearing on SB 2204.

SENATOR Holmsberg testified not because I sit around and think of good ideas but because the issue was brought to my attention by a number of people in the field.

Testified in favor. No written testimony. Current law is an impediment to experienced administrators and teachers for going to work in the Department of Public Instruction. Bill needs to be looked at by the Employee Benefits Committee.

SENATOR FREBORG: Any questions.

SENATOR REDLIN: Cash out of one and go into the other, does the build up on one carry over to the other.

SENATOR HOLMBERG: Don't understand that particular portion. Vested after 4 years.

Page 2

Senate Education Committee

Bill/Resolution Number Sb2204

Hearing Date January 18, 1999

SENATOR FREBORG: Thank you.

Testimony in favor: Scott Engmann, Exec. Director of NDRIO has not taken a position. No written testimony.

SENATOR REDLIN: If they worked any two years, they would still get credit?

Scott Engmann: Yes.

SENATOR FREBORG: If they go to DPI they're not fully vested, does the state then pay the full contribution?

Scott Engmann: Employee pays some, the rest is picked up.

SENATOR COOK: Do they not have the option of taking retirement dollars and TFFR and transferring that into PERS, so they have one retirement?

Scott Engmann: No, they do not.

SENATOR FREBORG: Thank you Mr. Engmann.

Testimony: Larry Klundt, North Dakota Council of Educational Leaders, support the bill. No written testimony.

SENATOR FREBORG: Thank you Larry. Is there anymore testimony, if not the hearing will be closed on SB 2204.

Further discussion on SB 2204: Senator Kelsh moved for a Do Pass, Senator Cook 2nd the motion. Motion for a Do Pass on SB 2204--- 7 yes, 0 nays --

SENATOR COOK is the carrier.

FISCAL NOTE

JAN 14 1999

(Return original and 10 copies)

Bill/Resolution No.: SB 2204 Amendment to: _____

Requested by Legislative Council Date of Request: 1-12-99

1. Please estimate the fiscal impact (in dollar amounts) of the above measure for state general or special funds, counties, cities, and school districts.

Narrative:

There would be minimal to no fiscal impact on the Teachers' Fund for Retirement if this bill is enacted.

2. State fiscal effect in dollar amounts:

1997-99 Biennium		1999-2001 Biennium		2001-03 Biennium	
General Fund	Special Funds	General Fund	Special Funds	General Fund	Special Funds

Revenues: 0

Expenditures: 0

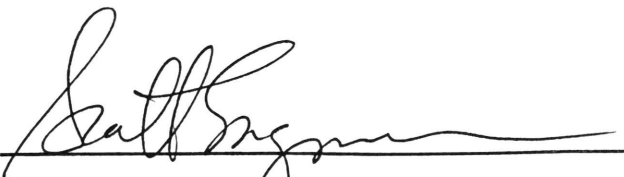
3. What, if any, is the effect of this measure on the appropriation for your agency or department:

- a. For rest of 1997-99 biennium: None
- b. For the 1999-2001 biennium: None
- c. For the 2001-03 biennium: None

4. County, City, and School District fiscal effect in dollar amounts:

1997-99 Biennium			1999-2001 Biennium			2001-03 Biennium		
Counties	Cities	School Districts	Counties	Cities	School Districts	Counties	Cities	School Districts
						None	None	None

If additional space is needed, attach a supplemental sheet.

Signed 

Typed Name Scott Engmann

Department ND Retirement & Investment Office

Phone Number (701) 328-9885

Date Prepared: _____

1/18/99

Date: 1/18/99
Roll Call Vote #: 2

1999 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 2204

Senate EDUCATION Committee

Subcommittee on _____
or
 Conference Committee

Legislative Council Amendment Number _____

Action Taken Motion for Do Pass

Motion Made By Kelsh Seconded By Cook

Senators	Yes	No	Senators	Yes	No
Senator Freborg, Chairman	✓				
Senator Cook, Vice Chairman	✓				
Senator Flakoll	✓				
Senator Wanzek	✓				
Senator Kelsh	✓				
Senator O'Connell	✓				
Senator Redlin	✓				

Total (Yes) 7 No 0

Absent _____

Floor Assignment Sen. Cook

If the vote is on an amendment, briefly indicate intent:

REPORT OF STANDING COMMITTEE (410)
January 19, 1999 1:32 p.m.

Module No: SR-11-0837
Carrier: Cook
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE

SB 2204: Education Committee (Sen. Freborg, Chairman) recommends DO PASS
(7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2204 was placed on the
Eleventh order on the calendar.

1999 HOUSE EDUCATION

SB 2204

1999 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB SB 2204

House Education Committee

Conference Committee

Hearing Date 3-10-99

Tape Number	Side A	Side B	Meter #
Tape # 1	x		0.1 to 9.0
Committee Clerk Signature <i>Joan Diers</i>			

Minutes:

Chairman R Kelsch, Vice Chair Drovdal, Rep Brandenburg, Rep Brusegaard, Rep Haas, Rep Johnson, Rep Nelson, Rep Nottestad, Rep L Thoreson, Rep Grumbo, Rep. Hanson, Rep. Lundgren, Rep. Mueller, Rep. Nowatzki, Rep. Solberg .

Chairman R Kelsch : We will open the hearing on SB 2204 and ask the clerk to read the title.

Senator Holmberg: District 17. Relating to the membership in the teachers' fund for retirement. If a person is a member of TFFR decides to leave that employment and go to work for state government, they will become a member of PUR. Unless they go to work for DPI , then they had to remain in TFFR. If that person has reached the rule of 85, and decides to work in another department, they would retire on TFFR and then they would be under PUR. If they stayed there long enough and become vested when they retire they could access that retirement, they also could access the health benefits with PUR's. This bill, if passed, would extend that same

opportunity for a person who worked for DPI. This bill came from a number of administrators, who thought this would encourage persons who have teaching experience, to go work in the Department of Public Instruction, without taking a hit on their retirement. We have gone through the employee's benefits committee and there is a report from them. They feel that the actual cost would be minimal. This bill does not impact any current employee and does not impact even after that date.

Rep. Nowatzki : The provisions of this bill would not pertain to employees who transfer from teaching to state government. You have a choice.

Holmberg: Under this bill the person would have to make the election, they would have the choice. In all other state government positions, with one other minor exception, that person would have to go under PUR's , they do not have the choice. It would not mandate that they do it.

Chairman R Kelsch : Anyone else wishing to testify in support of SB 2204?

Scott Engmann: Executive Director of the Retirement Investment Office and speaking on behalf of the TFFR board. There is no actuary cost with this bill. That was presented to the employee's benefit committee in a special meeting during the session and they waived the restrictions of the bill. Let the record show, we have no problem with this bill.

Larry Klundt: North Dakota School Administrators Association , spoke in support of SB 2204.

Chairman R Kelsch : Anyone else wishing to speak in support of SB 2204? Anyone wishing to speak in opposition to SB 2204? We will close the hearing on SB 2204.

COMMITTEE ACTION

Page 3

House Education Committee

Bill/Resolution Number Sb 2204

Hearing Date 3-10-99

Chairman R Kelsch : What are the wishes of the committee?

Rep L Thoreson : Move a DO PASS on SB 2204.

Rep. Nowatzki : seconded the motion.

Chairman R Kelsch : Committee discussion? Seeing none, the clerk will call the roll on a DO

PASS motion on SB 2204. The motion passes 15 YES 0 NO 0 Absent

Floor assignment Rep Grumbo .

Date: 3-10-99
Roll Call Vote #: 1

1999 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. SB2204

House Education Committee

Subcommittee on _____
or
 Conference Committee

Legislative Council Amendment Number _____

Action Taken Do Pass

Motion Made By Thoreson Seconded By Nowatzki

Representatives	Yes	No	Representatives	Yes	No
Rep. ReaAnn Kelsch-Chairperson	✓		Rep. Dorvan Solberg	✓	
Rep. David Drovdal-Vice Chair	✓				
Rep. Michael D. Brandenburg	✓				
Rep. Thomas T. Brusegaard	✓				
Rep. C. B. Haas	✓				
Rep. Dennis E. Johnson	✓				
Rep. Jon O. Nelson	✓				
Rep. Darrell D. Nottestad	✓				
Rep. Laurel Thoreson	✓				
Rep. Howard Grumbo	✓				
Rep. Lyle Hanson	✓				
Rep. Deb Lundgren	✓				
Rep. Phillip Mueller	✓				
Rep. Robert E. Nowatzki	✓				

Total (Yes) 15 No 0

Absent 0

Floor Assignment Grumbo

If the vote is on an amendment, briefly indicate intent:

REPORT OF STANDING COMMITTEE (410)
March 10, 1999 2:13 p.m.

Module No: HR-43-4480
Carrier: Grumbo
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE

SB 2204: Education Committee (Rep. R. Kelsch, Chairman) recommends **DO PASS**
(15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2204 was placed on the
Fourteenth order on the calendar.

1999 TESTIMONY

SB 2204

REPORT OF THE LEGISLATIVE COUNCIL'S
EMPLOYEE BENEFITS PROGRAMS COMMITTEE
SENATE BILL NO. 2204

Sponsor: Senators Holmberg, Krebsbach, Robinson, W. Stenehjem, Wardner

Affected Retirement Program: Teachers' Fund for Retirement; Public Employees Retirement System

Proposal: Provides that persons, except the Superintendent of Public Instruction, who are certified to teach by the Education Standards and Practices Board and who are first employed and entered upon the payroll of the Superintendent of Public Instruction after January 6, 2001, may elect to become a participating member of the Public Employees Retirement System.

Actuarial Analysis: The consulting actuary for the Teachers' Fund for Retirement reported that the cost of the proposal would be minimal.

Committee Report: The committee waived jurisdiction over the proposal for purposes of allowing it to proceed during the 56th Legislative Assembly.