

# MICROFILM DIVIDER

OMB/RECORDS MANAGEMENT DIVISION

SFN 2053 (2/85) 5M



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| ROLL NUMBER |
|-------------|

DESCRIPTION

2134

2001 SENATE INDUSTRY, BUSINESS AND LABOR

SB 2134

2001 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2134

Senate Industry, Business and Labor Committee

Conference Committee

Hearing Date January 17, 2001

| Tape Number                                     | Side A | Side B | Meter #      |
|---|--------|--------|--------------|
| 1   | A      |        | 27.8 to 33.7 |
|   |        |        |              |
| Committee Clerk Signature <i>Doris P. Piroz</i> |        |        |              |

Minutes:

The committee was called to order. All members present. The hearing was opened on SB 2134 relating to removing the expiration date of the Workers Compensation scholarship fund.; and to declare an emergency.

JUDY LEER, General Counsel for ND Workers Compensation. In favor of this bill. Written testimony attached. The purpose of this bill is to support and continue this program. The emergency clause is because the program expires on 7/31/01 and the new laws become effective on 8/01/01.

SENATOR KLEIN: How long can this go on, isn't there a risk of taking advantage of the program?

JUDY LEER: There are constraints. The administrative rules allow process of elimination, a 2.8 GPA is required, there is the process of attrition. We are not asking for additional funding if needed we would come back next biennium.

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Senate Industry, Business and Labor Committee

Bill/Resolution Number 2134

Hearing Date January 17, 2001

DAVE L. KEMNITZ, Executive Director, ND AFL-CIO, In favor of this bill.

No testimony against. Hearing concluded.

SENATOR KREBSBACH : Motion: Do pass. SENATOR KLEIN: Seconded.

Roll call vote: 7 yes; 0 no; 0 absent

Carrier: SENATOR TOLLEFSON

**FISCAL NOTE**  
 Requested by Legislative Council  
 12/26/2000

Bill/Resolution No.: SB 2134

Amendment to:

1A. **State fiscal effect:** *Identify the state fiscal effect and the fiscal effect on agency appropriations compared to funding levels and appropriations anticipated under current law.*

|                       | 1999-2001 Biennium |             | 2001-2003 Biennium |             | 2003-2005 Biennium |             |
|-----------------------|--------------------|-------------|--------------------|-------------|--------------------|-------------|
|                       | General Fund       | Other Funds | General Fund       | Other Funds | General Fund       | Other Funds |
| <b>Revenues</b>       |                    |             |                    |             |                    |             |
| <b>Expenditures</b>   |                    |             |                    |             |                    |             |
| <b>Appropriations</b> |                    |             |                    |             |                    |             |

1B. **County, city, and school district fiscal effect:** *Identify the fiscal effect on the appropriate political subdivision.*

| 1999-2001 Biennium |        |                  | 2001-2003 Biennium |        |                  | 2003-2005 Biennium |        |                  |
|--------------------|--------|------------------|--------------------|--------|------------------|--------------------|--------|------------------|
| Counties           | Cities | School Districts | Counties           | Cities | School Districts | Counties           | Cities | School Districts |
|                    |        |                  |                    |        |                  |                    |        |                  |

2. **Narrative:** *Identify the aspects of the measure which cause fiscal impact and include any comments relevant to your analysis.*

***NORTH DAKOTA WORKERS COMPENSATION  
 2001 LEGISLATION  
 SUMMARY OF ACTUARIAL INFORMATION***

**BILL DESCRIPTION:** Repeals Sunset Clause on Scholarship Fund

**BILL NO:** SB 2134

**SUMMARY OF ACTUARIAL INFORMATION :** North Dakota Workers Compensation, together with its actuary, Glenn Evans of Pacific Actuarial Consultants, has reviewed the legislation proposed in this bill in conformance with Section 54-03-25 of the North Dakota Century Code.

The proposed legislation repeals the expiration date on the workers' compensation scholarship fund.

**FISCAL IMPACT:** We understand that the proposed legislation will continue current funding levels for the existing scholarship program, thus it should not have any impact on rate and reserve levels.

**DATE:** December 27, 2000

**State fiscal effect detail:** *For information shown under state fiscal effect in 1A, please:*

**A. Revenues:** *Explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.*

**B. Expenditures:** *Explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.*

**C. Appropriations:** *Explain the appropriation amounts. Provide detail, when appropriate, of the effect on the biennial appropriation for each agency and fund affected and any amounts included in the executive budget. Indicate the relationship between the amounts shown for expenditures and appropriations.*

|                      |                |                       |                         |
|----------------------|----------------|-----------------------|-------------------------|
| <b>Name:</b>         | Paul R. Kramer | <b>Agency:</b>        | ND Workers Compensation |
| <b>Phone Number:</b> | 328-3856       | <b>Date Prepared:</b> | 12/27/2000              |

Date: January 17, 2001  
 Roll Call Vote #: 1

**2001 SENATE STANDING COMMITTEE ROLL CALL VOTES**  
**BILL/RESOLUTION NO. 2134**

Senate Industry, Business and Labor Committee

Subcommittee on \_\_\_\_\_  
 or  
 Conference Committee

Legislative Council Amendment Number \_\_\_\_\_

Action Taken Do Pass

Motion Made By S. Krebsbach Seconded By S. Klein

| Senators                      | Yes | No | Senators        | Yes | No |
|-------------------------------|-----|----|-----------------|-----|----|
| Senator Mutch - Chairman      | ✓   |    | Senator Every   | ✓   |    |
| Senator Klein - Vice Chairman | ✓   |    | Senator Mathern | ✓   |    |
| Senator Espegard              | ✓   |    |                 |     |    |
| Senator Krebsbach             | ✓   |    |                 |     |    |
| Senator Tollefson             | ✓   |    |                 |     |    |
|                               |     |    |                 |     |    |
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|                               |     |    |                 |     |    |
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|                               |     |    |                 |     |    |
|                               |     |    |                 |     |    |
|                               |     |    |                 |     |    |

Total (Yes) 7 No 0

Absent 0

Floor Assignment S. Tollefson

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

**REPORT OF STANDING COMMITTEE (410)**  
January 17, 2001 3:40 p.m.

**Module No: SR-07-1152**  
**Carrier: Tollefson**  
**Insert LC: . Title: .**

**REPORT OF STANDING COMMITTEE**

**SB 2134: Industry, Business and Labor Committee (Sen. Mutch, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2134 was placed on the Eleventh order on the calendar.**



2001 HOUSE INDUSTRY, BUSINESS AND LABOR

SB 2134

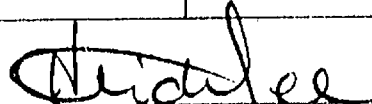
2001 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2134

House Industry, Business and Labor Committee

Conference Committee

Hearing Date Feb. 14, 2001

| Tape Number   | Side A | Side B | Meter #   |
|---|--------|--------|-----------|
| 1   | X      |        | 20.7-27.8 |
|   |        |        |           |
|   |        |        |           |
| Committee Clerk Signature  |        |        |           |

Minutes: Chairman R. Berg, Vice-Chair G. Keiser, Rep. M. Ekstrom, Rep. R. Froelich, Rep. G. Froseth, Rep. R. Jensen, Rep. N. Johnson, Rep. J. Kasper, Rep. M. Klein, Rep. Koppang, Rep. D. Lemieux, Rep. B. Pietsch, Rep. D. Ruby, Rep. D. Severson, Rep. E. Thorpe.

Rep Merle Boucher: Sponsoring bills to remove the expiration date of the workers comp scholarship fund

Rep Koppang: How many people per year are involved?

Julie Leer: *NDWC* There currently is forty scholarships for 2000-2001. Written testimony in support of bill.

Rep Ekstrom: Why was there an expiration date?

Leer: For the purpose of monitoring the programs.

Rep Jensen: What is the source of the fund?

Leer: Workers Comp. fund money.

Chairman Berg: We'll close the hearing on SB 2134.

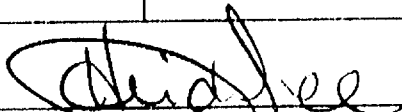
2001 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2134

House Industry, Business and Labor Committee

Conference Committee

Hearing Date Feb. 14, 2001

| Tape Number   | Side A | Side B | Meter #   |
|---|--------|--------|-----------|
| 1   | X      |        | 58.1-59.8 |
|   |        |        |           |
|   |        |        |           |
| Committee Clerk Signature  |        |        |           |

Minutes: Chairman R. Berg, Vice-Chair G. Keiser, Rep. M. Ekstrom, Rep. R. Froelich, Rep. G. Froseth, Rep. R. Jensen, Rep. N. Johnson, Rep. J. Kasper, Rep. M. Klein, Rep. Koppang, Rep. D. Lemieux, Rep. B. Pietsch, Rep. D. Ruby, Rep. D. Severson, Rep. E. Thorpe.

Rep M. Klein: I move a do pass.

Rep Pietsch: I second.

12 yea, 0 nay, 3 absent Carrier Rep Ruby

Date: 2-14-01  
Roll Call Vote #: 1

2001 HOUSE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. SB 2134

House Industry, Business and Labor Committee

Legislative Council Amendment Number \_\_\_\_\_

Action Taken Do Pass

Motion Made By M. Klein Seconded By Pietsch

| Representatives             | Yes | No | Representatives       | Yes | No |
|-----------------------------|-----|----|-----------------------|-----|----|
| Chairman- Rick Berg         |     |    | Rep. Jim Kasper       | ✓   | ✓  |
| Vice-Chairman George Keiser | ✓   | ✓  | Rep. Matthew M. Klein | ✓   | ✓  |
| Rep. Mary Ekstorm           | ✓   | ✓  | Rep. Myron Koppang    | ✓   | ✓  |
| Rep. Rod Froelich           | ✓   | ✓  | Rep. Doug Lemieux     |     |    |
| Rep. Glen Froseth           |     |    | Rep. Bill Pietsch     | ✓   | ✓  |
| Rep. Roxanne Jensen         | ✓   | ✓  | Rep. Dan Ruby         | ✓   | ✓  |
| Rep. Nancy Johnson          | ✓   | ✓  | Rep. Dale C. Severson | ✓   | ✓  |
|                             |     |    | Rep. Elwood Thorpe    | ✓   | ✓  |
|                             |     |    |                       |     |    |
|                             |     |    |                       |     |    |
|                             |     |    |                       |     |    |
|                             |     |    |                       |     |    |
|                             |     |    |                       |     |    |
|                             |     |    |                       |     |    |
|                             |     |    |                       |     |    |
|                             |     |    |                       |     |    |

Total (Yes) 12 No 0

Absent 3

Floor Assignment Rep Ruby

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

**REPORT OF STANDING COMMITTEE (410)**  
**February 14, 2001 1:11 p.m.**

**Module No: HR-27-3340**  
**Carrier: Ruby**  
**Insert LC: . Title: .**

**REPORT OF STANDING COMMITTEE**

**SB 2134: Industry, Business and Labor Committee (Rep. Berg, Chairman) recommends DO PASS (12 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). SB 2134 was placed on the Fourteenth order on the calendar.**

2001 TESTIMONY

SB 2134

Fifty-seventh  
Legislative Assembly  
of North Dakota

**Senate Bill No. 2134**  
Before the Senate Industry, Business, and Labor Committee  
North Dakota Workers Compensation Testimony  
January 17, 2001

Mr. Chairman, Members of the Committee:

My name is Julie Leer and I am General Counsel for North Dakota Workers Compensation. I am here today to testify in support of 2001 Senate Bill No. 2134 to remove the expiration date from the Guardian Scholarship Program. The Workers Compensation Board of Directors unanimously supports this bill.

In 1997, the Legislative Assembly established a scholarship fund for the surviving spouses and dependent children of workers who die as a result of work-related injuries or accidents. In 1999, the Legislative Assembly increased the amount of the annual scholarship award from \$1,500 to \$3,000 per recipient.

- ❖ For the **1997-1998** school year, **23** scholarships were awarded totaling **\$34,500**.
- ❖ For the **1998-1999** school year, **30** scholarships were awarded totaling **\$45,000**.
- ❖ For the **1999-2000** school year, **36** scholarships were awarded totaling **\$108,000**.
- ❖ For the **2000-2001** school year, **40** scholarships have been awarded totaling **\$120,000**.

As you can see, the program has been quite successful and continues to grow. North Dakota Workers Compensation would like to continue this program and for that reason requests your favorable consideration of Senate Bill No. 2134. If there are any questions, I'll attempt to answer them at this time. Thank you.

**NORTH DAKOTA WORKERS COMPENSATION  
2001 LEGISLATION  
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**DATE:** December 27, 2000