

MICROFILM DIVIDER

OMB/RECORDS MANAGEMENT DIVISION

SFN 2053 (2/85) 5M



ROLL NUMBER

DESCRIPTION

2160

2001 SENATE HUMAN SERVICES

SB 2160

2001 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2160

Senate Human Services Committee

Conference Committee

Hearing Date January 17, 2001

Tape Number	Side A	Side B	Meter #
1	X		
January 30, 2001 3	X		22.5
Committee Clerk Signature <i>Barbara Siegel</i>			

Minutes:

SENATOR LEE called the committee to order and roll was taken with all members present.

Senator Lee asked Vice-Chairman Kilzer to conduct the hearing while she testified on another committee. SENATOR KILZER opened the hearing on SB 2160.

BARBARA SIEGEL, Policy Administrator , Child Support Enforcement division with the Department of Human Services, introduced the bill and recommended an amendment. (Written

testimony). SENATOR MATHERN: In section 4 it changes from 90 days to 180 days. Are

employers not responding? MS. SIEGEL: Employers who have failed to comply with

withholding order and it would allow us 180 days rather than 90 days to commence that order.

SENATOR KILZER: In section 2, is that problem happening often? MS. SIEGEL It isn't

frequent. Child support is not protected.

SUSAN BEEHLER, R-KIDS, opposes the bill (written testimony). SENATOR FISCHER: Mr.

Schwindt, is there a way for more security? MR. SCHWINDT: There could be a pin number,

but it is public record information as far as the court proceedings go. SENATOR KILZER requested a review of the fiscal note. MS. SIEGEL: 2000 searches per year is the starting figure with each search costing about \$7. And that is \$14,000 per year; \$28,000 per biennium. \$2. Of the search fee goes to Secretary of State and \$5 goes to the county. Under SWAP, the regional offices are responsible for 100% of all the costs of administration of the program so that \$20,000 would be a county saving as the regional offices are the ones paying. The loss of revenue on those searches then would be \$28,000 for the biennium - \$8,000 for the Secretary of State and \$20,000 for the counties. The \$18,480 for the biennium for DHS comes from under SWAP even though the regional pay 100% of the county funds, those expenditures are available for 66% Federal match. When we get the Federal match, that comes to Dept of Human Services under SWAP. For filing a lien we estimate we will be doing 100 liens per year. Each lien filing is a \$15 charge; of that \$5 goes to Secretary of State, \$10 goes to county. So that figure \$3000 per biennium would be a saving to regional offices which is county. There would be copying costs to Register of Deeds.

Opposition to SB 2160.

MARGARET KOTTRE, R-KIDS, opposes bill. The bill needs to be worked so lay person can understand it. Punishment to payer for garnishment is already assumed because employer charges \$3 for every payment.

The hearing was closed on SB2160.

January 30, 2001, Tape malfunctioned.

Discussion was held. SENATOR MATHERN moved the amendments from Barb Siegel.

SENATOR FISCHER seconded the motion. Roll call vote carried 6-0. SENATOR MATHERN

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Senate Human Services Committee

Bill/Resolution Number SB 2160

Hearing Date January 17, 2001

moved a DO PASS AS AMENDED. SENATOR KILZER seconded it. Roll call vote carried

6-0. SENATOR KILZER will carry the bill.

FISCAL NOTE
 Requested by Legislative Council
 12/26/2000

Bill/Resolution No.: SB 2160

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
Revenues			(\$9,000)	(\$21,780)	(\$9,000)	(\$21,780)
Expenditures						
Appropriations			\$21,780	(\$21,780)	\$21,780	(\$21,780)

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
			(\$9,000)			(\$9,000)		

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

This bill exempts the Child Support Enforcement Program from fees charged by the Secretary of State and by the Registers of Deeds. This results in a net cost savings to the counties, a loss of general fund revenue generated by the Secretary of State and a loss of retained funds to the Department of Human Services.

The RCSEU's expenditures are estimated to decrease by \$33,000, for fees they would pay to the Secretary of State (\$9,000) and to the Register of Deeds (\$24,000). The net cost savings to the counties would be \$9,000.

3. 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.*

The Secretary of State would no longer collect approximately \$9,000 in fees which are deposited into the General Fund.

The RCSEUs decrease in expenditures would cause the Department of Human Services to realize a decrease in retained dollars based upon the SWAP legislation passed in the 1997 Legislative Session.

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.*

No effect on state expenditures.

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.*

The Department of Human Services would need an additional \$21,780 in General Funds per biennium to replace the loss of retained funds as noted in 3.A. above.

Name:	Brenda M. Welsz	Agency:	Dept. of Human Services
Phone Number:	701-328-2397	Date Prepared:	01/12/2001

PROPOSED AMENDMENTS TO SENATE BILL NO. 2160

Page 6, line 3, overstrike the second "or" and insert immediately thereafter ";", and after "chapter" insert "or chapter 35-34"

Renumber accordingly

Roll Call Vote #: 1

Date: 1/30/01

2001 SENATE STANDING COMMITTEE ROLL CALL VOTES BILL/RESOLUTION NO. 2160

Senate HUMAN SERVICES Committee

Subcommittee on _____
or
 Conference Committee

Legislative Council Amendment Number _____

Action Taken Amendments

Motion Made By Sen Mathern Seconded By Sen Fischer

Senators	Yes	No	Senators	Yes	No
Senator Lee, Chairperson	✓		Senator Polovitz	✓	
Senator Kilzer, Vice-Chairperson	✓		Senator Mathern	✓	
Senator Erbele	✓				
Senator Fischer	✓				

Total (Yes) 6 No 0

Absent 0

Floor Assignment _____

If the vote is on an amendment, briefly indicate intent:
Barb Siegel's amendments

Roll Call Vote #: 2

Date: 1/30/01

2001 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 2160

Senate HUMAN SERVICES Committee

Subcommittee on _____

or

Conference Committee

Legislative Council Amendment Number _____

Action Taken Do pass as amended

Motion Made By Sen Mathern Seconded By Sen Kilzer

Senators	Yes	No	Senators	Yes	No
Senator Lee, Chairperson	✓		Senator Polovitz	✓	
Senator Kilzer, Vice-Chairperson	✓		Senator Mathern	✓	
Senator Erbele	✓				
Senator Fischer	✓				

Total (Yes) 6 No 0

Absent 0

Floor Assignment Sen Kilzer

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

REPORT OF STANDING COMMITTEE

SB 2160: Human Services Committee (Sen. Lee, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS and BE REREFERRED to the Appropriations Committee (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2160 was placed on the Sixth order on the calendar.

Page 6, line 3, overstrike the second "or" and insert immediately thereafter an underscored comma and after "chapter" insert ", or chapter 35-34"

Renumber accordingly

2001 SENATE APPROPRIATIONS

SB 2160

2001 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB2160

Senate Appropriations Committee

Conference Committee

Hearing Date February 12, 2001

Tape Number	Side A	Side B	Meter #
Tape #1	x		0.0-6.4
Committee Clerk Signature <i>Jessie Dutch</i>			

Minutes:

Senator Nething opened the hearing on SB2160.

Barbara Siegel, Department of Human Services, spoke for the bill. This pertains to fees for indexing and copying.

Senator Bowman: Have you checked this out with the Register of Deeds -- County Commissioners not opposed?

Barbara Siegel: Not sure, there has been discussion; no concerns from the Register of Deeds - cost of copying not charged in regional offices anyway.

Senator Nething: Fee waving?

Barbara Siegel: Yes.

Susan Bechler (Lobbyist #451), Remembering Kids in Divorce Settlements (R-KIDS), testified in opposition. Believes that this has been in effect since '97 and the department has been

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Senate Appropriations Committee
Bill/Resolution Number SB2160
Hearing Date February 12, 2001

inactive in liens and enforcement of child support laws --- there have been no liens -- why this bill when they not doing it? Asking for fiscal note that is/should be zero!

Senator Nething: Did you testify - similar to this - at the Human Services Committee hearing?

Susan Beehler: Yes, and against amendment.

No additional testimony. Hearing closed.

February 13, 2001 Full Committee (Tape #3, Side A, Meter No. 29.4-36.0)

Senator Nething reopened the hearing on SB2160.

Discussion on the bill and fiscal note.

Senator Robinson moved a DO PASS; Senator Thane seconded. Roll Call Vote: 13 yes; 0 no; 1 absent and not voting.

Floor assignment back to original committee, carrier to be Senator Kilzer.

Date: 2-13-01

Roll Call Vote #: 1

2001 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. SB 2160

Senate Appropriations Committee

Subcommittee on _____

or

Conference Committee

Legislative Council Amendment Number _____

Action Taken Old Pass

Motion Made By Senator Robinson Seconded By Senator Thane

Senators	Yes	No	Senators	Yes	No
Dave Nething, Chairman	✓				
Ken Solberg, Vice-Chairman	✓				
Randy A. Schobinger	✓				
Elroy N. Lindaas	✓				
Harvey Tallackson	✓				
Larry J. Robinson	✓				
Steven W. Tomac	✓				
Joel C. Heitkamp	✓				
Tony Grindberg					
Russell T. Thane	✓				
Ed Kringstad	✓				
Ray Holmberg	✓				
Bill Bowman	✓				
John M. Andrist	✓				

Total Yes 13 No 0

Absent 1

Floor Assignment Senator Hilger

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

REPORT OF STANDING COMMITTEE (410)
February 13, 2001 2:23 p.m.

Module No: SR-26-3231
Carrier: Kilzer
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE

SB 2160, as engrossed: Appropriations Committee (Sen. Nething, Chairman)
recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING).
Engrossed SB 2160 was placed on the Eleventh order on the calendar.