

1999 HOUSE GOVERNMENT AND VETERANS AFFAIRS

HB 1125

1999 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. 1125

House Government and Veterans Affairs Committee

Conference Committee

Hearing Date 1-7-1999

Tape Number	Side A	Side B	Meter #
1	X		1.1 to 5.7
Committee Clerk Signature <i>J. McWilliam</i>			

Minutes: Some of the individuals testifying submit written testimony. When noted please refer to it for more detailed information.

Representative Klein, Chairman of the GVA Committee opened the hearing on January 7, 1999.

Summary of the Bill: Relating to biennial agency reports submitted to the secretary of state and also relating to biennial reports submitted to the state archivist.

Testimony in favor:

Mr. Al Jaeger, Secretary of State, testified in favor of the bill. He submitted written testimony which he read in it's entirety (**please refer to his testimony**). His department would no longer store the reports as they are of no value to anyone in his department.

Mr. Greoald Newborg: State Archivist, testified in favor of the bill. He had no testimony, spoken or written.

Testimony in opposition: None.

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House Government and Veterans Affairs Committee

Bill/Resolution Number HB 1125

Hearing Date 1-7-1999

Chairman Klein: Closed the hearing on HB 1125.

Committee Action:

Representative Grande: Made a motion for a Do Pass. This was seconded by Representative

Fairfield.

Motion Passes: **15-0-0**.

Representative Cleary: Is the carrier for the bill

Date: 1-7-98

Roll Call Vote #: 1

1999 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. HB 1125

House GOVERNMENT AND VETERANS AFFAIRS Committee

Subcommittee on _____

or

Conference Committee

Legislative Council Amendment Number ~~HB 1125~~

Action Taken Motion For Do Pass

Motion Made By GRANDE Seconded By FAIRFIELD

Representatives	Yes	No	Representatives	Yes	No
CHAIRMAN KLEIN	✓		REP. WINRICH	✓	
VICE-CHAIR KLINISKE	✓				
REP. BREKKE	✓				
REP. CLEARY	✓				
REP. DEVLIN	✓				
REP. FAIRFIELD	✓				
REP. GORDER	✓				
REP. GRANDE	✓				
REP. HAAS	✓				
REP. HAWKEN	✓				
REP. KLEMIN	✓				
REP. KROEBER	✓				
REP. METCALF	✓				
REP. THORESON	✓				

Total (Yes) 15 No 0

Absent 0

Floor Assignment CLEARY

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

REPORT OF STANDING COMMITTEE (410)
January 7, 1999 12:59 p.m.

Module No: HR-03-0381
Carrier: Cleary
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE

HB 1125: Government and Veterans Affairs Committee (Rep. Klein, Chairman)
recommends **DO PASS** (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING).
HB 1125 was placed on the Eleventh order on the calendar.

1999 SENATE GOVERNMENT AND VETERANS AFFAIRS

HB 1125

1999 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1125

Senate Government and Veterans Affairs Committee

Conference Committee

Hearing Date February 26, 1999

Tape Number	Side A	Side B	Meter #
1	X		5783-END
1		X	0-260
Committee Clerk Signature <i>James A. Raile</i>			

Minutes: VICE CHAIRMAN WARDNER opened the hearing on HB 1125 which relates to biennial agency reports submitted to the secretary of state and biennial reports submitted to the state archivist. Appearing before the committee to testify on the bill was Secretary of State AL JAEGER: A copy of his written testimony is attached. Questions were offered by SENATOR DEMERS. There were no further questions. State Archivist GERALD NEWBORG appeared before the committee and indicated he supports this bill as well. There were no questions. No other testimony was offered in support of HB 1125, no one appeared in neutral position or opposition. VICE CHAIRMAN WARDNER closed the hearing on HB 1125. A motion for DO PASS on HB 1125 was made by SENATOR DEMERS, seconded by SENATOR W. STENEHJEM. ROLL CALL VOTE indicated 7 YEAS, 0 NAYS, 0 ABSENT OR NOT VOTING.

Date: 2/26/99
Roll Call Vote #:

1999 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. HB1125

Senate GOVERNMENT AND VETERAN'S AFFAIRS Committee

Subcommittee on _____

or

Conference Committee

Legislative Council Amendment Number _____

Action Taken Do Pass

Motion Made By Sen. DeMers Seconded By Sen. Stenehjem

Senators	Yes	No	Senators	Yes	No
SENATOR KREBSBACH	✓				
SENATOR WARDNER	✓				
SENATOR KILZER	✓				
SENATOR STENEHJEM	✓				
SENATOR THANE	✓				
SENATOR DEMERS	✓				
SENATOR MUTZENBERGER	✓				

Total (Yes) 7 No 0

Absent 0

Floor Assignment Sen. DeMers

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

REPORT OF STANDING COMMITTEE (410)
February 26, 1999 1:45 p.m.

Module No: SR-35-3703
Carrier: DeMers
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE

HB 1125: Government and Veterans Affairs Committee (Sen. Krebsbach, Chairman)
recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1125
was placed on the Fourteenth order on the calendar.

1999 TESTIMONY

HB 1125



SECRETARY OF STATE
STATE OF NORTH DAKOTA
600 EAST BOULEVARD AVENUE DEPT 108
BISMARCK ND 58505-0500

January 7, 1999

TO: Rep. Klein and Members – House Government and Veterans Affairs Committee

FR: Al Jaeger, Secretary of State

RE: HB 1125 – Biennial Reports and forwarding to State Archivist

During the 1995 session, with the cooperation of your committee and then Chairman Rich Wardner, the passage of HB 1026 resulted in changes to the then existing law (N.D.C.C. § 54-06-04) pertaining to biennial reports. As a flashback for those of you that were here at that time, the bill that was ultimately passed was a hoghouse of the hoghouse of the original bill. Nevertheless, the final result was an excellent piece of legislation that has worked very well in the two reporting periods since then.

* The intent of this bill is for the purpose of making one small modification to that section of law.

According to the current provisions of this section of law, the biennial reports required under it must be filed with the office of the Secretary of State. This is an important recording function and needs to be retained. However, once the reports have been filed and duly recorded in our records, there no longer is a need for these biennial reports to remain in the custody of the Secretary of State. They are stored in our basement vault and not readily accessible to the public.

Therefore, Section two of the bills allows the Secretary of State to forward the reports to the State Archivist when the recording function has been completed. Because the State Archivist only needs two copies of the report for their records, Section one of the bill reduces the copies under that subsection from two to one. The final result is that the State Archivist still receives two copies and the Secretary of State is not storing these reports where they are of no value to anyone.

SECRETARY OF STATE
ALVIN A. JAEGER

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SECRETARY OF STATE
STATE OF NORTH DAKOTA
600 EAST BOULEVARD AVENUE DEPT 108
BISMARCK ND 58505-0500

February 25, 1999

TO: Senator Krebsbach and Members - Senate Government and Veterans Affairs Committee

FR: Al Jaeger, Secretary of State

RE: HB 1125 – Biennial Reports and forwarding to State Archivist

During the 1995 session, with the cooperation of your committee and then Chairman Rich Wardner of the House Government and Veterans Affairs Committee, the passage of HB 1026 resulted in changes to the then existing law (N.D.C.C. § 54-06-04) pertaining to agency biennial reports. As a flashback for those of you that were here at that time, the bill that was ultimately passed was a hodgepodge of the hodgepodge of the original bill. Nevertheless, the final result was an excellent piece of legislation that has worked very well in the two biennial reporting periods since then.

The intent of this bill is for the purpose of making one small modification to that section of law.

According to the current provisions of this section of law, the biennial reports required under it must be filed with the office of the Secretary of State. This is an important recording function and needs to be retained. However, once the reports have been filed and duly recorded in our records, there no longer is a need for these biennial reports to remain in the custody of the Secretary of State. They are stored in our basement vault and not readily accessible to the public.

Therefore, Section two of the bills allows the Secretary of State to forward the reports to the State Archivist when the recording function has been completed. Because the State Archivist only needs two copies of the report for his records, Section one of the bill reduces the copies under that subsection from two to one. The final result is that the State Archivist still receives two copies and the Secretary of State is no longer storing agency biennial reports where they are of no value to anyone.