

# MICROFILM DIVIDER

OMB/RECORDS MANAGEMENT DIVISION

SFN 2053 (2/85) 5M



ROLL NUMBER

DESCRIPTION

11/43

2001 HOUSE INDUSTRY, BUSINESS AND LABOR

HB 1143

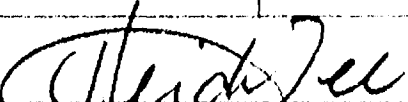
2001 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1143

House Industry, Business and Labor Committee

Conference Committee

Hearing Date Jan 16, 2001

Tape Number	Side A	Side B	Meter #
1	X	X	40.75-6.30
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.

Commissioner James Poolman: *Insurance Commissioner* I would like to introduce the ND

Insurance Department.

- -Carol Kessel/ Chief Financial Examiner
- -Sue Anderson/ Legal Advisor
- -Doug Holloway/ Dept Insurance Com
- -Bob Reitz/ Chief Boiler Inspector
- -Jeff Bitz/ Director of Special Programs

Jeff Bitz: **written testimony in support of bill**

Rep Klein: In section 3, rather than take out info on dollar amount, can we put in a range?

Bitz: Currently we do have fee caps but they don't cover all expenses.

Rep Klein: Why don't we change the fee caps?

Bitz: That could be an option.

Page 2

House Industry, Business and Labor Committee

Bill/Resolution Number HB 1143

Hearing Date Jan 16, 2001

Rep Ekstrom: Are we aiming for a break-even point, and, how much will the fees go up?

Blitz: Yes, we are trying to break even and we currently have a deficit of \$100,000 that is being funded by the Fire and Tornado Fund. We'd like to increase certificate fees to owners by an additional five dollars.

Rep Froelich: How many of these are we talking about?

Bob Reitz: There are currently 8,401 active objects inspected. Of those 55% (4,632) are not insured and 45% (3,769) are.

Rep Severson: What might the fee be per boiler or per inspection to compensate losses?

Jeff Blitz: Adding a \$5 certificate fee would bring in an annual increase of \$22,000.

Rep Ruby: I see it as more logical to raise the cap fee. Would you have a problem with that?

Blitz: Not so much a problem, we'd just like to put all the fees in one place.

Rep Koppang: How often do the boilers get inspected and does the State Fire and Tornado have their own inspectors or do they hire out?

Blitz: The insurance department has 3 inspectors that handle the entire state.

Reitz: Intervals are based on unit. High pressure boilers are inspected twice a year and low pressure boilers are inspected once every couple years. We do approximately 2,400 inspections a year and the insurance companies do roughly 1,900 a year.

Rep Froseth: If fees increase, eventually will the overall budget reduce?

Reitz: First we'd try to cover the loss of our fund, after that we'll have to check into further.

Commissioner Poolman: Our goal is not to have this be a money maker for the department, we'd just like to break even. We'll come up with setting fees by law.

Chairman Berg: We close the hearing on HB 1143 and wait to hear back from you.

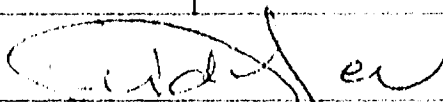
2001 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1143

House Industry, Business and Labor Committee

Conference Committee

Hearing Date Jun 17, 2001

Tape Number	Side A	Side B	Meter #
2	X	X	52.87-4.0
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.

**Closed Hearing**

Rep Ruby: **written testimony** I feel they've filled their obligations and I support this bill.

Rep Klein: It was evident that they were losing money on this and with the caps in place it is safe to raise the fees. I've very comfortable with this.

Rep Ruby: The cost effects those asking for the inspection. This will justify the drive time, off-time, and work time.

Rep Klein: I move the amendment.

Vice-Chairman Keiser: I second.

Rep Klein: I move a do pass.

Rep Ruby: I second.

**13 yeas, 0 nays, 2 absent Carrier Rep Ruby**

**FISCAL NOTE**  
 Requested by Legislative Council  
 01/24/2001

**REVISION**

Bill/Resolution No.:

Amendment to: HB 1143

**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>	\$0	\$0	\$46,000	\$0	\$46,000	\$0
<b>Expenditures</b>	\$0	\$0	\$0	\$0	\$0	\$0
<b>Appropriations</b>	\$0	\$0	\$0	\$0	\$0	\$0

**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
\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0

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

The amendments increase certain fees for inspecting boilers which will increase revenues to the general fund by an estimated \$23,000 annually or \$46,000 for the biennium.

**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.*

See No. 2 above.

**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.*

None

**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.*

None

<b>Name:</b>	Charles E. Johnson	<b>Agency:</b>	Insurance Department
<b>Phone Number:</b>	328-2440	<b>Date Prepared:</b>	01/24/2001

**FISCAL NOTE**  
 Requested by Legislative Council  
 01/24/2001

Bill/Resolution No.:

Amendment to: HB 1143

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	\$0	\$0	\$0	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0	\$0	\$0	\$0
Appropriations	\$0	\$0	\$0	\$0	\$0	\$0

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
\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0

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

No financial impact on agency appropriation is anticipated.

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.*

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>	Charles E. Johnson	<b>Agency:</b>	Insurance Department
<b>Phone Number:</b>	328-2440	<b>Date Prepared:</b>	01/24/2001



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

Bill/Resolution No.: HB 1143

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>	\$0	\$0	\$0	\$0	\$0	\$0
<b>Expenditures</b>	\$0	\$0	\$0	\$0	\$0	\$0
<b>Appropriations</b>	\$0	\$0	\$0	\$0	\$0	\$0

**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
\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0

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No financial impact on agency appropriation is anticipated.

**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.*

**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>	Charles E. Johnson	<b>Agency:</b>	Insurance Department
<b>Phone Number:</b>	328-2440	<b>Date Prepared:</b>	01/08/2001

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1143

Page 3, line 8, overstrike "inspected by the chief boiler inspector"

Page 3, line 9, overstrike "which must be determined by the"

Page 3, line 10, overstrike "commissioner" and after the period insert "Inspection fees must be determined by the commissioner. Certificate fees are determined by section 26-1-22 1-10."

Page 3, line 14, remove the overstrike from "Not more than one hundred dollars may be charged or collected for any one inspection" and after "hundred" insert "fifty"

Page 3, remove the overstrike from lines 15 and 16

Page 3, line 17, remove the overstrike from "special inspections made upon request. All" and remove "The commissioner must determine and may"

Page 3, line 18, remove "annually adjust a fee scale for all"

Page 3, line 20, remove the overstrike from "must be charged at a rate not to exceed", after "two" insert "three", remove the overstrike from "hundred", after "eighty-five" insert "fifty", remove the overstrike from "dollars per day or", and after "one" insert "two"

Page 3, line 21, remove the overstrike from "hundred" and remove the overstrike from "dollars per half-day of four hours or less, plus payment for mileage, meals, and"

Page 3, remove the overstrike from line 22 and after "54-06-09" and before the period insert "except that the mileage rate for a state-owned vehicle will be the actual amount incurred by the commissioner"

Page 3, line 23, remove the overstrike from "of a reciprocal commission card for a special inspector is", after "twenty" insert "twenty-five", and remove the overstrike from "dollars and the annual fee for"

Page 3, line 24, remove the overstrike from "the issuance of a welder qualified card is ten dollars" and remove "and for the annual fee for the issuance of"

Page 3, line 25, remove "an inspector's reciprocal commission card and a welder's qualification card"

Page 3, line 31, remove the overstrike from "of", after "fifteen" insert "twenty", and remove the overstrike from "dollars"

Re-number accordingly

Date: 1-17-01  
Roll Call Vote #: 1

2001 HOUSE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. ~~Click here to type Bill/Resolution No.~~ 1143

House Industry, Business and Labor Committee

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

Legislative Council Amendment Number 18167.0101

Action Taken Do Pass w/ Amendments

Motion Made By Klein Seconded By Ruby

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

Total (Yes) 13 No 0

Absent 2

Floor Assignment Rep Ruby

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

