

MICROFILM DIVIDER

OMB/RECORDS MANAGEMENT DIVISION

SFN 2053 (2/85) 5M



ROLL NUMBER

DESCRIPTION

1450

2001 HOUSE INDUSTRY, BUSINESS AND LABOR
HB 1450

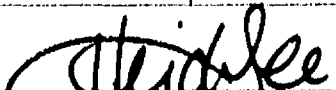
2001 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1450

House Industry, Business and Labor Committee

Conference Committee

Hearing Date Jan 31, 2001

Tape Number	Side A	Side B	Meter #
1	X		9-37.8
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.
Representative Dale Severson: Sponsoring bill.

Ray Gudaites: *Job Service ND* **Written testimony supporting bill** The reimbursement option is 100% of charges.

V.C. Keiser: What backs up Tribe Claims and who pays?

Gudaites: This allows the options of a surety bond but has no other guarantee. If the federal government doesn't pay 50%, the state pays all.

Representative Ekstrom: How is this dealt with now?

Gudaites: Like any other covered employer. The biggest change is the opportunity to be reimbursed.

Marcus Wells: **Written testimony**

Thomas Diselhost: *Attorney for Tribes* We support bill

Page 2
House Industry, Business and Labor Committee
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Representative Froeth: How is the recourse?

Diselhost: We have the option of a Third-party carrier or self-coverage.

C. Berg: How was the surety bond envisioned?

Diselhost: As a joint bond for all tribes. We would like each tribe to be individual and have a choice

C. Berg: We'll close HB 1450


2001 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1450(B)

House Industry, Business and Labor Committee

Conference Committee

Hearing Date Feb 7, 2001

Type Number	Side A	Side B	Meter #
2	X		10.5-17
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 Lemieux: Supplied amendments to bring legislation to be current with federal law.

Vice-Chair Keiser: I move to adopt the amendments.

Rep M. Klein: I second.

Rep M. Klein: I move a do pass as amended.

Rep Ekstrom: I second.

13 yea, 1 nay, 1 absent Carrier Rep Lemieux

FISCAL NOTE

Requested by Legislative Council
01/23/2001

Bill/Resolution No.: HB 1450

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						
Expenditures						
Appropriations						

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.*

NO FISCAL IMPACT ON STATE OR AGENCY FUNDING.

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.*

Name:	Wayne Kindem	Agency:	Job Service North Dakota
Phone Number:	328-3033	Date Prepared:	01/26/2001

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1450

Page 2, line 20, replace "At the discretion of the bureau, an" with "An"

Page 3, line 28, replace "Extended benefits" with "Benefits"

Page 3, line 29, remove "and not reimbursed by the federal government", replace "in their" with
"as provided in section 52-04-19.1"

Page 3, line 30, remove "entirety by the Indian tribe"

Renumber Accordingly

Date: 2-7-01
Roll Call Vote #: 1

2001 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. ~~Click here to type Bill/Resolution No.~~ 1450

House Industry, Business and Labor Committee

- Subcommittee on _____
or
 Conference Committee

Legislative Council Amendment Number ~~1000~~

Action Taken Do Pass as Amended

Motion Made By Klein Seconded By Ekstorm

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) 13 No 1

Absent 1

Floor Assignment Rep Lemieux

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

REPORT OF STANDING COMMITTEE (410)
February 8, 2001 8:44 a.m.

Module No: HR-23-2671
Carrier: Lemieux
Insert LC: 18324.0101 Title: .0200

REPORT OF STANDING COMMITTEE

HB 1450: Industry, Business and Labor Committee (Rep. Berg, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends **DO PASS** (13 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). HB 1450 was placed on the Eleventh order on the calendar.

Page 2, line 20, replace "At the discretion of the bureau, an" with "An"

Page 3, line 28, replace "Extended benefits" with "Benefits"

Page 3, line 29, remove "and not reimbursed by the federal government" and replace "in their" with "as provided in section 52-04-19.1."

Page 3, remove line 30

Renumber accordingly

2001 SENATE INDUSTRY, BUSINESS AND LABOR

HB 1450

2001 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1450

Senate Industry, Business and Labor Committee

Conference Committee

Hearing Date March 06, 2001.

Tape Number	Side A	Side B	Meter #
1	x		25.0 to 42.8
Committee Clerk Signature <i>Doris Perez</i>			

Minutes:

The meeting was called to order. All committee members present. Hearing was opened on HB 1450 relating to definitions for unemployment compensation purposes and financing of benefits paid to employees of Indian tribes; to provide an effective date; and to declare an emergency.

Representative Dale Severson, District 23, cosponsor. This bill was presented at the request of Workers' Comp, it provides the tribes with an opportunity to be handled as political subdivisions regarding unemployment taxes.

Ray Gudajtes, Job Service ND. The intent of the bill is to provide Native American Tribes options for financing of unemployment insurance and to ensure conformity with FUTA. Written testimony attached. These changes are to be effective December 21, 2000.

Senator Mutch: Why December of 2000?

R Gudajtes: FUTA law requires it.

Senator Mutch: Why do you feel you need a bond?

R Gudajtes: That is an amendment submitted by the House.

Senator Tollefson: Why a "may" and not a "shall" in the surety bond requirement?

R Gudajtes: Federal law says "may" the bill says "shall".

Senator Krebsbach: What rate would apply to the Tribes?

R Gudajtes: If they choose the contributory method, which I think they will, their rate would be based on their experience rating.

Chad Kramer, ND Indian Reservations, representing Tex G Hall, distributed written testimony on behalf of Three Affiliated Tribes, in favor of this bill.

Senator Mutch: Tribes have not been offering unemployment coverage for their employees?

R Gudajtes: They have been. Major change of this bill for ND is that we are offering the reimbursable method and the other issue of coverage. Occupations excluded from coverage will be the same for the tribes, as for the state and the political subdivisions.

No opposing testimony. Hearing closed.

Senator Mathern: Motion : do pass. Second: **Senator Espegard**

Roll call vote: 7 yes; 0 no. Motion carried. Floor assignment: **Senator Espegard.**

Date: March 06/01
Roll Call Vote #: 1

2001 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 1450

Senate Industry, Business and Labor Committee

Subcommittee on _____

or

Conference Committee

Legislative Council Amendment Number _____

Action Taken Do Pass

Motion Made By Sen Mathern Seconded By Sen Espgaard

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

Total (Yes) 7 No 0

Absent 0

Floor Assignment Sen Espgaard

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

REPORT OF STANDING COMMITTEE (410)
March 6, 2001 9:34 a.m.

Module No: SR-38-4874
Carrier: Espegard
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE

HB 1450, as engrossed: Industry, Business and Labor Committee (Sen. Mutch, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1450 was placed on the Fourteenth order on the calendar.

2001 TESTIMONY

HB 1450

