

# MICROFILM DIVIDER

OMB/RECORDS MANAGEMENT DIVISION  
SFN 2053 (2/85) 5M



ROLL NUMBER

DESCRIPTION

1082

The micrographic images on this film are accurate reproductions of records delivered to Modern Information Systems for microfilming and were filmed in the regular course of business. The photographic process meets standards of the American National Standards Institute (ANSI) for archival microfilm. NOTICE: If the filmed image above is less legible than this Notice, it is due to the quality of the document being filmed.

Yalissa Rickford  
Operator's Signature

10/2/03  
Date

2003 HOUSE INDUSTRY, BUSINESS AND LABOR

HB 1082

The micrographic images on this film are accurate reproductions of records delivered to Modern Information Systems for microfilming and were filmed in the regular course of business. The photographic process meets standards of the American National Standards Institute (ANSI) for archival microfilm. NOTICE: If the filmed image above is less legible than this Notice, it is due to the quality of the document being filmed.

*Malista Rickford*  
Operator's Signature

*10/2/03*  
Date

2003 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1082

House Industry, Business and Labor Committee

Conference Committee

Hearing Date 01-13-03

Tape Number	Side A	Side B	Meter #
1	X		0-790

Committee Clerk Signature *Ben Leier*

Minutes: **CHAIR KEISER**: called the hearing to order.

**COMM. BACHMEIER (Dept of Labor)**: Explained bill is necessary to clarify the authority of the commissioner is to adopt rules describing standards as opposed to issuing orders to adopt standards and then to remove redundant provisions in order to clarify the process. Do not lose anything, rather they just do not have to go through two independent processes that are redundant.

**CHAIR KEISER**: Is there a potential problem of continuing to follow the rules, but not having the committee to guide the Commissioner?

**COMM. BACHMEIER**: Will not weaken the involvement the process. Notice and public comment is allowed. Reviewed by the Attorney General and by the legislative administrative rules committee.

**REP. JOHNSON**: Will the summary of the rules, which has to be posted and provided to every employer, be long, multiple pages?

The micrographic images on this film are accurate reproductions of records delivered to Modern Information Systems for microfilming and were filmed in the regular course of business. The photographic process meets standards of the American National Standards Institute (ANSI) for archival microfilm. NOTICE: If the filmed image above is less legible than this Notice, it is due to the quality of the document being filmed.

*Yalosta Rickford*  
Operator's Signature

*10/2/03*  
Date

Page 2

House Industry, Business and Labor Committee

Bill/Resolution Number HB1082

Hearing Date 01-13-03

**COMM. BACHMEIER:** That is a provision that exists today. Bill would repeal that section, so the summary provision is just being moved.

**REP. NOTTESTAD:** What time will these rules come before the committee after the bill is signed by the Gov?

**COMM. BACHMEIER:** Believe they would be making amendments to the administrative rules as they currently exist sometime during the next interim.

**CHAIR KEISER:** Closed hearing on HB 1082

(End at 790)

The micrographic images on this film are accurate reproductions of records delivered to Modern Information Systems for microfilming and were filmed in the regular course of business. The photographic process meets standards of the American National Standards Institute (ANSI) for archival microfilm. NOTICE: If the filmed image above is less legible than this Notice, it is due to the quality of the document being filmed.

*Yolanda Rickford*  
Operator's Signature

10/2/03  
Date

2003 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1082

House Industry, Business and Labor Committee

Conference Committee

Hearing Date 1/20/03

Tape Number	Side A	Side B	Meter #
1	X		0.0-2.2

Committee Clerk Signature *Judith Hammer*

Minutes: **CHAIR KEISER:** Called for committee work on HB 1082.

**REP. KASPER:** Provided update, has consulted Administrative Rules Committee, amendment will be ready for committee review and action at committee work session by Wednesday, Jan. 22.

Concluded.

2003 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1082

House Industry, Business and Labor Committee

Conference Committee

Hearing Date 1/22/03

Tape Number	Side A	Side B	Meter #
4	x		29.1-38.0
Committee Clerk Signature <i>Judith Hammer</i>			

Minutes: Chairman Keiser called for committee work on HB 1082.

Rep. Kasper explained that currently, before the Labor Commissioner can hold a rules committee hearing, he must convene a board of nine people, an advisory board. This is cumbersome and not productive. The labor commissioner is proposing that the conference committee be eliminated. Organized labor is not totally conducive to this proposal but not adamantly opposed either.

Rep. Kasper moved to adopt the amendments as presented. Rep. Klein seconded the motion. A voice vote carried the motion to adopt the amendments..

Rep. Klein moved a Do Pass As Amended. Rep. Zaiser seconded the motion.

The roll call vote was 12-0-2.

The micrographic images on this film are accurate reproductions of records delivered to Modern Information Systems for microfilming and were filmed in the regular course of business. The photographic process meets standards of the American National Standards Institute (ANSI) for archival microfilm. NOTICE: If the filmed image above is less legible than this Notice, it is due to the quality of the document being filmed.

*Yolanda Rickford*  
Operator's Signature

*10/2/03*  
Date

**FISCAL NOTE**  
 Requested by Legislative Council  
 01/03/2003

Bill/Resolution No.: HB 1082

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.

	2001-2003 Biennium		2003-2005 Biennium		2005-2007 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues	\$0	\$0	\$0	\$0	\$0	\$0
Expenditures	\$0	\$0	(\$925)	\$0	(\$975)	\$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.

2001-2003 Biennium			2003-2005 Biennium			2005-2007 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.

HB 1082 proposes changes to the process required to be undertaken by the Commissioner of Labor to amend the North Dakota Wage and Working Conditions Order (Department of Labor administrative rules relating to wages and working conditions). Original law regulating the process is antiquated by current procedures for promulgating administrative rules under the North Dakota Administrative Practices Act. Among the original provisions proposed for repeal is a section providing for the Commissioner to convene a conference committee to seek recommendation on proposed rule changes. The fiscal impact of HB 1082 comes from saving the cost of convening the conference committee, primarily expense reimbursements for committee members.

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.

There would be no impact on agency revenues.

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.

HB 1082 would reduce Department of Labor general fund operating expenditures for non-employee travel by approximately \$925 for the 2003-05 biennium and \$975 for the 2005-07 biennium. These estimates are derived by adding an inflationary estimate to the department's most recent actual costs for these expenses and assume that the department would amend its administrative rules once each biennium.

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.

*Yolanda Rickford*  
 Operator's Signature

10/2/03  
 Date

There would be no impact on agency appropriations.

Name:	Mark D. Bachmeler	Agency:	Department of Labor (406)
Phone Number:	328-3708	Date Prepared:	01/08/2003

The micrographic images on this film are accurate reproductions of records delivered to Modern Information Systems for microfilming and were filmed in the regular course of business. The photographic process meets standards of the American National Standards Institute (ANSI) for archival microfilm. NOTICE: If the filmed image above is less legible than this Notice, it is due to the quality of the document being filmed.

*Yolanda Rickford*  
Operator's Signature

*10/2/03*  
Date



