

# MICROFILM DIVIDER

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*Diana G. Ball*  
Operator's Signature

10/2/03  
Date

2003 HOUSE INDUSTRY, BUSINESS AND LABOR

HB 1115

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*Dorinda Holladay*  
Operator's Signature

10/2/03  
Date

2003 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. 1115

House Industry, Business and Labor Committee

Conference Committee

Hearing Date 1/20/03

Tape Number	Side A	Side B	Meter #
1		x	49.9-end
2	x		0.00-10.5
Committee Clerk Signature <i>Judith Hammer</i>			

Minutes: **CHAIRMAN KEISER** opened the hearing on HB 1115.

**MAREN DALEY (EXECUTIVE DIRECTOR OF JOB SERVICE NORTH DAKOTA):**

(See attached testimony)

**REP. FROSETH:** There is no fiscal note, is there a charge to enter in this agreement with the Census Bureau?

**MAREN DALEY:** At this point, the Census Bureau pays the costs. We provide valuable wage records as information. This is highly confidential. Reports will be released by the Census Bureau, not Job Service.

**REP. RUBY:** What personal info is included?

There would be a method of a personal identification, which would be an encrypted code.

Information would be comprised of wage records by industry and such classifications.

**REP KASPER:** Is the Census Bureau prohibited from sharing this information with any other governmental agencies?

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*Dorinda Ball...*  
Operator's Signature

1/21/03  
Date

House Industry, Business and Labor Committee  
Bill/Resolution Number HB 1115 Hearing Date 1/20/03

-2-

**MAREN DALEY:** Yes.

**REP. EKSTROM:** How many states are in this project?

**MAREN DALEY:** Ten states.

**REP. FROSETH:** How many out of state requests does JSND get regarding industry and wage information, that could go through this system?

**MAREN DALEY:** We get many, many Website requests, I can't give you an exact count.

We are complimented on the user friendly Website we maintain. We'll continue to refine and improve the information available that will be obtained with participation in this program.

**LEE PETERSON (COMMISSIONER, DEPARTMENT OF COMMERCE):** Passage of this legislation will enhance our accountability as we will have recent, rather than two year old statistics. Secondly, we have the best labor force in the nation. We 'll be able to understand our labor and job force markets better.

**CHAIRMAN KEISER:** How many requests does your department or local economic development entities get relative to this information?

**LEE PETERSON:** Somewhere between 1500-2000 new contacts were made in 2001-2002.

There being no one else present to testify either in support of or in opposition to HB 1115, the hearing was closed.

**ACTION:**

Rep. Klein moved a Do Pass. Rep. Tieman seconded the motion. The motion passed unanimously. 14-0-0. Rep. Tieman will carry the bill.

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*Deanna Bell*  
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1/2/03  
Date

2003 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1115

House Industry, Business and Labor Committee

Conference Committee

Hearing Date 1/22/03

Tape Number	Side A	Side B	Meter #
4		x	15.0-28.4
Committee Clerk Signature <i>Justin Hammer</i>			

Minutes: **Chairman Kelsner** called for committee work on HB 1115. This relates to provision of employment insurance data to the US Census Bureau & to declare an emergency.

**Rep. Severson** moved to reconsider the committee's actions of 1/20/03 and bring it back into committee.

**Rep. Ruby** seconded the motion to reconsider. A voice vote carried the motion. The Governor has an amendment that the Census Bureau wishes added to the proposed legislation. (See attached) This is good legislation from an economic development perspective.

**Rep. Klein** moved to adopt the amendment.

**Rep. Johnson** seconded the motion.

As the language of this late breaking amendment was unclear and muddled, it was decided to obtain clarification from the Governor's Office so that the committee can consider it. **Ron**

\_\_\_\_\_ reported that Dee in the Tax Department prepared the amendment. The US Census

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1/22/03  
Date

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House Industry, Business and Labor Committee  
Bill/Resolution Number HB 1115  
Hearing Date 1/22/03

Bureau requested it for their new methodology to track certain populations, especially snowbirds and retired people.

Rep. Klein questioned "who receives the return information" on line 6. Ron stated that the state tax department and the Census Bureau are the only entities who will get this data. This information cannot be disseminated.

Rep. Kasper requested that the committee be presented with something in writing from the census officials, the federal government, confirming the confidentiality of the data.

A voice vote carried the adoption of the reconstituted amendment.

Rep. Klein moved a do pass as amended.

Rep. Nottestad seconded the motion.

The motion carried, the roll call vote was 14-0-0.

Rep. Tieman will carry this bill on the floor.

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1/21/03  
Date

Date: 1/20/03  
Roll Call Vote #: 1

2003 HOUSE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. 1115

House Industry, Business & Labor Committee

Check here for Conference Committee

Legislative Council Amendment Number Do Pass

Action Taken Do Pass

Motion Made By Klein Seconded By Tieman

Representatives	Yes	No	Representatives	Yes	No
Chairman Keiser	/		Rep.Boe	/	
Rep. Severson, Vice-Chair	/		Rep. Ekstrom	/	
Rep. Dosch	/		Rep. Thorpe	/	
Rep. Froseth	/		Rep. Zaiser	/	
Rep. Johnson	/				
Rep. Kasper	/				
Rep. Klein	/				
Rep. Nottlestad	/				
Rep. Ruby	/				
Rep. Tieman	/				

Total (Yes) 14 No 0

Absent 0

Floor Assignment Tieman

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

returned to committee  
to consider input from  
governor's office

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Deanna Baller Operator's Signature Date 1/21/03

38066.0101  
Title.0200

Adopted by the Industry, Business and Labor  
Committee

January 27, 2003

VR  
1/27/03

HOUSE AMENDMENTS TO HOUSE BILL NO. 1115 IBL 1-28-03

Page 1, line 1, after "Act" insert "to create and enact a new subsection to section 57-38-57 of the North Dakota Century Code, relating to provision of income tax return information to the United States census bureau;"

HOUSE AMENDMENTS TO HB 1115 IBL 1-28-03

Page 3, after line 9, insert:

"SECTION 2. A new subsection to section 57-38-57 of the North Dakota Century Code is created and enacted as follows:

The tax commissioner, upon written request from the secretary of commerce of the United States, may furnish officers and employees of the bureau of census, an individual taxpayer's identification number and county of residence as reported on the individual's return. However, any information obtained may be used only for the purpose of establishing migration methodologies in estimating the annual shifts in the state's population. A person who receives return information under this subsection may not disclose the return information to any person other than the taxpayer to whom it relates except in a form that cannot be associated with, or otherwise identify, directly or indirectly, a particular taxpayer."

Renumber accordingly

Page No. 1

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Date



