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2003 HOUSE INDUSTRY, BUSINESS AND LABOR

HB 1304

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2003 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. 1304

House Industry, Business and Labor Committee

Conference Committee

Hearing Date January 28, 2003

Tape Number	Side A	Side B	Meter #
4		X	4953-end
5	X		0-793

Committee Clerk Signature *Elizabeth R. Lein*

Minutes: **VICE CHAIR SEVERSON:** Opened hearing on HB 1304

**GLENN BALTRUSCH:** Supports with written testimony.

**REP. KEISER:** How many states have this? Baltrusch noted that we have the Bank of ND and the State Mill and Elevator. Both are in competition with other banks and elevators. WCB should be the same.

**EVAN MANDIGO:** Opposes with written testimony.

**DAVID KEMNITZ (ND AFL-CIO):** Opposes. The Bureau has changed its face and its positions. It's changed how it operates and changed how it delivers services. There is room for improvement with any of that, but the Bureau has made great strides in service and outreach and other things. Now there are places where we need to adjust those things, but at this point, I wouldn't know that competition would address that. I think legislative process would. Hearing what claimants have to say would. Regulatory change would and open processes would. But this would probably limit that.

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Date

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House Industry, Business and Labor Committee

Bill/Resolution Number 1304

Hearing Date January 28, 2003

**MARY SKAR (E.W. Wylie):** Opposes. Private insurers would go after businesses. The minimum premiums are so low now. He sees his premiums rising. This is not good for the state.

**BRENT EDISON (WCB):** Opposes with written testimony.

**CHUCK JOHNSON (ND Insurance Dept. General Counsel):** Neutral with testimony.

**CHAIR KEISER:** Closed hearing on HB 1304

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2003 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1304

House Industry, Business and Labor Committee

Conference Committee

Hearing Date 1/29/03

Tape Number	Side A	Side B	Meter #
2		x	42.0-47.0

Committee Clerk Signature

*Judith Hammer*

Minutes: **Chairman Keiser** called for committee work on HB 1304.

**Rep. Ekstrom** moved a Do Not Pass. **Rep. Boe** seconded the motion.

**Chairman Keiser:** States with this type of statute, open workers compensation insurance, are in trouble. Those insurance companies are leaving those states as quickly as they can and the state itself must become the insurer of last resort.

**Rep. Klein:** Mr. Skar covered it very well at our hearing.

**Rep. Ekstrom:** Now is not the time to enact this type of legislation.

The results of the roll call vote were: 12-1-1.

**Rep. Kasper** will carry this bill on the floor.

**FISCAL NOTE**  
 Requested by Legislative Council  
 01/14/2003

Bill/Resolution No.: HB 1304

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						
Expenditures						
Appropriations						

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

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

NORTH DAKOTA WORKERS COMPENSATION  
 2003 LEGISLATION  
 SUMMARY OF ACTUARIAL INFORMATION

BILL DESCRIPTION: Privatization/Self-Insurance

BILL NO: HB 1304

SUMMARY OF ACTUARIAL INFORMATION: North Dakota Workers Compensation, together with its actuary, Glenn Evans of Pacific Actuarial Consultants, has reviewed the legislation proposed in this bill in conformance with Section 54-03-25 of the North Dakota Century Code.

The proposed bill would allow for privatization and self-insurance of workers compensation in North Dakota.

FISCAL IMPACT: The proposed change should have little effect on NDWC's rate and reserve levels in the immediate future (2003-04 policy year). However, the long-term impact will likely be more significant. We cannot estimate the likely rate level impact of the changes because of the impossibility of predicting in advance how the marketplace will change under the proposed legislation.

DATE: January 22, 2003

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

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 Date

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:	John Halvorson	Agency:	NDWC
Phone Number:	328-3760	Date Prepared:	01/23/2003

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Date: 1/29/03  
 Roll Call Vote #: 3

2003 HOUSE STANDING COMMITTEE ROLL CALL VOTES  
 BILL/RESOLUTION NO. 1304

House Industry, Business & Labor Committee

Check here for Conference Committee

Legislative Council Amendment Number \_\_\_\_\_

Action Taken Do Not Pass

Motion Made By Ekstrom Seconded By Boe

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) 12 No 1

Absent 1

Floor Assignment ~~Kasper~~ Kasper

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

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Operator's Signature LuCosta Rickford Date 10/3/03



REPORT OF STANDING COMMITTEE (410)  
January 30, 2003 10:41 a.m.

Module No: HR-18-1338  
Carrier: Boe  
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE  
HB 1304: Industry, Business and Labor Committee (Rep. Kelsner, Chairman)  
recommends **DO NOT PASS** (12 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING).  
HB 1304 was placed on the Eleventh order on the calendar.

(2) DESK, (3) COMM

Page No. 1

HR-18-1338

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*10/3/03*  
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2003 TESTIMONY

HB 1304

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HOUSE BILL NO. 1304  
TESTIMONY BEFORE THE HOUSE  
INDUSTRY, BUSINESS, AND LABOR  
COMMITTEE  
JANUARY 28, 2003

Mr. Chairman, Members of the IBL Committee,  
First, I again want to thank Rep. Dekrey for  
sponsoring 1304 and putting before this com-  
mittee.

My name is Glen Baltrusch and I am here  
to testify in support for private insurance  
& self insurance workers compensation  
policies.

