

BOARD AND COMMISSION MEMBER COMPENSATION

This memorandum is intended to provide a survey of daily compensation provided by statutory or administrative rules provisions for board or commission members of executive branch or occupational and professional boards and commissions.

There has never been a standard compensation rate provided by law for members of boards and commissions. For many years, the practice prevailed of linking compensation of members of boards and commissions to the statutory daily compensation rate for legislators attending meetings of interim legislative committees. The practice became so prevalent that it became very difficult for the Legislative Assembly to increase legislator compensation for interim committee meetings without also increasing compensation for a very large number of board and commission members as a result of the statutory change. This difficulty was addressed by enactment of 1997 Senate Bill No. 2052, which removed 37 statutory board and commission compensation links to the rate of \$62.50 per day that was then provided for legislator interim committee compensation under North Dakota Century Code Section 54-35-10. The bill removed the link by substituting the amount of \$62.50 for the statutory link to Section 54-35-10, and many of these statutory compensation rates for boards and commissions still provide compensation of \$62.50 per day for members. However, several boards and commissions have increased board member compensation or obtained legislative approval of changes to board and commission member compensation, sometimes to an increased compensation amount provided for legislators for interim committee meetings.

After the link between board and commission member compensation and legislative interim committee compensation was eliminated, legislator daily compensation for interim meeting attendance was increased to \$75 in 1999, \$100 in 2001, \$104 in 2007, \$108 in 2008, \$135 in 2009, \$141 in 2009, \$148 in 2010, \$152 in 2011, and \$157 in 2012.

BOARD AND COMMISSION MEMBER DAILY COMPENSATION SET BY STATUTE

Dollar Amount of Daily Compensation	Boards and Commissions
\$148	State Board of Higher Education, Teachers' Fund for Retirement Board, State Investment Board, and Public Employees Retirement System Board
\$135	State Fair Association Board of Directors, Milk Marketing Board, State Board of Agricultural Research and Education, Credit Review Board, State Board of Animal Health, Board of Appraisers appointed by the State Board of Animal Health, and Seed Commission
Not exceeding \$135/day	Water Resource District Board, Beef Commission, Dairy Promotion Commission, and Wheat Commission
\$110	Education Factfinding Commission
\$100	State Banking Board, Central Personnel Board, State Plumbing Board and Board of Massage Therapy, which sets member compensation at a rate not exceeding \$100 per day
\$75	Parole Board, Board of Architecture and Landscape Architecture, Criminal Justice Information Sharing Board, Aeronautics Commission, Domestic Violence Fatality Review Commission, Gaming Commission, Lottery Advisory Commission, and Racing Commission
\$62.50	State Board of Public School Education, County Committee for School Annexation, Education Standards and Practices Board, Game and Fish Advisory Board, Public Health District Board, Petroleum Release Compensation Advisory Board, Board of Water Well Contractors, Board of Professional Soil Classifiers, County Peer Review Committee appointed by the County Social Service Board, Commission on Legal Counsel for Indigents, and Irrigation District Director, who may be compensated at a rate set by the board not exceeding \$62.50 per day
\$50	Board of Podiatric Medicine
\$45	Multi-County Social Service Board, County Social Service Board, and Human Service Council
\$30	Vector Control District Commissioners
\$25	State Board of Law Examiners and Board of Reflexologists
\$3	Flood Irrigation Board

**BOARD AND COMMISSION MEMBER
DAILY COMPENSATION SET BY
ADMINISTRATIVE RULE**

Dollar Amount of Daily Compensation	Boards and Commissions
\$300	State Board of Accountancy
\$200	Board of Chiropractic Examiners and State Board of Dental Examiners
\$125	Board of Veterinary Medical Examiners
\$62.50	Education Standards and Practices Board
\$25	Board of Architecture (Rules have not been updated.)
\$0	Board of Physical Therapy, for which the rules provide board members receive expenses only

**COMPENSATION SET BY BOARD
OR COMMISSION ACTION**

Compensation of members of the State Board of Nursing is "compensation in an amount fixed by the board." No compensation rate has been set by administrative rules.

Compensation of members of the Board of Pharmacy is "such compensation as four-fifths of the members of the board agree upon." No compensation rate has been set by administrative rule.

State Board of Medical Examiners are to receive "such per diem as must be fixed by the board." No rate has been set by administrative rule.