

# MICROFILM DIVIDER

OMB/RECORDS MANAGEMENT DIVISION

SFN 2053 (2/85) 5M



ROLL NUMBER

DESCRIPTION

1107

2007 HOUSE GOVERNMENT AND VETERANS AFFAIRS

HB 1107

## 2007 HOUSE STANDING COMMITTEE MINUTES

Bill/Resolution No. HB 1107

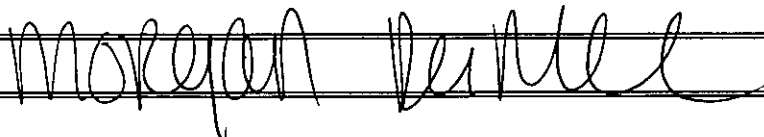
House Government and Veterans Affairs Committee

☐ Check here for Conference Committee

Hearing Date: January 12, 2007

Recorder Job Number: 954

Committee Clerk Signature



Minutes:

**Roxanne Woeste:** This bill deals with mileage reimbursement. There are just two changes in it. It increases the rate from 37.5 to 42.5 cents a mile. Just for an added side note this bill will affect the legislative council and assembly approximately \$82,000. Once again this change would take effect August 1, 2007. The current federal reimbursement rate is 44 cents per mile.

**Rep. Froseth:** This bill would cost \$150/year and \$262/biennium.

**Roxanne Woeste:** The fiscal note was completed by OMB and that was reflective of their estimated impact for all state agencies in the government.

**Rep. Froseth:** That would be \$83,000?

**Roxanne Woeste:** That is correct.

**Tom Tupa:** We support HB 1107. The present cost of gasoline makes this a fair amount. We would suggest a do pass motion on HB 1107.

**Rep. Boehning:** I have heard that there is another bill coming around that may tie our mileage rate to the federal level.

**Tom Tupa:** I understand that there are some bills like that. The legislative increases will cover gas costs in a fashion. I think that it would be appropriate over time to change it to the federal level.

**Rep. Potter:** Have there been any studies done on how expensive it is to drive, or how much reimbursement should actually be?

**Tom Tupa:** There have been a number of studies done by insurance companies. The best direction we got is what the federal rate implies. However it always depends on what vehicle you're driving, etc.

**Rep. Potter:** Is that where the federal rate comes in?

**Tom Tupa:** I'm not sure what that is based on.

**Rep. Weiler:** I have just a comment. I was speaking with someone earlier about the federal rate. It has something to do with what it costs to maintain a vehicle where you are. It costs a lot more to maintain a vehicle in New York and Washington D.C. than it does here.

**Giselle Thorson:** We do support the change in the mileage rate. Currently I am a member of the Union and reimbursed at the IRS rate which on January 1, 2007 was changed to 48.5 cents a mile.

**Rep. Haas:** Is there additional testimony in favor of HB 1107? Is there opposition testimony on HB 1107? If not we will close hearing on HB 1107.

## 2007 HOUSE STANDING COMMITTEE MINUTES

Bill/Resolution No. HB 1107

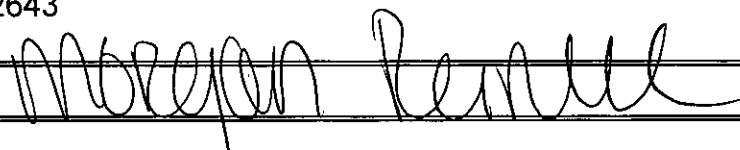
House Government and Veterans Affairs Committee

☐ Check here for Conference Committee

Hearing Date: February 1, 2007

Recorder Job Number: 2643

Committee Clerk Signature



Minutes:

**Rep. Haas:** Here is the proposal. This bill has to be out of committee today. I have been spending a great deal of time on this talking to legislators on both sides of the aisle. I have to report a couple of things. First of all, I got the strong consensus that legislators do not want to tie their raises to public employees. This does not go for all legislators, don't get me wrong. We had to come to some kind of consensus on this in order to handle these three bills. They do not want to tie the mileage reimbursement rate to the federal rate. With that in mind it negates just about everything in Rep. Carlson's bill. I'm suggesting to you that we do not pass on Rep. Carlson's bill. Then I have amendments for you on HB 1106 and HB 1107 (attached). If you look at the bill the compensation commission recommended an increase to 42.5 cents per mile. This amendment would raise the compensation rate for mileage for legislators and other public employees to 45 cents per mile, but it does not tie it to the federal rate. It will also raise the mileage rate for travel by private airplane to 78 cents per mile. The effective date of this would be August 1 of this year. Any traveling that you do after August 1, 2008 would be reimbursed at these rates if this bill passes.

**Rep. Froseth:** Where is the 70 cents per mile at?

**Rep. Haas:** Line 14. That is dealing with a private plane.

**Rep. Dahl:** I move the amendment.

**Rep. Meier:** I second that.

**Rep. Potter:** On page 2 part 5, what is your suggestion for that?

**Rep. Haas:** Page 2 line 14 is the 45 cents. Is there any other discussion? I will ask for a voice vote on the amendment. All in favor say 'aye' all opposed say 'no'. The amendment is carried.

Do I hear a motion on the bill as amended?

**Rep. Amerman:** I move a do pass as amended and re referred to appropriations.

**Rep. Potter:** I second that.

**Rep. Haas:** Is there any other discussion? If not we will take a roll call vote on a do pass as amended and re referred to appropriations for HB 1107. The motion passes with a vote of 11-

1-1. Is there a volunteer to carry this bill?

**Rep. Wolf:** I will.

**FISCAL NOTE**  
**Requested by Legislative Council**  
03/27/2007

Amendment to:        Engrossed  
                              HB 1107

**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.*

|                       | 2005-2007 Biennium |             | 2007-2009 Biennium |             | 2009-2011 Biennium |             |
|-----------------------|--------------------|-------------|--------------------|-------------|--------------------|-------------|
|                       | General Fund       | Other Funds | General Fund       | Other Funds | General Fund       | Other Funds |
| <b>Revenues</b>       | \$0                | \$0         | \$0                | \$0         | \$0                | \$0         |
| <b>Expenditures</b>   | \$0                | \$0         | \$247,386          | \$371,198   | \$247,386          | \$371,198   |
| <b>Appropriations</b> | \$0                | \$0         | \$247,386          | \$168,290   | \$247,386          | \$168,290   |

**1B. County, city, and school district fiscal effect:** *Identify the fiscal effect on the appropriate political subdivision.*

| 2005-2007 Biennium |        |                  | 2007-2009 Biennium |        |                  | 2009-2011 Biennium |        |                  |
|--------------------|--------|------------------|--------------------|--------|------------------|--------------------|--------|------------------|
| Counties           | Cities | School Districts | Counties           | Cities | School Districts | Counties           | Cities | School Districts |
|                    |        |                  |                    |        |                  |                    |        |                  |

**2A. Bill and fiscal impact summary:** *Provide a brief summary of the measure, including description of the provisions having fiscal impact (limited to 300 characters).*

N/A

**B. Fiscal impact sections:** *Identify and provide a brief description of the sections of the measure which have fiscal impact. Include any assumptions and comments relevant to the analysis.*

**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.*

N/A

**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.*

N/A - statewide change affecting all state agencies and higher education.

**C. Appropriations:** *Explain the appropriation amounts. Provide detail, when appropriate, for each agency and fund affected. Explain the relationship between the amounts shown for expenditures and appropriations. Indicate whether the appropriation is also included in the executive budget or relates to a continuing appropriation.*

N/A - statewide change affecting all state agencies, including higher education.

|                      |                  |                       |                         |
|----------------------|------------------|-----------------------|-------------------------|
| <b>Name:</b>         | Eileen Holwegner | <b>Agency:</b>        | OMB - Fiscal Management |
| <b>Phone Number:</b> | 328-1666         | <b>Date Prepared:</b> | 03/27/2007              |

**FISCAL NOTE**  
**Requested by Legislative Council**  
02/06/2007

Amendment to: HB 1107

**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.*

|                | 2005-2007 Biennium |             | 2007-2009 Biennium |             | 2009-2011 Biennium |             |
|----------------|--------------------|-------------|--------------------|-------------|--------------------|-------------|
|                | General Fund       | Other Funds | General Fund       | Other Funds | General Fund       | Other Funds |
| Revenues       | \$0                | \$0         | \$0                | \$0         | \$0                | \$0         |
| Expenditures   | \$0                | \$0         | \$247,386          | \$371,198   | \$247,386          | \$371,198   |
| Appropriations | \$0                | \$0         | \$247,386          | \$168,540   | \$247,386          | \$168,540   |

**1B. County, city, and school district fiscal effect:** *Identify the fiscal effect on the appropriate political subdivision.*

| 2005-2007 Biennium |        |                  | 2007-2009 Biennium |        |                  | 2009-2011 Biennium |        |                  |
|--------------------|--------|------------------|--------------------|--------|------------------|--------------------|--------|------------------|
| Counties           | Cities | School Districts | Counties           | Cities | School Districts | Counties           | Cities | School Districts |
|                    |        |                  |                    |        |                  |                    |        |                  |

**2A. Bill and fiscal impact summary:** *Provide a brief summary of the measure, including description of the provisions having fiscal impact (limited to 300 characters).*

N/A

**B. Fiscal impact sections:** *Identify and provide a brief description of the sections of the measure which have fiscal impact. Include any assumptions and comments relevant to the analysis.*

**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.*

N/A

**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.*

N/A - statewide change affecting all state agencies and higher education.

**C. Appropriations:** *Explain the appropriation amounts. Provide detail, when appropriate, for each agency and fund affected. Explain the relationship between the amounts shown for expenditures and appropriations. Indicate whether the appropriation is also included in the executive budget or relates to a continuing appropriation.*

N/A - statewide change affecting all state agencies, including higher education.

|                      |                  |                       |            |
|----------------------|------------------|-----------------------|------------|
| <b>Name:</b>         | Eileen Holwegner | <b>Agency:</b>        | OMB        |
| <b>Phone Number:</b> | 328-1666         | <b>Date Prepared:</b> | 02/06/2007 |



**FISCAL NOTE**  
**Requested by Legislative Council**  
01/02/2007

Bill/Resolution No.: HB 1107

**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.*

|                       | 2005-2007 Biennium |             | 2007-2009 Biennium |             | 2009-2011 Biennium |             |
|-----------------------|--------------------|-------------|--------------------|-------------|--------------------|-------------|
|                       | General Fund       | Other Funds | General Fund       | Other Funds | General Fund       | Other Funds |
| <b>Revenues</b>       | \$0                | \$0         | \$0                | \$0         | \$0                | \$0         |
| <b>Expenditures</b>   | \$150,240          | \$262,092   | \$150,240          | \$262,092   | \$150,240          | \$262,092   |
| <b>Appropriations</b> | \$150,240          | \$112,166   | \$150,240          | \$112,166   | \$150,240          | \$112,166   |

**1B. County, city, and school district fiscal effect:** *Identify the fiscal effect on the appropriate political subdivision.*

| 2005-2007 Biennium |        |                  | 2007-2009 Biennium |        |                  | 2009-2011 Biennium |        |                  |
|--------------------|--------|------------------|--------------------|--------|------------------|--------------------|--------|------------------|
| Counties           | Cities | School Districts | Counties           | Cities | School Districts | Counties           | Cities | School Districts |
|                    |        |                  |                    |        |                  |                    |        |                  |

**2A. Bill and fiscal impact summary:** *Provide a brief summary of the measure, including description of the provisions having fiscal impact (limited to 300 characters).*

N/A

**B. Fiscal impact sections:** *Identify and provide a brief description of the sections of the measure which have fiscal impact. Include any assumptions and comments relevant to the analysis.*

**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.*

N/A

**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.*

N/A - statewide change affecting all state agencies and higher education.

**C. Appropriations:** *Explain the appropriation amounts. Provide detail, when appropriate, for each agency and fund affected. Explain the relationship between the amounts shown for expenditures and appropriations. Indicate whether the appropriation is also included in the executive budget or relates to a continuing appropriation.*

N/A - statewide change affecting all state agencies, including higher education.

|                      |                  |                       |            |
|----------------------|------------------|-----------------------|------------|
| <b>Name:</b>         | Eileen Holwegner | <b>Agency:</b>        | OMB        |
| <b>Phone Number:</b> | 328-1666         | <b>Date Prepared:</b> | 01/03/2007 |

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1107

Page 1, line 11, remove "forty-two" and overstrike "and one-half" and insert immediately thereafter "forty-five"

Page 1, line 14, overstrike "seventy" and insert immediately thereafter "seventy-eight"

Page 2, line 14, remove "forty-two" and overstrike "and one-half" and insert immediately thereafter "forty-five"

Renumber accordingly

Date: 2-1-07  
Roll Call Vote #: 1

**2007 HOUSE STANDING COMMITTEE ROLL CALL VOTES**  
**BILL/RESOLUTION NO. "Click here to type Bill/Resolution No."**

House Government and Veterans Affairs Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number HB 1107

Action Taken move amendment

Motion Made By Rep Dahl Seconded By Rep Meier

| Representatives         | Yes | No | Representatives       | Yes | No |
|-------------------------|-----|----|-----------------------|-----|----|
| Rep. C. B Haas Chairman |     |    | Rep. Bill Amerman     |     |    |
| Rep. Bette Grande VC    |     |    | Rep. Louise Potter    |     |    |
| Rep. Randy Boehning     |     |    | Rep. Jasper Schneider |     |    |
| Rep. Stacey Dahl        |     |    | Rep. Lisa Wolf        |     |    |
| Rep. Glen Froseth       |     |    |                       |     |    |
| Rep. Karen Karls        |     |    |                       |     |    |
| Rep. Jim Kasper         |     |    |                       |     |    |
| Rep. Lisa Meier         |     |    |                       |     |    |
| Rep. Dave Weiler        |     |    |                       |     |    |
|                         |     |    |                       |     |    |
|                         |     |    |                       |     |    |
|                         |     |    |                       |     |    |
|                         |     |    |                       |     |    |
|                         |     |    |                       |     |    |

Total (Yes) \_\_\_\_\_ No \_\_\_\_\_

Absent \_\_\_\_\_

Floor Assignment \_\_\_\_\_

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

Date: 2-1-07  
Roll Call Vote #: 1

2007 HOUSE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. "Click here to type Bill/Resolution No."

House Government and Veterans Affairs

Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number HB 1167

Action Taken

DO PASS as Amended + re-referred to approp

Motion Made By Rep Amerman Seconded By Rep Potter

| Representatives         | Yes | No | Representatives       | Yes | No |
|-------------------------|-----|----|-----------------------|-----|----|
| Rep. C. B Haas Chairman | X   |    | Rep. Bill Amerman     | X   |    |
| Rep. Bette Grande VC    |     |    | Rep. Louise Potter    | X   |    |
| Rep. Randy Boehning     | X   |    | Rep. Jasper Schneider |     | X  |
| Rep. Stacey Dahl        | X   |    | Rep. Lisa Wolf        | X   |    |
| Rep. Glen Froseth       | X   |    |                       |     |    |
| Rep. Karen Karls        | X   |    |                       |     |    |
| Rep. Jim Kasper         | X   |    |                       |     |    |
| Rep. Lisa Meier         | X   |    |                       |     |    |
| Rep. Dave Weiler        | X   |    |                       |     |    |
|                         |     |    |                       |     |    |
|                         |     |    |                       |     |    |
|                         |     |    |                       |     |    |
|                         |     |    |                       |     |    |
|                         |     |    |                       |     |    |

Total (Yes) 11 No 1

Absent 1

Floor Assignment Rep. Wolf

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

**REPORT OF STANDING COMMITTEE**

**HB 1107: Government and Veterans Affairs Committee (Rep. Haas, Chairman)**  
recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends  
**DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (11 YEAS,  
1 NAY, 1 ABSENT AND NOT VOTING). HB 1107 was placed on the Sixth order on  
the calendar.

Page 1, line 11, remove "forty-two" and overstrike "and one-half" and insert immediately  
thereafter

"forty-five"

Page 1, line 14, overstrike "seventy" and insert immediately thereafter "seventy-eight"

Page 2, line 14, remove "forty-two" and overstrike "and one-half" and insert immediately  
thereafter "forty-five"

Renumber accordingly

2007 HOUSE APPROPRIATIONS

HB 1107

## 2007 HOUSE STANDING COMMITTEE MINUTES

Bill/Resolution No. 1107

House Appropriations Committee

☐ Check here for Conference Committee

Hearing Date: 2/8/07

Recorder Job Number: 3244

Committee Clerk Signature *Chanya Voegelé*

Minutes:

Chairman Svedjan opened the hearing on House Bill 1107.

Rep. Haas spoke in support of the bill.

The bill will tie the state mileage reimbursement rate to the federal mileage reimbursement rate. The House GVA committee decided to set the reimbursement rate to \$.45 per mile. This would be effective August 1<sup>st</sup> of 2007.

**A motion was made by Rep. Metcalf, seconded by Rep. Eckstrom to DO PASS AS ENGROSSED House Bill 1107. The committee vote was 24 Yeas, 0 Nays, 0 Absent and Not Voting. The bill will be carried by Rep. Wolf.**

Date: 2/8/07  
Roll Call Vote #: \_\_\_\_\_

2007 HOUSE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. 1107

House Appropriations Full Committee \_\_\_\_\_

☐ Check here for Conference Committee

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

Action Taken Do Pass as proposed

Motion Made By Metcalf Seconded By Ekstrom

| Representatives          | Yes | No | Representatives          | Yes | No |
|--------------------------|-----|----|--------------------------|-----|----|
| Chairman Svedjan         | ✓   |    |                          |     |    |
| Vice Chairman Kempenich  | ✓   |    |                          |     |    |
|                          |     |    |                          |     |    |
| Representative Wald      | ✓   |    | Representative Aarsvold  | ✓   |    |
| Representative Monson    | ✓   |    | Representative Gulleason | ✓   |    |
| Representative Hawken    | ✓   |    |                          |     |    |
| Representative Klein     | ✓   |    |                          |     |    |
| Representative Martinson | ✓   |    |                          |     |    |
|                          |     |    |                          |     |    |
| Representative Carlson   | ✓   |    | Representative Glassheim | ✓   |    |
| Representative Carlisle  | ✓   |    | Representative Kroeber   | ✓   |    |
| Representative Skarphol  | ✓   |    | Representative Williams  | ✓   |    |
| Representative Thoreson  | ✓   |    |                          |     |    |
|                          |     |    |                          |     |    |
| Representative Pollert   | ✓   |    | Representative Ekstrom   | ✓   |    |
| Representative Bellew    | ✓   |    | Representative Kerzman   | ✓   |    |
| Representative Kreidt    | ✓   |    | Representative Metcalf   | ✓   |    |
| Representative Nelson    | ✓   |    |                          |     |    |
| Representative Wieland   | ✓   |    |                          |     |    |
|                          |     |    |                          |     |    |
|                          |     |    |                          |     |    |

Total (Yes) 24 No 0

Absent 0

Floor Assignment Wif

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



**REPORT OF STANDING COMMITTEE (410)**  
February 8, 2007 8:19 p.m.

**Module No: HR-27-2626**  
**Carrier: Wolf**  
**Insert LC: . Title: .**

**REPORT OF STANDING COMMITTEE**

**HB 1107, as engrossed: Appropriations Committee (Rep. Svedjan, Chairman)**  
**recommends DO PASS (24 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING).**  
Engrossed HB 1107 was placed on the Eleventh order on the calendar.

2007 SENATE APPROPRIATIONS

HB 1107

## 2007 SENATE STANDING COMMITTEE MINUTES

Bill/Resolution No. 1107

Senate Appropriations Committee

☐ Check here for Conference Committee

Hearing Date: 03/07/07

Recorder Job Number: 4561

Committee Clerk Signature



Minutes:

Chairman Holmberg opened the hearing on HB 1107 requesting the Legislative Council to explain HB 1107.

Legislative Council Representative discussed HB 1107 indicating this was a result of the legislative compensation commission. This is to increase the mileage reimbursement rate to amend the ND Century Code from 37.5 cents to 45 cents per mile. The original increase was to 42 cents. In addition to legislative members receiving, this would impact other state agencies who reimburse their employees for use of their personal vehicle. As additional information, the federal reimbursement rate is 48.5 cents.

Chairman Holmberg indicated legislators may receive no more than other state employees or agencies.

Chairman Holmberg closed the hearing on HB 1107 indicating Senators Holmberg, Christmann, and Seymour are on the subcommittee.

## 2007 SENATE STANDING COMMITTEE MINUTES

Bill/Resolution No. 1001, 1006, 1106, 1107, 1175

Senate Appropriations Committee

☐ Check here for Conference Committee

Hearing Date: 03-19-07

Recorder Job Number: "Click here to type Digital Recorder Job #"

Committee Clerk Signature

*Janet Parks*

Minutes:

Chairman Holmberg opened the combined hearing on HB 1001, 1006, 1107, 1106, 1175 includes appropriations for legislative reimbursement.

Senator Christmann indicated that this includes language to take care of encoil.

The second amendment changes the compensation package in HB 1006.

Senator Seymour distributed amendments for HB 1106 but the money for this is in HB 1001. This will increase daily pay by 4 and 3.85 percent in the second year. There will be no equity increase as the House didn't fund it.

HB 1107 is an increase for private air travel and that is out.

HB 1175 includes extra pay for the legislative council and we will recommend a do not pass.

HB 1006 is the compensation increase.

HB 1107 is the mileage increase.

HB 1106 is to be paid for legislative council.

Senator Seymour distributed the amendments 0203 for HB 1106, explaining the amendment.

Senator Christmann moved a DO NOT PASS on HB 1175, seconded by Senator Fischer. There was

Discussion and a roll call vote was taken resulting in 12 yes, 1 no, 1 absent. Senator Seymour will carry the bill.

3-19-07

HB 1106 amends (0201) the mileage rate which includes all state employees and offices.

Senator Christmann moved a do pass on the amendment 0201, seconded by Senator Fischer. An oral vote was taken resulting in a do pass.

Senator Christmann moved a do pass as amended on HB 1106, Senator Seymour seconded. A roll call vote was taken resulting in 13 yes, 1 no 0 absent. The motion carried and Senator Seymour will carry the bill.

Chairman Holmberg closed the hearing on these bills.

amend not here

Date:  
Roll Call Vote #:

2007 SENATE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. 1107

Senate Appropriations Committee

☐ Check here for Conference Committee

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

Action Taken DP as amend

Motion Made By Christman Seconded By Seymour

| Senators                       | Yes | No | Senators                  | Yes | No |
|--------------------------------|-----|----|---------------------------|-----|----|
| Senator Ray Holmberg, Chrm     | ✓   |    | Senator Aaron Krauter     | ✓   |    |
| Senator Bill Bowman, V Chrm    | ✓   |    | Senator Elroy N. Lindaas  | ✓   |    |
| Senator Tony Grindberg, V Chrm | ✓   |    | Senator Tim Mathern       | ✓   |    |
| Senator Randel Christmann      | ✓   |    | Senator Larry J. Robinson | ✓   |    |
| Senator Tom Fischer            | ✓   |    | Senator Tom Seymour       | ✓   |    |
| Senator Ralph L. Kilzer        | ✓   |    | Senator Harvey Tallackson |     |    |
| Senator Karen K. Krebsbach     | ✓   |    |                           |     |    |
| Senator Rich Wardner           | ✓   |    |                           |     |    |
|                                |     |    |                           |     |    |
|                                |     |    |                           |     |    |
|                                |     |    |                           |     |    |
|                                |     |    |                           |     |    |
|                                |     |    |                           |     |    |

Total (Yes) 13 No \_\_\_\_\_

Absent 1

Floor Assignment Seymour

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

**REPORT OF STANDING COMMITTEE**

HB 1107, as engrossed: Appropriations Committee (Sen. Holmberg, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Engrossed HB 1107 was placed on the Sixth order on the calendar.

Page 1, line 14, remove the overstrike over "~~seventy~~" and remove "seventy-eight"

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

This amendment removes the increase in the mileage rate for travel by plane.

2007 HOUSE GOVERNMENT AND VETERANS AFFAIRS

CONFERENCE COMMITTEE

HB 1107



## 2007 HOUSE STANDING COMMITTEE MINUTES

Bill/Resolution No. HB 1107

House Government and Veterans Affairs Committee

☒ Check here for Conference Committee

Hearing Date: April 13, 2007

Recorder Job Number: 6006

Committee Clerk Signature

*Morgan R. Miller*

Minutes:

**Rep. Haas:** This is a fairly simple question. Perhaps the Senators would like to give us the rational for your amendment.

**Sen. Christmann:** The only amendment was the 78 cents to 70. The rational was basically that I for one didn't realize that it paid more to take the alternative means. In most things if we go to a conference somewhere and choose to see sights and makes stops along the way, we get our mileage paid but only up to what the airline tickets would have cost. We get the lesser of the two options. I for instance like to come in the mornings early, sometimes the snow isn't cleared so I choose to drive a four wheel drive pickup. You get rotten gas mileage and you don't get any extra mileage. I get the same as everyone else. It seems to me that we want to offer a choice of an alternative of transportation that people take to go back and forth. I don't really know why we want to raise the premium.

**Sen. Holmberg:** I can't remember because I didn't get an opportunity to look at the code, but this has not changed a lot since I've been in the legislator. I'm not sure if it was but I know someone was the one that moved it from x to 70 cents a few years ago. One thing that is interesting when you read through this, unless OMB and the council can tell me that if I decided to fly commercial to Bismarck during the session they would pay my airfare. So I could

go to Minneapolis, come here, go back and forth. I think that would create potential political problems if you were flying back and forth. I found that interesting. Is there a lot of usage on this, in other words since you raised it to 78 from 70 cents. Was there a fiscal note that was attached?

**Rep. Haas:** The fiscal note did not delineate the increase that would relate to ground transportation as to air transportation. It simply has total figures on it. This is a fiscal note dated January 2. I think this is still the current one. I can't answer that question. The legislative impact of the increase shows all public employee travel, not just legislators. I have a note here in my own writing that says the legislative impact was about \$83,000.

**Sen. Holmberg:** It was put into 1001. There is additional money during the session and then during the interim for the increase in travel in HB 1107 so he can't do anything with HB 1001 until we have made final disposition of HB 1106 and 1107. We are just waiting for these budgets.

**Rep. Haas:** Are there any more comments?

**Sen. Holmberg:** Do you have in your minutes, testimony from folks who came in and testified on the airfare?

**Rep. Haas:** No, absolutely not. I think the rationale of the House Government and Veterans Affairs committee was that we have to assume that this language has been in statute for a long, long time. Therefore it gives legislators the option of how they want to travel. The state will reimburse based on what is in statute. We should not be substituting, if this is legitimate, our judgment for the judgment of an individual legislator in telling them how they should travel. The rationale was that if we are going to increase the ground transportation to 45 cents that was a 7.5 cent increase. We thought there should be a portion that increased in air travel. It's just that simple. We did not do the 8 cents on the air travel. That may not even be proportionate

because it costs more to travel by air. If you were going to do that on a basis it would have been more. It was 7.5 to 8. It was too close so we didn't think it was a question that should be debated. There is no breakdown on the fiscal note that says the difference between the portions of the fiscal notes is related to legislative council budget.

**Sen. Holmberg:** I can't image that there are tons of legislative folks that are using airfare. Since our changing in 2001 it didn't jump out at us. Under this bill, we could use it point to point and go back and forth from Grand Forks. If you have 3 people it would pay for itself.

**Rep. Potter:** I talked to them this morning so I have numbers. As you saw on the bill we could fly back and forth from Grand Forks we could get our airline miles for whatever they charge. I asked them because part of this is for mile. I wanted to know on the other part of the bill what would happen there. He said that it is \$3.44 a mile.

**Rep. Haas:** This is for a chartered service.

**Rep. Potter:** Most of us would need a chartered service because there is no airline service there. I just kind of took myself as an example. If we were going for a weekend, you are doing one stint on Sunday, and the other one you're going home Friday. They also add on, because they have someone hanging out, \$1.75 mile if it's like this. If we were going to go to Grand Forks today and come back today you would not have that \$1.75 because it's at one time. So depending on if it's a one day jaunt or not. Really \$3.44 is the cheapest per mile. That is a lot different then .78 per mile. They also told me that there are a number of other charter services that I could call and get numbers from them. Those chartered services use larger planes. They charge more per mile than what this operation does. This one you can only have 3 passengers. Using a smaller airplane they can do it for less expensive then the larger plane.

**Sen. Seymour:** I thought this was if the person had their own plane.

**Rep. Haas:** Yes it could be that too. The bill says private aircraft.

**Sen. Seymour:** But when you read the language in the current law, it says that if the travel is a certified air taxi commercial operator or other common carrier including regularly scheduled flights on airlines, I would wonder if point to point would be covered.

**Rep. Potter:** It says or on a chartered flight.

**Sen. Seymour:** You still have to, as an individual legislator, have to be able to explain why someone is going back home for \$160 and you are going back and forth for \$500 a weekend. That would become an awkward thing to describe.

**Rep. Haas:** I certainly agree with you and if there had been abuses of this travel we would know about it without question. I think legislators, from my experience, are pretty careful about what type of expenses they incur. Obviously this language and this provision are there for a reason. There may be times, during a session or interim, when it is appropriate for a legislator to use a plane. Emergency's come up. I don't think it's unreasonable if we accept that and accept that it is legitimate statute. I think we should be raising that cost a little bit also.

**Rep. Dahl:** The 45 cents is just an adjustment for the increase in fuels. The policy decision has already been made to allow for air travel. This is simply an adjustment. Airplane fuel is expensive.

**Sen. Holmberg:** It is also the case because of the way we are discussing this. We are not stepping back and reminding ourselves that this is for all state employees and not just legislators.

**Rep. Haas:** Yes and look at the fiscal note. The legislative impact is \$83,000. We are talking about \$250,000 general fund and \$371,000 special funds in 2007-2009. You are right.

**Sen. Holmberg:** The only budget that I know of where we actually make changes to the mileage appropriation figures is the legislature. We have no other budget. That is ours. We add the money there and not to Human Services.

**Rep. Haas:** That is correct. It is simply an increase cost in a line item in the budget.

**Sen. Holmberg:** When we do this, there is no opposition that I recall. For the most part we are also raising that mileage for counties and cities. That number is not a question of controversy.

**Sen. Holmberg:** I move the Senate recede from the Senate amendments on HB 1107.

**Sen. Christmann:** I second that.

**Rep. Haas:** Is there any further discussion? If not we will take a roll call vote. The motion passes 6-0-0.

REPORT OF CONFERENCE COMMITTEE  
(ACCEDE/RECEDE)

Bill Number HB 1107 (, as (re)engrossed):

Date: 4/13/07

Your Conference Committee GVA

For the Senate:

For the House:

|                 | YES / NO |  |             | YES / NO |  |
|-----------------|----------|--|-------------|----------|--|
| Sen. Christmann | X        |  | Rep. Haas   | X        |  |
| Sen. Holmbeck   | X        |  | Rep. Dahl   | X        |  |
| Sen. Szymore    | X        |  | Rep. Potter | X        |  |

recommends that the (SENATE/HOUSE) (ACCEDE to) (RECEDE) from)

the (Senate/House) amendments on (SJ/HJ) page(s) 1470 --

\_\_\_\_, and place \_\_\_\_\_ on the Seventh order.

\_\_\_\_, adopt (further) amendments as follows, and place \_\_\_\_\_ on the Seventh order:

\_\_\_\_, having been unable to agree, recommends that the committee be discharged and a new committee be appointed.

((Re)Engrossed) \_\_\_\_\_ was placed on the Seventh order of business on the calendar.

DATE: \_\_\_\_\_

CARRIER: \_\_\_\_\_

|                                   |                |
|-----------------------------------|----------------|
| LC NO.                            | of amendment   |
| LC NO.                            | of engrossment |
| Emergency clause added or deleted |                |
| Statement of purpose of amendment |                |

MOTION MADE BY: Sen. Holmbeck

SECONDED BY: Sen. Christmann

VOTE COUNT 6 YES 0 NO 0 ABSENT

Revised 4/1/05

**REPORT OF CONFERENCE COMMITTEE**

**HB 1107, as engrossed:** Your conference committee (Sens. Christmann, Holmberg, Seymour and Reps. Haas, Dahl, Potter) recommends that the **SENATE RECEDE** from the Senate amendments on HJ page 1470 and place HB 1107 on the Seventh order.

Engrossed HB 1107 was placed on the Seventh order of business on the calendar.