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Jo Costa Richardson
Operator's Signature

10/16/03
Date

2003 HOUSE GOVERNMENT AND VETERANS AFFAIRS

HB 1418

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Yolanda Richardson
Operator's Signature

10/16/03
Date

2003 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1418

House Government and Veterans Affairs Committee

☐ Conference Committee

Hearing Date 2-07-03

Tape Number	Side A	Side B	Meter #
1	x		28.6-end
1		x	0-14.7
2		x	12.4-30.0
Committee Clerk Signature <i>Gray Rink</i>			

Minutes: Chairman Klein: called the hearing to order. All committee members were present.

Representative Bill Amerman: appeared in favor of HB 1418 and was a sponsor of the bill.

(SEE ATTACHED TESTIMONY). I've also enclosed a couple of amendments.

Representative Grande: can you give me some types of businesses that are not letting our veterans off.

Representative Amerman: There is one I know of personally, it's basically up to the employers, this problem is in my part of the state, many veterans do have to work on this day, I won't say all of them because some employers do let them off. I want to present some testimony from a friend back home.

Representative Klein: can you give me a specific example of your employer?

John Jacobsen, North Dakota Veterans Coordinating Council: appeared in favor of HB 1418, I hope you put a DO PASS on this bill.

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La Costa Richard
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10/16/03
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Page 2

House Government and Veterans Affairs Committee

Bill/Resolution Number HB 1418

Hearing Date 2-07-03

Vern Hicks, Local 70566, Union: the union that represents workers down at Bobcat here in Bismarck. One of the reasons for backing this bill is out of the respect for the veterans.

It is out of decency that we allow the veterans this time off, without having to beg for this time off to do it. There is as stated an absentee problem at our plant so its counted against you, you would have to take it as a sick day. I'm in favor of this bill.

Representative Klein: is this the only operation in the state that doesn't recognize federal or state veterans holiday?

Vern Hicks: It's the one that I'm familiar with.

Representative Sitte: Does your employer give you the flexibility to pick your own holidays to use as your holidays?

Vern Hicks: The holidays are set by contract when we negotiate and Veterans Day is not one of the holidays.

Representative Klemin: can you negotiate Veterans Day to be one of those holidays?

Vern Hicks: yes you could.

Representative Amerman: Bobcat Co. recognizes Veterans Day don't get me wrong, but it is very hard for people to get the day off. If they could show a honorable discharge with 214 it would be a little more interaction between employers and employees maybe it would be enough for some of these veterans to get that day off. The thing about not negatively impacting the veterans is that there are other firms in many different ways that employers address absentism.

Bob Hanson, Vice-Chairman of the Veterans Coordinating Council: I was appointed Veterans Day Chairman in 1977 by the Governor of that time. The question that was raised, is there other companies that require veterans to work, yes there is.

Page 3

House Government and Veterans Affairs Committee

Bill/Resolution Number HB 1418

Hearing Date 2-07-03

I have a lot of respect for veterans, what we have to remember is its not the veteran whos calling themselves to participate and become one, when a lot of us would just as soon not of been a veteran. But we went because our country said we need you to go, and we did it. I'm so proud of a legislator putting this bill together, because at our local amvets, every Veterans Day, we participate at the memorial on the capitol grounds and then we have a special program in the afternoon, where we honor those people that are members who passed away in the prevous year.

Representative Meier: Bob, are you aware of any other states that are doing this currently.

Bob Hanson: I don't know, but I don't think it would hurt North Dakota to stand up and be the number one state to do this.

John Dwyer, Dakota Lignite Council and Volunteer Legislative Chairman for the National

Guard: I'm here to support the concept of this bill, I certainly agree with the veteran having Veterans Day off.

Steve Chemalyzski, Rep. of PACE, Local 7-0566, Bismarck: just food for thought as recently as 2 years ago a co-worker of mine was recalled to active status about 1 month after he was gone most everyone forgot that he was gone, probably called up for about 1 year, and he comes back and he comes back and he is the best buddy of everyone, it's a shame that we can't reconize him for 1 day when he could have come back in a body bag, we would have filled the church.

Here ends testimony.

2003 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1418

House Government and Veterans Affairs Committee

☐ Conference Committee

Hearing Date 2-13-03

Tape Number	Side A	Side B	Meter #
1		x	32.8-end
2	x		0-9.0
Committee Clerk Signature <i>Joseph Burke</i>			

Minutes: Representative Klein called the meeting to order on HB 1418. All committee members were present.

Representative Amerman: I think the amendment that is going around, over all it says it better than I was going to say, I do have a problem with, is the war time.

Representative Klein: I think what we need to do is take out war time because a veteran is a veteran whether he served during war time or not.

Representative Grande: made a **DO PASS MOTION** as amended by Representative Amerman and Representative Klemin.

Representative Haas: **SECOND** the do pass motion as amended.

VOTE: 8 -YES 5 - NO 1- ABSENT (KASPER).

Motion carried.

Representative Amerman: will carry the bill to the floor.

Meeting adjourned.

FISCAL NOTE
Requested by Legislative Council
01/21/2003

Bill/Resolution No.: HB 1418

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	\$0	\$0	\$0	\$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.

No fiscal impact. Veterans Day is already a recognized holiday.

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 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:	Laurie Sterioti Hammeren	Agency:	OMB - Central Personnel
Phone Number:	328-4735	Date Prepared:	01/24/2003

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L. Costa
Operator's Signature

10/16/03
Date

30621.0101
Title.

Prepared by the Legislative Council staff for
Representative Amerman
January 21, 2003

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1418

Page 1, line 1, replace "a vacation day" with "leave"

Page 1, line 3, replace "Vacation" with "Veterans' leave"

Renumber accordingly

Page No. 1

30621.0101

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Salvatore Riccio
Operator's Signature

10/16/03
Date

30621.0102
Title.

Prepared by the Legislative Council staff for
Representative Amerman
February 3, 2003

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1418

Page 1, line 4, after "employer" Insert "at least fourteen days before veterans' day"

Renumber accordingly

Page No. 1

30621.0102

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10/16/03
Date

30621.0103
Title.0200

Adopted by the Government and Veterans
Affairs Committee
February 13, 2003

VR
2/13/03

HOUSE AMENDMENTS TO HOUSE BILL NO. 1418 GVA 2-13-03

Page 1, line 1, replace "a vacation day" with "leave"

Page 1, line 3, replace "Vacation" with "Veterans' leave" and replace "honorable" with "military service"

Page 1, line 4, remove "discharge" and after "employer" insert "at least fourteen days before veterans' day"

Renumber accordingly

Page No. 1

30621.0103

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10/16/03
Date

Date: 2-13-03
Roll Call Vote #: 1418

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

House GOVERNMENT AND VETERANS AFFAIRS Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken Kasper Amendment

Motion Made By _____ Seconded By _____

Representatives	Yes	No	Representatives	Yes	No
Chairman M.M. Klein	X		B. Amerman		X
Vice Chairman B.B. Grande		X	L. Potter		X
W.R. Devlin		X	C. Williams		X
C.B. Haas		X	L. Winrich		X
J. Kasper		A			
L.R. Klemm	X				
L. Meier		X			
M. Sitte		X			
W.W. Tieman		X			
R.H. Wikenheiser		X			

Total (Yes) _____ No _____

Absent _____

Floor Assignment _____

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

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Operator's Signature

10/16/03
Date

Date: 2-13-03
Roll Call Vote #: 1418

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

House GOVERNMENT AND VETERANS AFFAIRS Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number 30621.0103

Action Taken Do Pass as amended by Amerman & Klemin

Motion Made By Rep. Grande Seconded By Rep. Haas

Representatives	Yes	No	Representatives	Yes	No
Chairman M.M. Klein	X		B. Amerman	X	
Vice Chairman B.B. Grande	X		L. Potter	X	
W.R. Devlin		X	C. Williams	X	
C.B. Haas	X		L. Winrich	X	
J. Kasper	A				
L.R. Klemin		X			
L. Meier		X			
M. Sitte		X			
W.W. Tieman	X				
R.H. Wikenheiser		X			

Total (Yes) 8 No 5

Absent (1) Rep. Kasper

Floor Assignment Rep. Amerman

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

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10/6/03
Date

REPORT OF STANDING COMMITTEE (410)
February 14, 2003 8:39 a.m.

Module No: HR-29-2701
Carrier: Amerman
Insert LC: 30621.0103 Title: .0200

REPORT OF STANDING COMMITTEE

HB 1418: Government and Veterans Affairs Committee (Rep. M. Klein, Chairman)
recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends
DO PASS (8 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING). HB 1418 was placed
on the Sixth order on the calendar.

Page 1, line 1, replace "a vacation day" with "leave"

Page 1, line 3, replace "Vacation" with "Veterans' leave" and replace "honorable" with
"military service"

Page 1, line 4, remove "discharge" and after "employer" insert "at least fourteen days before
veterans' day"

Renumber accordingly

Jo Costa Richardson
Operator's Signature

10/6/03
Date

2003 TESTIMONY

HB 1418

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Costa Rickford
Operator's Signature

10/6/03
Date

COMMITTEE
GOVERNMENT & VETERAN AFFAIRS
FRIDAY, FEB. 7TH, 2003

Chairman Klein and members of the Committee, for the record I'm Rep. Bill Amerman, from Dist. 26.

It's a pleasure to appear before you today as the prime sponsor of HB1418. HB1418 deals with a very real problem that many are probably not aware of.

There are many Veterans in N. D. Who are not allowed Veterans day off and if they are it could be used against them in the future as part of an absentee problem with and employer.

Veterans day is a wonderful day set aside to honor our Veterans and their sacrifices. The Government shuts down, schools, banks, post offices close etc., so they can enjoy this Holiday. I believe that's great.

Yet there are Veterans, the very ones this day is set aside for who can't enjoy it. They can't celebrate with family, friends, fellow Veterans or even by themselves, because of the way they choose to make a living. I have seen grown men with tears in their eyes from the frustration of this problem.

HB1418 isn't being introduced to cause hardships for any person, place or entity. It is being introduced to alleviate a hardship to our Veterans.

If this committee believes this bill will create undo problems in certain arena's of this State, I ask only you remember this. Remember the problems, sacrifices, and hardships Veterans have endured to keep us free. To allow us to sit where we do today. One cannot even imagine where or what this country would be if not for them. The hardships and sacrifices Veterans have endured are uncompareable

In all likely hood in the near future more young men and women will be going to war. We all pray this will not happen. However if it does many new Veterans will be made. They along with current Veterans deserve everything and anything this country can do for them.

Thank You Chairman Klein and Members of this Committee. I'll try and answer any questions.

Honorable Bill Amerman
26th Dist. Representative

2/5/03

Bill,

Please share the following statement with the Chairman and the Committee that will be hearing HB 1418.

My name is Randall Edison from Milnor N.D. I work at I/R Bobcat Company in Gwinner N.D. I am Vietnam veteran and member of both the VFW and American Legion. I AM ALSO THE financial treasure for PACE Local 7-560. I am in favor of this bill because Veterans Day is just what it implies. A day for Veterans. Thru out N.D., Communities, schools and counties have various activities planned to honor our nations Veterans. All these activities are great events, except for one problem. To many of our Veterans cannot attend because they are required to work. This bill would give all Veterans a chance to attend these events if they want.

All of these men and women who answered the call to duty, whether it be in WW I, WW II, Korea, Vietnam, Bosnia, Iraq and many others, made this nation proud and grateful. They still make us proud when they march on Memorial Day, Independence or attend funerals as Color Guards. They all earned the praise of a grateful nation. But they also earned the right to be called a Veteran. Having earned the right to be called a Veteran, I also believe they have earned the right to decide how they spend Veterans Day. This bill will give them that opportunity and truly make Veterans Day a day for all Veterans.

I have talked to countless people about Veterans Day, Democrats, Republicans, Men, Women, Teachers, farmers, factory workers, office employees and many others. Whatever their background is, they all agree that Veterans Day is for Veterans. So I urge you to recommend a Do Pass on this bill.

Sincerely,

Randall Edison
Randall Edison

A BILL for an Act to provide for leave for veterans on veterans' day.

SECTION 1. Leave on veterans' day. Upon providing adequate proof of being a ~~wartime~~ ^{military} veteran to an employer at least fourteen days before veterans' day, a ~~wartime~~ ^{military} veteran may be absent from work on veterans' day and the employer may not use the absence to negatively impact the ~~wartime~~ veteran's work record or employment status. The leave required by this Act is not required to be granted with pay unless otherwise specified by an agreement between the employer and ~~wartime~~ veteran, by collective bargaining agreement, or by employer policy.

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La Costa Richard

Date

10/16/03

I the undersigned support HB 1418. I believe Veterans Day should truly be a day for Veterans. This bill would allow Veterans to decide themselves what events they would like to attend on Veterans Day with out the restriction of their work schedule. I urge the Committee to recommend a Do Pass on HB 1418.

2/5/03

NAME

ADDRESS

Larry Albrightson	719 4 th Ave Casswell ND 58017
David Salley	13046 78 th SE Milnor 58006
Lyle Halverson	6640 Hwy 18 Tupperware ND 58081
Eloy S. Michoniewski	14679 90 th ST SE Coquille ND 58012
Robert Sundquist	P.O. Box 272 Forman ND 58032
Blaine Thielke	13119 69 th ST SE Lisbon ND 58056
Joe Hunted	13272 87 th ST SE Forman ND 58032
Kathleen Tommehed	13660 Hwy 27 Lisbon ND 58056
Mike Mhnauts	135 Mayflower Drive Gunder ND 58040
Connie Martin	13657 Hwy 27 Lisbon ND 58056
MR. Schutt	8206 138 th Ave SE Milnor ND 58060
Joan Age	P.O. Box 83 Milnor ND 58060
TRAVIS BELL	566 425 th SW #135 Fargo ND 58103
Rif D. Jensen	123 N 14 St. Oakes N. Dak 58058
Harre Brattland	13208 70 th ST SE Lisbon N.

I the undersigned support HB 1418. I believe Veterans Day should truly be a day for Veterans. This bill would allow Veterans to decide themselves what events they would like to attend on Veterans Day with out the restriction of their work schedule. I urge the Committee to recommend a Do Pass on HB 1418.

2/5/03

NAME

ADDRESS

_____	_____
-------	-------

Operator's Signature

10/16/03

Date