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Operator's Signature

Date

10/17/03

2003 SENATE GOVERNMENT AND VETERANS AFFAIRS

SB 2171

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Deanna Delwick
Operator's Signature

12/17/03
Date

2003 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. **SB 2171**

Senate Government and Veterans Affairs Committee

☐ Conference Committee

Hearing Date 01/23/03

Tape Number	Side A	Side B	Meter #
Tape 2	x		
Committee Clerk Signature <i>[Signature]</i>			

Minutes:

Senator Karen Krebsbach, Chairman opens SB 2171. All senators present.

Senator Lyson, sponsor of SB 2171. He goes over bill and wants to express that he make sure that this bill does not refer or include legislators.

Representative Meier also acknowledges that she is a sponsor on the bill and is in support of this bill.

Chris Runge, Executive Director of the ND Public Employees Association testifies in support of SB 2171. She gets calls that time to time employees can not find a hotel for the \$45 fee and this would help incur the cost of these employees.

Senator Fairfield asks the question what is appropriate lodging?

C. Runge: I think for the most part state angelicas manage where their employees are staying and keep them in that amount, but say for example they have to stay over a Friday night and they are

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[Signature]
Operator's Signature

01/17/03
Date

Page 2

Senate Government and Veterans Affairs Committee

Bill/Resolution Number SB 2171

Hearing Date 01/23/03

not able to find a room for \$45 this would allow the agency to take on the cost and not the employee. These situations I believe don't happen a lot but, in certain cases can not be helped.

Senator Nelson : I am hoping there is some perimeters put-on this appropriate rate.

C. Runge: My main concern is that it does not come out of the pockets of these employees.

Senator Dever : What is to prevent hotels to not offer state rates when they can get more from this bill.

C. Runge: They get a tremendous amount of traffic from state employee rate, I would hope they would not do that.

Senator Brown: It did happen to legislators this season.

Senator Lyson; We wrote the bill to give the department heads some leeway and gives some pressure on those dept. heads to say if you are going to call a meeting get on the ball and get the rooms taken care of right away.

Bruce Conway, representing himself of a citizen, I think this gives the state an opportunity to do its job better. You have to treat people in first class manner and this helps attract and retain first class personnel. I do not believe this will hurt the budgets.

Patti Lewis, North Dakota Hospitality Association, in support of SB 2171. States that this is a fairness issue it is nice to see that the employees will not have to incur this extra cost. But also, it is becoming very hard for hotels to bear the cost of \$45 in some circumstances. She understands Senator Dever's concerns and will help find a way to keep the bill alive but, feels competition will keep hotels in check.

Senator Nelson: I am leery of the state officer's and employees. We are state employees and so not want legislators included.

Page 3
Senate Government and Veterans Affairs Committee
Bill/Resolution Number SB 2171
Hearing Date 01/23/03
Closed 2171

Tape 3 Side A Meter# 3750

Senator Krebsbach : I only have the concern that legislators are not included. As was the desire of the sponsor of the bill, and also Senator Dever's concern of opening Pandora's Box.

Senator Brown: you still need to meet your budget and it will come out the same just with less travel. The hotels would be cutting of their noses to spit their face to raise their price above the \$45.

Senator Krebsbach : I think the one catch is that the state head of the agency must authorize this.

Senator Fairfield : Can that head of the state agency delegate the authority of someone else?

Senator Brown: Generally speaking the CEO would sign the top two or three people and would authorize it.

Senator Brown: I think the bottom line is the budget.

Senator Wardner : I only think it would be used in situations were they are forced to stay at a more expensive rate. I don't see this used that often.

The committee turns this over to legislative council to amend this and to say that the state legislators are not included in this.

Closed SB 2171

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Deanna Hall
Operator's Signature

01/17/03
Date

2003 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. **SB 2171**

Senate Government and Veterans Affairs Committee

☐ Conference Committee

Hearing Date 01/24/02

Tape Number	Side A	Side B	Meter #
Tape 1	x		1400-2500
Committee Clerk Signature			

Minutes: **Senator Karen Krebsbach, Chairman** re opens SB 2171. All senators present.

Further discussion with new amendment attached.

Senator Krebsbach goes over what the new amendment changes.

Senator Brown moves to Do Pass the amendment

Senator Dever 2nd

6 Yes, 0 No, 0 Absent

Senator Brown moves a Do Pass as amended

Senator Nelson 2nd

6 Yes, 0 No, 0 Absent and not voting

Senator Dever wants to note that he is worried about the hotel industry taking advantage and no longer accepting people at the state rate but, would like to pass this but, would like to take a look at it next session to follow-up on how the hotels are handling this.

Carrier: Senator Brown

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Deanna Hall
Operator's Signature

10/17/03
Date

FISCAL NOTE
Requested by Legislative Council
01/09/2003

Bill/Resolution No.: SB 2171

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.

Without knowing what the dollar increase would be above the state rate for lodging, OMB can not determine the fiscal impact of this bill.

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.

OMB cannot determine the fiscal impact of this bill on each agency's appropriation.

Name:	Jeff Larshus	Agency:	OMB
Phone Number:	328-5441	Date Prepared:	01/14/2003

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Operator's Signature

Date

30249.0101
Title.0200

Adopted by the Senate Government and
Veteran Affairs Committee
January 24, 2003

JB
1-27-03

PROPOSED AMENDMENTS TO SENATE BILL NO. 2171

Page 1, line 7, after "d." insert "(1)" and after "and" insert "except as otherwise provided in this subdivision."

Page 1, line 9, replace "except the" with ".

(2) The"

Page 1, line 10, after "entity" insert "except the legislative assembly."

Page 1, line 11, replace "that" with "the", after "sum" insert "provided in paragraph 1", and replace "this" with "that paragraph"

Page 1, line 12, remove "subdivision" and after the period insert:

"(3)"

Renumber accordingly

Page No. 1

30249.0101

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Operator's Signature

Deanna Hall

Date

10/17/03

Date: 01/24/03
Roll Call Vote #: 1

2003 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. SB 2171

Senate Government and Veteran Affairs Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number 30249.0101 Title.0200
to exclude legislative assembly

Action Taken DO PASS amendment

Motion Made By Brown Seconded By Dever

Senators	Yes	No	Senators	Yes	No
Senator Karen Krebsbach, Chr.	x		Senator April Fairfield	x	
Senator Dick Dever, Vice Chr.	x		Senator Carolyn Nelson	x	
Senator Richard Brown	x				
Senator Rich Wardner	x				

Total (Yes) 6 No 0

Absent 0

Floor Assignment _____

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

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Deanne Hall
Operator's Signature

10/17/03
Date

Date: 01/24/03
Roll Call Vote #: 2

2003 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. SB 2171

Senate Government and Veteran Affairs Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number 30249.0101 Title .0200

Action Taken DO PASS as amended

Motion Made By Brown Seconded By Nelson

Senators	Yes	No	Senators	Yes	No
Senator Karen Krebsbach, Chr.	x		Senator April Fairfield	x	
Senator Dick Dever, Vice Chr.	x		Senator Carolyn Nelson	x	
Senator Richard Brown	x				
Senator Rich Wardner	x				

Total (Yes) 6 No 0

Absent 0

Floor Assignment Senator Brown

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

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Deanna Hall
Operator's Signature

01/27/03
Date

REPORT OF STANDING COMMITTEE (410)
January 28, 2003 8:16 a.m.

Module No: SR-16-1166
Carrier: Brown
Insert LC: 30249.0101 Title: .0200

REPORT OF STANDING COMMITTEE

SB 2171: Government and Veterans Affairs Committee (Sen. Krebsbach, Chairman)
recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends
DO PASS (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2171 was placed
on the Sixth order on the calendar.

Page 1, line 7, after "d." insert "(1)" and after "and" insert ", except as otherwise provided in this subdivision."

Page 1, line 9, replace ", except the" with ","

(2) The"

Page 1, line 10, after "entity" insert ", except the legislative assembly."

Page 1, line 11, replace "that" with "the", after "sum" insert "provided in paragraph 1", and
replace "this" with "that paragraph"

Page 1, line 12, remove "subdivision" and after the period insert:

"(3)"

Renumber accordingly

2003 HOUSE GOVERNMENT AND VETERANS AFFAIRS

SB 2171

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Operator's Signature

10/17/03
Date

2003 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2171

House Government and Veterans Affairs Committee

☐ Conference Committee

Hearing Date 2-27-03

Tape Number	Side A	Side B	Meter #
1	x		28.1-end
1		x	0-7.4
Committee Clerk Signature <i>Joey Bente</i>			

Minutes: Chairman Klein: called the hearing to order on SB 2171. All committee members were present.

Senator Lyson: was present and in favor of SB 2171 he also was the sponsor of the bill. This is nothing more than a fairness bill, when the state employs a man or woman and sets certain rules and policies to follow and during this employment they order them to travel to different cities for meetings and trainings. By the department creating a training that they have to attend and they go there and cannot find a motel with state rates it is not fair for our employees to pick up the extra money that they have to pay for staying in a motel. Its important that this bill puts the burden where the burden belongs and thats on the department head. This is a fairness thing for our employees.

Representative Klemin: how do you establish that there is no lodging in the state for \$45.00.

Senator Lyson: I believe as a department head as I use to be its something that I made sure my people could get it for that if they couldn't we either canceled or put it in a different community.

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Deanne Hall
Operator's Signature

10/17/03
Date

Page 2
House Government and Veterans Affairs Committee
Bill/Resolution Number SB 2171
Hearing Date 2-27-03

Representative Haas: do you think this will make any \$45.00 room unavailable?

Senator Lyson: I don't know that it should, and it may I can't say that, what it will do is put the responsibility on the department head. I think in the greatest percentage of the time they are going to a certain place for a certain meeting called by the department head.

Representative Winrich: did you attempt to collect any information on average motel rates around the state how far off the mark is the \$45.00?

Senator Lyson: Grand Forks, Fargo, way off, I didn't call any of the local motels, I did call many that house meetings, most of them say flat out, unless we have an organization coming in that has an x amount of people we are not even looking at state rate.

Representative Grande: made a motion to **AMEND** SB 2171 as presented

Representative Meier: **SECOND** the motion to amend.

All were in favor, with 2 absent (Representative Sitte and Representative Winrich).

Representative Grande: made a motion to **DO PASS AS AMENDED** on SB 2171.

Representative Meier: **SECOND** the motion to do pass as amended.

VOTE: 9-YES 3-NO 2-ABSENT (SITTE and WINRICH).

Motion carried.

Representative Williams: will carry the bill to the floor.

Meeting adjourned.

30249.0201
Title.0300

Adopted by the Government and Veterans
Affairs Committee
February 27, 2003

VR
2/28/03

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2171

Page 1, line 3, after "employees" insert "; to provide for a report to the legislative council; and to provide an expiration date"

Page 1, after line 16, insert:

"SECTION 2. REPORT TO LEGISLATIVE COUNCIL - LODGING

REIMBURSEMENT. By October 1, 2004, the director of the office of management and budget shall present a report to the legislative council regarding actual lodging expense reimbursement by state entities between the effective date of this Act and September 1, 2004, which has been authorized by the head of a state agency or entity under paragraph 2 of subdivision d of subsection 2 of section 44-08-04. The report must include information regarding:

1. The number of nights for which lodging reimbursement was provided by a state agency or entity.
2. The number of lodging reimbursements provided by a state agency or entity which was above the rate provided for in paragraph 1 of subdivision d of subsection 2 of section 44-08-04.
3. The city in which the state agency or entity provided actual lodging expenses which were above the rate provided for under paragraph 1 of subdivision d of subsection 2 of section 44-08-04.

SECTION 3. EXPIRATION DATE. This Act is effective through July 31, 2005, and after that date is ineffective."

Renumber accordingly

Page No. 1

30249.0201

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Deanna Bell
Operator's Signature

10/17/03
Date

Date: 2-27-03

Roll Call Vote #:

2003 HOUSE STANDING COMMITTEE ROLL CALL VOTE
SENATE BILL/RESOLUTION NO. S.B. 2171

House GOVERNMENT AND VETERANS AFFAIRS Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken to Amend 2171

Motion Made By Rep. Grande Seconded By Rep. Meier

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	A	A
J. Kasper	X				
L.R. Klemin	X				
L. Meier	X				
M. Sitte	A	A			
W.W. Tieman	X				
R.H. Wikenheiser	X				

Total (Yes) 12 No 0

Absent (2) Rep. Sitte Rep. Winrich

Floor Assignment _____

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

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Deanne Hall
Operator's Signature

10/17/03
Date

Roll Call Vote #:

Date: 2-27-03

2003 HOUSE STANDING COMMITTEE ROLL CALL VOTE
SENATE BILL/RESOLUTION NO. SB 2171

House GOVERNMENT AND VETERANS AFFAIRS Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken Do Pass As Amended

Motion Made By Rep. Grande Seconded By Rep. Meier

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	A	A
J. Kasper		X			
L.R. Klemin	X				
L. Meier	X				
M. Sitte	A	A			
W.W. Tieman	X				
R.H. Wikenheiser	X				

Total (Yes) 9 No 3

Absent (2) Rep. Sitte Rep. Winrich

Floor Assignment Rep. Williams

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

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Deanne Hall
Operator's Signature

10/17/03
Date

REPORT OF STANDING COMMITTEE (410)
February 28, 2003 3:44 p.m.

Module No: HR-36-3694
Carrier: Williams
Insert LC: 30249.0201 Title: .0300

REPORT OF STANDING COMMITTEE

SB 2171, as engrossed: Government and Veterans Affairs Committee (Rep. M. Klein, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (9 YEAS, 3 NAYS, 2 ABSENT AND NOT VOTING). Engrossed SB 2171 was placed on the Sixth order on the calendar.

Page 1, line 3, after "employees" insert "; to provide for a report to the legislative council; and to provide an expiration date"

Page 1, after line 16, insert:

"SECTION 2. REPORT TO LEGISLATIVE COUNCIL - LODGING REIMBURSEMENT. By October 1, 2004, the director of the office of management and budget shall present a report to the legislative council regarding actual lodging expense reimbursement by state entities between the effective date of this Act and September 1, 2004, which has been authorized by the head of a state agency or entity under paragraph 2 of subdivision d of subsection 2 of section 44-08-04. The report must include information regarding:

1. The number of nights for which lodging reimbursement was provided by a state agency or entity.
2. The number of lodging reimbursements provided by a state agency or entity which was above the rate provided for in paragraph 1 of subdivision d of subsection 2 of section 44-08-04.
3. The city in which the state agency or entity provided actual lodging expenses which were above the rate provided for under paragraph 1 of subdivision d of subsection 2 of section 44-08-04.

SECTION 3. EXPIRATION DATE. This Act is effective through July 31, 2005, and after that date is ineffective."

Renumber accordingly

Roll Call Vote #: 2171 Date: 3/6/03

2003 HOUSE STANDING COMMITTEE ROLL CALL VOTE
SENATE BILL/RESOLUTION NO.

House GOVERNMENT AND VETERANS AFFAIRS Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken Reconsider on action. Advised.

Motion Made By Rep. Aronow Seconded By Rep. Meier

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

Total (Yes) _____ No _____

Absent _____

Floor Assignment _____

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

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Deanne Hall
Operator's Signature

10/17/03
Date

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2171

Page 1, line 3, after "employees" insert; to provide for a report to the legislative council; and to provide an expiration date"

After line 16 insert:

SECTION 2. REPORT TO LEGISLATIVE COUNCIL - LODGING

REIMBURSEMENT. By October 1, 2004, the director of the office of management and budget shall present a report to the legislative council regarding actual lodging expense reimbursement by state entities between the effective date of this Act and September 1, 2004, which has been authorized by the head of a state agency or entity under paragraph 2 of subdivision d of subsection 2 of section 44-08-04. The report must include information regarding:

1. The number of nights for which lodging reimbursement was provided by a state agency or entity
2. The number of lodging reimbursements provided by a state agency or entity which was above the basic rate provided for in paragraph 2 of subdivision d of subsection 2 of section 44-08-04.
3. The city in which the state agency or entity provided actual lodging expenses which were above the basic rate provided for under paragraph 2 of subdivision d of subsection 2 of section 2 of section 44-08-04.

SECTION 3. EXPIRATION DATE. This Act is effective through July 31, 2005, and after that date is ineffective."

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Deanne Hall
Operator's Signature

10/17/03
Date

Roll Call Vote #: 2171 Date: 3-6-03

2003 HOUSE STANDING COMMITTEE ROLL CALL VOTE
SENATE BILL/RESOLUTION NO.

House GOVERNMENT AND VETERANS AFFAIRS Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number

Action Taken Amendment substituted in lieu of delete order on their Subcommittee amendment

Motion Made By Rep. Haas Seconded By Rep. Meier

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

Total (Yes) _____ No _____

Absent All in favor. Conced

Floor Assignment _____

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

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Deanne Hall 10/17/03
Operator's Signature Date

Roll Call Vote #: Date: 3-06-03

2003 HOUSE STANDING COMMITTEE ROLL CALL VOTE
SENATE BILL/RESOLUTION NO. SB 2171

House GOVERNMENT AND VETERANS AFFAIRS Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken Do Pass As Amended As Presented and Amended by Rep. Sitte

Motion Made By Rep. Haas Seconded By Rep. Meier

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	X				
L.R. Klemin	X				
L. Meier	X				
M. Sitte	X				
W.W. Tieman	X				
R.H. Wikenheiser	X				

Total (Yes) 12 No 2

Absent 0

Floor Assignment Rep. Williams

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

Deanne Hall
Operator's Signature

10/17/03
Date

REPORT OF STANDING COMMITTEE (410)
March 6, 2003 2:30 p.m.

Module No: HR-40-4149
Carrier: Williams
Insert LC: 30249.0203 Title: .0400

REPORT OF STANDING COMMITTEE

SB 2171, as engrossed: Government and Veterans Affairs Committee (Rep. M. Klein, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (12 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). Engrossed SB 2171 was placed on the Sixth order on the calendar.

In lieu of the amendments as printed on page 769 of the House Journal, Engrossed Senate Bill No. 2171 is amended as follows:

Page 1, line 3, after "employees" insert "; to provide for a report to the legislative council; and to provide an expiration date"

Page 1, after line 16, insert:

"SECTION 2. REPORT TO LEGISLATIVE COUNCIL - LODGING REIMBURSEMENT. Before September 4, 2004, the head of each state agency or entity shall provide to the director of the office of management and budget any information determined necessary by the director to be used for compilation of the report required by this section. Before October 2, 2004, the director of the office of management and budget shall present a report to the legislative council regarding actual lodging expense reimbursement by state entities between the effective date of this Act and September 1, 2004, which has been authorized by the head of a state agency or entity under paragraph 2 of subdivision d of subsection 2 of section 44-08-04. The report must include information regarding:

1. The number of nights for which lodging reimbursement was provided by a state agency or entity.
2. The number of lodging reimbursements and the dollar amount per night provided by a state agency or entity which was above the rate provided for in paragraph 1 of subdivision d of subsection 2 of section 44-08-04.
3. The city in which the state agency or entity provided actual lodging expenses which were above the rate provided for under paragraph 1 of subdivision d of subsection 2 of section 44-08-04.

SECTION 3. EXPIRATION DATE. This Act is effective through July 31, 2005, and after that date is ineffective."

Renumber accordingly