

MICROFILM DIVIDER

OMB/RECORDS MANAGEMENT DIVISION
SFN 2053 (2/85) 5M



ROLL NUMBER

DESCRIPTION

2106

2005 SENATE INDUSTRY, BUSINESS AND LABOR

SB 2106

2005 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. 2106

Senate Industry, Business and Labor Committee

☐ Conference Committee

Hearing Date 1-11-05

Tape Number	Side A	Side B	Meter #
1	xxx		2570-5123
Committee Clerk Signature <i>Lisa Ann Berkem</i>			

Minutes: **Chairman Mutch** opened the hearing on SB 2106. All Senators were present.

SB 2106 relates to exchange of information between Job Service North Dakota and other state agencies.

John Graham, Unemployment Insurance Dept. of Job Service North Dakota, introduced the bill. See attached testimony.

Senator Nething : Where in the process would this bill be implemented in the sense of an individual committing fraud? Is it just carte blanc that you check this?

John: If someone files a claim, saying they are "John Smith", and give the social security number, we would ask the date of birth and make sure it corresponds with the paperwork at our office and if not, it raises a flag for us.

Senator Nething : Is this a big problem?

John: No, it's not. Not in North Dakota, but nationally.

Page 2

Senate Industry, Business and Labor Committee

Bill/Resolution Number 2106

Hearing Date 1-11-05

Senator Krebsbach: With identity theft in the unemployment insurance department, do you not go back to the employer to verify that this is a legitimate claim?

John: Whenever a claim is filed, we send a notice to the employer and many of them chuck them in the waist basket.

Chairman Mutch : Is that information also available at the Bureau of Vital Statistics?

John: Yes, it would be.

Senator Klein : So we are including, other than the department of commerce and state tax commissioner, you are looking for two more entities to share this with? We are currently sharing it now, but you want a couple more entities to share it with?

John: The federal law requires us to share with them.

Senator Heitkamp: What would you say to the average North Dakotan who might look at this and think that the more government agencies that have access to this information, the more chance of fraud?

John: Certainly anytime information is being moved, there is the danger of that, but I would say that all state employees are governed by a general criminal statute. Second, the desire to prevent fraud over rides the risk of the data being illegally shared.

There was no opposition.

Chairman Mutch closed the hearing. No action was taken.

2005 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2106

Senate Industry, Business and Labor Committee

☐ Conference Committee

Hearing Date 2-02-05

Tape Number	Side A	Side B	Meter #
2	xxx		832-1000
Committee Clerk Signature <i>Lisa VanBerkom</i>			

Minutes: **Chairman Mutch** allowed committee discussion on SB 2106. **Senator Heitkamp** was absent. SB 2106 relates to exchange of information between job service North Dakota and other state agencies.

Senator Klein: This bill deals with the exchange of driver's license information between the two agencies.

Senator Espegard: Nobody was against that?

Chairman Mutch: I don't think so.

Senator Klein: I believe they wanted to have the ability to varify dates of birth.

Senator Espegard: That's right, and the current law says "exchanged information with the Department of Transportation", they cannot do it. If a grant is received, they would have the enabling legislation to do it.

Page 2

Senate Industry, Business and Labor Committee

Bill/Resolution Number SB 2106

Hearing Date 2-02-05

Senator Espegard moved for a DO PASS.

Senator Klein seconded.

Roll Call Vote: 5 yes. 1 no. 1 absent.

Carrier: Chairman Mutch

Date: 2-2-01
Roll Call Vote #: 1

2005 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 2106

Senate Industry, Business and Labor Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken

Do Pass

Motion Made By

Espgaard

Seconded By

Klein

Senators	Yes	No	Senators	Yes	No
Senator Mutch, Chairman	X		Senator Fairfield		X
Senator Klein, Vice Chairman	X		Senator Heitkamp	A	
Senator Krebsbach	X				
Senator Nething	X				
Senator Espgaard	X				

Total (Yes) 5 No 1

Absent 1

Floor Assignment Mutch

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

REPORT OF STANDING COMMITTEE (410)
February 2, 2005 4:19 p.m.

Module No: SR-22-1733
Carrier: Mutch
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE

SB 2106: Industry, Business and Labor Committee (Sen. Mutch, Chairman) recommends DO PASS (5 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). SB 2106 was placed on the Eleventh order on the calendar.

2005 HOUSE INDUSTRY, BUSINESS AND LABOR

SB 2106

2005 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2106

House Industry, Business and Labor Committee

☐ Conference Committee

Hearing Date 2-23-05

Tape Number	Side A	Side B	Meter #
1	x		29.7-43.9
Committee Clerk Signature <i>Jody Benke</i>			

Minutes:

Chairman Keiser: Opened the hearing on SB 2106. All committee members were present.

John Graham, Unemployment Insurance, Job Service, North Dakota: This is really a get ready bill in our estimation fee, we do not have the money now to allow us to exchange data with the drivers license division but we anticipate because the federal department of labor is very interested in fraud prevention. So they will be giving grants to allow this kind of interchange. So what this bill would do is allow us to exchange data for the purpose of gathering information from the drivers license division with respect to verify birth dates so that we would have a means to make sure that the person who was attempting to make a claim, was who they say they are. You will see on line 9 of the bill that there is a reference to the department of human services, we simply put that in because

Page 2
House Industry, Business and Labor Committee
Bill/Resolution Number SB 2106
Hearing Date 2-23-05

under federal law we are already required to share with the department of human services.

Representative Vigesaa : I MOVE a DO PASS on SB 2106.

Representative Thorpe: SECOND the DO PASS motion on SB 2106.

Motion carried. **VOTE: 14 -YES 0-NO 0-Absent.**

Representative Dietrich will carry the bill to the floor.

Hearing adjourned.

Roll Call Vote #: 1 Date: 2-23-05

2005 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. SB 2106

House INDUSTRY, BUSINESS AND LABOR Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken Do Pass

Motion Made By Rep. Vigesaa Seconded By Rep. Thorpe

Representatives	Yes	No	Representatives	Yes	No
G. Keiser-Chairman	X		Rep. B. Amerman	X	
N. Johnson-Vice Chairman	X		Rep. T. Boe	X	
Rep. D. Clark	X		Rep. M. Ekstrom	X	
Rep. D. Dietrich	X		Rep. E. Thorpe	X	
Rep. M. Dosch	X				
Rep. G. Froseth	X				
Rep. J. Kasper	X				
Rep. D. Nottestad	X				
Rep. D. Ruby	X				
Rep. D. Vigesaa	X				

Total (Yes) 14 No 0

Absent 0-

Floor Assignment Rep. Dietrich

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

REPORT OF STANDING COMMITTEE (410)
February 23, 2005 3:26 p.m.

Module No: HR-33-3528
Carrier: Dietrich
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE

SB 2106: Industry, Business and Labor Committee (Rep. Kelser, Chairman) recommends DO PASS (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2106 was placed on the Fourteenth order on the calendar.

2005 TESTIMONY

SB 2106

Testimony on Senate Bill No. 2106

Presented by John Graham
Unemployment Insurance
Job Service North Dakota

to

The Senate Industry, Business & Labor Committee
Senator Duane Mutch, Chairman
January 11, 2005

Mr. Chairman, members of the Senate Industry, Business & Labor Committee, I am John Graham. I am representing Job Service North Dakota which caused Senate Bill No. 2106 to be introduced.

Job Service would like to exchange information with the Drivers' License Division of the Department of Transportation in order to receive verified dates of birth of Unemployment Insurance claimants. These verified dates of birth will help us to prevent program fraud, and identity theft.

Job Service cannot, under current law, exchange information with the Department of Transportation. This bill would permit us to do so. Job Service anticipates receipt in the near future of a federal grant to fund the costs of programming computers to allow such an exchange. If that grant is received, we would need to have this bill enacted to allow the necessary

transfer.

Specifically, this bill allows Job Service to provide Unemployment Insurance information to the "driver's license division" (see line 8), and authorizes Job Service to enter into an interagency agreement concerning such an information exchange. (See lines 12-15.) The bill provides that all information so furnished will be used for government purposes only, thus maintaining its confidential status.

The reference to "the department of human services" on line 9 is simply to bring our state information exchange statutes in line with what is already required under federal law on use of Unemployment Insurance information.

There is no similar federal requirement that data be exchanged with a State's drivers' licensing unit.

Job Service conferred with the Driver's License Division prior to submitting this bill. The Division did not object to its introduction.

Mr. Chairman, I would be happy to answer the Committee's questions.

Testimony on Senate Bill No. 2106

Presented by John Graham
Unemployment Insurance
Job Service North Dakota

to

The House Industry, Business & Labor Committee
Representative George Keiser, Chairman
February 23, 2005

Mr. Chairman, members of the House Industry, Business & Labor Committee, I am John Graham. I am representing Job Service North Dakota which caused Senate Bill No. 2106 to be introduced.

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