

Introduced by

1 A BILL for an Act to amend and reenact section 65-02-30 of the North Dakota Century Code,
2 relating to the independent performance evaluation of workforce Safety and insurance.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. AMENDMENT.** Section 65-02-30 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **65-02-30. Independent performance evaluation - Organization development of**
7 **performance measurements - Continuing appropriation.** Biennially, the director shall
8 request the state auditor to select a firm with extensive expertise in ~~workforce safety and~~
9 ~~insurance~~ workers compensation practices and standards to complete a performance
10 evaluation of the functions and operations of the organization during that biennium. This may
11 not be construed to require the firm to be a certified public accounting firm. ~~As determined~~
12 ~~necessary by the state auditor, but at~~ At least once every other biennium, the biennial
13 independent performance evaluation must evaluate departments of the organization to
14 determine whether the organization is providing quality service in an efficient and cost-effective
15 manner, including whether claims are being handled efficiently; evaluate the effectiveness of
16 safety and loss prevention programs under section 65-03-04; evaluate the financial status of
17 the organization; evaluate state coal or satisfaction; and evaluate the board to determine
18 ~~whether the board is operating within section 65-02-03.3 and within the board's bylaws~~
19 contested claims and litigation rates. The firm's report must contain recommendations for
20 departmental improvement or an explanation of why no recommendations are being made.
21 The director, the chairman of the board, and a representative of the firm shall present the
22 evaluation report and any action taken to the legislative council's legislative audit and fiscal
23 review committee and to the house and senate industry, business and labor standing
24 committees during the next regular session of the legislative session following the performance

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1 evaluation. The director shall provide a copy of the performance evaluation report to the state
2 auditor. The organization shall develop and maintain comprehensive, objective performance
3 measurements. These measurements must be evaluated as part of the independent
4 performance evaluation performed under this section. Money in the workforce safety and
5 insurance fund is appropriated on a continuing basis for the payment of the expense of
6 conducting the performance evaluation.