

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2015

Page 1, line 2, remove the second "and"

Page 1, line 2, after "exemption" insert "; and to declare an emergency"

Page 1, replace lines 12 through 17 with:

"Adult services	\$236,657,747	\$23,570,832	\$260,228,579
Youth services	<u>31,753,268</u>	<u>(7,168,423)</u>	<u>24,584,845</u>
Total all funds	\$268,411,015	\$16,402,409	\$284,813,424
Less estimated income	<u>40,124,189</u>	<u>26,523,426</u>	<u>66,647,615</u>
Total general fund	\$228,286,826	(\$10,121,017)	\$218,165,809
FTE positions	899.79	8.00	907.79"

Page 2, after line 21, insert:

**"SECTION 3. APPROPRIATION - 2019-21 BIENNIUM - FEDERAL CORONAVIRUS RELIEF FUND - SPENDING RESTRICTION.** There is appropriated out of any moneys from federal funds derived from the federal coronavirus relief fund, not otherwise appropriated, the sum of \$43,689,050, or so much of the sum as may be necessary, to the department of corrections and rehabilitation for law enforcement payroll costs, for the period beginning March 2020 and ending June 2021. The funding appropriated in this section replaces existing legislative appropriations. The department of corrections and rehabilitation may not spend the funding appropriated from the general fund for law enforcement payroll costs during the period identified.

**SECTION 4. ESTIMATED INCOME - FEDERAL CORONAVIRUS RELIEF FUND.** The estimated income line item in section 1 of this Act includes the sum of \$18,371,718, or so much of the sum as may be necessary, from the federal coronavirus relief fund for law enforcement payroll costs for the period beginning July 1, 2021, and ending December 31, 2021.

**SECTION 5. COMMUNITY BEHAVIORAL HEALTH PROGRAM - PAYER OF LAST RESORT.** The department of corrections and rehabilitation must be considered the payer of last resort whenever any other benefit or source of third-party payment, excluding the substance use disorder treatment voucher program, is available for community-based behavioral health services for the biennium beginning July 1, 2021, and ending June 30, 2023. The funding appropriated to the department of corrections and rehabilitation for community-based behavioral health services must be utilized prior to utilizing substance use disorder treatment voucher program funding."

Page 3, after line 11, insert:

**"SECTION 9. EMERGENCY.** Section 3 of this Act is declared to be an emergency measure."

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**Senate Bill No. 2015 - Department of Corrections and Rehab. - House Action**

	Base Budget	Senate Version	House Changes	House Version
Adult services	\$236,657,747	\$257,011,486	\$3,217,093	\$260,228,579
Youth services	31,753,268	24,307,034	277,811	24,584,845
Total all funds	\$268,411,015	\$281,318,520	\$3,494,904	\$284,813,424
Less estimated income	40,124,189	44,963,739	21,683,876	66,647,615
General fund	\$228,286,826	\$236,354,781	(\$18,188,972)	\$218,165,809
FTE	899.79	907.79	0.00	907.79

**Department 530 - Department of Corrections and Rehab. - Detail of House Changes**

	Adjusts Funding for Salary Increases <sup>1</sup>	Restores Funding for Juvenile Services <sup>2</sup>	Reduces Funding for DWCR Contract <sup>3</sup>	Adds Funding for Free Through Recovery Program <sup>4</sup>	Adjusts the Source of Funding <sup>5</sup>	Total House Changes
Adult services	\$167,093		(\$250,000)	\$3,300,000		\$3,217,093
Youth services	27,811	\$250,000				277,811
Total all funds	\$194,904	\$250,000	(\$250,000)	\$3,300,000	\$0	\$3,494,904
Less estimated income	12,158	0	0	3,300,000	18,371,718	21,683,876
General fund	\$182,746	\$250,000	(\$250,000)	\$0	(\$18,371,718)	(\$18,188,972)
FTE	0.00	0.00	0.00	0.00	0.00	0.00

<sup>1</sup> Funding is adjusted to provide salary increases of 1.5 percent on July 1, 2021, with a minimum monthly increase of \$100, and 2 percent on July 1, 2022. The Senate provided salary adjustments of 2 percent on July 1, 2021, with a minimum monthly increase of \$80 and a maximum monthly increase of \$300, and 2 percent on July 1, 2022.

<sup>2</sup> Funding of \$250,000 from the general fund is restored for day treatment, intensive in-home services, and other juvenile community programming.

<sup>3</sup> Funding for the contract with the Dakota Women's Correctional and Rehabilitation Center is reduced by \$250,000 from the general fund to provide a total of \$11.05 million from the general fund for the contract. The Senate provided \$11.3 million for the contract.

<sup>4</sup> Funding of \$3.3 million from federal funds is added to provide a total of \$11.3 million to the Department of Corrections and Rehabilitation for the free through recovery program, including \$8 million from the general fund and \$3.3 million from federal funds.

<sup>5</sup> The source of funding for law enforcement payroll costs is adjusted to provide \$18,371,718 from the federal Coronavirus Relief Fund rather than the general fund.

This amendment also:

- Appropriates \$43,689,050 from the federal Coronavirus Relief Fund for law enforcement payroll costs for the period March 2020 through June 2021, and provides that the Department of Corrections and Rehabilitation not spend the amounts appropriated from the general fund for law enforcement payroll costs during this time period.
- Adds a section to identify \$18,371,718 from the federal Coronavirus Relief Fund is for law enforcement payroll costs for the period beginning July 1, 2021, and ending December 31, 2021.
- Adds a section to identify the Department of Corrections and Rehabilitation as the payer of last resort whenever any other benefit or source of third-party payment, excluding the substance use disorder treatment voucher program, is available for community-based behavioral health services.