

State Department of Health

Budget No. 301

Senate Bill Nos. 2004, 2030, 2226, and 2354, and House Bill Nos. 1038 and 1135

	FTE Positions	General Fund	Other Funds	Total
2013-15 executive budget (bills as introduced)	354.00	\$45,985,263	\$140,216,701	\$186,201,964
2013-15 legislative appropriations	354.00	46,001,508	139,568,434	185,569,942
Legislative increase (decrease) to executive budget	0.00	\$16,245	(\$648,267)	(\$632,022)
Legislative increase (decrease) to 2011-13 appropriations	10.00	\$11,561,728 ¹	(\$21,380,319)	(\$9,818,591)

¹This amount reflects 2011-13 supplemental appropriations from the general fund totaling \$426,000 for salaries and wages (\$126,000) and litigation (\$300,000). The litigation funding is provided to pay expenses associated with possible litigation and other administrative proceedings involving the United States Environmental Protection Agency which is considered to be one-time funding.

ONGOING AND ONE-TIME GENERAL FUND APPROPRIATIONS

	Ongoing General Fund Appropriation	One-Time General Fund Appropriation	Total General Fund Appropriation
2011-13 legislative appropriations	\$33,039,780	\$1,400,000	\$34,439,780
2013-15 legislative appropriations	44,921,508	1,080,000	46,001,508
2013-15 legislative increase (decrease) to 2011-13 appropriations	\$11,881,728	(\$320,000)	\$11,561,728
Percentage increase (decrease) to 2011-13 appropriations	36.0%	(22.9%)	33.6%
2013-15 legislative increase (decrease) to executive budget	(\$453,755)	\$470,000	\$16,245
Percentage increase (decrease) to executive budget	(1.0%)	77.0%	0.04%

SUMMARY OF LEGISLATIVE CHANGES TO THE EXECUTIVE BUDGET AND MAJOR FUNDING ITEMS

Salaries and Wages

The legislative action affecting the recommended appropriation for the State Department of Health is in accordance with legislative salary and fringe benefits guidelines as contained in House Bill No. 1015. Consistent with the guidelines, a portion of salaries and wages funding from the general fund (\$707,673) and from other funds (\$1,515,616) for permanent employees' compensation and benefits is reallocated to an accrued leave payments line item for paying accrued annual leave and sick leave for eligible employees.

	Major Items FTE Positions	General Fund	Other Funds	Total
The legislative action:				
Adjusted funding for state employee salaries and benefits consistent with the legislative compensation package guidelines included in House Bill No. 1015.		(\$654,506)	(\$558,267)	(\$1,212,773)

Added funding for recommended followup colorectal screenings to provide a total of \$762,800 from the general fund for the colorectal screening initiative, an increase of \$285,200 from the 2011-13 biennium.		160,200		160,200
Increased funding for continued implementation of the statewide integrated stroke system of care to provide a total of \$856,324 from the general fund.		383,000		383,000
Removed funding for Workforce Safety and Insurance for volunteers. The additional payment was determined to be unnecessary by Workforce Safety and Insurance.		(84,000)		(84,000)
Removed oil impact funding for grants to local public health units in oil-impacted areas of the state.		(1,184,000)		(1,184,000)
Increased funding for local public health units to provide a total of \$4 million from the general fund to be distributed statewide, \$1 million more than the 2011-13 biennium.		250,000		250,000
Decreased funding for operating expenses departmentwide.		(25,000)	(100,000)	(125,000)
Reduced funding for professional services to contract with the University of North Dakota School of Medicine and Health Sciences to perform autopsies in the eastern part of the state to provide a total of \$480,000. The Legislative Assembly identified the funding as one-time funding.		(160,000)		(160,000)
Adjusted the funding source of one-time funding for a food and lodging licensing management system from the general fund to special funds from food and lodging fees.		(110,000)	110,000	
Removed funding for 1 FTE laboratory services position (\$101,638) and related operating expenses (\$85,543).	(1.00)	(187,181)		(187,181)
Added contingent funding for family violence services and prevention grants. The funding is contingent on a reduction in federal funds resulting from sequestration.		80,000		80,000
Reduced federal funding for operating expenses due to the repeal of North Dakota Century Code Chapter 23-17.5 related to health care provider cooperative agreements.			(100,000)	(100,000)
Added funding for 1 FTE position and related operating expenses to establish and administer an autism spectrum disorder database (House Bill No. 1038).	1.00	235,732		235,732
Added funding for a grant to an organization to provide mobile dental care services to underserved children in areas of the state with limited or unavailable dental services (House Bill No. 1135).		100,000		100,000

Added funding to plan for or establish regional public health networks (Senate Bill No. 2030).	700,000	700,000
Increased funding for the comprehensive state trauma system to provide a total of \$432,000 from the general fund (Senate Bill No. 2226).	332,000	332,000
Added funding for a loan repayment program for dentists who practice in a public setting or nonprofit dental clinic using a sliding fee scale schedule to bill patients (Senate Bill No. 2354).	180,000	180,000
Total	<u>0.00</u>	<u>\$16,245</u>
		<u>(\$648,267)</u>
		<u>(\$632,022)</u>

FTE Changes

The 2013-15 biennium appropriation includes funding for 354 FTE positions, the same as the executive recommendation and an increase of 10 FTE positions from the 2011-13 biennium authorized level of 344 FTE positions. The following table summarizes FTE position changes included in the 2013-15 executive budget and the legislative appropriation:

Position	Executive Budget FTE Changes	Legislative FTE Changes	Legislative Increase (Decrease) From Executive Budget
Air quality environmental scientist II	1.00	1.00	0.00
Laboratory administrative assistant II	1.00	0.00	(1.00)
Municipal facilities environmental engineer II	2.00	2.00	0.00
Municipal facilities environmental scientist II	1.00	1.00	0.00
Waste management environmental scientist II	1.00	1.00	0.00
Water quality environmental scientist II	3.00	3.00	0.00
Community paramedic coordinator	1.00	1.00	0.00
Autism spectrum disorder database coordinator (House Bill No. 1038)		1.00	1.00
Total	10.00	10.00	0.00

One-Time Funding

In Section 2 of Senate Bill No. 2004, the Legislative Assembly identified \$1,245,000, of which \$980,000 is from the general fund, as one-time funding for the 2013-15 biennium. In addition, the Legislative Assembly provided in House Bill No. 1135 one-time funding of \$100,000 from the general fund for a mobile dental care services grant. The Legislative Assembly did not change the executive recommendation for one-time funding from the general fund for expenses associated with litigation and other administrative proceedings involving the United States Environmental Protection Agency (\$500,000) and identified \$480,000 provided to contract with the University of North Dakota School of Medicine and Health Sciences to perform autopsies in the eastern part of the state as one-time funding from the general fund. The Legislative Assembly adjusted the funding source of one-time funding included in the executive recommendation for a food and lodging licensing management system (\$110,000) from the general fund to special funds. These amounts are not to be considered part of the agency's base budget for preparing the 2015-17 executive budget, and the State Department of Health is to report to the Appropriations Committees during the 2015 legislative session on the use of this funding.

Emergency Medical Services Funding

The Legislative Assembly did not change the executive recommendation for rural emergency medical services grants. Senate Bill No. 2004 provides a total of \$7,340,000, of which \$6,090,000 is from the general fund and \$1,250,000 is from the insurance tax distribution fund, for rural emergency medical services grants, including training grants (\$940,000). This level of funding represents an increase of \$2.15 million from the general fund compared to the 2011-13 biennium. In addition, House Bill No. 1358 provides \$7 million from the oil and gas impact grant fund for grants to emergency medical services providers for extraordinary

expenditures that would mitigate negative effects of oil development impact affecting emergency medical services providers providing service in oil-producing counties, including the need for increased emergency medical services providers services, staff, funding, equipment, coverage, and personnel training.

Tobacco Prevention and Control Funding

Senate Bill No. 2004 provides a total tobacco prevention appropriation of \$5,544,251, of which \$3,220,354 is from the community health trust fund and \$2,323,897 is from federal funds. Funding from the community health trust fund provides for community health tobacco programs, the Tobacco Quitline, and a tobacco prevention coordinator. This funding is in addition to \$15,815,828 provided from the tobacco prevention and control trust fund to the Tobacco Prevention and Control Committee.

Other Sections in Bill

Family violence services and prevention grants - Section 3 provides that additional funding in the grants line item for family violence services and prevention grants of \$80,000 from the general fund is contingent on the State Department of Health certifying to the Director of the Office of Management and Budget that federal funds available to the department for family violence grants have been reduced due to federal sequestration. The department may spend these funds to the extent that federal funds are reduced.

Environment and rangeland protection fund - Section 4 authorizes the department to spend \$272,310 from the environment and rangeland protection fund for ground water testing programs. Of this amount, \$50,000 is for a grant to the North Dakota Stockmen's Association for the environmental services program.

Indirect cost recoveries - Section 5 allows the State Department of Health to deposit indirect cost recoveries from federal programs and special funds in its operating account.

Colorectal screening initiative - Section 6 provides that the grants line item includes \$160,200 from the general fund for recommended followup colorectal screenings and that followup colorectal screenings are included as part of the colorectal screening initiative. The cost of recommended followup screenings may not exceed \$1,800 per screening.

Abortion control - Sections 7 and 8 provide further amendments to North Dakota Century Code sections related to abortion control as created and amended in Senate Bill No. 2368.

State autopsy funding - Section 9 provides for a Legislative Management study of funding provided by the state for autopsies and state and county responsibility for the cost of autopsies, including the feasibility and desirability of counties sharing in the cost of autopsies performed by the State Department of Health and the University of North Dakota School of Medicine and Health Sciences.

Distribution of emergency medical services financial assistance - Section 10 repeals Section 23-46-05, relating to a distribution limit on state financial assistance for emergency medical services.

Related Legislation

2011-13 deficiency appropriation - House Bill No. 1023 provides a 2011-13 deficiency appropriation to the State Department of Health for additional food and lodging for staff in western North Dakota (\$126,000) and loan repayment relating to the Environmental Protection Agency lawsuit (\$300,000).

Autism spectrum disorder database - House Bill No. 1038 appropriates \$235,732 from the general fund for 1 FTE position and related operating expenses to establish and administer an autism spectrum disorder database. A fiscal note prepared by the State Department of Health identified the need for 2 FTE positions (\$291,464) and operating expenses (\$100,000) for a total fiscal impact of \$391,464 from the general fund.

Mobile dental care services grant - House Bill No. 1135 provides a one-time appropriation of \$100,000 from the general fund to the State Department of Health for a grant to an organization to provide mobile dental care services, including dental treatment, prevention, and education services to low-income and underserved children in areas of the state.

Comprehensive emergency cardiovascular medical system - House Bill No. 1175 requires the State Department of Health to establish and maintain a comprehensive emergency cardiovascular medical system. The bill also requires the department to form an acute cardiovascular emergency medical system of care advisory committee. The fiscal note prepared by the department indicates this bill has no fiscal impact on the State Department of Health as the responsibilities are covered by a position included in the executive recommendation and approved by the Legislative Assembly.

Oil and gas impact grants to emergency medical services providers - House Bill No. 1358 provides \$7 million from the oil and gas impact grant fund for grants to emergency medical services providers for extraordinary expenditures that would mitigate negative effects of oil development impact affecting emergency medical services providers providing service in oil-producing counties, including the need for increased emergency medical services providers services, staff, funding, equipment, coverage, and personnel training.

Diabetes goals and plans development - House Bill No. 1443 requires the State Department of Health to collaborate with the Department of Human Services, Indian Affairs Commission, and Public Employees Retirement System to develop diabetes goals and plans while completing an assessment and comparison to other chronic diseases and conditions. A fiscal note prepared by the State Department of Health indicates a fiscal impact of \$14,000 from the general fund.

Regional public health networks - Senate Bill No. 2030 provides an appropriation of \$700,000 from the general fund to the State Department of Health to plan for or establish regional public health networks.

Comprehensive state trauma system - Senate Bill No. 2226 provides an appropriation of \$332,000 from the general fund to the State Department of Health for a comprehensive state trauma system.

Regulation of septic system servicing - Senate Bill No. 2308 defines terms related to the regulation of septic system servicing, increases the civil penalties for violations, and repeals similar language in Chapter 23-19. A fiscal note prepared by the State Department of Health indicates the bill does not have a fiscal impact as the department is already completing the inspections and issuing permits for septic system servicing.

Public health dentist loan repayment program - Senate Bill No. 2354 provides an appropriation of \$180,000 from the general fund for a loan repayment program for dentists who practice in a public health setting or nonprofit dental clinic using a sliding fee schedule to bill patients.