

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1002

That the Senate recede from its amendments as printed on pages 1565-1569 of the House Journal and pages 1318-1321 of the Senate Journal and that Engrossed House Bill No. 1002 be amended as follows:

Page 1, line 5, remove the second "and"

Page 1, line 5, after "transfer" insert "; to provide a statement of legislative intent; to provide for a study; and to declare an emergency"

Page 1, replace lines 16 through 21 with:

"Salaries and wages	\$10,909,112	\$429,608	\$11,338,720
Operating expenses	2,731,582	(25,820)	2,705,762
Capital assets	0	977,500	977,500
Judges' retirement	80,764	(80,764)	0
Guardianship monitoring program	<u>316,204</u>	<u>(33,162)</u>	<u>283,042</u>
Total all funds	\$14,037,662	\$1,267,362	\$15,305,024
Less estimated income	<u>0</u>	<u>970,000</u>	<u>970,000</u>
Total general fund	\$14,037,662	\$297,362	\$14,335,024"

Page 2, replace lines 3 through 11 with:

"Salaries and wages	\$67,602,628	\$5,639,640	\$73,242,268
Operating expenses	20,881,207	(484,305)	20,396,902
Capital assets	0	139,852	139,852
Judges' retirement	343,290	(62,958)	280,332
University of North Dakota central legal research	<u>40,000</u>	<u>(40,000)</u>	<u>0</u>
Total all funds	\$88,867,125	\$5,192,229	\$94,059,354
Less estimated income	<u>1,339,138</u>	<u>320,458</u>	<u>1,659,596</u>
Total general fund	\$87,527,987	\$4,871,771	\$92,399,758"

Page 2, replace lines 16 through 20 with:

"Judicial conduct commission and disciplinary board	<u>\$1,174,822</u>	<u>\$76,140</u>	<u>\$1,250,962</u>
Total all funds	\$1,174,822	\$76,140	\$1,250,962
Less estimated income	<u>482,701</u>	<u>0</u>	<u>482,701</u>
Total general fund	\$692,121	\$76,140	\$768,261"

Page 2, replace lines 25 through 28 with:

"Grand total general fund	\$102,257,770	\$5,245,273	\$107,503,043
Grand total special funds	<u>1,821,839</u>	<u>1,290,458</u>	<u>3,112,297</u>
Grand total all funds	\$104,079,609	\$6,535,731	\$110,615,340
Full-time equivalent positions	355.50	7.50	363.00"

Page 3, replace lines 2 through 6 with:

"Pipeline protest trials	\$1,500,000	\$0
Copy machines	0	82,500
Audio and visual equipment	0	64,852
Law library remodel	<u>0</u>	<u>970,000</u>
Total all funds	\$1,500,000	\$1,117,352
Less estimated income	<u>1,500,000</u>	<u>970,000</u>
Total general fund	\$0	\$147,352"

Page 3, after line 10, insert:

**"SECTION 3. ESTIMATED INCOME - CAPITOL BUILDING FUND - LEGISLATIVE INTENT.** The estimated income line item in subdivision 1 of section 1 of this Act includes \$970,000 of one-time funding from the capitol building fund to remodel the supreme court law library space in the judicial wing of the state capitol. It is the intent of the sixty-sixth legislative assembly that any remodel of judicial wing space result in at least two study rooms remaining in the judicial wing for use by attorneys appearing in cases before the supreme court."

Page 3, line 15, remove "one hundred sixty thousand one hundred"

Page 3, line 16, replace "forty-nine" with "one hundred fifty-nine thousand four hundred nine"

Page 3, line 16, remove "one"

Page 3, line 17, replace "hundred sixty-three thousand three hundred fifty-two" with "one hundred sixty-three thousand three hundred ninety-four"

Page 3, line 19, replace "four thousand five hundred ninety-eight" with "four thousand five hundred eight"

Page 3, line 20, remove "four thousand six hundred"

Page 3, line 21, replace "ninety" with "four thousand six hundred twenty-one"

Page 6, line 30, remove "one hundred forty-six thousand seven hundred"

Page 6, line 31, replace the first "forty-six" with "one hundred forty-six thousand two hundred sixty-nine"

Page 7, line 1, replace "one hundred forty-nine thousand six hundred eighty-one" with "one hundred forty-nine thousand nine hundred twenty-six"

Page 7, line 6, replace "four thousand two hundred forty" with "four thousand one hundred fifty-six"

Page 7, line 7, replace "four thousand three hundred twenty-four" with "four thousand two hundred sixty"

Page 7, after line 17, insert:

**"SECTION 17. LEGISLATIVE INTENT - NEW DISTRICT COURT JUDGES.** It is the intent of the sixty-sixth legislative assembly that the judicial branch consider the relocation of current district court judge positions prior to submitting a future request for any additional district court judge positions.

**SECTION 18. JUDICIAL BRANCH STUDY - DISTRICT COURT REPORTERS - REPORT.** During the 2019-20 interim, the judicial branch shall study the need for one

full-time equivalent court reporter position for each district court judgeship. The judicial branch shall report the results of its study to the budget section by December 31, 2020.

**SECTION 19. EMERGENCY.** The \$970,000 appropriated from the capitol building fund in section 1 to remodel the law library space and section 3 of this Act are declared to be an emergency measure."

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**House Bill No. 1002 - Summary of Conference Committee Action**

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
Supreme Court						
Total all funds	\$14,037,662	\$14,315,486	\$989,538	\$15,305,024	\$15,330,024	(\$25,000)
Less estimated income	0	0	970,000	970,000	970,000	0
General fund	\$14,037,662	\$14,315,486	\$19,538	\$14,335,024	\$14,360,024	(\$25,000)
FTE	43.50	43.50	0.00	43.50	43.50	0.00
District Courts						
Total all funds	\$88,867,125	\$93,107,909	\$951,445	\$94,059,354	\$94,330,110	(\$270,756)
Less estimated income	1,339,138	1,654,171	5,425	1,659,596	1,659,596	0
General fund	\$87,527,987	\$91,453,738	\$946,020	\$92,399,758	\$92,670,514	(\$270,756)
FTE	308.00	313.00	2.00	315.00	316.00	(1.00)
Judicial Conduct Commission						
Total all funds	\$1,174,822	\$1,246,948	\$4,014	\$1,250,962	\$1,250,962	\$0
Less estimated income	482,701	501,425	(18,724)	482,701	482,701	0
General fund	\$692,121	\$745,523	\$22,738	\$768,261	\$768,261	\$0
FTE	4.00	4.50	0.00	4.50	4.50	0.00
Bill total						
Total all funds	\$104,079,609	\$108,670,343	\$1,944,997	\$110,615,340	\$110,911,096	(\$295,756)
Less estimated income	1,821,839	2,155,596	956,701	3,112,297	3,112,297	0
General fund	\$102,257,770	\$106,514,747	\$988,296	\$107,503,043	\$107,798,799	(\$295,756)
FTE	355.50	361.00	2.00	363.00	364.00	(1.00)

**House Bill No. 1002 - Supreme Court - Conference Committee Action**

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
Salaries and wages	\$10,909,112	\$11,307,672	\$31,048	\$11,338,720	\$11,338,720	
Operating expenses	2,731,582	2,730,762	(25,000)	2,705,762	2,730,762	(\$25,000)
Capital assets		7,500	970,000	977,500	977,500	
Judges' retirement	80,764					
Guardianship monitoring program	316,204	269,552	13,490	283,042	283,042	
Total all funds	\$14,037,662	\$14,315,486	\$989,538	\$15,305,024	\$15,330,024	(\$25,000)
Less estimated income	0	0	970,000	970,000	970,000	0
General fund	\$14,037,662	\$14,315,486	\$19,538	\$14,335,024	\$14,360,024	(\$25,000)
FTE	43.50	43.50	0.00	43.50	43.50	0.00

**Department 181 - Supreme Court - Detail of Conference Committee Changes**

	Adds Funding for Salary and Benefit Increases <sup>1</sup>	Reduces Funding for Operating Expenses <sup>2</sup>	Adds Funding for Guardianship Monitoring <sup>3</sup>	Adds One-Time Funding to Remodel the Law Library <sup>4</sup>	Total Conference Committee Changes
Salaries and wages	\$31,048				\$31,048
Operating expenses		(\$25,000)			(25,000)
Capital assets				\$970,000	970,000
Judges' retirement					
Guardianship monitoring program	490		\$13,000		13,490
<b>Total all funds</b>	<b>\$31,538</b>	<b>(\$25,000)</b>	<b>\$13,000</b>	<b>\$970,000</b>	<b>\$989,538</b>
Less estimated income	0	0	0	970,000	970,000
General fund	\$31,538	(\$25,000)	\$13,000	\$0	\$19,538
FTE	0.00	0.00	0.00	0.00	0.00

<sup>1</sup> Funding is adjusted to provide employee salary increases of 2 percent on July 1, 2019, with a minimum monthly increase of \$120 and a maximum monthly increase of \$200, and 2.5 percent on July 1, 2020, the same as the Senate version. The House provided funding for a 2 percent salary increase on July 1, 2019, and a 2 percent salary increase on July 1, 2020.

<sup>2</sup> Funding for operating expenses is reduced by \$25,000 from the general fund.

<sup>3</sup> Funding is added from the general fund for guardian certification and continuing education, the same as the Senate version.

<sup>4</sup> One-time funding of \$970,000 from the Capitol building fund is added to remodel the Supreme Court Law Library space in the judicial wing of the State Capitol, the same as the Senate version. Legislative intent is also provided for the judicial branch to maintain at least two study rooms for attorneys appearing in cases before the Supreme Court.

**House Bill No. 1002 - District Courts - Conference Committee Action**

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
Salaries and wages	\$67,602,628	\$72,327,095	\$915,173	\$73,242,268	\$73,413,024	(\$170,756)
Operating expenses	20,881,207	20,426,202	(29,300)	20,396,902	20,446,902	(50,000)
Capital assets		75,000	64,852	139,852	189,852	(50,000)
Judges' retirement	343,290	279,612	720	280,332	280,332	
UND central legal research	40,000					
<b>Total all funds</b>	<b>\$88,867,125</b>	<b>\$93,107,909</b>	<b>\$951,445</b>	<b>\$94,059,354</b>	<b>\$94,330,110</b>	<b>(\$270,756)</b>
Less estimated income	1,339,138	1,654,171	5,425	1,659,596	1,659,596	0
General fund	\$87,527,987	\$91,453,738	\$946,020	\$92,399,758	\$92,670,514	(\$270,756)
FTE	308.00	313.00	2.00	315.00	316.00	(1.00)

**Department 182 - District Courts - Detail of Conference Committee Changes**

	Adds Funding for Salary and Benefit Increases <sup>1</sup>	Adds FTE Positions <sup>2</sup>	Reduces Funding for Operating Expenses <sup>3</sup>	Adds Funding for Drug Court <sup>4</sup>	Adds One-Time Funding for Audio and Video Equipment <sup>5</sup>	Total Conference Committee Changes
Salaries and wages	\$215,696	\$594,937		\$104,540		\$915,173
Operating expenses			(\$50,000)	20,700		(29,300)
Capital assets					\$64,852	64,852
Judges' retirement	720					720
UND central legal research						
<b>Total all funds</b>	<b>\$216,416</b>	<b>\$594,937</b>	<b>(\$50,000)</b>	<b>\$125,240</b>	<b>\$64,852</b>	<b>\$951,445</b>
Less estimated income	5,425	0	0	0	0	5,425
General fund	\$210,991	\$594,937	(\$50,000)	\$125,240	\$64,852	\$946,020
FTE	0.00	2.00	0.00	0.00	0.00	2.00

<sup>1</sup> Funding is adjusted to provide employee salary increases of 2 percent on July 1, 2019, with a minimum monthly increase of \$120 and a maximum monthly increase of \$200, and 2.5 percent on July 1, 2020, the same as the Senate version. The House provided funding for a 2 percent salary increase on July 1, 2019, and a 2 percent salary increase on July 1, 2020.

<sup>2</sup> The following FTE positions and related funding are added:

	<u>FTE Positions</u>	<u>General Fund</u>
Judge - South central district	1.0	\$413,932
Court reporter - South central district	<u>1.0</u>	<u>181,005</u>
Total	2.0	\$594,937

The Conference Committee did not include \$170,756 for 1 FTE juvenile court officer in the southeast district, which the Senate had added.

<sup>3</sup> Funding for operating expenses is reduced by \$50,000 from the general fund.

<sup>4</sup> Funding is added for a drug court in the Southeast Judicial District.

<sup>5</sup> One-time funding of \$64,852 is added from the general fund for district court audio and video equipment. The Senate provided \$114,852 from the general fund and the House did not provide funding for audio and video equipment.

**House Bill No. 1002 - Judicial Conduct Commission - Conference Committee Action**

	<u>Base Budget</u>	<u>House Version</u>	<u>Conference Committee Changes</u>	<u>Conference Committee Version</u>	<u>Senate Version</u>	<u>Comparison to Senate</u>
Judicial Conduct Commission	\$1,174,822	\$1,246,948	\$4,014	\$1,250,962	\$1,250,962	
Total all funds	\$1,174,822	\$1,246,948	\$4,014	\$1,250,962	\$1,250,962	\$0
Less estimated income	482,701	501,425	(18,724)	482,701	482,701	0
General fund	<u>\$692,121</u>	<u>\$745,523</u>	<u>\$22,738</u>	<u>\$768,261</u>	<u>\$768,261</u>	<u>\$0</u>
FTE	4.00	4.50	0.00	4.50	4.50	0.00

**Department 183 - Judicial Conduct Commission - Detail of Conference Committee Changes**

	<u>Adjusts Funding for Salary and Benefit Increases<sup>1</sup></u>	<u>Total Conference Committee Changes</u>
Judicial Conduct Commission	\$4,014	\$4,014
Total all funds	\$4,014	\$4,014
Less estimated income	(18,724)	(18,724)
General fund	<u>\$22,738</u>	<u>\$22,738</u>
FTE	0.00	0.00

<sup>1</sup> Funding is adjusted to provide employee salary increases of 2 percent on July 1, 2019, with a minimum monthly increase of \$120 and a maximum monthly increase of \$200, and 2.5 percent on July 1, 2020, the same as the Senate version. The House provided funding for a 2 percent salary increase on July 1, 2019, and a 2 percent salary increase on July 1, 2020. Funding is also adjusted to provide that the salary and benefit increases be provided from the general fund, the same as the Senate version.

**House Bill No. 1002 - Other Changes - Conference Committee Action**

This amendment also:

- Adds a section to provide legislative intent that the judicial branch consider the relocation of current district court judge positions prior to submitting a future request for any additional district court judge positions, the same as the Senate version.
- Adds a new section to provide for the judicial branch to study the need for 1 FTE court reporter position for each district court judge, and to report its findings to the Budget Section.