

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1004

Page 1, line 2, after "health" insert "; to amend and reenact section 23-02.1-29 of the North Dakota Century Code, relating to vital records fees; to provide a statement of legislative intent; to provide a report; and to declare an emergency"

Page 1, replace lines 10 through 23 with:

| " | <u>Base Level</u> | <u>Adjustments or Enhancements</u> | <u>Appropriation</u> |
|---|--------------------|--|----------------------|
| Salaries and wages | \$36,371,434 | \$1,143,172 | \$37,514,606 |
| Operating expenses | 27,714,187 | 5,038,893 | 32,753,080 |
| Capital assets | 2,188,491 | 1,646,322 | 3,834,813 |
| Grants | 46,441,941 | 6,615,351 | 53,057,292 |
| Tobacco prevention | 13,646,704 | (752,496) | 12,894,208 |
| Women, infants, and children food payments | 20,200,000 | (420,000) | 19,780,000 |
| Medical marijuana | <u>1,465,704</u> | <u>(1,465,704)</u> | <u>0</u> |
| Total all funds | \$148,028,461 | \$11,805,538 | \$159,833,999 |
| Less estimated income | <u>115,278,152</u> | <u>8,503,033</u> | <u>123,781,185</u> |
| Total general fund | \$32,750,309 | \$3,302,505 | \$36,052,814 |
| Full-time equivalent positions | 211.50 | (7.50) | 204.00" |

Page 2, line 1, after "**BUDGET**" insert "**- REPORT TO SIXTY-SEVENTH LEGISLATIVE ASSEMBLY**"

Page 2, line 3, after "biennium" insert "and the 2019-21 biennium one-time funding items included in the appropriation in section 1 of this Act"

Page 2, replace lines 4 through 8 with:

| " | <u>One-Time Funding Description</u> | <u>2017-19</u> | <u>2019-21</u> |
|--|-------------------------------------|------------------|------------------|
| Medical marijuana | | \$95,066 | \$0 |
| Women, infants, and children system upgrade | | 1,739,220 | 354,554 |
| Law enforcement support | | 1,420,000 | 0 |
| Microbiology laboratory technology upgrades | | 0 | 450,000 |
| Microbiology laboratory capital improvements | | <u>0</u> | <u>1,220,000</u> |
| Total all funds | | \$3,254,286 | \$2,024,554 |
| Less estimated income | | <u>3,254,286</u> | <u>1,934,554</u> |
| Total general fund | | \$0 | \$90,000 |

The 2019-21 biennium one-time funding amounts are not a part of the entity's base budget for the 2021-23 biennium. The state department of health shall report to the appropriations committees of the sixty-seventh legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2019, and ending June 30, 2021."

Page 2, remove lines 12 through 14

Page 2, line 16, replace "\$12,878,195" with "\$2,625,324"

Page 2, line 17, remove "for tobacco prevention and related health programs"

Page 2, line 17, after the period insert "Of this amount, \$300,000 is for domestic violence offender treatment grants, \$580,324 is for cancer programs, \$525,000 is for grants to local public health units, and \$1,220,000 is for microbiology laboratory capital improvements."

SECTION 5. AMENDMENT. Section 23-02.1-29 of the North Dakota Century Code is amended and reenacted as follows:

23-02.1-29. Fees.

1. The state department of health shall prescribe the fees, if any, not to exceed ~~five~~fifteen dollars, to be paid for the following:
 - a. Each certified copy of a record.
 - b. Each certified statement of the facts of birth other than a copy of the original birth record.
 - c. Each filing of a new record of birth or fetal death following adoption,~~legitimation, or determination of paternity.~~
 - d. Each filing of a delayed record of birth or death except as provided for in subsection 4 of section 23-02.1-18.
 - e. Each filing of an amendment to a birth or death record.
 - f. A search of the files or records when no copy is made.
 - g. A noncertified informational copy of a death or marriage record.

The fee for each additional copy of ~~the same document, a death or fetal death record,~~ requested at the same time, may not exceed ~~two~~ten dollars.

2. Except as otherwise provided in subsection 3, fees collected under this section by the state registrar must be deposited in the ~~general fund of this state~~operating fund of the state department of health, according to procedures established by the state treasurer.
3. The state department of health shall ~~charge a fee~~quarterly pay fees in the amount of two dollars for the issuance of each certified copy of a birth record, in addition to those fees authorized by subsection 1, in the amount of two dollars for the issuance of each certified copy of a birth record. This additional fee must be paid to the state registrar prior to the issuance of each certified copy of a birth record. The state registrar shall quarterly pay the additional fees collected pursuant to this subsection into the children's trust fund created by section 50-27-01.
4. All fees collected in excess of the fees appropriated must be transferred to the general fund of this state at the end of each biennium.

SECTION 6. LEGISLATIVE INTENT - LIFE SAFETY PLAN REVIEW FEES. It is the intent of the sixty-sixth legislative assembly that the state department of health reduce the minimum fee charged for life safety construction or renovation plans review of small projects for facilities from \$750 to \$500.

SECTION 7. EMERGENCY. The sum of \$450,000, of which \$90,000 is from the general fund and \$360,000 is from other funds, for microbiology laboratory technology upgrades appropriated in section 1 of this Act is declared to be an emergency measure."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1004 - State Department of Health - House Action

| | Base Budget | House Changes | House Version |
|-----------------------|---------------|---------------|---------------|
| Salaries and wages | \$36,371,434 | \$1,143,172 | \$37,514,606 |
| Operating expenses | 27,714,187 | 5,038,893 | 32,753,080 |
| Capital assets | 2,188,491 | 1,646,322 | 3,834,813 |
| Grants | 46,441,941 | 6,615,351 | 53,057,292 |
| Tobacco prevention | 13,646,704 | (752,496) | 12,894,208 |
| WIC food payments | 20,200,000 | (420,000) | 19,780,000 |
| Medical marijuana | 1,465,704 | (1,465,704) | |
| Total all funds | \$148,028,461 | \$11,805,538 | \$159,833,999 |
| Less estimated income | 115,278,152 | 8,503,033 | 123,781,185 |
| General fund | \$32,750,309 | \$3,302,505 | \$36,052,814 |
| FTE | 211.50 | (7.50) | 204.00 |

Department 301 - State Department of Health - Detail of House Changes

| | Adjusts Funding for Base Payroll Changes ¹ | Adds Funding for Salary and Benefit Increases ² | Adds Cost to Continue Adjustments ³ | Adjusts Funding for Various Programs ⁴ | Removes 6.5 FTE positions and Related Operating Expenses ⁵ | Adjusts Funding and FTE Positions for the Medical Marijuana Division ⁶ |
|-----------------------|---|--|--|---|---|---|
| Salaries and wages | (\$31,805) | \$1,779,851 | | | (\$1,781,507) | |
| Operating expenses | | | \$4,473,376 | | (545,098) | |
| Capital assets | | | | | | |
| Grants | | | 7,788,061 | | (736,000) | |
| Tobacco prevention | (38,622) | 52,934 | (135,528) | | (706,280) | |
| WIC food payments | | | (420,000) | | | |
| Medical marijuana | 132,155 | | | | | (\$1,597,859) |
| Total all funds | \$61,728 | \$1,832,785 | \$11,705,909 | \$0 | (\$3,768,885) | (\$1,597,859) |
| Less estimated income | 55,045 | 991,180 | 10,596,715 | (6,378,195) | (584,041) | (1,146,592) |
| General fund | \$6,683 | \$841,605 | \$1,109,194 | \$6,378,195 | (\$3,184,844) | (\$451,267) |
| FTE | 0.00 | 0.00 | 0.00 | 0.00 | (6.50) | (1.00) |

| | Transfers the Suicide Prevention Program ⁷ | Adds 1 FTE Food and Lodging Position ⁸ | Restores Funding for Vital Records ⁹ | Increases Funding for Life Safety Inspections ¹⁰ | Adds Funding for a Federal Opioid Program ¹¹ | Adds Funding for Emergency Medical Services Licensing and Records Management ¹² |
|-----------------------|---|---|---|---|---|--|
| Salaries and wages | (\$319,503) | \$159,720 | \$1,218,501 | \$80,000 | \$37,915 | |
| Operating expenses | (259,993) | 26,185 | 704,821 | | 34,410 | \$126,000 |
| Capital assets | | | | | | |
| Grants | (1,265,000) | | | | 253,290 | |
| Tobacco prevention | | | | | | |
| WIC food payments | | | | | | |
| Medical marijuana | | | | | | |
| Total all funds | (\$1,844,496) | \$185,905 | \$1,923,322 | \$80,000 | \$325,615 | \$126,000 |
| Less estimated income | (583,984) | 0 | 1,923,322 | 30,000 | 325,615 | 0 |
| General fund | (\$1,260,512) | \$185,905 | \$0 | \$50,000 | \$0 | \$126,000 |
| FTE | (1.00) | 1.00 | 0.00 | 0.00 | 0.00 | 0.00 |

| | Adds Funding for Microsoft Office 365 Licensing ¹³ | Adjusts Funding for Bond and Capital Payments ¹⁴ | Increases Funding for Extraordinary Repairs ¹⁵ | Adjusts Funding for Equipment ¹⁶ | Increases Funding for Local Public Health Unit Grants ¹⁷ | Adjusts Funding for Cancer Programs and Domestic Violence Offender Treatment ¹⁸ |
|------------------------|---|---|---|---|---|--|
| Salaries and wages | | | | | | |
| Operating expenses | \$124,638 | | | | | |
| Capital assets | | \$94,604 | \$127,659 | (\$245,941) | | |
| Grants | | | | | \$525,000 | \$50,000 |
| Tobacco prevention | | | | | | |
| WIC food payments | | | | | | |
| Medical marijuana | | | | | | |
| Total all funds | \$124,638 | \$94,604 | \$127,659 | (\$245,941) | \$525,000 | \$50,000 |
| Less estimated income | 82,261 | 761 | 97,009 | (245,941) | 525,000 | 880,324 |
| General fund | \$42,377 | \$93,843 | \$30,650 | \$0 | \$0 | (\$830,324) |
| FTE | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |

| | Adds Funding to Transfer Youth Access Reporting ¹⁹ | Adds One-Time Funding for a Women, Infants, and Children Technology Project ²⁰ | Adds One-Time Funding for Microbiology Laboratory Capital Improvements ²¹ | Adds One-Time Funding for Microbiology Laboratory Technology Upgrades ²² | Total House Changes |
|------------------------|---|---|--|---|---------------------|
| Salaries and wages | | | | | \$1,143,172 |
| Operating expenses | | \$354,554 | | | 5,038,893 |
| Capital assets | | | \$1,220,000 | \$450,000 | 1,646,322 |
| Grants | | | | | 6,615,351 |
| Tobacco prevention | \$75,000 | | | | (752,496) |
| WIC food payments | | | | | (420,000) |
| Medical marijuana | | | | | (1,465,704) |
| Total all funds | \$75,000 | \$354,554 | \$1,220,000 | \$450,000 | \$11,805,538 |
| Less estimated income | 0 | 354,554 | 1,220,000 | 360,000 | 8,503,033 |
| General fund | \$75,000 | \$0 | \$0 | \$90,000 | \$3,302,505 |
| FTE | 0.00 | 0.00 | 0.00 | 0.00 | (7.50) |

¹ Funding is adjusted for base payroll changes.

² The following funding is added for 2019-21 biennium salary adjustments of 2 percent per year and increases in health insurance premiums from \$1,241 to \$1,427 per month:

| | General Fund | Other Funds | Total |
|---------------------------|------------------|------------------|--------------------|
| Salary increase | \$397,095 | \$462,956 | \$860,051 |
| Health insurance increase | 444,510 | 528,224 | 972,734 |
| Total | \$841,605 | \$991,180 | \$1,832,785 |

³ Funding is adjusted for base budget changes, including increases relating to technology, professional development, travel and other operating expenses; and various grant programs including the state-funded loan repayment programs and federal grant programs.

⁴ Funding is provided from the general fund and the community health trust fund for various programs funded from the tobacco prevention and control trust fund during the 2017-19 biennium, including the tobacco prevention and control program, state aid to local public health units, the stroke and cardiac care program, cancer programs, medical and behavioral health loan repayment programs, and domestic violence offender treatment.

⁵ Funding and 6.5 FTE undesignated positions are removed agencywide.

⁶ One FTE office assistant III position, including salaries and wages, and related medical marijuana program expenditures are removed and these costs will be paid through a continuing appropriation.

⁷ The suicide prevention program is transferred from the State Department of Health to the Department of Human Services, including 1 FTE position and related funding for salaries and wages, operating expenses, and grants.

⁸ One FTE food and lodging environmental health position, including salaries and wages and operating expenses, is added.

⁹ Vital records fees are increased and funding is restored from vital records fee revenue for salaries and wages and operating expenses removed as part of the base budget reductions for the Vital Records Division.

¹⁰ Funding for temporary salaries related to life safety construction and renovation plan review is increased to provide a total of \$130,000, of which \$50,000 is from the general fund and \$80,000 is from fee revenue.

¹¹ Funding is added for a federal opioid program.

¹² Funding is added to implement an emergency medical services data licensing and records management system.

¹³ Funding is added for Microsoft Office 365 license expense.

¹⁴ Funding is adjusted for bond and capital payments to provide a total of \$518,457, of which \$457,947 is from the general fund.

¹⁵ Funding for extraordinary repairs is increased to provide a total of \$1,317,009, of which \$55,650 is from the general fund.

¹⁶ Funding is adjusted for equipment over \$5,000 to provide a total of \$1,518,697 from other funds.

¹⁷ Funding is provided from the tobacco prevention and control trust fund to restore local public health unit grants reduced in the department's base budget to provide a total of \$5,250,000, of which \$4,725,000 is from the general fund and \$525,000 is from the tobacco prevention and control trust fund. This level of funding is the same as the 2017-19 biennium.

¹⁸ The funding source for cancer programs and domestic violence offender treatment grants is changed to the tobacco prevention and control trust fund and domestic violence offender treatment grants are increased by \$50,000. A total of \$880,324 is provided from the tobacco prevention and control trust fund for cancer programs (\$580,324) and domestic violence offender treatment grants (\$300,000).

¹⁹ Funding is added to transfer reporting of youth access to tobacco from the Department of Human Services to the State Department of Health.

²⁰ One-time funding is added from federal funds for operating expenses related to the continuation of the women, infants, and children electronic benefit transfer project.

²¹ One-time funding is added from the tobacco prevention and control trust fund for microbiology laboratory capital improvements.

²² One-time funding is added, including funding from federal funds, for microbiology laboratory information technology upgrades.

This amendment also:

- Removes a section related to funding from the student loan trust fund;
- Amends the section related to funding from the tobacco prevention and control trust fund;
- Adds a section to amend Section 23-02.1-29 to increase vital records fees; resulting in an estimated increase in general fund revenues of \$312,000 for the 2019-21 biennium.
- Adds a section of legislative intent related to life safety construction and renovation plan review fees; and
- Adds a section to declare funding related to the microbiology laboratory technology upgrades an emergency measure.