

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1012

Page 1, line 2, after "services" insert "; to provide an appropriation to the state department of health; to provide an appropriation to the legislative council; to provide an appropriation to the office of management and budget"

Page 1, line 2, after "a" insert "new section to chapter 1-02, two"

Page 1, line 2, replace "section" with "sections"

Page 1, line 2, after "50-06" insert ", and a new section to chapter 50-24.1"

Page 1, line 3, after the first "to" insert "person-first language,"

Page 1, line 3, after "grants" insert ", a behavioral health bed management system, and medical assistance coverage of interpreter services; to create and enact a new paragraph to subdivision I of subsection 1 of section 50-11.1-22 of the North Dakota Century Code as created by section 8 of House Bill No. 1416, as approved by the sixty-seventh legislative assembly, relating to the North Dakota early childhood council membership"

Page 1, line 4, after "50-06-42" insert ", 50-11.1-14, 50-24.1-02.7, 50-24.1-31,"

Page 1, line 5, after "program" insert ", early childhood workforce development fees, Medicaid coverage for workers with disability coverage and families of children with disabilities,"

Page 1, line 9, after "application" insert "; to provide for retroactive application"

Page 1, remove lines 22 through 24

Page 2, remove lines 1 through 30

Page 3, replace lines 1 through 10 with:

"Salaries and wages	\$20,222,500	(\$882,643)	\$19,339,857
Operating expenses	134,438,862	83,747,426	218,186,288
Capital assets	<u>50,000</u>	<u>25,000</u>	<u>75,000</u>
Total all funds	\$154,711,362	\$82,889,783	\$237,601,145
Less estimated income	<u>90,021,088</u>	<u>49,909,553</u>	<u>139,930,641</u>
Total general fund	\$64,690,274	\$32,980,230	\$97,670,504

Subdivision 2.

PROGRAM AND POLICY

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and wages	\$68,994,873	\$53,731,256	\$122,726,129
Operating expenses	150,961,583	20,314,902	171,276,485
Capital assets	10,000	0	10,000
Grants	452,041,904	15,404,936	467,446,840
Grants - medical assistance	<u>2,742,157,720</u>	<u>295,998,870</u>	<u>3,038,156,590</u>
Total all funds	\$3,414,166,080	\$385,449,964	\$3,799,616,044

Less estimated income	<u>2,232,568,138</u>	<u>274,982,735</u>	<u>2,505,550,873</u>
Total general fund	\$1,181,597,942	\$112,467,229	\$1,294,065,171

Subdivision 3.

FIELD SERVICES

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Human service centers	\$204,701,143	(\$34,917,117)	\$169,784,026
Institutions	<u>137,476,480</u>	<u>(6,942,407)</u>	<u>130,534,073</u>
Total all funds	\$342,177,623	(\$41,859,524)	\$300,318,099
Less estimated income	<u>127,314,955</u>	<u>(13,041,660)</u>	<u>114,273,295</u>
Total general fund	\$214,862,668	(\$28,817,864)	\$186,044,804

Subdivision 4.

COUNTY SOCIAL SERVICE FINANCING

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
County social services	\$173,700,000	\$16,217,386	\$189,917,386
Total all funds	\$173,700,000	\$16,217,386	\$189,917,386
Less estimated income	<u>173,700,000</u>	<u>14,976,995</u>	<u>188,676,995</u>
Total general fund	\$0	\$1,240,391	\$1,240,391

Subdivision 5.

TOTAL - SECTION 1

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Grand total general fund	\$1,461,150,884	\$117,869,986	\$1,579,020,870
Grant total special funds	<u>2,623,604,181</u>	<u>324,827,623</u>	<u>2,948,431,804</u>
Grant total all funds	\$4,084,755,065	\$442,697,609	\$4,527,542,674
Full-time equivalent positions	2,230.23	19.10	2,249.33"

Page 3, after line 18, insert:

"Capital projects - southeast human service center	0	724,000
Developmental disabilities provider stabilization grants	0	125,000"

Page 3, replace lines 21 and 22 with:

"State hospital study	200,000	0"
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Page 3, replace lines 24 through 26 with:

"Total all funds	\$22,068,926	\$75,690,747
Less estimated income	<u>20,556,323</u>	<u>51,457,531</u>
Total general fund	\$1,512,603	\$24,233,216"

Page 4, line 5, remove "political subdivision "

Page 4, line 6, replace "for the state share of costs relating to the purchase of a fire truck" with "city located in a county of fewer than 25,000 individuals and provides prevention and extinguishment of fires at the North Dakota state hospital"

Page 4, line 10, remove "shall discontinue any agreement with a political subdivision for fire protection"

Page 4, line 11, remove "services and"

Page 4, after line 12, insert:

"SECTION 4. APPROPRIATION - STATE DEPARTMENT OF HEALTH. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$281,715, or so much of the sum as may be necessary, and the sum of \$281,715 from special funds derived from grants, donations, and other income, to the state department of health for the purpose of providing a grant to the task force on the prevention of sexual abuse of children for staff and programming materials focused on primary prevention activities, for the biennium beginning July 1, 2021, and ending June 30, 2023.

SECTION 5. APPROPRIATION - LEGISLATIVE MANAGEMENT STUDY - STATEWIDE ACUTE PSYCHIATRIC AND RESIDENTIAL CARE NEEDS.

1. During the 2021-22 interim, the legislative management shall study the acute psychiatric hospitalization and related step down residential treatment and support needs of individuals with mental illness. The legislative management shall create an acute psychiatric treatment committee consisting of eight members to conduct the study. The legislative management chairman shall designate the committee chairman and vice chairman and the legislative council shall provide staff services for the committee. The committee must complete the study by October 1, 2022.
2. As part of the study, the committee shall gather input from stakeholders and other groups, including private hospitals, the department of human services, and mental health advocates.
3. The study must review options for a long-term plan for acute psychiatric hospitalization and related step down residential treatment and support needs in the state and short-term options during the next two bienniums to contract with private provider acute psychiatric care facilities to provide treatment services in four or more cities in the state, workforce needs of such specific locations, and options to replace the existing state hospital facility with one or more treatment facilities focused on forensic psychiatric evaluation and treatment.
4. The committee, with the approval of the legislative management, may obtain consulting services to determine the total number of acute care beds needed in the state and to develop recommendations for private provider contracts, treatment requirements and outcome measures, locations in the state, including private and public facilities, the future use of facilities at the state hospital campus including the LaHaug building, and other items identified in subsection 3. The consulting services may also develop conceptual drawings for recommendations for a new state hospital.

5. The department of human services shall provide to the consultants and the committee a complete description of other outpatient and inpatient private and public behavioral health services, including substance use disorder facilities, existing in the state to prevent acute behavioral health hospitalization and to support patients following discharge from psychiatric hospitalization and related residential care.
6. The department of human services shall seek Medicaid plan amendments or Medicaid waivers to allow federal funding reimbursement for services provided in institutions for mental diseases to Medicaid beneficiaries between the ages of twenty-one and sixty-four.
7. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-eighth legislative assembly.
8. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$500,000, or so much of the sum as may be necessary, to the legislative council for consulting services for the study identified in this section, for the period beginning with the effective date of this section, and ending June 30, 2023. The funding appropriated in the section is considered a one-time funding item.

SECTION 6. APPROPRIATION - OFFICE OF MANAGEMENT AND BUDGET - CAPITOL BUILDING FUND. There is appropriated out of any moneys in the capitol building fund in the state treasury, not otherwise appropriated, the sum of \$25,000, or so much of the sum as may be necessary, to the office of management and budget for the purpose of utilizing a consultant to determine the compliance of the capitol building with 2010 Americans with Disabilities Act standards, for the biennium beginning July 1, 2021, and ending June 30, 2023. The funding appropriated in this section is considered a one-time funding item.

SECTION 7. SPENDING RESTRICTION - 2021-23 BIENNIUM - FEDERAL MEDICAL ASSISTANCE PERCENTAGE. The department of human services may not spend any general fund savings resulting from federal enhancements or adjustments that cause the federal medical assistance percentage to exceed the rates used by the sixty-seventh legislative assembly for budgeting purposes for the biennium beginning July 1, 2021, and ending June 30, 2023."

Page 5, line 1, after "**SERVICES**" insert "- **LEGISLATIVE INTENT**"

Page 5, line 5, after the period insert "It is the intent of the sixty-seventh legislative assembly that future legislative assemblies retain and exercise unfettered discretion to appropriate funds as they deem appropriate without regard to the federal department of justice lawsuit settlement.

SECTION 11. TRANSFER OF APPROPRIATION AUTHORITY. Section 1 of this Act includes appropriation authority for the department of human services for the biennium beginning July 1, 2021, and ending June 30, 2023. On September 1, 2022, in accordance with provisions of House Bill No. 1247, as approved by the sixty-seventh legislative assembly, the office of management and budget shall transfer remaining appropriation authority contained in section 1 of this Act, and any remaining appropriation authority for the department of human services in other bills approved by the sixty-seventh legislative assembly, to the department of health and human services. The appropriation authority in section 1 of this Act and appropriation authority for the

department of human services from any other bill that is transferred to the department of health and human services must be maintained and reported separately from other appropriation authority transferred to the department of health and human services.

SECTION 12. ESTIMATED INCOME - FEDERAL CORONAVIRUS RELIEF FUND. The estimated income line item in subdivision 2 of section 1 of this Act includes the sum of \$2,457,638 from the federal coronavirus relief fund for senior nutrition services and the sum of \$1,750,000 from the federal coronavirus relief fund for the community behavioral health program."

Page 5, line 7, replace "\$187,385,888" with "\$187,223,092"

Page 5, line 11, replace "\$24,000,000" with "\$31,500,000"

Page 5, line 20, remove "**STATE HOSPITAL -**"

Page 5, line 22, after "chapel" insert ", administrative building,"

Page 5, line 23, replace "4" with "8"

Page 5, after line 29, insert:

"SECTION 18. PERMANENT SUPPORTIVE HOUSING GRANTS.

Subdivision 2 of section 1 of this Act includes the sum of \$4,672,536 from the general fund for permanent supportive housing grants. The department of human services shall develop a funding methodology to distribute the funding to qualified entities that utilize best practices for permanent supportive housing, provide recovery-oriented and person-centered services, submit process and outcome measures to the department, and authorize the department to conduct onsite visits to review program operations.

SECTION 19. EMERGENCY STABILIZATION GRANTS - DEVELOPMENTAL DISABILITIES WAIVER.

1. Subdivision 2 of subsection 1 of this Act includes the sum of \$125,000 from the general fund for the purpose of providing emergency stabilization grants to developmental disability in-home support providers to support the sustainability of newly licensed providers within the developmental disability provider network. To be eligible to receive an emergency stabilization grant, a licensed developmental disability in-home support provider must be in operation as of October 1, 2020, with an initial license date of October 15, 2015, or later, and comply with grant requirements established by the department of human services. The requirements of chapter 54-44.4 do not apply to the selection of a grantee, the grant award, or payments made under this section.
2. The department of human services shall include in-home support providers in future appendix K applications, to allow eligibility for retainer payments in a manner equivalent to day support services.

SECTION 20. REFUGEE RESETTLEMENT SERVICES - LEGISLATIVE MANAGEMENT REPORT. Subdivision 2 of section 1 of this Act includes the sum of \$6,069,408 of federal funds for the refugee resettlement program. The department of human services shall collaborate with applicable federal and private placement agencies to develop a plan to resettle refugees in at least five geographically diverse communities in the state outside of the existing resettlement communities with a goal of resettling twenty-five percent of new refugees outside of existing resettlement

communities. During the 2021-22 interim, the department of human services shall provide a report to the legislative management regarding refugee resettlement services."

Page 7, replace lines 15 through 19 with:

"SECTION 22. EXPENDITURES MAY NOT EXCEED APPROPRIATION - MEDICAL ASSISTANCE EXPANSION PROGRAM - APPLICATION.

1. Subdivision 2 of section 1 of this Act includes the sum of \$703,317,464, of which \$80,934,488 is from the general fund, for the medical assistance expansion program for the biennium beginning July 1, 2021, and ending June 30, 2023. The expenditures for individuals eligible for the medical assistance expansion program may not exceed this amount. For purposes of this section:
 - a. Expenditures do not include those made for individuals identified as medically frail and who receive services through the traditional Medicaid program administered by the department of human services for which there is a separate appropriation of \$10,184,568 included in subdivision 2 of section 1 of this Act.
 - b. Expenditures do not include prescription drugs for the medical assistance expansion program population which is administered by the department of human services through its fee-for-service Medicaid program for which there is a separate appropriation of \$29,460,720 included in subdivision 2 of section 1 of this Act.
 - c. Expenditures do not include coverage for individuals ages nineteen and twenty for the medical assistance expansion program population which is administered by the department of human services through its fee-for-service Medicaid program for which there is a separate appropriation of \$12,705,466 included in subdivision 2 of section 1 of this Act.
2. The department of human services may exceed appropriations for increases in medical assistance expansion program caseload and for the addition of coverage consistent with the traditional Medicaid 1915(i) state plan.
3. The managed care organization under contract with the department to manage the medical assistance expansion program shall reimburse providers within the same provider type and specialty at consistent levels and with consistent methodology and may not provide incentive, quality, or supplemental payments to providers, unless part of a value-based program approved by the department. The managed care organization shall reimburse all North Dakota substance use providers of American society of addiction medicine level 2.5 at consistent levels and with consistent methodology. The managed care organization may consider urban and rural providers as different provider types. Critical access hospitals may not be paid less than one hundred percent of Medicare allowable costs.
4. The managed care organization and the department of human services shall ensure payments to Indian or Tribal 638 health care providers,

federally qualified health centers, and rural health clinics meet the federally required minimum levels of reimbursement.

5. The department of human services shall ensure providers within the same provider type and specialty are reimbursed at consistent levels and with consistent methodology and shall ensure the capitation rates under risk contracts are actuarially sound and are adequate to meet managed care organization contractual requirements regarding availability of services, assurance of adequate capacity and services, and coordination and continuity of care.

SECTION 23. A new section to chapter 1-02 of the North Dakota Century Code is created and enacted as follows:

Person-first language

The provisions of this code, unless the context otherwise requires, must be construed in person-first language and any new enactments of this code must be written in person-first language."

Page 8, line 9, replace "three" with "two"

Page 8, remove lines 19 through 31

Page 9, replace lines 1 through 13 with:

"SECTION 25. AMENDMENT. Section 50-06-42 of the North Dakota Century Code is amended and reenacted as follows:

50-06-42. Substance use disorder treatment voucher system.

1. The department shall establish and administer, within the limits of legislative appropriations, a voucher system to address underserved areas and gaps in the state's substance abuse treatment system and to assist in the payment of addiction treatment services provided by licensed substance abuse treatment programs, excluding regional human service centers, and hospital- or medical clinic-based programs for medical management of withdrawal-, and any institution for mental diseases in accordance with subsection 2.
2. The department shall deny a licensed substance abuse treatment program's substance use disorder treatment voucher system application and deny reimbursement by the substance use disorder treatment voucher system if the licensed substance abuse treatment program is an institution for mental diseases and reimbursement is requested for residential beds added on or after July 1, 2020.
3. Services eligible for the voucher program include only those levels of care recognized by the American society of addiction medicine, with particular emphasis given to underserved areas and programs. The department shall ensure that a licensed substance abuse treatment program, hospital, and medical clinic program accepting vouchers collects and reports process and outcome measures. The department shall develop requirements and provide training and technical assistance to a licensed substance abuse treatment program, hospital, and medical clinic program accepting

vouchers. A licensed substance abuse treatment program, hospital, and medical clinic program accepting vouchers shall provide evidence-based services.

SECTION 26. AMENDMENT. Section 50-06-42 of the North Dakota Century Code is amended and reenacted as follows:

50-06-42. Substance use disorder treatment voucher system.

1. The department shall establish and administer, within the limits of legislative appropriations, a voucher system to address underserved areas and gaps in the state's substance abuse treatment system and to assist in the payment of addiction treatment services provided by licensed substance abuse treatment programs, excluding regional human service centers, hospital- or medical clinic-based programs for medical management of withdrawal, and any institution for mental diseases in accordance with subsection 2.
2. The department shall deny a licensed substance abuse treatment program's substance use disorder treatment voucher system application and deny reimbursement by the substance use disorder treatment voucher system if the licensed substance abuse treatment program is an institution for mental diseases and reimbursement is requested for residential beds added on or after July 1, 2020.
3. Services eligible for the voucher program include only those levels of care recognized by the American society of addiction medicine, with particular emphasis given to underserved areas and programs. The department shall ensure that a licensed substance abuse treatment program, hospital, and medical clinic program accepting vouchers collects and reports process and outcome measures. The department shall develop requirements and provide training and technical assistance to a licensed substance abuse treatment program, hospital, and medical clinic program accepting vouchers. A licensed substance abuse treatment program, hospital, and medical clinic program accepting vouchers shall provide evidence-based services.
4. The department shall allocate funding appropriated for the substance use disorder treatment voucher as follows:
 - a. No more than forty-five percent of the appropriated amount may be allocated for residential substance use disorder services administered by licensed substance abuse treatment programs with more than sixteen beds.
 - b. The remaining appropriation must be allocated for residential programs with sixteen or fewer beds, nonresidential outpatient, and ancillary substance use disorder services administered by licensed substance abuse treatment programs.

SECTION 27. A new section to chapter 50-06 of the North Dakota Century Code is created and enacted as follows:

Behavioral health bed management system.

The department shall establish and maintain a behavioral health bed management system to improve utilization of behavioral health bed capacity. Public and private providers of residential or inpatient behavioral health services shall participate in and report daily to the department the information and documentation necessary to maintain the behavioral health bed management system in the form and manner prescribed by the department.

SECTION 28. AMENDMENT. Section 50-11.1-14 of the North Dakota Century Code is amended and reenacted as follows:

50-11.1-14. Workforce development.

1. The department may establish a statewide system to build systematic early childhood workforce voluntary training which may include distance learning formats, a professional registry, certificates, and specializations.
2. The department may charge reasonable fees for all training and development courses to offset costs. All fees collected under this section must be paid to the department or the department's authorized agent and must be used to defray the cost of providing training and development courses to providers and staff members of early childhood services.

SECTION 29. A new paragraph to subdivision I of subsection 1 of section 50-11.1-22 of the North Dakota Century Code, as created by section 8 of House Bill No. 1416, as approved by the sixty-seventh legislative assembly, is created and enacted as follows:

A special education director;

SECTION 30. AMENDMENT. Section 50-24.1-02.7 of the North Dakota Century Code is amended and reenacted as follows:

50-24.1-02.7. Workers with disabilities coverage.

The department shall establish and implement a buyin program to provide medical assistance to an individual who, except for substantial gainful activity, meets the definition of disabled under the supplemental security income program under title XVI of the federal Social Security Act, who is at least sixteen but less than sixty-five years of age, and who is gainfully employed. The program ~~must~~:

1. ~~Be~~Must be made available to an individual with a disability who is a member of a household with a net income less than two hundred twenty-five percent of the most recently revised official poverty line published by the federal office of management and budget applicable to the household size;
2. ~~Allow~~Must allow up to an additional ten thousand dollars in assets;
3. ~~Require~~Must require the payment of a premium that is based upon a sliding scale which may not be less than two and one-half percent nor more than seven and one-half percent of the individual's gross countable income;

4. ~~Include~~Must include a one-time program enrollment fee of one hundred dollars; and
5. ~~Provide~~Must provide that the failure of an enrolled individual to pay premiums for three months may result in the termination of enrollment in the program; and
6. May not require the payment of a premium or enrollment fee or disenroll an individual for failure to pay a premium or enrollment fee for workers with disabilities coverage during a federally declared emergency if collection of the premium or enrollment fee may impact the receipt of federal funds.

SECTION 31. AMENDMENT. Section 50-24.1-31 of the North Dakota Century Code is amended and reenacted as follows:

50-24.1-31. Optional medical assistance for families of children with disabilities.

1. The department shall establish and implement a buyin program under the federal Family Opportunity Act enacted as part of the Deficit Reduction Act of 2005 [Pub. L. 109-171; 120 Stat. 4; 42 U.S.C. 1396] to provide medical assistance and other health coverage options to families of children with disabilities and whose net income does not exceed two hundred fifty percent of the federal poverty line published by the federal office of management and budget applicable to the household size.
2. The department may not require the payment of a premium or disenroll an individual for failure to pay a premium for families of children with disabilities coverage during a federally declared emergency if collection of the premium may impact the receipt of federal funds.

Page 9, line 16, overstrike "**Effective through**"

Page 9, line 17, overstrike "**July 31,**"

Page 9, line 17, remove "**2023**"

Page 9, line 17, overstrike "-"

Page 11, remove the overstrike over line 1

Page 11, line 2, remove the overstrike over "section is"

Page 11, line 4, after "section" insert "an open record"

Page 11, line 4, remove the overstrike over the overstruck period

Page 11, after line 4, insert:

"SECTION 34. A new section to chapter 50-24.1 of the North Dakota Century Code is created and enacted as follows:

Interpreter services.

Medical assistance coverage, including Medicaid expansion, must include payment for sign and oral language interpreter services for assistance in providing covered health care services to a recipient of medical assistance who has limited

English proficiency or who has hearing loss and uses interpreting services. The department shall adopt rules to implement this section."

Page 11, after line 13, insert:

"SECTION 37. CONVEYANCE OF LAND AUTHORIZED - LIFE SKILLS AND TRANSITION CENTER. The state of North Dakota, by and through the department of human services, may convey real property associated with the life skills and transition center in Grafton to the Grafton fire department. The department of human services may convey a parcel of land, 7.45 acres, more or less, located in part of lot 1, block 1, state school first addition to the city of Grafton, which is located within the southwest $\frac{1}{4}$ of the southwest $\frac{1}{4}$ of section 13, township 157 north, range 53 west, on the terms and conditions determined appropriate by the department and attorney general. Sections 54-01-05.2 and 54-01-05.5 do not apply to this conveyance."

Page 11, remove lines 23 through 28

Page 12, line 3, replace "4" with "8"

Page 13, remove lines 13 through 31

Page 14, replace lines 1 through 6 with:

SECTION 48. EXEMPTION. The sum of \$750,000 from the general fund appropriated to the department of human services for the purpose of providing suicide prevention grants in chapter 37 of the 2019 Session Laws is not subject to the provisions of section 54-44.1-11. Any unexpended funds from this appropriation are available for the suicide prevention grants during the biennium beginning July 1, 2021, and ending June 30, 2023.

SECTION 49. EXEMPTION. The sum of \$3,000,000 from the general fund appropriated to the department of human services for the purpose of providing a community behavioral health program to provide comprehensive community-based services for individuals who have serious behavioral health conditions in chapter 37 of the 2019 Session Laws is not subject to the provisions of section 54-44.1-11. Any unexpended funds from this appropriation are available for the community behavioral health program during the biennium beginning July 1, 2021, and ending June 30, 2023.

SECTION 50. EXEMPTION. The sum of \$335,000 from the general fund appropriated to the department of human services for the purpose of providing a grant to an entity to develop a hyperbaric oxygen therapy pilot program in chapter 37 of the 2019 Session Laws is not subject to the provisions of section 54-44.1-11. Any unexpended funds from this appropriation are available for the completion of the grant to an entity to develop a hyperbaric oxygen therapy pilot program during the biennium beginning July 1, 2021, and ending June 30, 2023.

SECTION 51. EXEMPTION. The sum of \$572,000 from the strategic investment and improvements fund appropriated to the department of human services for the purpose of a roof replacement project at the state hospital in chapter 37 of the 2019 Session Laws is not subject to the provisions of section 54-44.1-11. Any unexpended funds from this appropriation are available for the completion of the roof replacement project at the state hospital during the biennium beginning July 1, 2021, and ending June 30, 2023.

SECTION 52. EXEMPTION. The amount appropriated for the development of the electronic visit verification project in chapter 11 of the 2017 Session Laws is not subject

to the provisions of section 54-44.1-11. Any unexpended funds from this appropriation approved under section 54-44.1-11 for continuation into the 2019-21 biennium are available for the completion of the electronic visit verification project during the biennium beginning July 1, 2021, and ending June 30, 2023.

SECTION 53. LEGISLATIVE INTENT - UTILIZATION RATE ADJUSTMENT. It is the intent of the sixty-seventh legislative assembly that the department of human services seek a deficiency appropriation from the sixty-eighth legislative assembly for any expenditures that exceed appropriated amounts as a result of utilization rates, nursing home costs associated with the establishment of the new rate structure as provided in House Bill No. 1090, or developmental disability provider reimbursement rate adjustments, during the biennium beginning July 1, 2021, and ending June 30, 2023, if funding is not sufficient to pay actual expenses.

SECTION 54. DEVELOPMENTAL DISABILITY PROVIDER RATES. By July 1, 2021, the department of human services, in consultation with the developmental disabilities payment steering committee, shall identify \$6,950,000 in reductions to be made to payment rates for intermediate care facilities and residential services for individuals with developmental disabilities, for the biennium beginning July 1, 2021, and ending June 30, 2023.

SECTION 55. LEGISLATIVE INTENT - STATE FISCAL RECOVERY FUND OR OTHER FUNDS - TRANSITION OF INDIVIDUALS FROM LIFE SKILLS AND TRANSITION CENTER. It is the intent of the sixty-seventh legislative assembly that the department of human services seek an appropriation during any special session of the sixty-seventh legislative assembly from the state fiscal recovery fund received through H.R. 1319 of the 117th Congress, also known as the federal American Rescue Plan Act, or from any eligible federal or other funds made available to the department, for the purpose of transitioning individuals from the life skills and transition center to community-based providers.

SECTION 56. LEGISLATIVE INTENT - SUPPORTED EMPLOYMENT FUNDING. It is the intent of the sixty-seventh legislative assembly that funding appropriated from the general fund for supported employment in section 1 of this Act be used to continue contracts with existing evidence-based supported employment providers during the biennium beginning July 1, 2021, and ending June 30, 2023, and that any funding available through the federal Medicaid 1915(i) state plan amendment be utilized before funding appropriated from the general fund.

SECTION 57. LEGISLATIVE INTENT - CONSULTANTS. It is the intent of the sixty-seventh legislative assembly that the department of human services and state department of health utilize federal funds available to the departments to obtain consulting services to facilitate the merger of the department of human services and state department of health as provided for in House Bill No. 1247 as approved by the sixty-seventh legislative assembly for the biennium beginning July 1, 2021, and ending June 30, 2023.

SECTION 58. LEGISLATIVE INTENT - PROVIDER RATE INCREASE. Section 1 of this Act includes funding for human service provider inflation increases of two percent the first year and one-quarter of one percent the second year of the biennium beginning July 1, 2021, and ending June 30, 2023. It is the intent of the sixty-seventh legislative assembly that future special sessions of the sixty-seventh legislative assembly consider an additional second year inflationary increase during the 2021-23 biennium based on any extensions of the enhanced federal Medicaid assistance

percentage and a review of budget needs of all areas of the department of human services.

SECTION 59. REPORT TO LEGISLATIVE MANAGEMENT - EARLY AND PERIODIC SCREENING, DIAGNOSTIC, AND TREATMENT PROGRAM. During the 2021-22 interim, the department of human services shall conduct a study of the early and periodic screening, diagnostic, and treatment program and prepare a report. The department of human services may contract with a consultant to assist in the study and the preparation of the report. The report shall include data on the number, ages, and geographic locations of children receiving screening, diagnostic, and treatment services; the capacity of the program to ensure all children who require screening, diagnostic, and treatment services are identified and receive services; data on the disposition of referrals of children who are screened and eligible for diagnostic and treatment services, including how many receive services and how many do not receive those services by county; an assessment of the program's efforts to provide comprehensive screening and treatment for children as required by federal law; an assessment of the deficits of the program's efforts to provide comprehensive screening and treatment as required by federal law; recommendations to ensure or expand services so that all eligible children are adequately served by the program; and additional data needed to assess the program accountability and efficiency. Before October 1, 2022, the department of human services shall provide the report to the legislative management.

SECTION 60. REPORT TO LEGISLATIVE MANAGEMENT - REVISED PAYMENT METHODOLOGY FOR BASIC CARE FACILITIES. The department of human services, in collaboration with basic care providers and other representatives of the basic care industry, shall develop a report for payment methodology revisions for basic care facilities that must include recommendations for:

1. Methods of reimbursement for basic care facility cost categories, including direct care, indirect care, room and board, and property; and
2. The feasibility of standardizing payments for basic care facilities in the same peer group.

Before October 1, 2022, the department shall present the report to the legislative management regarding the revised payment methodology. The estimated costs related to the implementation of the payment methodology revisions must be included in the department's 2023-25 biennium budget request submitted to the sixty-eighth legislative assembly.

SECTION 61. LEGISLATIVE MANAGEMENT REPORT - FOUR-YEAR OLD PROGRAM - EARLY CHILDHOOD GRANTS. During the 2021 22 interim, the department of human services shall provide reports to the legislative management regarding the status of four-year old program approvals, the North Dakota early childhood council, and the early childhood grant for best in class four-year old experiences.

SECTION 62. SUBSTANCE USE DISORDER TREATMENT VOUCHERS - REPORT TO BUDGET SECTION. During the 2021-22 interim, the department of human services behavioral health division shall submit quarterly reports to the budget section on the status of the substance use disorder treatment voucher system program, including data on the utilization of the program, data on program

expenditures, and an estimate of the number of months of funding remaining in the program.

SECTION 63. TRANSFER OF EMPLOYEES. The department of human services may use the identified twenty-seven full-time equivalent child care licensing positions of the human service zone transferred to the department pursuant to chapter 391 of the 2019 Session Laws for child care licensing, quality control, and early childhood administration.

SECTION 64. RETROACTIVE APPLICATION. Section 25 of this Act applies retroactively to July 1, 2020.

Page 14, line 7, replace "Section 17" with "Sections 22 and 33"

Page 14, line 7, replace "becomes" with "become"

Page 14, line 9, replace "14" with "24"

Page 14, line 11, replace "Section" with "The sum of \$2,457,638 from the federal coronavirus relief fund included in subdivision 2 of section 1 for senior nutrition services, sections"

Page 14, line 11, after "3" insert ", 5, 30, 31, and 54"

Page 14, line 11, replace "is" with ", and section 22 of Senate Bill No. 2086, as approved by the sixty seventh legislative assembly, are"

Re-number accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:
STATEMENT OF PURPOSE OF AMENDMENT:**

House Bill No. 1012 - Summary of Conference Committee Action

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
Office of Management and Budget						
Total all funds	\$0	\$0	\$25,000	\$25,000	\$0	\$25,000
Less estimated income	0	0	25,000	25,000	0	25,000
General fund	\$0	\$0	\$0	\$0	\$0	\$0
FTE	0.00	0.00	0.00	0.00	0.00	0.00
Legislative Council						
Total all funds	\$0	\$0	\$500,000	\$500,000	\$0	\$500,000
Less estimated income	0	0	0	0	0	0
General fund	\$0	\$0	\$500,000	\$500,000	\$0	\$500,000
FTE	0.00	0.00	0.00	0.00	0.00	0.00
State Department of Health						
Total all funds	\$0	\$0	\$563,430	\$563,430	\$563,430	\$0
Less estimated income	0	0	281,715	281,715	281,715	0
General fund	\$0	\$0	\$281,715	\$281,715	\$281,715	\$0
FTE	0.00	0.00	0.00	0.00	0.00	0.00
DHS - Management						
Total all funds	\$154,711,362	\$231,188,314	\$6,412,831	\$237,601,145	\$239,601,145	(\$2,000,000)
Less estimated income	90,021,088	139,928,943	1,698	139,930,641	139,930,641	0
General fund	\$64,690,274	\$91,259,371	\$6,411,133	\$97,670,504	\$99,670,504	(\$2,000,000)
FTE	107.95	97.85	0.00	97.85	97.85	0.00
DHS - Program/Policy						

Total all funds	\$3,414,166,080	\$3,762,575,571	\$37,040,473	\$3,799,616,044	\$3,820,111,004	(\$20,494,960)
Less estimated income	2,232,568,138	2,468,391,493	37,159,380	2,505,550,873	2,506,594,323	(1,043,450)
General fund	\$1,181,597,942	\$1,294,184,078	(\$118,907)	\$1,294,065,171	\$1,313,516,681	(\$19,451,510)
FTE	383.25	648.67	17.50	666.17	691.17	(25.00)
DHS - County Social Services						
Financing						
Total all funds	\$173,700,000	\$190,151,515	(\$234,129)	\$189,917,386	\$189,917,386	\$0
Less estimated income	173,700,000	188,839,791	(162,796)	188,676,995	188,676,995	0
General fund	\$0	\$1,311,724	(\$71,333)	\$1,240,391	\$1,240,391	\$0
FTE	140.00	143.00	0.00	143.00	143.00	0.00
DHS - Field Services						
Total all funds	\$342,177,623	\$297,544,383	\$2,773,716	\$300,318,099	\$303,422,588	(\$3,104,489)
Less estimated income	127,314,955	113,944,012	329,283	114,273,295	114,273,295	0
General fund	\$214,862,668	\$183,600,371	\$2,444,433	\$186,044,804	\$189,149,293	(\$3,104,489)
FTE	1,599.03	1,342.31	0.00	1,342.31	1,342.31	0.00
Bill total						
Total all funds	\$4,084,755,065	\$4,481,459,783	\$47,081,321	\$4,528,541,104	\$4,553,615,553	(\$25,074,449)
Less estimated income	2,623,604,181	2,911,104,239	37,634,280	2,948,738,519	2,949,756,969	(1,018,450)
General fund	\$1,461,150,884	\$1,570,355,544	\$9,447,041	\$1,579,802,585	\$1,603,858,584	(\$24,055,999)
FTE	2,230.23	2,231.83	17.50	2,249.33	2,274.33	(25.00)

House Bill No. 1012 - Office of Management and Budget - Conference Committee Action

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
ADA consultant			\$25,000	\$25,000		\$25,000
Total all funds	\$0	\$0	\$25,000	\$25,000	\$0	\$25,000
Less estimated income	0	0	25,000	25,000	0	25,000
General fund	\$0	\$0	\$0	\$0	\$0	\$0
FTE	0.00	0.00	0.00	0.00	0.00	0.00

Department 110 - Office of Management and Budget - Detail of Conference Committee Changes

	Adds Funding for ADA Consultant ¹	Total Conference Committee Changes
ADA consultant	\$25,000	\$25,000
Total all funds	\$25,000	\$25,000
Less estimated income	25,000	25,000
General fund	\$0	\$0
FTE	0.00	0.00

¹ One-time funding from the Capitol building fund is added to obtain consulting services to determine the compliance of the Capitol building with 2010 Americans with Disabilities Act standards. The House and Senate versions did not include this funding.

House Bill No. 1012 - Legislative Council - Conference Committee Action

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
Legislative management study			\$500,000	\$500,000		\$500,000
Total all funds	\$0	\$0	\$500,000	\$500,000	\$0	\$500,000
Less estimated income	0	0	0	0	0	0
General fund	\$0	\$0	\$500,000	\$500,000	\$0	\$500,000
FTE	0.00	0.00	0.00	0.00	0.00	0.00

Department 160 - Legislative Council - Detail of Conference Committee Changes

	Adds Funding for Legislative Management Study¹	Total Conference Committee Changes
Legislative management study	\$500,000	\$500,000
Total all funds	\$500,000	\$500,000
Less estimated income	0	0
General fund	\$500,000	\$500,000
FTE	0.00	0.00

¹ One-time funding is added for consultant costs associated with a study of the statewide acute psychiatric and residential care needs. The House and Senate versions did not include this funding.

House Bill No. 1012 - State Department of Health - Conference Committee Action

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
Grants			\$563,430	\$563,430	\$563,430	
Total all funds	\$0	\$0	\$563,430	\$563,430	\$563,430	\$0
Less estimated income	0	0	281,715	281,715	281,715	0
General fund	\$0	\$0	\$281,715	\$281,715	\$281,715	\$0
FTE	0.00	0.00	0.00	0.00	0.00	0.00

Department 301 - State Department of Health - Detail of Conference Committee Changes

	Adds Funding for Task Force¹	Total Conference Committee Changes
Grants	\$563,430	\$563,430
Total all funds	\$563,430	\$563,430
Less estimated income	281,715	281,715
General fund	\$281,715	\$281,715
FTE	0.00	0.00

¹ Funding is added to provide a grant to the Task Force on the Prevention of Sexual Abuse of Children for staff and programming materials focused on primary prevention activities. The Senate also added this funding.

House Bill No. 1012 - DHS - Management - Conference Committee Action

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
Salaries and wages	\$20,222,500	\$19,332,219	\$7,638	\$19,339,857	\$19,339,857	
Operating expenses	134,438,862	211,781,095	6,405,193	218,186,288	220,186,288	(\$2,000,000)
Capital assets	50,000	75,000		75,000	75,000	
Total all funds	\$154,711,362	\$231,188,314	\$6,412,831	\$237,601,145	\$239,601,145	(\$2,000,000)
Less estimated income	90,021,088	139,928,943	1,698	139,930,641	139,930,641	0
General fund	\$64,690,274	\$91,259,371	\$6,411,133	\$97,670,504	\$99,670,504	(\$2,000,000)
FTE	107.95	97.85	0.00	97.85	97.85	0.00

Department 326 - DHS - Management - Detail of Conference Committee Changes

	Adjusts Funding for Management ¹	Total Conference Committee Changes
Salaries and wages	\$7,638	\$7,638
Operating expenses	6,405,193	6,405,193
Capital assets		
Total all funds	\$6,412,831	\$6,412,831
Less estimated income	1,698	1,698
General fund	\$6,411,133	\$6,411,133
FTE	0.00	0.00

¹ Funding for management is adjusted as follows:

2021-23 Ongoing Funding Changes	FTE Positions	General Fund	Other Funds	Total
Funding is adjusted to provide salary adjustments of 1.5 percent on July 1, 2021, with a minimum monthly increase of \$100, and 2 percent on July 1, 2022, the same as the Senate. The House provided salary adjustments of 1.5 percent on July 1, 2021, and July 1, 2022, with a minimum monthly increase of \$100 and a maximum monthly increase of \$250.		\$5,940	\$1,698	\$7,638
A portion of funding reduced by the House for operating expenses is restored. The Senate restored the entire \$8,405,193 reduced by the House.		6,405,193		6,405,193
Total ongoing funding changes	0.00	\$6,411,133	\$1,698	\$6,412,831

House Bill No. 1012 - DHS - Program/Policy - Conference Committee Action

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
Salaries and wages	\$68,994,873	\$119,359,007	\$3,367,122	\$122,726,129	\$126,777,313	(\$4,051,184)
Operating expenses	150,961,583	166,664,510	4,611,975	171,276,485	170,131,921	1,144,564
Capital assets	10,000	10,000		10,000	10,000	
Grants	452,041,904	461,353,354	6,093,486	467,446,840	466,005,392	1,441,448
Grants - Medical assistance	<u>2,742,157,720</u>	<u>3,015,188,700</u>	22,967,890	<u>3,038,156,590</u>	<u>3,057,186,378</u>	(19,029,788)
Total all funds	\$3,414,166,080	\$3,762,575,571	\$37,040,473	\$3,799,616,044	\$3,820,111,004	(\$20,494,960)
Less estimated income	<u>2,232,568,138</u>	<u>2,468,391,493</u>	37,159,380	<u>2,505,550,873</u>	<u>2,506,594,323</u>	(1,043,450)
General fund	\$1,181,597,942	\$1,294,184,078	(\$118,907)	\$1,294,065,171	\$1,313,516,681	(\$19,451,510)
FTE	383.25	648.67	17.50	666.17	691.17	(25.00)

Department 328 - DHS - Program/Policy - Detail of Conference Committee Changes

	Adjusts Funding for Program and Policy¹	Total Conference Committee Changes
Salaries and wages	\$3,367,122	\$3,367,122
Operating expenses	4,611,975	4,611,975
Capital assets		
Grants	6,093,486	6,093,486
Grants - Medical assistance	22,967,890	22,967,890
Total all funds	\$37,040,473	\$37,040,473
Less estimated income	37,159,380	37,159,380
General fund	(\$118,907)	(\$118,907)
FTE	17.50	17.50

¹ Funding for Program and Policy is adjusted as follows:

2021-23 Ongoing Funding Changes	FTE Positions	General Fund	Other Funds	Total
Provides salary adjustments of 1.5 percent on July 1, 2021, with a minimum monthly increase of \$100, and 2 percent on July 1, 2022, the same as the Senate. The House provided salary adjustments of 1.5 percent on July 1, 2021, and July 1, 2022, with a minimum monthly increase of \$100 and a maximum monthly increase of \$250.		(\$3,512)	(\$24,341)	(\$27,853)
Adjusts provider inflation funding to provide a 2.0 percent increase the 1 st year of the biennium and a 0.25 percent increase the 2 nd year of the biennium. The House provided 1.0 percent annual inflationary increases. The Senate provided a 1.5 percent increase the 1 st year of the biennium and a 2.0 percent increase the 2 nd year of the biennium.		5,520,484	5,863,322	11,383,806
Adds funding and FTE positions for refugee resettlement services. The positions and funding were also added by the Senate.	4.00		4,337,408	4,337,408
Economic Assistance				
Adds 1 FTE specialty eligibility position. The Senate also added this position.	1.00	43,639	130,917	174,556
Child Support				
Adds FTE positions and funding for duties being transferred from the judicial branch to Child Support. The Senate also added the funding and FTE positions.	3.50	308,126	209,662	517,788
Medical Services				
Increases funding from the community health trust fund to \$31.5 million and reduces funding from the general fund. The House and Senate versions included \$24 million		(7,500,000)	7,500,000	0

from the community health trust fund.			
Adds funding to allow interpreter services to be covered by Medicaid, the same as the Senate.	249,600	249,600	499,200
Adds funding for the costs to provide Medicaid coverage for continuous glucose monitoring devices as provided in House Bill No. 1288. The Senate also added this funding.	479,585	1,297,885	1,777,470
Adjusts funding based on changes to the tribal health care coordination fund in House Bill No. 1407, the same as the Senate.		7,181,628	7,181,628
Adds funding for costs to provide Medicaid coverage of metabolic supplements as provided in Senate Bill No. 2224. The Senate also added this funding.	9,300	10,700	20,000

Long-Term Care

Adjusts funding based on updated estimates regarding funding needed to provide services resulting from a federal Department of Justice lawsuit settlement agreement, the same as the Senate.	(619,550)	(712,824)	(1,332,374)
Transfers \$300,000 of funding from the autism waiver program to the autism voucher program, the same as the Senate.			0

Aging Services

Increases funding for dementia services grants to provide a total of \$1.3 million, the same as the Senate.	268,000		268,000
Funding is added from the federal Coronavirus Relief Fund for senior nutrition services. The House and Senate did not add this funding.		2,457,638	2,457,638
Adjusts funding for senior nutrition programs.	(1,000,000)		(1,000,000)

Children and Family Services

Restores funding for parent-to-parent support groups reduced as part of the 1915i realignment, the same as the Senate.	26,250		26,250	
Adjusts funding for a new early childhood program to provide a portion of funding from federal funds received by the Department of Public Instruction, the same as the Senate.	(3,958,910)	3,958,910	0	
Delays the realignment of therapeutic foster care targeted case management rates, the same as the Senate.	549,585	632,319	1,181,904	
Adds funding for regulatory duties of child care and early childhood programs. The Senate version included 33 FTE positions for the regulation and delivery of early childhood programs.	8.00	430,000	150,000	580,000

Behavioral Health Division

Restores funding for parent-to-parent support groups reduced as part of the 1915i realignment, the same as the Senate.		5,625		5,625
Increases funding for substance use disorder vouchers to \$15 million and reduces substance use disorder grant funding to \$2 million. The House increased funding for the vouchers from \$8 million to \$12 million and the Senate increased funding from \$8 million to \$17 million. Both the House and Senate provided \$3 million for substance use disorder grants.		2,000,000		2,000,000
Adds 1 FTE grants and funding position. The Senate also added this position.	1.00	171,455		171,455
Adds funding from the federal Coronavirus Relief Fund for the community behavioral health program. The House and Senate versions did not include this funding.			1,750,000	1,750,000

Developmental Disabilities

Restores a portion of funding for small agency accreditation costs removed in the agency savings plan to provide a total of \$100,000, the same as the Senate. The House restored \$25,000 of funding.		75,000		75,000
Adds funding for the experienced parent program. The Senate also added this funding.		260,000		260,000
Restores funding removed in agency savings plan for Section 11 supported housing and employment, the same as the Senate.		373,261		373,261
Increases corporate guardianship slots by 10 to provide for total slots of 499. The Senate also added the slots.		98,311		98,311
Restores a portion of funding removed in agency savings plan for recreational and leisure services grants, the same as the Senate.		150,000		150,000
Adjusts funding for crisis beds to reflect updated budget estimates, the same as the Senate.		(30,156)	116,556	86,400
Restores a portion of funding reduced in the agency savings plan for adjustments to provider rates. The Senate restored the entire amount of \$11,150,000, of which \$5,240,000 is from the general fund.		2,000,000	2,200,000	4,200,000
Total ongoing funding changes	17.50	\$93,907	\$37,309,380	\$37,215,473

One-Time Funding Items:

Removes funding added by the House for a study of the use of an administrative services organization for Medicaid		(\$150,000)	(\$150,000)	(\$300,000)
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Expansion behavioral health services. The Senate also removed this funding.

Adds one-time funding to provide emergency stabilization grants to developmental disability providers. The Senate also added this funding.

Total one-time funding items (25,000) (\$150,000) (\$175,000)

Total changes to House 17.50 \$118,907 \$37,159,380 \$37,040,473

House Bill No. 1012 - DHS - County Social Services Financing - Conference Committee Action

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
County social services	\$173,700,000	\$190,151,515	(\$234,129)	\$189,917,386	\$189,917,386	
Total all funds	\$173,700,000	\$190,151,515	(\$234,129)	\$189,917,386	\$189,917,386	\$0
Less estimated income	173,700,000	188,839,791	(162,796)	188,676,995	188,676,995	0
General fund	\$0	\$1,311,724	(\$71,333)	\$1,240,391	\$1,240,391	\$0
FTE	140.00	143.00	0.00	143.00	143.00	0.00

Department 333 - DHS - County Social Services Financing - Detail of Conference Committee Changes

	Adjusts Funding for Salaries and Wages ¹	Total Conference Committee Changes
County social services	(\$234,129)	(\$234,129)
Total all funds	(\$234,129)	(\$234,129)
Less estimated income	(162,796)	(162,796)
General fund	(\$71,333)	(\$71,333)
FTE	0.00	0.00

¹ 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 same as the Senate. The House provided salary increases of 1.5 percent on July 1, 2021, and July 1, 2022, with a minimum monthly increase of \$100 and a maximum monthly increase of \$250. The adjustments are made as follows:

	General Fund	Other Funds	Total
DHS employees	(\$71,333)	\$762	(\$70,571)
County employees		(163,558)	(163,558)
Total	(\$71,333)	(\$162,796)	(\$234,129)

House Bill No. 1012 - DHS - Field Services - Conference Committee Action

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
Human service centers	\$204,701,143	\$166,926,620	\$2,857,406	\$169,784,026	\$169,888,515	(\$104,489)
Institutions	137,476,480	130,617,763	(83,690)	130,534,073	133,534,073	(3,000,000)
Total all funds	\$342,177,623	\$297,544,383	\$2,773,716	\$300,318,099	\$303,422,588	(\$3,104,489)
Less estimated income	127,314,955	113,944,012	329,283	114,273,295	114,273,295	0
General fund	\$214,862,668	\$183,600,371	\$2,444,433	\$186,044,804	\$189,149,293	(\$3,104,489)
FTE	1,599.03	1,342.31	0.00	1,342.31	1,342.31	0.00

Department 349 - DHS - Field Services - Detail of Conference Committee Changes

	Adjusts Funding for Field Services ¹	Total Conference Committee Changes
Human service centers	\$2,857,406	\$2,857,406
Institutions	(83,690)	(83,690)
Total all funds	\$2,773,716	\$2,773,716
Less estimated income	329,283	329,283
General fund	\$2,444,433	\$2,444,433
FTE	0.00	0.00

¹ Funding is adjusted for Field Services as follows:

2021-23 Ongoing Funding Changes	FTE Positions	General Fund	Other Funds	Total
Funding is adjusted to provide salary adjustments of 1.5 percent on July 1, 2021, with a minimum monthly increase of \$100, and 2 percent on July 1, 2022, the same as the Senate. The House provided salary adjustments of 1.5 percent on July 1, 2021, and July 1, 2022, with a minimum monthly increase of \$100 and a maximum monthly increase of \$250.		(\$146,283)	\$22,582	(\$123,701)
Funding for provider inflation is adjusted to provide a 2.0 percent increase the 1 st year of the biennium and a 0.25 percent increase the 2 nd year of the biennium. The Senate provided a 1.5 percent increase the 1 st year of the biennium and a 2.0 percent increase the 2 nd year of the biennium. The House provide 1.0 percent annual inflationary increases.		167,854		167,854
Human Service Centers				
A portion of funding for supportive housing grants reduced as part of the 1915i realignment is restored. The Senate restored funding of \$1.7 million.		1,747,086		1,747,086
Rent expenses removed in the agency savings plan for the Northeast Human Service Center are restored, the same as the Senate.		168,736		168,736
Institutions				
Funding for psychiatrist transition costs at the Life Skills and Transition Center is increased to \$183,040, the same as the Senate. The House provided funding of \$100,000 for transition costs.		83,040		83,040
Funding authority is added for adaptive equipment at the Life Skills and Transition Center, the same as the Senate.			306,701	306,701
Total ongoing funding changes	0.00	\$2,020,433	\$329,283	\$2,349,716

One-Time Funding Items

Funding for a State Hospital study is removed and instead appropriated to the Legislative Council for a Legislative Management study. The House provided \$300,000 for a DHS study of the State Hospital complex and the Senate provided \$3 million for architectural reviews and the development of detailed plans for the construction of a new State Hospital.		(\$300,000)		(\$300,000)
One-time funding is added for heat pump and carpet replacement projects at the Southeast Human Service Center, the same as the Senate.		724,000		724,000
Total one-time funding changes	0.00	\$424,000	\$0	\$424,000
Total changes to House funding	0.00	\$2,444,433	\$329,283	\$2,773,716

House Bill No. 1012 - Other Changes - Conference Committee Action

This amendment also:

- Adjusts the amount of funding being provided from the human service finance fund for the county social and human services program, the same as the Senate.
- Provides that DHS develop a funding methodology to distribute permanent supportive housing grants, the same as the Senate.
- Adds a section to provide for an emergency grant allocation program for developmental disabilities providers and removes a section relating to DHS applying for an Appendix K waiver. Neither the House nor Senate versions included this adjustment.
- Adjusts a section added by the Senate for DHS to work with applicable federal and private partners to resettle new refugees in communities in the state where resettlement efforts are not already occurring.
- Provides legislative intent regarding DHS seeking funding to transition individuals from the Life Skills and Transition Center to private providers. The Senate included funding to transfer individuals to providers.
- Provides legislative intent regarding future appropriations for the federal Department of Justice lawsuit settlement, the same as the Senate.
- Provides for certain substance use disorder providers to be reimbursed at similar levels, provides for a moratorium on new substance use disorder residential providers, and provides for no more than 45 percent of substance use disorder vouchers be allocated for residential substance use disorder services administered by programs with more than 16 beds. The House provided for a limit of 30 percent of substance use disorder voucher may be used for residential services and the Senate increased the limit to 50 percent.
- Adds a section to authorize DHS to collect fees for early childhood services training and development courses, the same as the Senate.
- Removes the sunset clause on the Medicaid Expansion program and adjusts language regarding provider reimbursement rates being open records, the same as the Senate. The House extended the expiration date by 2 years.
- Adds a section to provide for interpreter services to be covered under the Medicaid program, the same as the Senate.
- Provides for DHS to establish a behavioral health bed management system, the same as the Senate.
- Authorizes the conveyance of land at the Life Skills and Transition Center to the Grafton Fire Department. The Senate also authorized this conveyance.
- Authorizes exemptions to continue appropriation authority into the 2021-23 biennium. The exemptions will reduce general fund turnback by \$4,085,000. The Senate also authorized the exemptions.
- Provides for DHS to conduct a study of the early and periodic screening, diagnostic, and treatment program, the same as the Senate.
- Removes a section providing for a DHS study of using an administrative services organization for behavioral health services in the Medicaid Expansion program. The Senate also added this section.
- Adjusts a section added by the Senate for DHS to develop a new payment methodology for basic care facilities

- in collaboration with the basic care industry.
- Provides for a DHS report to the Legislative Management regarding the early childhood 4-year old grant program. The Senate also added this report.
 - Authorizes positions for child care licensing to be used for other purposes, the same as the Senate.
 - Adds a section not included in the House or Senate versions to use person-first language in statute.
 - Adds two sections not included in the House or Senate versions to prohibit the disenrollment of individuals in certain programs during federal emergencies if it would affect the receipt of federal funds. The sections are declared to be an emergency measure.
 - Adds a section not included in the House or Senate versions to provide for DHS to reduce developmental disability provider rates by \$6.95 million for the 2021-23 biennium.
 - Adds a section not included in the House or Senate versions to require DHS to submit quarterly reports to the Budget Section regarding substance use disorder treatment vouchers.
 - Adds a section not included in the House or Senate versions to provide for DHS appropriation authority to transition to the Department of Health and Human Services on September 1, 2022, as provided in House Bill No. 1247.
 - Adds a section not included in the House or Senate versions to prohibit DHS from spending any general fund savings resulting from federal enhancements to the federal medical assistance percentage above budgeted rates.
 - Adds a section not included in the House or Senate versions to provide guidelines for supported employer funding.
 - Adds a section not included in the House or Senate versions to transfer DHS appropriation authority to the Department of Health and Human Services on September 1, 2022.
 - Adds a section not included in the House or Senate versions to provide intent that DHS and the State Department of Health utilize consulting services to facilitate the merger of the departments.
 - Adds a section not included in the House or Senate versions to provide intent that future special sessions of the 67th Legislative Assembly consider providing an additional inflationary increase the 2nd year of the 2021-23 biennium.