

MICROFILM DIVIDER

OMB/RECORDS MANAGEMENT DIVISION

SFN 2053 (2/85) 5M



ROLL NUMBER

DESCRIPTION

2023

2007 SENATE APPROPRIATIONS

SB 2023

2007 SENATE STANDING COMMITTEE MINUTES

Bill/Resolution No. 2023

Senate Appropriations Committee

Check here for Conference Committee

Hearing Date: 01/05/07

Recorder Job Number: 656

Committee Clerk Signature

Alice Reizer

Minutes:

Chairman Holmberg opened the hearing on Senate Bill #2023 in the Harvest Room on 01-05-07 at 8:30 a.m. Roll call was taken.

Dr. Wayne G. Sanstead , State Superintendent of North Dakota Department of Public

Instruction (DPI) presented written testimony (1) regarding their first time deficiency appropriation request. He stated that only three of DPI's thirteen units are 100% State funded. The other units are funded with both state and federal dollars. The budget presentation to the Senate Appropriations Committee is scheduled for January 18, 2007.

Chairman Holmberg asked if this request included staff expenses, requested the impact of the Legislative session, the estimated costs regarding travel expenses for the Governor's Commission on Education, and if these expenses are paid by DPI.

Several questions were raised; can a shortfall of funds be reconciled and is it hard to estimate?

Senator Christmann asked if the amount requested would cover expenses of employees for the extra work they do during the Legislation process?

Chairman Holmberg stated it is hard to get exact projections unless incidental amounts are covered. He also indicated some agencies will request to transfer money from operating

expenses to salary and salary to operating. That is a function the Legislature is involved in and the agency cannot spend money on that. He also asked does ITD report accounts receivables if the Legislature did nothing and there would be short funds to ITD.

Kathy Roll, Financial Administrator, Office of Attorney General (AG) presented handouts (2) to the Committee and gave testimony regarding Litigation Fees including expert witness fees, deposition and transcription costs and other out-of-pocket expenses associated with litigation in which the Office of AG is involved.

Chairman Holmberg requested an explanation of School finance Litigation. He also indicated if the Legislature was not meeting when the statement was agreed upon the AG would appear before the Legislature looking at the OMB budget because OMB is the last bill. DPI will come before this Committee for the next biennium to request funds.

Kathy Roll introduced discussion on reimbursement for district court criminal and juvenile court cases regarding witness fees and expenses She stated that her office eventually receives bills from the Court and holds them until additional monies are provided.

Questions were raised about lawsuits and whether the AG office completes the legal work or does external out of state expertise get hired to handle the work load, trials, etc;

Senator Christmann asked why there is an increase in Prosecution Witness fees, and why the school finance litigation costs,

Senator Holmberg indicated to the new committee members, that historically there is a contingency fund with the Emergency Commission to take care of emergencies. Most of that money has been spent from this biennium and this is one of the expenses.

Major General David A. Sprynczynatyk, Adjutant General distributed written testimony (3) and presented testimony in reference to the Department of Emergency Services, requesting deficiency appropriations to repay state disaster response and recovery costs, as well as loans

from the Bank of North Dakota. He stated there are 13 present disaster declarations we have open in his handout going back to the flood of 1997. Most recent declarations include the flood of June of 2006.

Questions were raised as to whether this is the last payment of the 1997 flood or will there be more payments, does section 2 allow you to use the other funds, and is there a need to amend the amount?

. **Roger Johnson, Department of Agriculture** introduced Jeff Weispenning, Deputy of the Department of Agriculture and he handles the budget in the office. Written testimony (4) was given requesting funds regarding the current FY06 federal allocations for state cooperative meat and poultry inspections programs. Mr. Weispenning stated that funding for the project was provided by a federal grant but there is a shortfall and the funds will be depleted by June 2007. The Department of Agriculture has to pick up the balance for the remainder of the biennium. The federal grant year runs from October 1 to September 30th. He indicated there is a considerable shortfall. This office is working with the Federal Government regarding these funds, however, there may be no extra money allocated by the Federal government for our Department. The Governor's budget treats our program very well and provides for additional inspectors around the state.

Senator Robinson Questions were raised as to whether federal funds not being available, means that some of the operations that just got started would be shut down;

if a federal inspector could be obtained, if there is an option of federal or state inspector, if the budget is short in our program to help our inspectors, is the federal budget short for the federal inspectors also, about the actual amount of deficiency and if there is a breakdown as far as the salaries and operating expenses?

Senator Grindberg asked the Legislative Council if we have a list of all agencies in any potential turn back.

Alice Brekke, Budget Director UND distributed written testimony (5) regarding the deficiency appropriation request in reference to the 1997 flood. They are awaiting resolution from FEMA. Appeals have been filed and all our avenues to receive money have been exhausted. There are 3 categories, the first is interest on the bank loan with the Bank of ND; the second is the amount that was added into the request made by action taken by FEMA and that is ineligible costs related to the steamline. The 3rd is litigation costs associated with Lunseth Plumbing and Heating Company and the appeal. There is additional costs pending resolution of FEMA appeals, resulting in either payment by FEMA or an additional deficiency request.

Questions asked included has every appeal been exhausted before you come and ask the state to pay it's share, if the dollar amount installed is uncertain and does this represent a 10% state committed to the 90% of costs, help in understanding the steamline issue, and what the other projects are because they should have been completed, what the department is managing under project managing?

John Adams, Vice President of Finance NDSU did not have handout at time of testimony but later provided the committee with the State Deficiency Appropriation for Biennium 2005-2007 Estimate (8) requesting funds in regards to the costs incurred as the result of the flood of 2006. Introduced fellow staff members Bruce Franz, Director of Facilities and Gary Wawers, Controller in the Accounting Department at NDSU.

Questions were raised about the expenses incurred during this current biennium and where we anticipate going on into the future, if UND comes to us after all the avenues are exhausted and

there is nothing left except to pay the bills and is there a total dollar of the existing loan and the total indebtedness on the flood?

Larry Kotchman, State Forester of North Dakota Forest Service Written testimony (6) was provided, which ND Forest Service is seeking a deficiency appropriation to defray 2006 emergency wildland fire suppression expenditures.

Senator Krauter asked about the 3 modern type 6 wildland engines, if they contracted for these engines and where they are physically located?

Larry Kotchman indicated with the advent of the federally funded national fire plan of 2000 the agency began to develop a strike team of engines. A strike team is 5 engines of which we have 3 engines. He further explained about the engines, where they are manufactured and the fact they are located in Bismarck, Fort Mandan and Bottineau. We preposition those units based on severity of green fire season. We expect to have a total of 5 engines in the future.

Dave Krabbenhoft, DOCR presented written testimony (7) of the estimated 2005-2007 deficiency. He gave testimony regarding the female housing in New England and county jails; male contract housing, parole and transition program, halfway houses. There is a shortfall in halfway houses and North Central Correction Rehabilitation Center in Rugby is also over budget.

Senator Krauter asked if Rugby guaranteed a daily rate.

Senator Grindberg asked whether rates change if we fund a certain amount and how do we address corrections in the budget this time so we don't have this problem two years from now? How can you give us assurance that this won't happen again?

Dave Krabbenhoft 1st – when we came into the budget last biennium New England was unable to get us any financial information as actual costs. We put in an estimate of 10% higher. When a rate came in, it was during the crossover, was never addressed to budget, but

just estimated by the Department. #2 There is no negotiating power, only one facility able to house 126 female inmates and they underestimated their costs. They have been operating at cost. They are not taking advantage of that relationship. I have all the confidence in the world in their staff and management in New England and the budget they submit.

Senator Christmann questioned the Rugby portion and was assured that the closer we get to the end we will be more accurate in our budget requests.

Senator Mathern, Senator Wardner, Senator Robinson All agreed that we needed to back Dave up. New England was in transition during last session. There was also a question concerning the male population.

Dave Krabbenhoft Good things are happening in the Department of Corrections. Male population is stabilizing. However, field service numbers are climbing, caseload on officers is increasing. Also reported regarding medical, cost of meals and sex offender supervision. FTE salaries were in the budget.

Senator Holmberg closed the meeting.

2007 SENATE STANDING COMMITTEE MINUTES

Bill/Resolution No.2023

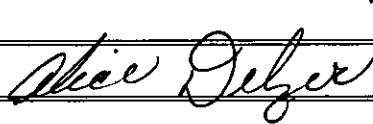
Senate Appropriations

Check here for Conference Committee

Hearing Date: 01-11-07

Recorder Job Number 915

Committee Clerk Signature



Minutes:

Chairman Holmberg brought before the committee questions regarding SB 2023, even though this time was not a hearing for this bill. He stated that subcommittee members have not been assigned to date on SB 2023 and asked if this committee would like a subcommittee assigned or if the bill should just be amended and sent out.

Senator Mathern asked if the amendments have been drafted by the Legislative Council.

Chairman Holmberg requested the Legislative Council to draft the amendments. Discussion regarding SB 2023 ended.

2007 SENATE STANDING COMMITTEE MINUTES

Bill/Resolution No. 2023

Senate Appropriations Committee

Check here for Conference Committee

Hearing Date: 01-26-07

Recorder Job Number: 2000

Committee Clerk Signature

Alice Welzer

Minutes:

Chairman Holmberg opened the hearing on SB 2023 regarding the Deficiency Appropriation.

He stated we do have amendments to this bill. The Department of Agriculture wanted a change, the University system, and the Adjutant General. This amendment, Roxanne, covers all of those points and these are to pay bills that kind of have been paid. And we're still not done with the UND one.

Senator Robinson made a motion for the amendment. Senator Mathern seconded.

Chairman Holmberg asked for discussion. All in favor of the amendment say aye.

Senator Grindberg did a DO PASS AS AMENDED, Senator Mathern seconded. A roll call was taken on a DO PASS AS AMENDED resulting in 11 yeas, 0 no, 3 absent. The motion carried. Senator Robinson will carry the bill.

The hearing on SB 2023 closed.

Date: 1-26-07
Roll Call Vote #:

2007 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 2023 -

Senate Appropriations Committee

Check here for Conference Committee

Legislative Council Amendment Number As amended

Action Taken do pass as amended

Motion Made By Robinson ^{amendment} Grindberg ^{do pass as amended} Seconded By Mather

Senators	Yes	No	Senators	Yes	No
Senator Ray Holmberg, Chrm	✓		Senator Aaron Krauter	✓	
Senator Bill Bowman, V Chrm			Senator Elroy N. Lindaas	✓	
Senator Tony Grindberg, V Chrm	✓		Senator Tim Mather	✓	
Senator Randel Christmann	✓		Senator Larry J. Robinson	✓	
Senator Tom Fischer	✓		Senator Tom Seymour	✓	
Senator Ralph L. Kilzer	✓		Senator Harvey Tallackson		
Senator Karen K. Krebsbach	✓				
Senator Rich Wardner	✓				

Total (Yes) 11 No 0

Absent 3

Floor Assignment Robinson

If the vote is on an amendment, briefly indicate intent:

REPORT OF STANDING COMMITTEE

SB 2023: Appropriations Committee (Sen. Holmberg, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (11 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). SB 2023 was placed on the Sixth order on the calendar.

Page 1, line 22, replace "4,300,000" with "4,100,000"

Page 1, line 23, replace "4,300,000" with "4,100,000"

Page 2, line 2, replace "83,422" with "42,538"

Page 2, line 3, replace "30,578" with "15,592"

Page 2, line 4, replace "114,000" with "58,130"

Page 2, line 7, replace "560,476" with "2,069,727"

Page 2, line 8, replace "560,476" with "2,069,727"

Page 2, line 22, replace "10,569,893" with "11,823,274"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment decreases the deficiency appropriation for the Office of Adjutant General from \$4.3 million to \$4.1 million, decreases the deficiency appropriation for the Department of Agriculture from \$114,000 to \$58,130, and increases the deficiency appropriation for the University of North Dakota from \$560,476 to \$2,069,727. The total general fund appropriation is increased by \$1,253,381, from \$10,569,893 to \$11,823,274.

2007 HOUSE APPROPRIATIONS

SB 2023

2007 HOUSE STANDING COMMITTEE MINUTES

.Bill/Resolution No. SB 2023

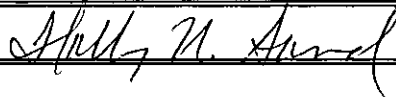
House Appropriations Committee

Check here for Conference Committee

Hearing Date: February 26, 2007

Recorder Job Number: 3813

Committee Clerk Signature



Minutes:

Ch. Svedjan opened the hearing on SB 2023 – the Deficiency Appropriation bill.

Dr. Wayne Sanstead, State Superintendent, North Dakota Department of Public

Instruction, distributed and reviewed testimony (Attachment A). There were no questions

following Dr. Sanstead's testimony.

Kathy Roll, Financial Administrator, Office of Attorney General, distributed and reviewed testimony (Attachment B).

Rep. Skarphol: Is it typical for deficiency appropriations for witness fees to come in?

Ms. Roll: Yes.

Rep. Carlisle: Why couldn't these items be in their respective budgets? What about carryover?

Chm. Svedjan: This involves appropriations that affect the current biennium, that's why the emergency clause is on it. Carryover has always come up as a part of these discussions but can't recall a time when carryover has been made part of the request. Kathy, does your agency plan to turn money back to the general fund in 05-07?

Ms. Roll: No.

Rep. Wald: Re: corporate farming litigation – what transpired there?

Ms. Roll: I'd be glad to get you information on that. I'm not familiar with the details.

Rep. Skarphol: (question for Dr. Sanstead, DPI) Your testimony says that the "2005 Legislative Assembly transferred general funds from the operating line to the grant line." Later in your testimony you stated that in this executive budget recommendation they took some action. Did they put the same amount of money back as was taken out? (Ref. 21:07).

Dr. Sanstead: Those were items designated through flow-through accounts. A number of flow-through items were taken out of our operating line.

Rep. Skarphol: Are they actually grants?

Dr. Sanstead: Yes. They're department grants.

Chm. Svedjan: Why would they have been budgeted as operating expenses in the first place?

Dr. Sanstead: These were increases above and beyond as a result of legislative action what was requested, so they're all increases.

Rep. Skarphol: So in reality, it was not a decrease to your operating line, because they were going to be used as grants out of operating anyway. And had that change not been made, **would you have not made those grants and kept the money to pay your ITD fees?**

Dr. Sanstead: We would have had the funds if they had not been transferred into the six grant programs.

Rep. Nelson: Re: Connect ND charges, consistent with what the budget shows?

Bonnie Miller, Fiscal Director, Dept. of Public Instruction: We budgeted for Connect ND charge. When the \$275,000 was moved from our operating line to the grant line, it left us short. The flow-throughs were funded in the Governor's recommendation for this biennium. When that budget came before the House, those monies were removed. When the Senate heard it, they took the \$275,000 from the operating line and moved it to the grant line and funded those

flow-through entities and we in turn provided grants to each of those entities. The bottom line in the budget never changed.

Chm. Svedjan: If those funds were taken out of operating and put in the grant line item, it sounds like those funds were obligated for a specific purpose and that's why they were moved. Had they been left there, you could have used that money for other things.

Ms. Miller: That's correct.

Rep. Skarphol: Did the Executive recommendation for the upcoming biennium increase your operating line by \$275,000 again?

Ms. Miller: We had asked for \$350,000 and the Governor's recommendation did include \$350,000.

Lt. Col. David Thiele, Staff Judge Advocate for ND National Guard, distributed and reviewed testimony (Attachment C) in support of SB 2023 for the Department of Emergency Services. Lt. Col Thiele spoke in Major General David Sprynczynatyk's absence.

Rep. Skarphol: Will we ever be done with the disaster of '97?

Lt. Col. Thiele: 2010, best guess.

Rep. Skarphol: Any idea what's out there? Can you give us an analysis?

Lt. Col. Thiele: We'll prepare that for you.

Rep. Ekstrom: What is FEMA's share in the future?

Greg Wills, Homeland Security Division Director for the Department of Emergency

Services: What we're seeing from FEMA now is based on the standard formula -- 75% -- and we anticipate that in the future.

Chm. Svedjan: Your loan authority is at \$5.4 million? And have you actually borrowed that amount of money?

Lt. Col. Thiele: Loan authority is \$5.4 million. We've borrowed \$4.271 million.

Chm. Svedjan: So the deficiency appropriation is to pay off part of what you've borrowed plus the interest?

Lt. Col. Thiele: That's correct.

Jeff Weispenning, Deputy Agriculture Commissioner, ND Department of Agriculture, distributed and reviewed testimony in support of SB 2023 (Attachment D). Distributed and reviewed "North Dakota State Meat & Poultry Inspection Program" (Attachment E) (Ref. 33:42).

Rep. Nelson: Why are the cattle/hog inspections down?

Mr. Weispenning: I don't have a good answer. I will have to get back to you on that.

Rep. Aarsvold: Why would an outlet pursue state inspections versus federal inspections?

Mr. Weispenning: The inspection personnel help plants come in compliance with federal requirements. If a plant is able to meet state inspection requirements, they are equal to or greater than federal requirements.

Rep. Skarphol: Has the level of federal funding available been consistently in the 50 percent area?

Mr. Weispenning: The calculations we use in building budgets are 52 percent state and 48 percent federal to account for non-amenable species. We are a growing program and we need an increase in federal funding from one year to the next.

Rep. Skarphol: Do you have a plan in the event federal funding goes away?

Mr. Weispenning: We would have to cut back services.

Chm. Svedjan: Right now, you have a continuing resolution at the federal level?

Mr. Weispenning: Yes, we're under the continuing resolution which suggests that funds will be flat. However, we have been told by Senator Conrad's office that there are additional funds coming.

Rep. Monson: Are facilities charged when you go out to do inspections?

Mr. Weispenning: The fees are modest. The federal government limits on what we can charge.

Rep. Monson: How do your fees compare to federal inspections? Why would facilities rather have a state inspection instead of the federal inspections?

Mr. Weispenning: We do not have the mechanism to charge plants, so we are a good deal for the plants. Our inspectors are perceived by the plants as providing more of an education role rather than a strict regulatory role. This is why the plants like the program.

Rep. Wald: Could you supply our Committee with the licensing fees revenue document and what neighboring states charge?

Mr. Weispenning: Yes. We'll provide that.

Chm. Svedjan: Do you anticipate any carryover?

Mr. Weispenning: We're projecting \$1,000.

Alice Brekke, Budget Director, University of North Dakota, distributed and reviewed testimony in support of SB 2023 (Attachment F) (Ref. 49:10). Ms. Brekke explained that the flood of '97 repairs are complete and what continues are the closeout and appeals process with FEMA. Page 1 of Attachment F shows an estimate of \$4.2 million for costs pending resolution of FEMA appeals.

Rep. Aarsvold: To whom are litigation costs paid?

Ms. Brekke: Outside attorneys (p. 4, litigation).

Rep. Aarsvold: Did you pursue representation from the Attorney General's office?

Ms. Brekke: It's my understanding that we have to go through that process of pursuing what support is available through the state before we are allowed to go external.

Rep. Carlson: Are there any pending insurance claims?

Ms. Brekke: All claims are settled.

Chm. Svedjan: When you talk about "FEMA ineligible," does that mean that the \$4.2 million is ineligible? (Ref. 55:09)

Ms. Brekke: There are some examples of what FEMA considers ineligible. Costs are incurred to repair and replace according to bids and specs put together before you get into the project. With the steam line, for example, it could not be reconstructed to the standards from 50 years ago when it was first put in. We found that FEMA will not give you a read ahead of time as to what they will allow. Because the steam line had to be brought up to the current standards of safe usage, FEMA determined that the costs of necessary changes were ineligible because they termed them "improvements" to what was originally there.

According to its regulations, FEMA has 90 days to respond to an appeal. FEMA is not keeping within that time frame, so we don't know when this will be brought to closure.

Re: Project Management and Engineering, Project Management is a separate report and UND has yet to receive a final closeout DSR. Therefore, there is a potential for revision to the \$4.2 million that is pending.

Rep. Wald: Does FEMA bring in new people and do you have to bring them up to speed?

Ms. Brekke: FEMA has very high turnover and their record keeping on their end is not strong. The Office of Inspector General audit discussed on p. 2 of Attachment F relates to an audit of FEMA that questions FEMA's record keeping.

Rep. Wald: Can you bill for additional time you have to expend?

Ms. Brekke: That is not provided for in the regulations.

Chm. Svedjan: Do you anticipate any carryover into the next biennium?

Ms. Brekke: Not for UND's general fund. There may be dollars in question for the system level services that run through UND.

Chm. Svedjan: Understanding that the University System has carryover authority, are you anticipating from the system level any carryover, and if so, how much?

Laura Glatt, Vice Chancellor for Administrative Affairs, ND University System: There are some system activities that run through some of the campus budgets because they are administered at the campus level. Are those the activities you are talking about?

Chm. Svedjan: Any funds that were appropriated last time that don't have a restriction on them.

Ms. Glatt: We did complete a carryover form for your subcommittee when HB 1003 was before the Education Committee, and if my memory serves me correctly, very few if any campuses were anticipating any general fund carryover with the exception of capital improvements.

Gary Wawers, Controller, North Dakota State University (Ref: 68:16) presented testimony in support of SB 2023. NDSU's request is for \$289,000 and relates to the flood of June 2000. Approximately \$18 million worth of damages resulted from that flood. In past bienniums, the legislature has supported NDSU's request to a total of \$3.4 million and the expenses that were reimbursed were for the ten percent state match to the 90 percent federal, interest and legal expenses.

The \$289,000 being requested this biennium is for interest – primarily on the line of credit at the BND and interest with the contractors.

Rep. Carlson: Between NDSU, the city of Fargo and some insurance settlements – what's the status of all that?

Mr. Wawers: The insurance settlements are all done.

Rep. Carlson: What about with the city of Fargo? There were some discussion about whose fault it was for the flooding and the damages.

Mr. Wawers: To my knowledge, that is all settled.

Rep. Carlson: And this is in excess of all settlements with the insurance companies and with the city?

Mr. Wawers: Yes. NDSU will not profit or have excess income from these damages.

Rep. Monson: NDSU has total flexibility, other than moving money from capital projects. Are you going to have money available in your operating line item? Are you running so tight in your operating that \$289,000 can't be squeezed out somehow? (Ref: 72:12)

Mr. Wawers: This request is not as large as some of the others you've seen, but the damages as a result of the flood and any other related expenses have not been budgeted by NDSU. It's an emergency that arose. We have not included those in our budget.

Rep. Monson: It sounds like you may have other money you could use, but you're thinking that the state is supposed to pick up this amount. A university the size of NDSU must have some way to move a few dollars back and forth. I'm struggling with the fact that with a budget the size that you have, isn't there someplace in the budget you can pay this?

Mr. Wawers: All I can add is that the budgets are tight.

Rep. Aarsvold: Regarding the adversarial relationship between the city and NDSU regarding the flood, is there any mitigation being offered to resolve the problem that seemed to cause the damage? (Ref. 75:19)

Mr. Wawers: I would be happy to get some information to supply to the committee on that issue. There were some bad feelings, I believe, and I would say that is not the case at this point.

Ms. Glatt: Re: Rep. Monson's question about availability of money to help pay for this – In the current biennium's budget, only 96 percent for the campus' request for parity was funded. The budgets were under funded.

Larry Kotchman, State Forester, North Dakota Forest Service, distributed and reviewed testimony (Attachment G) in support of SB 2023. (Ref. 77:51). Mr. Kotchman requested a deficiency appropriation to defray 2006 emergency wildland fire suppression expenditures estimated at \$55,500. The North Dakota Forest Service does not anticipate any carryover.

Rep. Wieland: What is the typical number of fires?

Mr. Kotchman: 11,000 acres – 600 fires. The forecasts do not look good.

Dave Krabbenhoft, Fiscal Director, Department of Corrections and Rehabilitation, distributed and reviewed "DOCR Adult Services Estimated 2005-2007 Efficiency" report (Attachment H). Mr. Krabbenhoft is requesting a reduction in their request from \$4.8 million to \$4.1 million. The projection in the bill was based on September data and the information has been updated as of January. The reduction is mainly due to changes in the prison population.

Rep. Carlisle: What is the maximum that Rugby can handle? (Ref: 86:19)

Mr. Krabbenhoft: Not sure, but I think around 30.

Rep. Carlisle: Can you add people if you want to?

Mr. Krabbenhoft: Yes.

Rep. Monson: I'm assuming Appleton is the most expensive place to put prisoners. What is the county cost per day?

Mr. Krabbenhoft: Appleton, for the males, was the most expensive at \$54.70 per day. There are places around the state that are \$50 per day.

Mr. Krabbenhoft said the total estimated Adult Services deficiency request is just under \$4.1 million. I would request on the bill we have it split out between two lines. On the Field Services line, I'd request the \$957,860 be changed to \$612,067 and the Prisons Division line be changed from \$3,850,795 to \$3,457,765 (Ref. 90:20). Legislative Council acknowledged that they got the new numbers and would draft an amendment as such.

Rep. Monson: What does the \$2.75 million represent?

Mr. Krabbenhoft: The total amount we'll be paying to Appleton and county jails.

Rep. Carlson: Is there a way to accurately identify the turn back? (Ref: 94:21) When you build your budget assuming there's \$10 million of turn back – and I don't see it being there, especially after hearing what was done today.

Chm. Svedjan: I agree. There is disparity with what OMB is projecting for turn back and what Legislative Council has identified. I'm going to ask OMB to prepare for us the total expected turn back by agency so we can have that available when we finally take up SB 2023.

Chm. Svedjan closed the hearing on SB 2023.

2007 HOUSE STANDING COMMITTEE MINUTES

Bill/Resolution No. **SB 2023**

House Appropriations Committee

Check here for Conference Committee

Hearing Date: 3-9-07

Recorder Job Number: 4775

Committee Clerk Signature

Wanda Horne

Minutes:

Chairman Svedjan: We held on the deficiency appropriation bill because we needed an amendment to address the reduction in the request from the Department of Corrections. You should all have amendment .0201

Rep Carlisle: I move the amendment .0201

Rep Kreidt: I second it.

Chairman Svedjan: You'll recall that when the Department of Corrections was in here they indicated that they would need \$738,823 less then was in the bill, so this amendment makes the adjustment. Any discussion on the amendment?

Voice Vote to adopt the amendment .0201 to SB 2023 Adopted

Chairman Svedjan: We now have the amended bill before us.

Rep Skarphol: I make a motion for a DO PASS AS AMENDED

Rep Kerzman: I second it.

Roll Call Vote Yes 20 No 2 Absent 2 Carrier Rep Skarphol

