

LEGISLATION ENACTED IN 2005 DIRECTLY AFFECTING THE LEGISLATIVE COUNCIL AND THE LEGISLATIVE ASSEMBLY

This memorandum identifies 2005 legislation that directly affects the responsibilities of the Legislative Council or the Legislative Assembly. The memorandum is arranged in two broad categories--Legislative Council and Legislative Assembly. Some provisions of 2005 legislative proposals are listed under more than one heading to ensure that each heading contains a comprehensive list of relevant provisions. This memorandum does not describe Legislative Council study directives that are contained in concurrent resolutions.

In summary, 2005 legislation:

- Establishes one new statutory interim commission for four years;
- Establishes three new statutory interim committees for two years;
- Continues one statutory interim committee beyond its scheduled expiration date;
- Requires 20 interim studies, including a study during the 2007-08 interim;
- Requests 37 interim studies;
- Establishes 44 new reporting requirements by state agencies to the Legislative Council, specifically of which 20 are to be during the 2005-06 interim; one is to be by November 1, 2005; one is to be in November 2005; one is to be in June 2006; nine are to be by July 1, 2006; one is to be in November 2006; five are to be annual reports; and four are to be biennial reports;
- Establishes 15 new reporting requirements by state agencies to the Budget Section;
- Provides for 10 new approval requirements state agencies must submit to the Budget Section;
- Establishes 12 new reporting requirements by state agencies to the 60th Legislative Assembly; and
- Establishes 8 new reporting requirements by state agencies to the Legislative Assembly generally (in addition to the 12 to the 60th Legislative Assembly).

LEGISLATIVE COUNCIL

Responsibilities of the Legislative Council

House Bill No. 1015, Section 17, amends North Dakota Century Code (NDCC) Section 54-03-20 to provide that the Legislative Council may establish guidelines that may result in a reduced maximum reimbursement for a single dwelling in which two or more legislators share lodging and the total rent for that dwelling exceeds \$900 per calendar month during any legislative session.

House Bill No. 1222, Section 1, requires the Legislative Council to coordinate the determination of the estimated fiscal impact of an initiated measure at least 90 days before a statewide election at which electors will vote on the initiated measure.

House Bill No. 1275, Section 2, creates NDCC Section 54-59-23 to require the Legislative Council to report to the State Information Technology Advisory Committee according to guidelines developed by the Information Technology Department regarding the plan for and status of any software development or implementation project that is estimated to cost more than \$250,000. The Legislative Council is to notify the Information Technology Advisory Committee if at a project milestone the amount expended on project costs exceeds the planned budget by 20 percent or more or the project schedule extends beyond the planned schedule by 20 percent or more. If corrective measures are not taken within 90 days after the report, the Legislative Council is to report to its Information Technology Committee regarding the project.

Senate Bill No. 2039, Section 1, amends NDCC Section 54-03.1-02 to provide the Legislative Assembly is to meet on the first Monday in December in each even-numbered year, rather than the first Tuesday after the first Monday, for purposes of conducting an organizational session. The time of meeting is to be designated by the Legislative Council.

Senate Bill No. 2043, Section 11, amends NDCC Section 26.1-21-07 to provide that the Insurance Commissioner determines the amount of coverage of the state bonding fund for state agencies, but the coverage for a state legislative branch agency may be determined by the Legislative Council.

Senate Bill No. 2147, Section 4, requires the Agriculture Commissioner, the Bank of North Dakota, and the North Dakota Stockmen's Association to provide a joint report regarding the livestock loan guarantee program to the Agriculture Committee of each house of the 60th Legislative Assembly between the 1st and 10th legislative days as selected by the Legislative Council.

Senate Bill No. 2300, Section 3, amends NDCC Section 23-12-10.2 to include the Legislative Council as a state agency with statutory jurisdiction over a state-owned building or office for purposes of enforcing the smoking prohibitions of NDCC Section 23-12-10.

Appointments

House Bill No. 1042, Section 1, creates NDCC Section 57-39.4-31 to provide for two members of the

House of Representatives and two members of the Senate, appointed by the chairman of the Legislative Council, to represent North Dakota on the Streamlined Sales Tax Governing Board; and one member of the House and one member of the Senate, appointed by the chairman of the Legislative Council, to represent North Dakota on the Streamlined Sales Tax State and Local Advisory Council.

House Bill No. 1065, Section 1, adopts the Midwest Interstate Passenger Rail Compact. Article 3 of the compact establishes a four-member commission that includes two legislators, one from each house, appointed by the chairman of the Legislative Council to serve two-year terms.

House Bill No. 1259, Section 4, creates NDCC Section 53-12.1-04 to establish a five-member Lottery Advisory Commission, three members of which are legislators selected by the chairman of the Legislative Council. Members are first appointed to staggered terms of one to three years, then terms are three years. No member may be appointed to more than two consecutive terms.

Senate Bill No. 2027, Section 1, establishes a seven-member Commission on Legal Counsel for Indigents, which includes two members of the Legislative Assembly, one from each house, appointed by the chairman of the Legislative Council. Initial appointments must be made before August 1, 2005. Section 1 also provides individuals appointed to the commission should have experience in the defense of criminal cases or other cases in which appointed counsel services are required or should have demonstrated a commitment to quality representation in indigent defense matters.

Senate Bill No. 2301, Section 5, requires the Department of Human Services to convene a Child Support Enforcement Task Force that includes two members of the Legislative Assembly appointed by the chairman of the Legislative Council to study organizational and programmatic structure of the child support enforcement program. Section 5 expires as of July 1, 2007.

House Bill No. 1473, Section 1, establishes an 18-member Commission on Alternatives to Incarceration, which includes three members of the House of Representatives, two of whom must be selected by the House majority leader and one of whom must be selected by the House minority leader, and three members of the Senate, two of whom must be selected by the Senate majority leader and one of whom must be selected by the Senate minority leader. The chairman of the Legislative Council is to select the chairman and vice chairman of the commission from the legislative members of the commission.

House Bill No. 1523, Section 1, creates NDCC Section 54-35-22 to establish a six-member Workers' Compensation Review Committee consisting of two members of the Senate appointed by the Senate majority leader, one member of the Senate appointed by the Senate minority leader, two members of the

House of Representatives appointed by the House majority leader, and one member of the House appointed by the House minority leader. The chairman of the Legislative Council is to designate the chairman of the committee. The committee is to review workers' compensation claims that are brought to the committee by injured workers. The section expires as of August 1, 2007.

House Bill No. 1524, Section 1, creates a seven-member Tribal and State Relations Committee consisting of the chairman of the Legislative Council or the chairman's designee, two members of the Senate selected by the Senate majority leader, one member of the Senate selected by the Senate minority leader, two members of the House of Representatives selected by the House majority leader, and one member of the House selected by the House minority leader. The chairman of the Legislative Council or the chairman's designee is chairman of the committee. The committee, in consultation with the Native American Tribal Citizens' Task Force, is to study tribal-state issues. The Act expires as of August 1, 2007.

Senate Bill No. 2032, Section 5, amends NDCC Section 54-16-01 to change the legislative members of the Emergency Commission by replacing the chairman of the Legislative Council with the majority leaders of the Senate and House of Representatives. A majority leader may designate the assistant majority leader to serve in the leader's place if the leader is unable to attend a commission meeting.

Senate Bill No. 2349, Section 3, establishes a seven-member Advisory Commission on Faith-Based and Community Initiatives. Two of the members are to be members of the Legislative Assembly, one of whom must be selected by the members of the Legislative Council representing the majority faction and one of whom must be selected by the members of the Legislative Council representing the minority faction.

House Bill No. 1397, Section 1, creates NDCC Section 15-10-43 to authorize the State Board of Higher Education to contract with Kansas State University to provide an opportunity for up to five eligible students to enroll in the veterinary medical education program at Kansas State University; the students must be selected by an admissions committee consisting of one faculty member from the Department of Veterinary and Microbiological Sciences at North Dakota State University, one veterinarian practicing in this state, one member of the Legislative Assembly, and one livestock producer, all appointed by the Legislative Council, and the chairman of the Admissions Committee at Kansas State University School of Veterinary Medicine.

**Interim Committees of the Legislative
Council - Duties Other Than Studies
Administrative Rules Committee**

House Bill No. 1421, Section 1, amends NDCC Section 28-32-10 to provide that the Legislative Council is to mail notice of proposed rulemaking to subscribers of the filings within 15 business days after receipt of the notice.

Section 3 amends NDCC Section 28-32-15 to provide the effective date of nonemergency rules is the January, April, July, or October 1st for rules filed with the Legislative Council from August 16 through November 15, and subsequent quarters.

Section 4 amends NDCC Section 28-32-18 to provide that the Administrative Rules Committee may find a portion of a rule void if the rule is initially considered by the committee not later than the 15th day of the month before the date of the Administrative Code supplement in which the rule is scheduled to appear.

Senate Bill No. 2159, Section 1, creates NDCC Section 28-32-03(7) to authorize the Department of Human Services to adopt interim final rules that are necessary to align eligibility requirements of the medical assistance and the children's health insurance programs to allow for transition of cases into an electronic system without a finding that emergency rulemaking is necessary and which may take effect on the date of filing notice of proposed rule adoption with the Legislative Council.

Commission on Alternatives to Incarceration (New)

House Bill No. 1473, Section 1, establishes an 18-member Commission on Alternatives to Incarceration to study sentencing alternatives, mandatory sentences, treatment options, expanded use of problem-solving courts, home monitoring, and other related issues. If the commission determines consultant services are necessary to conduct its assigned studies, the commission may request funding for consultant services from the Legislative Council and other interested entities. The Legislative Council is to provide staffing for the commission. The commission is to report its findings and recommendations to the Legislative Council. The commission is in effect until July 1, 2009.

Department of Corrections and Rehabilitation's Incarceration and Correctional Facility Needs Committee (New)

Senate Bill No. 2015, Section 12, as amended by **House Bill No. 1015**, Section 41, requires the Legislative Council to appoint an interim committee to develop a legislative strategic plan, including site and facilities' plans, for the Department of Corrections and Rehabilitation's incarceration and correctional facility needs.

Legislative Audit and Fiscal Review Committee

House Bill No. 1016, Section 5, requires the results of the State Auditor's performance audit of the Department of Emergency Services to be presented to the Legislative Audit and Fiscal Review Committee

(and to be filed with the Appropriations Committees of the 60th Legislative Assembly).

House Bill No. 1273, Section 6, creates NDCC Chapter 45-10.2, of which Section 45-10.2-115 requires any limited partnership or foreign limited partnership that produces agricultural ethyl alcohol or methanol in this state and which receives a production subsidy from the state to submit an annual audit report to the Legislative Audit and Fiscal Review Committee.

Senate Bill No. 2085, Section 1, amends NDCC Section 52-02-18 to require the State Auditor to conduct a performance audit of Job Service North Dakota within 12 months after receipt of a request for the audit by the Legislative Audit and Fiscal Review Committee.

Legislative Management Committee

House Bill No. 1528, Section 1, requires the Legislative Management Committee, before September 1, 2005, to visit and inspect the veterans' memorial on the Capitol grounds and make recommendations for repairs and updates to the Facility Management Division of the Office of Management and Budget.

Senate Bill No. 2001, Section 5, provides for the Legislative Management Committee to review and adopt the project plan for implementation of a replacement system for legislative applications. The committee also is to review and approve the deliverables from a completed phase before any consideration may be made for a subsequent phase. The Legislative Council chairman is authorized to appoint an executive steering group for the project that may include members from the Legislative Council staff, members from the Information Technology Department staff, and legislators.

Section 8 continues unexpended funds from the 2003-05 appropriation and authorizes use to assist in the cost of the legislative applications replacement project, including preplanning costs.

No Child Left Behind Committee

House Bill No. 1434, Section 1, requires the Superintendent of Public Instruction to present the Superintendent's proposed changes in the state accountability plan required under the No Child Left Behind Act of 2001 to the interim No Child Left Behind Committee for the committee's advice and recommendations.

Section 2 amends NDCC Section 54-35-21 to continue the interim No Child Left Behind Committee by having it report to the Legislative Assembly rather than to the 59th Legislative Assembly, and provides for the committee to study the Act, including amendments to the Act, changes to federal regulations implementing the Act, and any policy changes and letters of guidance issued by the United States Secretary of Education.

Tribal and State Relations Committee (New)

House Bill No. 1524, Section 1, creates a seven-member Tribal and State Relations Committee. The committee, in consultation with the Native American Tribal Citizens' Task Force, which also is created by Section 1, is to study tribal-state issues. The Act expires as of August 1, 2007.

Workers' Compensation Review Committee (New)

House Bill No. 1523, Section 1, creates NDCC Section 54-35-22 to establish a six-member Workers' Compensation Review Committee to review workers' compensation claims that are brought to the committee by injured workers after the administrative and judicial appeals process is exhausted or the period for appeal has expired. The section expires as of August 1, 2007.

Required Interim Studies

(Not Subject to Prioritization by the Council)

House Bill No. 1434, Section 2, amends NDCC Section 54-35-21 to continue the interim No Child Left Behind Committee and provides for the committee to study the No Child Left Behind Act of 2001.

House Bill No. 1473, Section 1, establishes an 18-member Commission on Alternatives to Incarceration to study sentencing alternatives. The commission is in effect until July 1, 2009.

House Bill No. 1523, Section 1, creates NDCC Section 54-35-22 to establish a six-member Workers' Compensation Review Committee to review workers' compensation claims that are brought to the committee by injured workers. The section expires as of August 1, 2007.

House Bill No. 1524, Section 1, establishes a seven-member Tribal and State Relations Committee to conduct joint meetings with the Native American Tribal Citizens' Task Force to study tribal-state issues.

Senate Bill No. 2015, Section 12, as amended by **House Bill No. 1015**, Section 41, requires the Legislative Council to appoint an interim committee to develop a legislative strategic plan for the Department of Corrections and Rehabilitation's incarceration and correctional facility needs.

House Bill No. 1010, Section 12, requires the Legislative Council to study the appropriate minimum standard of loss ratio for accident and health insurers.

House Bill No. 1015, Section 28, requires the Legislative Council to study issues related to state employee compensation.

House Bill No. 1198, Section 1, requires the Legislative Council to study reemployment processes and costs and an appropriate method for providing a limitation on the total average number of job-attached unemployment insurance claimants.

House Bill No. 1260, Section 1, requires the Legislative Council to study public improvement contracts and issues.

House Bill No. 1332, Section 3, requires the Legislative Council to study the pharmacy benefits management industry.

House Bill No. 1013, Section 16, requires the Legislative Council to study the state's elementary and secondary education system.

House Bill No. 1035, Section 1, requires the Legislative Council to assign to an interim committee the responsibility to establish a government performance and accountability system pilot project involving up to three executive branch agencies during the 2005-06 interim.

Senate Bill No. 2001, Section 6, requires the Legislative Council, through the Legislative Management Committee, to study the feasibility and desirability of arranging for the printing of bills and resolutions for the 60th Legislative Assembly by using computers and high-speed printers.

Senate Bill No. 2001, Section 7, requires the Legislative Council, through the Legislative Management Committee, to study the need for additional legislative committee meeting rooms.

Senate Bill No. 2001, Section 8, requires the Legislative Council, through the Legislative Management Committee, to study the appropriateness of increasing the daily compensation for chairmen of substantive standing committee divisions.

Senate Bill No. 2004, Section 21, requires the Legislative Council to study the state's public health unit infrastructure and the ability of the public health units to respond to public health issues.

Senate Bill No. 2032, Section 17, requires the Legislative Council to study during the 2005-06 and 2007-08 interims the state's business climate through a business climate initiative. The Legislative Council is to contract with a third party to provide professional services to plan, facilitate, report on, and coordinate followup for the focus groups and business congresses included within the study.

Senate Bill No. 2032, Section 18, requires the Legislative Council to study issues relating to venture and risk capital.

Senate Bill No. 2372, Section 1, requires the Legislative Council to study the feasibility and desirability of establishing an organization or ombudsman to support and coordinate federal, tribal, state, and local government and private efforts to discourage destructive behavior.

Senate Bill No. 2404, Section 1, requires the Legislative Council to study enhanced funding for elementary and secondary education.

Discretionary Interim Studies in Bills (Subject to Prioritization by the Council)

House Bill No. 1008, Section 7, requires the Legislative Council to consider studying the changes in responsibilities and duties of the Public Service Commission since its inception.

House Bill No. 1009, Section 14, requires the Legislative Council to consider studying the feasibility and desirability of implementing a license fee for businesses receiving state meat inspection program services.

House Bill No. 1010, Section 11, requires the Legislative Council to consider studying the need for a comprehensive, long-range study of the state's current and future health care needs.

House Bill No. 1012, Section 12, requires the Legislative Council to consider studying the Department of Human Services system of paying qualified service providers.

House Bill No. 1012, Section 14, requires the Legislative Council to consider studying methods of improving the sustainability of funding long-term care services in the state.

House Bill No. 1012, Section 15, requires the Legislative Council to consider studying the services provided by residential treatment centers and residential child care facilities and the appropriateness of the payments provided by the state for these services.

House Bill No. 1013, Section 15, requires the Legislative Council to consider studying the potential for cooperative field service delivery between Vision Services - School for the Blind and the School for the Deaf.

House Bill No. 1015, Section 29, requires the Legislative Council to consider studying employee salaries of the Department of Corrections and Rehabilitation.

House Bill No. 1195, Section 7, requires the Legislative Council to consider studying the feasibility and desirability of requiring professional employer organizations operating in North Dakota to register with the state.

House Bill No. 1203, Section 11, requires the Legislative Council to consider studying the current system under which property taxes levied by school districts are abated for the purpose of furthering economic development.

House Bill No. 1203, Section 12, requires the Legislative Council to consider studying the system of local economic developers to determine whether the existing system provides the most effective and efficient system.

House Bill No. 1272, Section 2, requires the Legislative Council to consider studying the feasibility and desirability of revising the process for appointing or electing individuals to the North Dakota Wheat Commission.

House Bill No. 1280, Section 6, requires the Legislative Council to consider studying the feasibility and desirability of creating an allied health professions board to regulate the practice of members of allied health professions.

House Bill No. 1370, Section 1, requires the Legislative Council to consider studying railroad fuel surcharges.

House Bill No. 1396, Section 1, requires the Legislative Council to consider studying driving under the influence, repeat offenses, prevention, enforcement, and penalties.

House Bill No. 1453, Section 2, requires the Legislative Council to consider studying the feasibility and desirability of creating an emblem for the sole use of the North Dakota Legislative Assembly, members of the Legislative Assembly, and the Legislative Council.

House Bill No. 1459, Section 5, requires the Legislative Council to consider studying the Medicaid medical reimbursement system.

House Bill No. 1530, Section 1, requires the Legislative Council to consider studying North Dakota's oil and gas tax structure.

Senate Bill No. 2003, Section 23, requires the Legislative Council to consider studying higher education funding and accountability. Section 24 provides an appropriation of \$175,000 for the study.

Senate Bill No. 2004, Section 20, requires the Legislative Council to consider studying the costs and benefits of adopting a comprehensive healthy North Dakota and workplace wellness program in collaboration with entities that have an interest in establishing accident and disease prevention programs.

Senate Bill No. 2004, Section 22, requires the Legislative Council to consider studying whether to change guidelines for funding programs as a result of additional tobacco settlement collections that are anticipated to be received and deposited in the community health trust fund from 2008 through 2017.

Senate Bill No. 2018, Section 9, requires the Legislative Council to consider studying the implementation by Job Service North Dakota of a shared work demonstration project.

Senate Bill No. 2023, Section 5, requires the Legislative Council to consider studying deferred maintenance and infrastructure for all state agencies and institutions and compile a list of all the deferred maintenance and long-term infrastructure needs.

Senate Bill No. 2113, Section 1, requires the Legislative Council to consider studying issues related to hunting and fishing by nonresidents and nonresidents who are former residents.

Senate Bill No. 2115, Section 1, requires the Legislative Council to consider studying the process to negotiate and quantify reserved water rights.

Senate Bill No. 2160, Section 1, requires the Legislative Council to consider studying the administration and enforcement of the State Building Code and its relationship to local standards and enforcement.

Senate Bill No. 2171, Section 1, requires the Legislative Council to consider studying the licensure and regulation of acupuncturists.

Senate Bill No. 2215, Section 1, requires the Legislative Council to consider studying the feasibility and desirability of private sector employers and

self-employed individuals securing health insurance for permanent and temporary employees or themselves through a health insurance pool.

Senate Bill No. 2257, Section 1, requires the Legislative Council to consider studying the feasibility and desirability of creating a diversion program for people who have written bad checks as an alternative to prosecution.

Senate Bill No. 2268, Section 1, requires the Legislative Council to consider studying issues related to waste rubber recycling, abatement and remediation of waste rubber tire stockpiles, and the recovery of components of petroleum-based products.

Senate Bill No. 2269, Section 2, requires the Legislative Council to consider studying the fiscal impact and the feasibility and desirability of establishing an umbrella licensing organization for a group consisting of counselors, psychologists, marriage and family therapists, and social workers.

Senate Bill No. 2272, Section 1, requires the Legislative Council to consider studying circumstances in which property should cease to be considered agricultural property for property tax purposes.

Senate Bill No. 2272, Section 2, requires the Legislative Council to consider studying issues related to transferability of income tax credits for installation of geothermal, solar, or wind energy devices.

Senate Bill No. 2361, Section 2, requires the Legislative Council to consider studying the state's marriage laws and methods for strengthening the institution of marriage in the state.

Senate Bill No. 2390, Section 1, requires the Legislative Council to consider studying city and county development impact fees.

Senate Bill No. 2393, Section 1, requires the Legislative Council to consider studying sales, use, and gross receipts tax exemptions and reductions.

Senate Bill No. 2395, Section 4, requires the Legislative Council to consider studying issues relating to programs providing services to children with special health care needs to determine whether the programs are effective in meeting these special health care needs.

Reports to the Legislative Council

Agriculture Commissioner

Senate Bill No. 2280, Section 37, requires the Agriculture Commissioner to report to the Legislative Council in November 2005 and June 2006 all notifications and requests for assistance by individuals who believe local weed boards have not eradicated or controlled noxious weeds satisfactorily.

North Dakota Association of Counties

Senate Bill No. 2024, Section 3, creates NDCC Section 11-18-22.1 to require the North Dakota Association of Counties to compile and submit to the Legislative Council before April 1 of each even-numbered year reports from each county recorder

regarding how the county used the county's document preservation fund during the preceding two fiscal years. The section expires as of August 1, 2009.

Bank of North Dakota

Senate Bill No. 2032, Section 19, requires the president of the Bank of North Dakota to report to the Legislative Council during the 2005-06 interim on the status of the Bank's investment in alternative and venture capital investments and early-stage capital funds.

Department of Commerce

House Bill No. 1203, Section 8, creates NDCC Section 54-60.1-07, which requires the Department of Commerce to publish beginning in 2007 a compilation and summary of state grantor (a state agency that awards a business incentive to a recipient) reports for the previous calendar year and to file with the Legislative Council annually the compilation and summary and the reports of state grantors.

Senate Bill No. 2018, Section 40, creates NDCC Section 54-60-11 to require the Commissioner of Commerce to report to the Legislative Council biennially on the process used and factors considered by the commissioner in identifying target industries on which economic development efforts are focused and the special focus target industry.

Senate Bill No. 2018, Section 46, requires the Commissioner of Commerce to report to the Legislative Council during the 2005-06 interim on the status of the American Indian Business Development Office and the status of the International Trade and Business Office.

Senate Bill No. 2018, Section 47, requires the Commissioner of Commerce to report to the Legislative Council during the 2005-06 interim on the status of the certification program through which the Division of Economic Development and Finance provides training services to local economic developers.

Senate Bill No. 2018, Section 48, requires the Commissioner of Commerce to report to the Legislative Council during the 2005-06 interim on the status of the image information program.

Senate Bill No. 2018, Section 49, requires the Commissioner of Commerce to report to the Legislative Council during the 2005-06 interim on the status of the business hotline program.

Senate Bill No. 2018, Section 50, requires the Commissioner of Commerce to report to the Legislative Council during the 2005-06 interim on the status of the Dakota manufacturing initiative.

Senate Bill No. 2018, Section 51, requires the Commissioner of Commerce to report to the Legislative Council before July 1, 2006, on the outcome of the Department of Commerce's study of the state's intellectual property laws as they relate to the protection of intellectual property rights.

Senate Bill No. 2018, Section 52, requires the Commissioner of Commerce to report to the Legislative Council before July 1, 2006, on the outcome of the Department of Commerce's study of the state's economic development incentives.

Senate Bill No. 2018, Section 53, requires the Commissioner of Commerce to report annually during the 2005-06 interim to either the Budget Section or an interim committee designated by the Legislative Council regarding North Dakota economic goals and associated benchmarks.

Department of Corrections and Rehabilitation

Senate Bill No. 2341, Section 1, creates NDCC Section 19-03.1-45 to provide for a mandatory drug abuse assessment and treatment program in Walsh, Pembina, and Grand Forks Counties and to require the Department of Corrections and Rehabilitation's manager of the pilot project to provide a report to the Legislative Council for distribution during the Council's November 2006 meeting and to the 60th Legislative Assembly detailing the number of participants in the program, the cost of the program, relapse statistics, and other data concerning the effectiveness of the program.

Education Standards and Practices Board

House Bill No. 1076, Section 2, creates NDCC Section 15.1-09-57(4) to require the Education Standards and Practices Board to file a report with the Legislative Council at the conclusion of each school year citing all requests for exceptions to the requirement that individuals be licensed to teach in a particular course area or field, including the board's response to each request and a brief description of the board's rationale.

Department of Emergency Services

House Bill No. 1016, Section 7, requires the Department of Emergency Services to report to the Legislative Council, as requested, detailing the uses of federal homeland security funds at the state and local levels and to report any discrepancies relating to the local needs assessment completed by the department and purchases made with federal homeland security funds.

House Bill No. 1016, Section 30, amends NDCC Section 57-40.6-11 to provide the Division of State Radio, rather than State Radio, is to report to the Legislative Council annually on the operation of and any recommended changes in the emergency 911 telephone system standards and guidelines.

Game and Fish Department

House Bill No. 1102, Section 2, requires the Game and Fish Department to report to the Legislative Council before July 1, 2006, regarding the department's findings on its assessment of the status of mountain lions in North Dakota.

State Department of Health

Senate Bill No. 2004, Section 26, requires the State Department of Health to submit a report to the Legislative Council during the 2005-06 interim regarding the department's basic care survey pilot project which includes a recommendation of whether the unannounced survey process should continue for all basic care facilities.

State Board of Higher Education

Senate Bill No. 2003, Section 17, requires a representative of the State Board of Higher Education to report to the appropriate committee of the Legislative Council (and to the Budget Section) periodically during the 2005-06 interim on the status of the board's review of the long-term finance plan.

Senate Bill No. 2032, Section 20, requires the State Board of Higher Education and the Centers of Excellence Commission to report to the Legislative Council during the 2005-06 interim on the status of the centers of excellence program.

Senate Bill No. 2032, Section 22, requires the chancellor of the University System to report to the Legislative Council before July 1, 2006, on the outcome of the State Board of Higher Education's study of incentives the state could adopt to serve as catalysts for stimulating more efficient commercialization of new technologies.

House Bill No. 1364, Section 1, requires the State Board of Higher Education to report to the Legislative Council before July 1, 2006, regarding implementation of a policy requiring all institutions to assess faculty and teaching assistant English communication skills.

Department of Human Services

House Bill No. 1012, Section 11, requires the Department of Human Services to report to the Legislative Council by July 1, 2006, regarding the department's review of its budget and programs and services to determine the extent to which the department can provide for additional general fund requirements resulting from changes in the federal medical assistance percentage for North Dakota without affecting the level of services provided by the department.

House Bill No. 1012, Section 16, requires the Department of Human Services to report to the Legislative Council during the 2005-06 interim on the department's plan to transfer appropriate individuals from the developmental center to community placements and on the anticipated number of individuals that will be transferred during the 2005-07 biennium.

House Bill No. 1217, Section 2, requires the Department of Human Services to report to the Legislative Council before November 1, 2005, regarding the status of the amendment to the Medicaid state plan regarding the disregard of any assets to the extent that payments are made or because an individual has received or is entitled to receive benefits under a long-term care insurance policy.

House Bill No. 1459, Section 3, requires the Department of Human Services and the Prescription Drug Monitoring Program Working Group to provide periodic status reports to the Legislative Council during the 2005-06 interim regarding the activities of the working group and the implementation of the prescription drug monitoring program.

House Bill No. 1459, Section 4, requires the Department of Human Services to receive input from and report to the Legislative Council during the 2005-06 interim regarding the development of recommendations required with respect to medical assistance program management under NDCC Section 50-24.1-27.

House Bill No. 1460, Section 1, creates NDCC Section 50-06-25 to require the Department of Human Services to present to the Legislative Council a biennial report that provides a five-year historical analysis of the number of persons receiving services under the medical assistance program, the costs for rendering the services by program appropriations, the budget requested, the budget appropriated, and actual expenditures for each of the preceding five years. The bill expires as of July 1, 2007.

House Bill No. 1465, Section 2, requires the Department of Human Services to report to the Legislative Council during the 2005-06 interim regarding the department's progress in developing and implementing a plan for implementing the Medicare Prescription Drug, Improvement, and Modernization Act of 2003.

Senate Bill No. 2395, Section 5, requires the Department of Human Services to report to the Legislative Council during the 2005-06 interim regarding the status of the Medicaid waiver to provide in-home services, the number of applications the department receives for in-home services, and the status of the program's appropriation.

Senate Bill No. 2409, Section 2, requires the Department of Human Services to make periodic reports to the Legislative Council during the 2005-06 interim regarding the status of the alternatives-to-abortion services funding, the first of which must be made by December 1, 2005.

Insurance Commissioner

Senate Bill No. 2032, Section 21, requires the Insurance Commissioner to report to the Legislative Council before July 1, 2006, on the outcome of the commissioner's compilation of existing data regarding the state's liability insurance marketplace.

Commission on Legal Counsel for Indigents

Senate Bill No. 2027, Section 3, creates NDCC Section 54-61-03, which requires the director of the Commission on Legal Counsel for Indigents to submit to the Legislative Council an annual report containing pertinent data on the indigent defense contract system and established public defender offices.

Senate Bill No. 2027, Section 9, requires the Commission on Legal Counsel for Indigents to report to the Legislative Council periodically during the 2005-06 interim regarding the implementation of the indigent defense system. The first report must be presented before December 1, 2005.

North Dakota Lottery

House Bill No. 1259, Section 4, creates NDCC Section 53-12.1-03 to require the director of the North Dakota lottery to report to the Legislative Council on request regarding the operation of the lottery.

Office of Management and Budget

Senate Bill No. 2032, Section 24, requires the director of the Office of Management and Budget to report to the Legislative Council during the 2005-06 interim on the status of providing procurement information through the Internet and on the outcome of the director's procurement assistance center study.

Superintendent of Public Instruction

House Bill No. 1154, Section 30, requires the Superintendent of Public Instruction to report to the Legislative Council all notices received from school district boards that vote not to use 70 percent of new moneys received during the 2005-07 biennium for the purpose of increasing compensation paid to teachers or providing compensation to teachers beginning employment after June 30, 2005.

House Bill No. 1154, Section 31, requires the Superintendent of Public Instruction to present to the Legislative Council at the conclusion of each school year during the 2005-07 biennium reports the superintendent compiles covering operations of education associations governed by joint powers agreements.

Senate Bill No. 2083, Section 1, amends NDCC Section 15-02-09 to provide that the Superintendent of Public Instruction is to submit an annual report on the financial condition of school districts to the Legislative Council by the end of February. Section 2 amends NDCC Section 15.1-02-10 to delete the requirement that the Superintendent is to provide a copy of the annual school district finance facts to the Legislative Council, but retains the requirement that the Superintendent is to make a copy of the report available to each member of the Legislative Assembly upon request.

North Dakota Transmission Authority

House Bill No. 1169, Section 13, creates NDCC Section 49-24-13, which requires the North Dakota Transmission Authority to deliver a written report to the Legislative Council each biennium.

Department of Transportation

Senate Bill No. 2012, Section 4, requires the Department of Transportation to report to the Legislative Council any additional full-time equivalent

positions for highway construction and maintenance hired in lieu of contracting for those positions.

Upper Great Plains Transportation Institute

Senate Bill No. 2032, Section 23, requires the Upper Great Plains Transportation Institute to report to the Legislative Council before July 1, 2006, on the outcome of the institute's study of how improvements to the transportation infrastructure of this state might enhance the business climate and the state's competitive position in economic development.

Miscellaneous Reports

House Bill No. 1222, Section 1, creates NDCC Section 16.1-01-17, which requires the Legislative Council to coordinate the determination of the estimated fiscal impact of an initiated measure at least 90 days before a statewide election at which electors will vote on the initiated measure. Within 30 days after the close of the first complete fiscal year after the effective date of the initiated measure, the agency that provided the estimated fiscal impact information is to submit a report to the Legislative Council on the actual fiscal impact for the first complete fiscal year resulting from the initiated measure and a comparison to the estimate, and the Legislative Council is to issue a report of the actual fiscal impact of the initiated measure.

Laws Publication Responsibilities

House Bill No. 1217, Section 3, provides the provision on the effect of purchase of long-term care insurance on eligibility for medical assistance benefits becomes effective when the Department of Human Services certifies to the Legislative Council that the necessary amendment to the Medicaid state plan has been approved.

Senate Bill No. 2012, Section 16, provides the refund on motor vehicle fuels taxes provided for Native Americans is effective until the Tax Commissioner certifies to the Governor and the office of the Legislative Council that congressional action or a United States Supreme Court decision has determined that a state may impose its motor vehicle fuels tax laws on Native Americans.

Budget Section

Senate Concurrent Resolution No. 4001, authorizes the Budget Section to hold the required legislative hearings on state plans for the receipt and expenditure of new or revised block grants passed by Congress.

Reports to the Budget Section

House Bill No. 1012, Section 6, requires the Department of Human Services to report to the Budget Section after June 30, 2006, any transfers between line items and between subdivisions in excess of \$50,000 (and report any transfers to the

Appropriations Committees of the 60th Legislative Assembly).

House Bill No. 1016, Section 10, requires the Department of Emergency Services to reevaluate job classifications impacted by the department's reorganization and report the positions affected by the reorganization and a detailed justification of any prior salary increases and a recommendation and analysis of any proposed salary increases or decreases to the Budget Section.

House Bill No. 1106, Section 1, amends NDCC Section 49-21-31 to remove the expiration date of June 30, 2005, on the Public Service Commission performance assurance fund, and thus continues the requirement that the commission report annually to the Budget Section with respect to the performance assurance plan and expenditures from the fund.

House Bill No. 1259, Section 11, provides the Attorney General is to report to the Budget Section any expenditures made or employees hired under the authority to defray additional administrative and other operating costs of the North Dakota lottery in excess of the appropriation.

Senate Bill No. 2003, Section 9, requires a representative of the State Board of Higher Education to provide a report to the Budget Section regarding the allocation of the equity pool provided in the Act to address equity at higher education institutions and other campus needs.

Senate Bill No. 2003, Section 17, requires a representative of the State Board of Higher Education to report to the Budget Section (and to the appropriate committee of the Legislative Council) periodically during the 2005-06 interim on the status of the board's review of the long-term finance plan.

Senate Bill No. 2014, Section 35, requires the manager of the State Mill and Elevator Association to present an annual report to the Budget Section concerning the current role and mission of the association and short-term and long-term plans for acquisitions, construction, renovation, equipment upgrading, sales and marketing, personnel, and all financial matters, as well as a description of efforts by the association to inform legislators about the role, mission, and operations of the association.

Senate Bill No. 2018, Section 21, requires the Department of Commerce to report to the Budget Section after July 1, 2006, on the use of grant funds provided to the Rural Development Council to match federal funds.

Senate Bill No. 2018, Section 25, requires the Department of Commerce to report to the Budget Section after July 1, 2006, on the use of grant funds provided to the Red River Valley Research Corridor to match federal funds.

Senate Bill No. 2018, Section 26, requires the Department of Commerce to report to the Budget Section after July 1, 2006, on the use of grant funds provided to the North Dakota center for technology program.

Senate Bill No. 2018, Section 27, requires the Department of Commerce to report to the Budget Section after July 1, 2006, on the use of funding for grants in the partners in marketing grant program.

Senate Bill No. 2018, Section 53, requires the Commissioner of Commerce to report annually during the 2005-06 interim to either the Budget Section or an interim committee designated by the Legislative Council regarding North Dakota economic goals and associated benchmarks.

Senate Bill No. 2031, Section 2, requires the Highway Patrol to provide a report after July 1, 2006, to the Budget Section regarding the progress of the training for law enforcement officers and emergency service providers provided under the appropriation provided by the bill.

Senate Bill No. 2032, Section 4, creates NDCC Section 15-69-05 to require a center of excellence that is awarded funds under Chapter 15-69 to provide the Budget Section (and the State Board of Higher Education and the North Dakota Economic Development Foundation) annual audits on the funds distributed to the center, until completion of four years following the final distribution of funds.

Senate Bill No. 2270, Section 1, creates NDCC Section 4-14.1-07.1, which requires an ethanol plant in operation before July 1, 1995, and receiving a production incentive from the state to submit to the Budget Section within 90 days after conclusion of the plant's fiscal year a statement by a certified public accountant indicating whether the plant produced a profit from its operation in the preceding fiscal year, after deducting the payments received under the section.

Budget Section Approval Requirements

House Bill No. 1012, Section 4, authorizes the Department of Human Services, subject to Emergency Commission and Budget Section approval, to hire additional full-time equivalent positions for Medicaid program review of eligibility and payments when it is cost-effective to hire additional positions in lieu of contracts.

House Bill No. 1015, Section 42, authorizes up to 21 additional full-time equivalent employee positions at the State Hospital relating to the substance abuse treatment pilot program, subject to approval by the Emergency Commission and the Budget Section.

House Bill No. 1016, Section 6, authorizes the Department Emergency Services, subject to the approval of the Emergency Commission and the Budget Section, to borrow up to \$900,000 from the Bank of North Dakota to migrate the State Radio Communications system from analog to digital.

House Bill No. 1016, Section 10, authorizes the Department of Emergency Services to reevaluate job classifications impacted by the department's reorganization and, subject to Budget Section approval, to provide salary increases to positions affected by the department's reorganization.

House Bill No. 1018, Section 9, amends NDCC Section 20.1-02-16.1 to authorize the Game and Fish Department, with Budget Section approval, to spend moneys in the game and fish fund if the balance would be reduced below \$15 million.

House Bill No. 1278, Section 1, amends NDCC Section 54-16-04.1 to require any federal funds made available to the state which are not for a specific purpose or program and which are not required to be spent before the next regular legislative session, upon approval for acceptance by the Emergency Commission and the Budget Section, to be deposited in a special fund until the Legislative Assembly appropriates the funds.

Senate Bill No. 2014, Section 6, requires the Industrial Commission to advertise for bids for a new Bank of North Dakota building and authorizes the construction of footings for up to three additional floors upon approval by the Emergency Commission and the Budget Section.

Senate Bill No. 2018, Section 13, requires the Office of Management and Budget to borrow up to \$5,000,000 as requested by the Centers of Excellence Commission and subject to Emergency Commission and Budget Section approval, for the purpose of providing funding to centers of excellence.

Senate Bill No. 2032, Section 4, creates NDCC Section 15-69-02 to require the State Board of Higher Education to establish a centers of excellence program relating to economic development, under which the Centers of Excellence Commission makes funding award recommendations for commission-approved applications to the State Board of Higher Education, the North Dakota Economic Development Foundation, and the Budget Section. Designation of a center occurs upon board, foundation, and Budget Section approval (Budget Section approval is dependent upon receiving a recommendation from the Emergency Commission).

Senate Bill No. 2373, Section 3, authorizes the Department of Human Services to receive and spend additional funds for treatment services under the department's substance abuse treatment pilot program upon Emergency Commission and Budget Section approval.

LEGISLATIVE ASSEMBLY

Appointments

House Bill No. 1473, Section 1, establishes an 18-member Commission on Alternatives to Incarceration, which includes three members of the House of Representatives, two of whom must be selected by the House majority leader and one of whom must be selected by the House minority leader, and three members of the Senate, two of whom must be selected by the Senate majority leader and one of whom must be selected by the Senate minority leader. The commission is to study alternatives to incarceration and is in effect until July 1, 2009.

House Bill No. 1523, Section 1, creates NDCC Section 54-35-22 to establish a six-member Workers' Compensation Review Committee consisting of two members of the Senate appointed by the Senate majority leader, one member of the Senate appointed by the Senate minority leader, two members of the House of Representatives appointed by the House majority leader, and one member of the House appointed by the House minority leader. The committee is to review workers' compensation claims that are brought to the committee by injured workers. The section expires as of August 1, 2007.

House Bill No. 1524, Section 1, creates a seven-member Tribal and State Relations Committee consisting of the chairman of the Legislative Council or the chairman's designee, two members of the Senate selected by the Senate majority leader, one member of the Senate selected by the Senate minority leader, two members of the House of Representatives selected by the House majority leader, and one member of the House selected by the House minority leader. The committee, in consultation with the Native American Tribal Citizens' Task Force, is to study tribal-state issues. The Act expires as of August 1, 2007.

Senate Bill No. 2032, Section 5, amends NDCC Section 54-16-01 to change the legislative members of the Emergency Commission by replacing the chairman of the Legislative Council with the majority leaders of the Senate and House of Representatives. A majority leader may designate the assistant majority leader to serve in the leader's place if the leader is unable to attend a commission meeting.

Compensation

House Bill No. 1015, Section 17, amends NDCC Section 54-03-20 to provide a member of the Legislative Assembly may elect to be reimbursed for less than \$900 per month for lodging during a legislative session by claiming the lesser amount on a voucher. The Legislative Council may establish guidelines that may result in a reduced maximum reimbursement for a single dwelling in which two or more legislators share lodging and the total rent for that dwelling exceeds \$900 per calendar month during any legislative session.

Senate Bill No. 2001, Section 10, amends NDCC Section 54-03-20 to increase the monthly compensation legislators receive to \$350 per month, effective July 1, 2005.

Senate Bill No. 2059, Section 1, amends NDCC Section 54-03-20 to increase the maximum monthly lodging reimbursement a legislator is entitled to receive during a legislative session from \$650 to \$900, retroactive to January 1, 2005.

Duties

House Bill No. 1008, Section 10, declares legislative intent that the Public Service Commission hearing

room be available for use by other state agencies and by the Legislative Assembly during the regular session when not being used for commission business.

House Bill No. 1015, Section 37, appropriates \$20,000 to the Legislative Assembly for the purpose of paying North Dakota's contribution to the Legislators' Forum for Manitoba, Minnesota, North Dakota, and South Dakota.

House Bill No. 1023, Section 6, amends NDCC Section 54-44.1-11 to provide that the Office of Management and Budget with the chairmen of the Appropriations Committees of the Senate and House of Representatives can continue appropriations for not more than two years after the expiration of the original biennial period upon recommendation of the director of the budget for authorized ongoing information technology projects.

Senate Bill No. 2121, Section 1, amends NDCC Section 54-44.1-11 to provide that the Office of Management and Budget with the chairmen of the Appropriations Committees of the Senate and House of Representatives can continue appropriations for not more than two years after the expiration of the original biennial period upon recommendation of the director of the budget for purchases by the Department of Transportation of certain roadway maintenance equipment costing more than \$10,000.

House Bill No. 1453, Section 1, creates NDCC Section 54-41-03(7), which authorizes the Legislative Assembly to use the North Dakota coat of arms in a manner consistent with the respect and dignity due a state coat of arms and its symbolic values.

Meeting

Senate Bill No. 2039, Section 1, amends NDCC Section 54-03.1-02 to provide the Legislative Assembly is to meet on the first Monday in December in each even-numbered year, rather than the first Tuesday after the first Monday, for purposes of conducting an organizational session. The time of meeting is to be designated by the Legislative Council.

Members

House Bill No. 1103, Sections 2 and 3, amend NDCC Sections 16.1-11-11 and 16.1-13-17 to provide that nominating petitions and certificates of nomination of candidates for the Legislative Assembly include the legislative district number of the office sought.

House Bill No. 1337, Section 1, amends NDCC Section 28-32-10 to require an administrative agency to mail or deliver a copy of the notice of proposed rulemaking and a copy of the proposed rules to each member of the Legislative Assembly whose name appeared as a sponsor or cosponsor of legislation enacted during the most recent session of the

Legislative Assembly which is being implemented by the proposed rule.

Senate Bill No. 2303, Section 1, amends NDCC Section 54-05.1-03 to include expenditures of \$60 or more on any single occasion on any individual, including the spouse or other family member of a member of the Legislative Assembly, in reports required to be filed by lobbyists.

Reports

Senate Bill No. 2147, Section 4, requires the Agriculture Commissioner, the Bank of North Dakota, and the North Dakota Stockmen's Association to provide a joint report to the Agriculture Committee of each house of the 60th Legislative Assembly regarding the livestock loan guarantee program.

House Bill No. 1012, Section 6, requires the Department of Human Services to report to the Appropriations Committees of the 60th Legislative Assembly any transfers between line items and between subdivisions (and to report to the Budget Section after June 30, 2006, any transfers in excess of \$50,000).

House Bill No. 1016, Section 5, requires the results of the State Auditor's performance audit of the Department of Emergency Services to be filed with the Appropriations Committees of the 60th Legislative Assembly (and presented to the Legislative Audit and Fiscal Review Committee).

House Bill No. 1050, Section 2, requires the Human Resources Management Division of the Office of Management and Budget to analyze the impact of state employee salary increases during the 2005-07 biennium on the classified employee system and include the analysis in the division's presentation to the Appropriations Committees of the 60th Legislative Assembly.

Senate Bill No. 2007, Section 4, requires the Veterans' Home to provide a report to the Appropriations Committees of the 60th Legislative Assembly during the agency's budget presentation regarding justification for the staffing policy for basic care services, including the number of licensed practical nurses compared to certified nurse assistants scheduled for each shift, and information on savings that may be realized from changes in the policy.

Senate Bill No. 2036, Section 1, amends NDCC Section 54-44.1-11 to extend from June 30, 2005, to June 30, 2007, the expiration date of the provision that exempted unexpended appropriations for the North Dakota University System from the provision requiring cancellation after the close of each biennial period, and the University System is to report on the amounts and uses of funds carried over from one biennium to the next to subsequent Appropriations Committees of the Legislative Assembly.

House Bill No. 1408, Section 1, requires the Department of Corrections and Rehabilitation to provide a report to the 60th Legislative Assembly on

results and outcomes of the pilot project to provide funds to a nonprofit, faith-based organization to provide an extended residential care program in northwestern North Dakota for indigent adults with alcohol or other substance abuse issues.

Senate Bill No. 2004, Section 23, requires the State Department of Health to provide a report to the 60th Legislative Assembly regarding the worksite wellness pilot project.

Senate Bill No. 2023, Section 6, would have required the Office of Management and Budget to present the results of its study to the 60th Legislative Assembly regarding an expanded Heritage Center, an alternate location for a comparable replacement facility, and long-range plans for the Capitol grounds. The Governor vetoed Section 6 on May 4, 2005.

Senate Bill No. 2301, Section 5, requires the Department of Human Services to convene a Child Support Enforcement Task Force to study organizational and programmatic structure of the child support enforcement program to determine how to enhance service delivery, improve performance, and increase efficiencies and present the findings, recommendations, and any proposed legislation to the 60th Legislative Assembly. Section 5 expires as of July 1, 2007.

Senate Bill No. 2341, Section 1, creates NDCC Section 19-03.1-45 to provide for a mandatory drug abuse assessment and treatment program in Walsh, Pembina, and Grand Forks Counties and to require the Department of Corrections and Rehabilitation's manager of the pilot project to provide a report to the Legislative Council for distribution during the Council's November 2006 meeting and to the 60th Legislative Assembly detailing the number of participants in the program, the cost of the program, relapse statistics, and other data concerning the effectiveness of the program.

Senate Bill No. 2373, Section 2, requires the Department of Human Services to provide a report to the 60th Legislative Assembly detailing the number of participants in its 20-bed substance abuse treatment pilot program, the cost of the program, relapse statistics, and other data concerning the effectiveness of the program.

Senate Bill No. 2375, Section 1, requires the Education Standards and Practices Board to enter discussions with officials from each state bordering North Dakota to develop a unified system of credential qualifications between the states and report its progress to the 60th Legislative Assembly.

House Bill No. 1006, Section 6, requires the Tax Commissioner include repayment amounts, including principal and interest, of financing of up to \$14,000,000 for equipment, software, and services in the commissioner's biennial budget requests to the Legislative Assembly.

House Bill No. 1177, Section 1, amends NDCC Section 54-44.1-11 to provide that unexpended appropriations for the State Historical Society are not subject to cancellation after the close of each biennial

period and the State Historical Society is to report on the amounts and uses of funds carried over from one biennium to the Appropriations Committees of the next subsequent Legislative Assembly.

House Bill No. 1259, Section 4, creates NDCC Section 53-12.1-09 to require the Attorney General to present a report to the Appropriations Committee of each house during each regular session regarding the actual and estimated expenditures of the lottery for the current biennium and projected expenditures for the subsequent biennium authorized by the section.

House Bill No. 1166, Section 1, creates NDCC Chapter 38-20, which enacts the Interstate Mining Compact, administered by the Interstate Mining Commission. Under Article V(10) of the compact, the commission is to report annually to the Legislative Assembly regarding the activities of the commission for the preceding year.

House Bill No. 1259, Section 4, creates NDCC Section 53-12.1-03 to require the director of the North Dakota lottery to make a biennial report to the Legislative Assembly and to present the audit report of the annual audit to the Legislative Assembly.

House Bill No. 1301, Section 2, would have amended NDCC Section 54-44.1-08 to require the budget report the Governor submits to the Legislative Assembly to include a detailed report on outstanding bonds and all authorizations for issuing bonds by state agencies and institutions. The Governor vetoed House Bill No. 1301 on May 4, 2005.

Senate Bill No. 2021, Section 8, amends NDCC Section 54-59-05(4) to require the Information Technology Department to submit any intended financing proposal for the purchase of software, equipment, or implementation services in excess of \$1,000,000 either to the Budget Section or the Legislative Assembly for approval, rather than only to the Budget Section.

Senate Bill No. 2083, Section 2, amends NDCC Section 15.1-02-10 to delete the requirement that the Superintendent of Public Instruction is to provide a copy of the annual school district finance facts report to the Legislative Council, but retains the requirement that the Superintendent is to make a copy of the report available to each member of the Legislative Assembly upon request.