

**Fifty-fifth Legislative Assembly, State of North Dakota, begun in the
Capitol in the City of Bismarck, on Monday, the sixth day of January,
one thousand nine hundred and ninety-seven**

HOUSE BILL NO. 1012
(Appropriations Committee)
(At the request of the Governor)

AN ACT to provide an appropriation for defraying the expenses of the department of human services; to provide for the transfer of appropriations between agencies and institutions; to create and enact section 50-06-14.4 of the North Dakota Century Code, relating to projects involving services for the alzheimer's and related dementia population; to provide an exemption from section 54-44.1-11 and to authorize the sale of certain buildings on the grounds of the state hospital to the department of corrections and rehabilitation; to amend and reenact sections 25-04-20, 50-06-14.3, and 50-24.1-02.2 of the North Dakota Century Code, to amend and reenact the new section to chapter 23-09.3 as created by section 2 of chapter 254 of the 1995 Session Laws and the new section to chapter 23-16 to the North Dakota Century Code as created by section 3 of chapter 254 of the 1995 Session Laws, and to amend and reenact section 4 of chapter 561 of the 1991 Session Laws as amended by section 18 of chapter 2 of the 1993 Session Laws and by section 9 of chapter 34 of the 1995 Session Laws, relating to the westwood park assets management committee, human service center directors, state basic care program, a moratorium on long-term care bed capacity, and community resource allowance; to repeal section 15 of House Bill No. 1041 as enacted by the fifty-fifth legislative assembly; to provide for a legislative council study and reports to the budget section; to provide an effective date; to provide an expiration date; and to declare an emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. APPROPRIATION. The funds provided in this section, or so much of the funds as may be necessary, are hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, and from special funds derived from federal funds and other income, to the department of human services and its various divisions, for the purpose of defraying their expenses, for the biennium beginning July 1, 1997, and ending June 30, 1999, as follows:

Subdivision 1.

MANAGEMENT AND COUNCILS

Salaries and wages	\$ 8,851,202
Operating expenses	13,214,066
Equipment	87,939
Grants	715,477
Loan fund - DD	<u>1,840,956</u>
Total all funds	\$ 24,709,640
Less estimated income	<u>14,208,075</u>
Total general fund appropriation	\$ 10,501,565

Subdivision 2.

ECONOMIC ASSISTANCE

Salaries and wages	\$ 8,841,828
Operating expenses	29,027,234
Equipment	52,736
Capital improvements	2,543
Welfare reform contingency	159,800
Grants - assistance payments	175,180,115
Grants - medical assistance	<u>611,485,197</u>
Total all funds	\$ 824,749,453
Less estimated income	<u>631,892,967</u>
Total general fund appropriation	\$ 192,856,486

Subdivision 3.

PROGRAM AND POLICY

Salaries and wages	\$ 9,528,238
Operating expenses	13,589,797
Equipment	332,545
Capital improvements	1,619
Grants	101,104,517
Total all funds	\$ 124,556,716
Less estimated income	88,336,347
Total general fund appropriation	\$ 36,220,369

Subdivision 4.

NORTHWEST HUMAN SERVICE CENTER

Total all funds	\$ 7,753,411
Less estimated income	3,801,225
Total general fund appropriation	\$ 3,952,186

NORTH CENTRAL HUMAN SERVICE CENTER

Total all funds	\$ 12,567,842
Less estimated income	6,512,482
Total general fund appropriation	\$ 6,055,360

LAKE REGION HUMAN SERVICE CENTER

Total all funds	\$ 7,218,639
Less estimated income	3,202,436
Total general fund appropriation	\$ 4,016,203

NORTHEAST HUMAN SERVICE CENTER

Total all funds	\$ 15,851,751
Less estimated income	8,531,389
Total general fund appropriation	\$ 7,320,362

SOUTHEAST HUMAN SERVICE CENTER

Total all funds	\$ 16,744,297
Less estimated income	9,865,116
Total general fund appropriation	\$ 6,879,181

SOUTH CENTRAL HUMAN SERVICE CENTER

Total all funds	\$ 9,347,902
Less estimated income	4,421,354
Total general fund appropriation	\$ 4,926,548

WEST CENTRAL HUMAN SERVICE CENTER

Total all funds	\$ 14,984,354
Less estimated income	7,981,184
Total general fund appropriation	\$ 7,003,170

BADLANDS HUMAN SERVICE CENTER

Total all funds	\$ 8,118,947
Less estimated income	3,837,857
Total general fund appropriation	\$ 4,281,090

STATE HOSPITAL

Operations	\$ 54,618,607
Capital improvements	1,901,400
Total all funds	\$ 56,520,007
Less estimated income	18,626,024
Total general fund appropriation	\$ 37,893,983

DEVELOPMENTAL CENTER

Operations	\$ 39,233,420
Capital improvements	262,000
Total all funds	\$ 39,495,420
Less estimated income	30,158,522
Total general fund appropriation	\$ 9,336,898
Total all funds - subdivision 4	\$ 188,602,570

Total estimated income - subdivision 4	\$ 96,937,589
Total general fund appropriation - subdivision 4	\$ 91,664,981

Subdivision 5.

COMPUTER TECHNOLOGY APPROPRIATION

Total all funds	\$ 6,816,809
Less estimated income	3,312,646
Total general fund appropriation	\$ 3,504,163
Grand total general fund appropriation H.B. 1012	\$ 334,747,564
Grand total special fund appropriation H.B. 1012	\$ 834,887,624
Grand total all funds H.B. 1012	\$1,169,635,188

SECTION 2. LANDS AND MINERALS TRUST FUND. The amount of \$1,840,956, or so much of the sum as may be necessary, as appropriated in the developmentally disabled facility loan fund line item in section 1 of this Act, may be expended by the department of human services from the lands and minerals trust fund for the purpose of making payments of principal and interest to the common schools trust fund on any loans made from it pursuant to the developmentally disabled loan fund program nos. 2 and 3 for the biennium beginning July 1, 1997, and ending June 30, 1999.

SECTION 3. DEVELOPMENTAL DISABILITIES REVOLVING LOAN FUND. There may be expended by the department of human services, on or before June 1, 1999, from the cash balance of, and any payments deposited in, the revolving loan fund created under section 6-09.6-01, the sum of \$1,183,748, or so much of the sum as may be necessary, which is appropriated in section 1 of this Act.

SECTION 4. TRANSFER. Subject to the provisions of chapter 54-16, the director of the department of human services may transfer appropriation authority between agencies and institutions included in subdivisions 1 through 5 of section 1 of this Act.

SECTION 5. CORRELATION OF RESOURCES FOR DEPARTMENTAL CLIENTS. Notwithstanding section 4 of this Act, the director of the department of human services may transfer appropriation authority and authorized positions between agencies and institutions included within subdivision 4 of section 1 of this Act to correlate fiscal and staff resources with the flow of institutional residents and human service center clients between community-based programs and institutions. The transfers from human service centers require prior consultation with the regional human service center advisory boards. To the extent permitted by law, the department of human services shall structure the financing arrangements between the state and counties so as to relieve county social service boards of fiscal responsibility for grants to and for recipients in the temporary assistance for needy families program in exchange for increased county responsibility for financing the local cost of administering the program.

SECTION 6. LEGISLATIVE INTENT - HUMAN SERVICE CENTER AND INSTITUTIONAL SERVICES. It is the intent of the legislative assembly that while the legislative assembly is allowing the human service centers and institutions more funding flexibility during the 1997-99 biennium, the human service centers and institutions are expected to:

1. Continue to utilize standards, guidelines, practices, and core services in effect on March 1, 1997, for providing human services pursuant to subsection 2 of section 50-06-05.3.
2. Continue to strive toward improving the quality of services and monitor and strive to achieve successful client outcomes.
3. Maximize available federal or other funds to provide services and for service enhancements in consultation with the central office.
4. Utilize innovative and effective methods of service delivery in order to achieve cost savings or to enhance the level of services provided to clients.

Human service centers are to provide appropriate community services to continue the trend of fewer state hospital and developmental center admissions to serve clients, to the extent possible, in a least restrictive environment.

SECTION 7. LEGISLATIVE INTENT - FULL-TIME EQUIVALENT EMPLOYEES - REPORTS TO THE BUDGET SECTION AND THE LEGISLATIVE COUNCIL. It is the intent of the legislative assembly that the human service centers, the state hospital, and the developmental center report to the budget section and the legislative council, or its designee, on the hiring of any additional full-time equivalent positions in addition to those authorized by the legislative assembly during the biennium beginning July 1, 1997, and ending June 30, 1999.

SECTION 8. HUMAN SERVICE CENTER SERVICE COSTS - REIMBURSEMENT SYSTEM. Each regional human service center shall report its services provided during the biennium beginning July 1, 1997, and ending June 30, 1999, on a cost per service basis in a form designated by the executive director of the department of human services. The department shall analyze the data collected and develop, for the 1999-2001 biennium, a standardized reimbursement system for the human service centers based on service costs and any supplemental payment costs to be incorporated into the department's 1999-2001 biennium budget request.

SECTION 9. BUDGET SECTION APPROVAL. The welfare reform contingency may only be spent with prior budget section approval.

SECTION 10. AMENDMENT. Section 25-04-20 of the North Dakota Century Code is amended and reenacted as follows:

25-04-20. Westwood park assets management committee. The westwood park assets management committee consists of eleven members appointed by the governor as follows: three members of the senate, two from the majority faction and one from the minority faction, and three members of the house of representatives, two from the majority faction and one from the minority faction; a representative of the department of human services; a representative of the department of economic development and finance; a representative of the attorney general's office; the mayor of Grafton; and the governor or the governor's designee. ~~The officers of the westwood park assets management committee must be elected annually.~~ The governor shall appoint a chairman. Any state agency may serve in an advisory capacity to the westwood park assets management committee at the discretion of the committee. The committee shall meet at ~~least twice each year and at other such~~ times as the committee or its chairman may direct. The legislative members of the committee are entitled to receive the same compensation per day as provided in section 54-35-10 for members of the legislative council and the necessary mileage and travel expenses provided in sections 44-08-04 and 54-06-09 while attending committee meetings or in the performance of such special duties as the committee may direct. The compensation provided for in this section may not be paid to any member of the committee who received salary or other compensation as a regular employee of the state, or any of its political subdivisions, or any institution or industry operated by the state. The westwood park assets management committee shall act when the legislative assembly is not in session to sell, lease, and ~~otherwise manage~~ the property of westwood park, subject to prior budget section approval. The department of human services shall provide staff services for the westwood park assets committee. Any conveyance made by the committee under this section is exempt from sections 54-01-05.2 and 54-01-05.5.

SECTION 11. AMENDMENT. Section 50-06-14.3 of the 1995 Supplement to the North Dakota Century Code is amended and reenacted as follows:

50-06-14.3. Department of human services to develop basic care facility ratesetting methodology. The department of human services shall develop a ratesetting methodology that provides for rates for all residents of basic care facilities that receive payments from the state or any political subdivision. The methodology may not provide for different rates for similarly situated residents because of the source of payment for any resident's care. The department shall consult with representatives of the basic care industry in this state in developing the ratesetting methodology. Beginning July 1, ~~1997~~ 1999, the department shall establish rates for all residents of basic care facilities that receive payments from the state or any political subdivision in accordance with the ratesetting methodology developed by the department. After June 30, ~~1997~~ 1999, no agency of the state or any political subdivision may make payments to a basic care facility that does not set rates at the levels established by the department.

SECTION 12. Section 50-06-14.4 of the North Dakota Century Code is created and enacted as follows:

50-06-14.4. Alzheimer's and related dementia projects. The department of human services shall establish projects designed to meet the service needs of the alzheimer's and related dementia population. The projects established under this section must explore the financial and service viability of converting existing nursing facility or basic care capacity to a specific service environment that targets the alzheimer's and related dementia population. The state department of health shall cooperate with the department to ensure the success of the projects. The projects may be established notwithstanding subsections 2, 5, 10, and 11 and subdivision c of subsection 9 of section 50-24.5-01, relating to definitions for aid to aged, blind, and disabled persons, and subsection 1 of section 23-09.3-01, relating to the definition of a basic care facility.

SECTION 13. AMENDMENT. Section 50-24.1-02.2 of the 1995 Supplement to the North Dakota Century Code is amended and reenacted as follows:

50-24.1-02.2. Community spouse resource allowance. In determining eligibility for medical assistance applicants and recipients, the department of human services shall establish a community spouse resource allowance equal to the maximum community spouse resource allowance as provided by 42 U.S.C. 1396r-5(f)(2). This section applies to a community spouse of an institutionalized spouse. For purposes of this section, "institutionalized spouse" includes an individual who is described in 42 U.S.C. 1396a(a)(10)(A)(ii)(VI).

SECTION 14. AMENDMENT. The new section to chapter 23-09.3 of the North Dakota Century Code as created by section 2 of chapter 254 of the 1995 Session Laws is amended and reenacted as follows:

Moratorium on expansion of basic care bed capacity. ~~During the period after July 31, 1995, and before August 1, 1997, Except when existing beds are converted for use by the alzheimer's and related dementia population under the projects provided for in section 50-06-14.4, the state department of health and consolidated laboratories may not issue a license under this chapter for any additional bed capacity unless the expanded bed capacity was approved by the health council under chapter 23-17.2 before August 1, 1995~~ above the state's gross licensed capacity of one thousand four hundred seventy-one beds, adjusted by any reduction in beds before July 31, 1997, during the period between August 1, 1997, and July 31, 1999. Transfers of existing beds from one municipality to another municipality must be approved if the department of health licensing requirements are met, during the period August 1, 1997, to July 31, 1999, only to the extent that for each bed transfer approved the total number of licensed beds in the state is reduced by the same number transferred.

SECTION 15. AMENDMENT. The new section to chapter 23-16 of the North Dakota Century Code as created by section 3 of chapter 254 of the 1995 Session Laws is amended and reenacted as follows:

Moratorium on expansion of long-term care bed capacity. ~~Notwithstanding sections 23-16-06 and 23-16-10, during the period after July 31, 1995, and before August 1, 1997 except when existing beds are converted for use by the alzheimer's and related dementia population under the projects provided for in section 50-06-14.4, the state department of health and consolidated laboratories may not issue a license for any additional bed capacity unless the expanded bed capacity was approved by the health council under chapter 23-17.2 before August 1, 1995~~ above the state's gross licensed capacity of seven thousand one hundred forty beds, adjusted by any reduction in beds before July 31, 1997, during the period between August 1, 1997, and July 31, 1999. Transfers of existing beds from one municipality to another municipality must be approved if the department of health licensing requirements are met, during the period August 1, 1997, to July 31, 1999, only to the extent that for each bed transfer approved the total number of licensed beds in the state is reduced by the same number transferred. Certificate of need projects approved by the state health council before July 31, 1995, and not completed as of August 1, 1997, are considered to be within the state's licensed long-term care bed capacity as authorized by this section and may be completed. For long-term care bed transfers to be made within the state before the application of the one-for-one provisions in this section, the proposals for the transfer must have occurred and been discussed with the department of health before April 1, 1997, and confirmed with contracts executed between the parties to the transfer,

and filed with the department of health before June 1, 1997, providing for the bed transfers to be completed by January 1, 1998, and not exceeding the state's licensed long-term bed capacity as authorized by this section.

SECTION 16. AMENDMENT. Section 4 of chapter 561 of the 1991 Session Laws as amended by section 18 of chapter 2 of the 1993 Session Laws and by section 9 of chapter 34 of the 1995 Session Laws is amended and reenacted as follows:

SECTION 4. PROCEEDS - APPROPRIATION. The proceeds from the sale of land, property, and equipment at westwood park must be deposited in the lands and minerals trust fund. There is hereby appropriated \$200,000, or so much thereof as may be necessary, from the lands and minerals trust fund, to the department of human services for capital improvements or demolition of existing buildings at westwood park for the period beginning July 1, 1991, and ending June 30, ~~1997~~ 1999.

SECTION 17. TRANSFER OF LAND AUTHORIZED.

1. The department of human services may sell to the department of corrections and rehabilitation the forensic unit building, the ET building and adjacent gymnasium, and surrounding real property.
2. The authorized sale is exempt from sections 54-01-05.2 and 54-01-05.5.

SECTION 18. EXEMPTION FROM BIDDING REQUIREMENTS. Notwithstanding any other provision of law relating to public contracts or bidding requirements, the department of human services may contract and expend funds for the renovation of the state hospital to accommodate patients as a result of any sale of the property described in section 17 of this Act.

SECTION 19. COMPUTER DEVELOPMENT COSTS - BUDGET SECTION APPROVAL. The appropriation in subdivision 5 contains funding for the following computer development projects:

PROJECT	GENERAL FUND	OTHER FUNDS	TOTAL
TEEM - release 3	\$ 899,607	\$ 473,037	\$1,372,644
RESPOND - release 3	260,583	137,021	397,604
State hospital	1,800,000		1,800,000
Medical - TANF	379,307	2,537,922	2,917,229
Child care	164,666	164,666	329,332
Total	\$3,504,163	\$3,312,646	\$6,816,809

The department of human services shall receive prior budget section approval before exceeding the costs for the named projects. If savings are projected for the computer projects, the department of human services may request budget section approval to start other projects with projected savings. The department, as it develops the reforming and enhancing services for the people of North Dakota (RESPOND) computer system, shall periodically report to the budget section of the legislative council during the 1997-99 biennium on the status of the development of the system, system costs and benefits, and the receipt of the matching federal funds. Except as may be waived by approval of the budget section, the department may not spend general fund appropriations made by the fifty-fifth legislative assembly for the RESPOND computer system unless approval for the cost allocation plan for the receipt of matching federal funds in the amounts not less than eighty-five percent of the amounts estimated during the fifty-fifth legislative assembly has been received from the appropriate federal agency.

Except as may be waived by approval of the budget section of the legislative council, the department of human services shall meet the requirements provided by the administration for children and families of the United States department of health and human services in its communication dated February 12, 1997, related to the state's development of the reforming and enhancing services for the people of North Dakota (RESPOND) and training, education, employment, and management (TEEM) project. The requirements include information regarding client eligibility and expert system rules, cost benefit analysis for the TEEM and RESPOND projects, and a revised budget for the TEEM and RESPOND projects.

SECTION 20. LEGISLATIVE INTENT - COMPUTER DEVELOPMENT. It is the intent of the legislative assembly that the department of human services not enter into contracts for computer development that require the expenditure of funds in future bienniums without the prior approval of the legislative assembly.

SECTION 21. LEGISLATIVE INTENT - CASE MANAGEMENT - PILOT PROJECTS. It is the intent of the legislative assembly that the department of human services may establish pilot projects for expanded long-term care case management to assist functionally impaired adults in accessing necessary services to maintain the appropriate level of independence in the least restrictive setting at the lowest possible cost and that these pilot projects be financed within available department resources.

SECTION 22. LEGISLATIVE INTENT - TRANSITIONAL SERVICES - DEVELOPMENTALLY DISABLED STUDENTS. It is the intent of the legislative assembly that the disability services division of the department of human services, the office of special education of the department of public instruction, and local special education units explore opportunities for collaboration and shared funding in the provision of transition services to developmentally disabled students between the ages of eighteen and twenty-one.

SECTION 23. LEGISLATIVE INTENT - WAGE INCREASES FOR LOW-INCOME DIRECT CONTACT STAFF OF COMMUNITY DEVELOPMENTAL DISABILITIES PROVIDER AGENCIES. In addition to any wage increases for direct contact staff financed out of the annual inflationary adjustments contained in subdivision 2 of section 1 of this Act, it is the intent of the legislative assembly that community developmental disabilities provider agencies attempt to mitigate staff turnover during the 1997-99 biennium by augmenting the wages of low-income direct contact staff with \$4,695,337 appropriated within subdivision 2 of section 1 of this Act and allocated by the department of human services for such purpose.

SECTION 24. LEGISLATIVE INTENT - WAGE INCREASES FOR CERTIFIED NURSE AIDE STAFF - NURSING HOME. It is the intent of the legislative assembly that annual inflationary adjustments contained in subdivision 2 of section 1 of this Act for nursing home reimbursement be used by nursing homes to emphasize reducing certified nurse aide staff turnover by adjusting staff wages.

SECTION 25. LEGISLATIVE INTENT - PILOT PROJECT FOR LOW-INCOME PARENTS PROVIDING SERVICES TO DEVELOPMENTALLY DISABLED ADULT CHILDREN - FEDERAL WAIVERS - BUDGET SECTION REPORTS.

1. It is the intent of the legislative assembly that the department of human services seek appropriate federal waivers and establish a pilot program in one human service region to provide a subsidy on behalf of adult developmentally disabled children, age twenty-two and older, residing in the home of each adult child's parent or parents. The pilot program must:
 - a. Be limited to no more than five adult developmentally disabled children;
 - b. Provide subsidies substantially in the form of the family subsidy program;
 - c. Be limited to five hundred dollars per month per eligible adult developmentally disabled child; and
 - d. Be provided only on behalf of developmentally disabled adult children whose parent's income, not counting any form of means-tested public benefit, is no more than the federal poverty level applicable to a family of a size that includes the adult developmentally disabled child, that child's parent or parents, and minor children of that parent or those parents, living with the developmentally disabled adult child.
2. The pilot program required by this section must be based on policies developed and implemented without rulemaking that may be otherwise required under law.
3. The department shall study the provision of subsidies under this section and report on the status of available federal waivers and recommendations for the 1999-2001 biennium to the budget section of the legislative council.

SECTION 26. EFFECTIVE DATE - EXPIRATION DATE. Section 25 of this Act becomes effective on April 1, 1997, and is effective through June 30, 1999, and after that date is ineffective. Sections 14 and 15 are effective on August 1, 1997.

SECTION 27. REPEAL. If House Bill No. 1041 as enacted by the fifty-fifth legislative assembly becomes effective, section 15 of House Bill No. 1041 is repealed.

SECTION 28. DEPARTMENT OF HUMAN SERVICES REPORTS TO BUDGET SECTION - HUMAN SERVICE CENTER, STATE HOSPITAL, AND DEVELOPMENTAL CENTER BLOCK GRANT ACCOUNTABILITY. The department of human services shall report to the budget section of the legislative council by June 30, 1998, regarding human service center, state hospital, and developmental center block grant accountability including information regarding employee turnover and vacancies, human service center budget status and cash flow, clinical services including persons served, changes in client demand for services, waiting lists, impact on deinstitutionalization, and external purchase of services, regional needs assessment and planning, and development of an evaluation and outcome report.

SECTION 29. LEGISLATIVE INTENT - TRAUMATIC BRAIN INJURY PROGRAM ESTABLISHMENT - DEVELOPMENTAL CENTER. Notwithstanding section 15 of this Act, it is the intent of the legislative assembly that the developmental center be allowed to establish a traumatic brain injury program, subject to emergency commission and budget section approval, including up to twenty full-time equivalent employees, if the program can be established at the same or at a reduced cost and funded from other departmental and third-party resources.

SECTION 30. REPORTS TO BUDGET SECTION - WELFARE FRAUD - COST-EFFECTIVENESS. The department of human services shall periodically report to the budget section regarding the welfare fraud detection programs including reports on cost-effectiveness and avoidance, during the biennium beginning July 1, 1997, and ending June 30, 1999.

SECTION 31. LEGISLATIVE COUNCIL STUDY - WELFARE REFORM IMPLEMENTATION - DEPARTMENT OF HUMAN SERVICES REPORTING. The legislative council shall consider studying the monitoring of North Dakota's welfare reform implementation efforts to determine the effectiveness of welfare reform during the 1997-98 interim. The department of human services and persons or parties conducting the review shall periodically report to the legislative council, or its designee, regarding the evaluation of welfare reform during the 1997-98 interim.

SECTION 32. LEGISLATIVE COUNCIL STUDY - BASIC CARE RATE EQUALIZATION. The legislative council shall consider studying basic care rate equalization, including the cost impacts to the state and private pay residents during the 1997-98 interim.

SECTION 33. LEGISLATIVE INTENT - OPERATING MARGIN - BASIC CARE RATES. It is the intent of the legislative assembly that the rates set for basic care facilities under subsection 3 of section 50-24.5-02 during the 1997-99 biennium include an operating margin at a total cost of \$104,690, or so much thereof as may be necessary, appropriated within subdivision 2 of section 1 of this Act. The operating margin must be based on two percent of actual direct care costs and a limit rate set to produce such results.

SECTION 34. LEGISLATIVE COUNCIL STUDY - HUMAN SERVICE CENTER BLOCK GRANTS. If the legislative council studies the department of human services pursuant to Senate Concurrent Resolution No. 3042, approved by the fifty-fifth legislative assembly, during the 1997-98 interim, the study should review the block grant method of appropriating funds to regional human service centers, including incentives, accountability, and budgeting processes.

SECTION 35. LEGISLATIVE INTENT - CHILD SUPPORT EMPLOYEES. It is the intent of the legislative assembly that the eleven full-time equivalent child support positions added by the fifty-fifth legislative assembly for the department of human services are authorized only for the biennium beginning July 1, 1997, and ending June 30, 1999, and that if the department requests the full-time equivalent authorization and related funding for any of these positions for the 1999-2001 biennium, the request must be specifically identified as a budget change in the department's 1999-2001 biennium budget request.

SECTION 36. EMERGENCY. The appropriation contained in subdivision 4 of section 1 of this Act for the state hospital includes \$1,295,000 of other funds for remodeling of state hospital buildings to accommodate the relocation of patients from buildings to be sold to the department of corrections and rehabilitation, which is declared to be an emergency measure and those funds are available immediately upon filing of this Act with the secretary of state. Sections 12, 17, 18, and 25 of this Act are declared to be an emergency measure.

Speaker of the House

President of the Senate

Chief Clerk of the House

Secretary of the Senate

This certifies that the within bill originated in the House of Representatives of the Fifty-fifth Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1012 and that two-thirds of the members-elect of the House of Representatives voted in favor of said law.

Vote: Yeas 84 Nays 6 Absent 7

Speaker of the House

Chief Clerk of the House

This certifies that two-thirds of the members-elect of the Senate voted in favor of said law.

Vote: Yeas 47 Nays 0 Absent 2

President of the Senate

Secretary of the Senate

Received by the Governor at _____ M. on _____, 1997.

Approved at _____ M. on _____, 1997.

Governor

Filed in this office this _____ day of _____, 1997,
at _____ o'clock _____ M.

Secretary of State