

PROPOSED AMENDMENTS TO SENATE BILL NO. 2014

Page 1, line 2, after "committee" insert "; to create and enact a new section to chapter 54-56 of the North Dakota Century Code, relating to regional and tribal children's services coordinating committees; to amend and reenact sections 54-56-01, 54-56-03, and 54-56-04 of the North Dakota Century Code, relating to the membership and duties of the children's services coordinating committee; and to repeal section 54-56-05 of the North Dakota Century Code, relating to the children's services coordinating committee receiving and spending funds"

Page 1, line 11, replace "5,239,756" with "5,479,756"

Page 1, line 12, replace "5,403,444" with "5,643,444"

Page 1, line 13, replace "\$5,239,756" with "\$5,479,756"

Page 1, line 14, replace ", to each of the" with "a grant of \$150,000 to the partnership project that is providing services to children with serious emotional disorders in human service regions number two (Minot), five (Fargo), and seven (Bismarck) during the biennium beginning July 1, 1997, and ending June 30, 1999. Any other statewide grants distributed by the committee, unless specifically approved by the legislative assembly, are subject to budget section approval."

Page 1, remove lines 15 and 16

Page 2, after line 3, insert:

**"SECTION 5. CHILDREN'S PROGRAMS - ACTION IF FEDERAL FUNDS ARE DISCONTINUED.** A state agency administering a program affecting children which is anticipated to receive federal funds for the program for the 1995-97 biennium shall discontinue providing services of the program to the extent that federal funds are not available for the program for the biennium beginning July 1, 1997, and ending June 30, 1999, unless the legislative assembly has specifically identified funds to replace the federal funds.

**SECTION 6. FEDERAL FUND ALLOCATIONS.** Of the \$6,000,000 of federal funds estimated to be generated as a result of participating entities claiming federal administrative cost reimbursements through the department of human services, the following allocations are made for the biennium beginning July 1, 1997, and ending June 30, 1999:

AGENCY/ORGANIZATION	ALLOCATION
Department of human services	10 percent
Children's services coordinating committee - Administration	2.5 percent
Regional and tribal children's services coordinating committees - Administration	18 percent
Regional and tribal children's services coordinating committees - Grants, including those to participating entities	59.5 percent, includes 25 percent that is returned to participating entities
Children's services coordinating committee - Statewide grants	10 percent

Any federal funds received by the state as a result of participating entities claiming federal administrative cost reimbursements through the department of human services in excess of \$6,000,000 for the biennium beginning July 1, 1997, and ending June 30, 1999, must be distributed, subject to emergency commission approval, as follows:

AGENCY/ORGANIZATION	ALLOCATION
Children's services coordinating committee - Administration	2.5 percent
Regional and tribal children's services coordinating committees - Grants, including those to participating entities	83.5 percent, includes 25 percent that is returned to participating entities
Children's services coordinating committee - Statewide grants	14 percent

**SECTION 7. AMENDMENT.** Section 54-56-01 of the 1995 Supplement to the North Dakota Century Code is amended and reenacted as follows:

**54-56-01. Children's services coordinating committee - Membership.** The children's services coordinating committee ~~is hereby established and~~ consists of the governor or a designee of the governor, ~~the attorney general or a designee of the attorney general, the commissioner of the board of higher education or a designee of the commissioner, the superintendent of public instruction a representative of the North Dakota association of school administrators, a representative of juvenile courts appointed by the chief justice of the supreme court, a health district representative appointed by the governor, the executive director of the department of human services, the state health officer, the executive director of job service North Dakota or a designee of the executive director, the director of the department of corrections and rehabilitation, or a designee of the director of the department of corrections and rehabilitation, the director of the office of management and budget, or a designee of the director of the office of management and budget, the director of vocational and technical education, the chairperson of the governor's committee on children and youth or that chairperson's designee, and a representative of the Indian affairs commission, a designee of the chief justice, and a member at large to be appointed by the governor.~~ The governor or the governor's designee shall act as chairperson.

**SECTION 8. AMENDMENT.** Section 54-56-03 of the 1995 Supplement to the North Dakota Century Code is amended and reenacted as follows:

**54-56-03. Functions.**

1. The committee ~~shall~~ may:
  - a. Plan for and coordinate delivery of services to children and adolescents who are abused, neglected, emotionally disturbed, mentally ill, medically disabled, runaways, homeless, deprived, school dropouts, school-age parents, chemical or alcohol abusers, unruly, or delinquent.
  - b. ~~Foster preventive strategies and early intervention to strengthen families in their capacity to parent children~~ primary prevention ideas and strategies and present those ideas and strategies to regional or tribal children's services coordinating committees.
2. The committee ~~may coordinate, sponsor, or oversee interagency or intergovernmental projects and programs for children, or projects and programs that require the participation of both governmental and private entities shall:~~
  - a. Distribute funds due to regional or tribal committees within five days of receiving the funds.

- b. Distribute its grant funds appropriated or authorized by the legislative assembly to children's services organizations and programs, subject to specific approval by the legislative assembly or the budget section. No funds, grants, gifts, or services of an organization receiving funds distributed by the committee may be used for the purposes of direct provision of contraception services, abortion, or abortion referrals to minors.

**SECTION 9. AMENDMENT.** Section 54-56-04 of the 1995 Supplement to the North Dakota Century Code is amended and reenacted as follows:

**54-56-04. Charter public corporations - Duties.** The children's services coordinating committee may charter up to twelve public corporations ~~or designate organizations to serve as regional and tribal children's services coordinating committees to implement programs for the classes of children and programs described in section 54-56-03~~ distribute grants received from the children's services coordinating committee. The committee shall prescribe conditions for the creation, continuance, and duration of those corporations or designations.

**SECTION 10.** A new section to chapter 54-56 of the North Dakota Century Code is created and enacted as follows:

**Regional or tribal children's services coordinating committee - Functions.** A regional or tribal children's services coordinating committee, if established, must be composed of community volunteers and must maintain its own records. To foster and nurture the broadest base of community support and participation, at least one-third of regional or tribal committee members must be from the private sector. A regional or tribal committee shall:

1. Recruit local organizations to become participating entities to claim federal administrative cost reimbursements through the department of human services.
2. Expend administrative funding received from the state children's services coordinating committee only for costs associated with salaries and benefits, mileage and travel, meals, conferences and workshops, contract services, telephone, office supplies, marketing, printing, postage, dues and subscriptions, and temporary room rent.
3. Reimburse a committee member only for expenses that are not reimbursed by the organization or entity that the member is representing on the regional or tribal committee.
4. Submit all claims received from its participating entities claiming federal administrative cost reimbursements to the department of human services within ninety days of the end of each calendar quarter.
5. Distribute twenty-five percent of the federal funds generated as a result of a participating entity claiming federal administrative cost reimbursements through the department of human services to the participating entity that generated the federal administrative cost reimbursement.
6. Distribute funds due to participating entities within five days of receiving the funds.

A regional or tribal committee may not maintain an unobligated fund balance that exceeds twenty-two thousand five hundred dollars at the end of each fiscal year.

**SECTION 11. REPEAL.** Section 54-56-05 of the North Dakota Century Code is repealed."

Renumber accordingly

## STATEMENT OF PURPOSE OF AMENDMENT:

### DEPARTMENT 324 - CHILDREN'S SERVICES COORDINATING COMMITTEE

SENATE - The grants line item is increased by \$240,000 of special funds to appropriate estimated carryover for the 1995-97 biennium. The increased funding is provided for the Children's Services Coordinating Committee--state grants of \$190,000 and regional and tribal committee administrative cost grants of \$50,000.

This amendment changes the membership of the Children's Services Coordinating Committee, changes the committee's duties and responsibilities, and clarifies the role of the regional and tribal children's services coordinating committees. The amendment repeals sections relating to the Children's Services Coordinating Committee that allowed the committee to charter public corporations and to receive and spend funds, grants, and gifts.

The amendment changes the method by which the Children's Services Coordinating Committee distributes its grants as follows:

	PROPOSED AMENDMENTS TO SENATE BILL NO. 2014	CURRENT METHOD
Department of Human Services	10 percent up to a maximum of \$600,000	10 percent
Children's Services Coordinating Committee - Administration	2.5 percent	5 percent
Regional and tribal children's services coordinating committees	N/A	72.25 percent
Participating entities generating federal funds	25 percent of total	12.75 percent
Children's Services Coordinating Committee - Statewide grants	10 percent	
Regional and tribal children's services coordinating committees - Administration	18 percent up to a maximum of \$1,080,000	
Regional and tribal children's services coordinating committees - Grants to providers	34.5 percent	
Children's services providers	As approved by the Legislative Assembly or Budget Section based on Children's Services Coordinating Committee or other requests and as distributed by regional and tribal committees	As allocated from the regional or tribal children's services coordinating committees
Total	100 percent	100 percent

Any federal fund reimbursements received by the state in excess of \$6,000,000 during the 1997-99 biennium will be distributed, subject to Emergency Commission approval, as follows:

Children's Services Coordinating Committee - Administration	2.5 percent
Participating entities generating federal funds	25 percent
Regional and tribal children's services	58.5 percent

coordinating committees - Grants	
Children's Services Coordinating Committee - Statewide grants	14 percent
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Total	100 percent

This amendment requires a state agency that anticipates receiving federal funds for a program affecting children discontinue the program to the extent that federal funds for the program become unavailable during the 1997-99 biennium and when the Legislative Assembly has not provided replacement funds. State agency children's programs identified as including federal funds in the 1997-99 executive budget include:

Attorney General

- Child safety programs
- Gang resistance education and training
- Bicycle and child safety/fingerprinting/resource program
- CounterAct

Department of Public Instruction programs

School for the Deaf programs

School for the Blind programs

Vocational and Technical Education programs

Health Department

- Maternal and child health services
- Family planning program
- Women, infants, and children (WIC) program

Children's Services Coordinating Committee programs

Department of Human Services

Developmental Disabilities Council

Developmental disabilities child development and community living

TEEM

- Heating benefit
- JOBS transportation/client<sup>1</sup>
- JOBS Job Service FMAP<sup>1</sup>
- JOBS Job Service support services<sup>1</sup>
- AFDC benefit<sup>1</sup>
- JOBS child care<sup>1</sup>
- AFDC unemployed parent<sup>1</sup>
- Child care block grant
- Transitional child care
- At risk child care
- AFDC JOBS child care<sup>1</sup>

Public Assistance

- AFDC regular grants<sup>1</sup>
- AFDC refugee assistance grants<sup>1</sup>
- AFDC unemployed parent grants<sup>1</sup>

Energy and Nutrition

- Food stamp - Job assistance child care
- Food Stamp - EBT issuance
- TEEM - Food stamp - Cashout
- Low-income home energy assistance program

Medicaid

- Health Tracks - EPSDT
- Medical payments regular
- Developmental disabilities community-based care

Children's Special Health Services

Children and Family Services

- Child abuse challenge grant
- Children's trust fund
- County reimbursement child abuse
- DJS placement

- Independent living program
- Foster care IV E and regular
- Foster care services
- Foster care specialized family
- Foster care therapeutic
- Foster care sheltered care services
- Family focused services
- County reimbursement high risk day care
- County reimbursement parent aid project
- Children's Services Coordinating Committee day treatment
- Respite care
- Foster care intensive in-home family services
- Special needs adoption
- Crossroads program
- Foster care subsidized adoption FM and regular
- Unaccompanied refugee minor program
- Refugee assistance social services
- Refugee assistance targeted discretionary program
- Developmental Disability Services
  - Developmental disabilities infants/toddlers with handicaps - Part H
- Substance Abuse Services
  - Alcohol and drug prevention resource center
  - Governor's fund for high risk youth
- Human Service Centers
  - Intensive in-home
  - Wraparound
  - Respite care
  - Children's Services Coordinating Committee prevention
  - Shelter care
  - Sexual abuse
  - Clinical population
  - Family guidance
  - Foster grandparent
  - Ruth Meiers Adolescent Treatment Center
  - Developmental disabilities services
  - Mental health partnership grant
  - Alcohol and drug services
  - Other programs
- State Hospital programs
- Developmental Center programs
- Job Service
  - Summer youth employment and training program
  - Youth training program
  - Job Corps recruitment and placement contract
- Department of Corrections and Rehabilitation
  - Youth Correctional Center
  - Juvenile community services
- NDSU Extension
  - 4-H and other youth programs
- Council on the Arts
  - Arts in education

<sup>1</sup> Legislation has been introduced in the 1997 legislative session providing for administering the federal temporary assistance for needy families (TANF) block grant program which would replace this program.