

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2001

Page 1, line 2, after the second semicolon insert "to create and enact a new section to chapter 54-03 and a new section to chapter 54-35 of the North Dakota Century Code, relating to reimbursement of broadband and certain wireless expenses of members of the legislative assembly and to a legislative budget committee;"

Page 1, line 3, after "54-03-20" insert ", section 54-44.1-04, subsection 7 of section 54-44.1-06, and section 54-44.1-07"

Page 1, line 4, after "compensation" insert ", budget requests, and drafts of appropriation bills" and after the second semicolon insert "to provide for a legislative council study;"

Page 1, line 19, replace "1,224,000" with "794,000" and replace "1,430,000" with "1,000,000"

Page 1, line 24, replace "6,528,252" with "6,098,252" and replace "16,444,554" with "16,014,554"

Page 2, line 5, replace "925,394" with "1,073,394" and replace "6,728,369" with "6,876,369"

Page 2, line 6, replace "758,046" with "892,246" and replace "3,393,934" with "3,528,134"

Page 2, line 9, replace "1,474,440" with "1,756,640" and replace "10,163,303" with "10,445,503"

Page 2, line 11, replace "1,474,440" with "1,756,640" and replace "10,093,303" with "10,375,503"

Page 2, line 12, replace "0.00" with "1.00" and replace "33.00" with "34.00"

Page 2, line 18, replace "8,002,692" with "7,854,892" and replace "26,537,857" with "26,390,057"

Page 2, line 20, replace "8,002,692" with "7,854,892" and replace "26,607,857" with "26,460,057"

Page 2, line 29, replace "1,430,000" with "1,000,000"

Page 2, line 30, replace "5,433,327" with "5,003,327"

Page 3, after line 12, insert:

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| "State employee compensation study | 0 | 100,000" |
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Page 3, line 14, replace "70,000" with "170,000"

Page 3, line 30, replace "\$715,000" with "the sum of \$350,000"

Page 3, line 31, replace "\$1,430,000" with "\$1,000,000"

Page 4, line 2, replace "the remaining \$715,000" with "a separate sum of \$550,000 of the \$1,000,000"

Page 4, line 4, after "committee" insert "and any expenditures relating to the remaining \$100,000 must be approved by all members of this committee"

Page 4, after line 11, insert:

"SECTION 7. LEGISLATIVE COUNCIL STUDY - STATE EMPLOYEE COMPENSATION. During the 2009-10 interim, the legislative council shall consider studying the classified state employee compensation system, including a review of the development and determination of pay grades and classifications. The legislative council shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-second legislative assembly."

Page 4, after line 27, insert:

"SECTION 10. A new section to chapter 54-03 of the North Dakota Century Code is created and enacted as follows:

Payment for broadband internet and smartphone data services for legislators.

1. Each member of the legislative assembly may receive from the information technology department broadband internet service to be used for legislative business. If a member elects to receive broadband internet service for legislative business from a provider other than the information technology department, the member is entitled to be reimbursed for the cost of the service if the legislative council determines that the purchase of that service from the provider will result in a cost-savings to the state, based upon the average cost of the information technology department to provide service to other members of the legislative assembly.
2. A member of the legislative assembly who acquires a smartphone to be used for legislative business may receive associated data services from the information technology department. If a member elects to receive smartphone data services for legislative business from a provider other than the information technology department, the member is entitled to be reimbursed for the cost of the service if the legislative council determines that the purchase of that service from the provider will result in a cost-savings to the state, based upon the average cost of the information technology department to provide the service to other members of the legislative assembly.
3. The legislative council shall establish guidelines and procedures for reimbursement under this section, including requiring necessary documentation of expenses being claimed.

SECTION 11. A new section to chapter 54-35 of the North Dakota Century Code is created and enacted as follows:

Legislative budget committee - Creation - Duties. The legislative council, during each biennium, shall appoint a legislative budget committee to coordinate and direct activities involved in the development of budget recommendations to assist the legislative assembly as it develops policy and provides appropriations for the operations of state government. The legislative budget committee, with the assistance of the legislative budget analyst and auditor, shall:

1. Develop recommendations for the office of management and budget to include in its forms and guidelines for agencies to use in preparing budget requests;
2. Review, analyze, and evaluate budgets, budget requests, programs, and activities of state agencies, institutions, and departments;
3. Develop budget-related recommendations pertaining to the state budget or any portion of that budget, including revenues and appropriations to assist the legislative assembly as it develops policy and provides appropriations for the operations of state government; and
4. Prepare drafts of appropriations acts for the next biennium providing funding at the same base level approved by the most recently adjourned special or regular session of the legislative assembly and any draft amendments to these acts to implement recommendations of the committee.

SECTION 12. AMENDMENT. Section 54-44.1-04 of the North Dakota Century Code is amended and reenacted as follows:

(Effective after June 30, 2009) Budget estimates of budget units filed with the office of the budget and the legislative council - Deadline. The head of each budget unit, not later than July fifteenth of each year next preceding the session of the legislative assembly, shall submit to the office of the budget and the legislative council, estimates of financial requirements of the person's budget unit for the next two fiscal years, on the forms and in the manner prescribed by the office of the budget considering recommendations of the legislative council, with such explanatory data as is required by the office of the budget and such additional data as the head of the budget unit wishes to submit. The estimates so submitted must bear the approval of the board or commission of each budget unit for which a board or commission is constituted. The director of the budget, subject to approval by the legislative council, may extend the filing date for any budget unit if the director finds there is some circumstance that makes it advantageous to authorize the extension. If a budget unit has not submitted its estimate of financial requirements by the required date or within a period of extension set by the director of the budget, the director of the budget shall prepare the budget unit's estimate of financial requirements except the estimate may not exceed ninety percent of the budget unit's previous biennial appropriation. The director of the budget or a subordinate officer as the director shall designate shall examine the estimates and shall afford to the heads of budget units reasonable opportunity for explanation in regard thereto and, when requested, shall grant to the heads of budget units a hearing thereon which must be open to the public.

SECTION 13. AMENDMENT. Subsection 7 of section 54-44.1-06 of the North Dakota Century Code, as effective after June 30, 2009, is amended and reenacted as follows:

7. Drafts of a proposed amendment to a general appropriations act and special appropriations acts embodying the budget data and recommendations of the governor for appropriations for the next biennium and drafts of such revenues and other acts recommended by the governor for putting into effect the proposed financial plan. ~~The recommended general appropriation for each budget unit must be specified in a separate section of the general appropriations act.~~

SECTION 14. AMENDMENT. Section 54-44.1-07 of the North Dakota Century Code is amended and reenacted as follows:

54-44.1-07. Presentation of budget data - How presented to the legislative assembly. The director of the budget or the director's designee shall present the

budget data information in section 54-44.1-06, except the drafts of ~~acts~~ amendments required by subsection 7 of that section, and make available sufficient copies thereof to the legislative assembly at the organizational session. The drafts of ~~acts~~ amendments required by subsection 7 of section 54-44.1-06 must be submitted to the legislative council within seven days after the day of adjournment of the organizational session. The budget data must be completed and made available to the legislative assembly in such form as may be prescribed by the legislative council. The legislative council shall set the time and place at which such budget data is to be presented."

Page 4, line 28, replace "7" with "8"

Page 4, line 29, replace "8" with "9"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT - LC 98001.0212 FN 11

A copy of the statement of purpose of amendment is attached.