

Fifty-fifth
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1012

Introduced by

Appropriations Committee

(At the request of the Governor)

1 A BILL for an Act to provide an appropriation for defraying the expenses of the department of
2 human services; to provide for the transfer of appropriations between agencies and institutions;
3 and to amend and reenact section 50-06-14.3 of the North Dakota Century Code, relating to the
4 state basic care program.

5 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

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

12 Subdivision 1.

13 MANAGEMENT AND COUNCILS

14 Salaries and wages	\$ 8,851,202
15 Operating expenses	16,308,781
16 Equipment	190,925
17 Grants	715,477
18 Loan fund - DD	<u>1,840,956</u>
19 Total line items	\$ 27,907,341
20 Less estimated income	<u>15,762,387</u>
21 Total general fund appropriation	\$ 12,144,954

22 Subdivision 2.

23 ECONOMIC ASSISTANCE

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1	Salaries and wages	\$ 8,922,158
2	Operating expenses	34,771,730
3	Equipment	151,203
4	Capital improvements	2,543
5	Grants - assistance payments	201,094,966
6	Grants - medical assistance	<u>615,640,315</u>
7	Total line items	\$ 860,582,915
8	Less estimated income	<u>664,699,964</u>
9	Total general fund appropriation	\$ 195,882,951

10 Subdivision 3.

11 PROGRAM AND POLICY

12	Salaries and wages	\$ 9,501,779
13	Operating expenses	13,498,064
14	Equipment	1,034,393
15	Capital improvements	1,619
16	Grants	<u>99,078,622</u>
17	Total line items	\$ 123,114,477
18	Less estimated income	<u>86,586,644</u>
19	Total general fund appropriation	\$ 36,527,833

20 Subdivision 4.

21 FIELD SERVICES

22 HUMAN SERVICE CENTERS

23	Salaries and wages	\$ 64,390,686
24	Operating expenses	12,718,097
25	Equipment	993,350
26	Capital improvements	154,507
27	Grants	<u>15,405,786</u>
28	Total line items	\$ 93,662,426
29	Less estimated income	<u>47,959,261</u>
30	Total general fund appropriation	\$ 45,703,165

31 STATE HOSPITAL

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1	Salaries and wages	\$ 45,858,475
2	Operating expenses	12,671,478
3	Equipment	692,060
4	Capital improvements	<u>606,400</u>
5	Total line items	\$ 59,828,413
6	Less estimated income	<u>16,981,200</u>
7	Total general fund appropriation	\$ 42,847,213
8	DEVELOPMENTAL CENTER	
9	Salaries and wages	\$ 29,790,066
10	Operating expenses	9,410,868
11	Equipment	181,809
12	Capital improvements	<u>262,000</u>
13	Total line items	\$ 39,644,743
14	Less estimated income	<u>30,231,193</u>
15	Total general fund appropriation	\$ 9,413,550
16	Total all funds - subdivision 4	\$ 193,135,582
17	Total estimated income - subdivision 4	\$ 95,171,654
18	Total general fund appropriation - subdivision 4	\$ 97,963,928
19	Grand total general fund appropriation H.B. 1012	\$ 342,519,666
20	Grand total special fund appropriation H.B. 1012	\$ 862,220,649
21	Grand total all funds H.B. 1012	\$1,204,740,315

22 **SECTION 2. LANDS AND MINERALS TRUST FUND.** The amount of \$1,840,956, or
23 so much of the sum as may be necessary, as appropriated in the developmentally disabled
24 facility loan fund line item in section 1 of this Act, may be expended by the department of
25 human services from the lands and minerals trust fund for the purpose of making payments of
26 principal and interest to the common schools trust fund on any loans made from it pursuant to
27 the developmentally disabled loan fund program nos. 2 and 3 for the biennium beginning July 1,
28 1997, and ending June 30, 1999.

29 **SECTION 3. DEVELOPMENTAL DISABILITIES REVOLVING LOAN FUND.** There
30 may be expended by the department of human services, on or before June 1, 1999, from the
31 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 4 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. 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. 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.