

April 9, 2015

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1004

In lieu of the amendments adopted by the Senate as printed on pages \_\_\_\_\_ of the Senate Journal, Engrossed House Bill No. 1004 is amended as follows:

Page 1, line 2, remove the first "and"

Page 1, line 3, after "program" insert "; to provide a statement of legislative intent; and to provide for legislative management studies"

Page 1, replace lines 13 through 23 with:

"Salaries and wages	\$54,757,510	\$9,861,166	\$64,618,676
Accrued leave payments	2,223,289	(2,223,289)	0
Operating expenses	37,305,014	7,301,524	44,606,538
Capital assets	2,224,288	1,494,944	3,719,232
Grants	57,510,729	1,801,031	59,311,760
Tobacco prevention	5,544,251	1,369,464	6,913,715
WIC food payments	<u>24,659,861</u>	<u>(4,459,861)</u>	<u>20,200,000</u>
Total all funds	\$184,224,942	\$15,144,979	\$199,369,921
Less estimated income	<u>139,303,434</u>	<u>4,617,530</u>	<u>143,920,964</u>
Total general fund	\$44,921,508	\$10,527,449	\$55,448,957
Full-time equivalent positions	354.00	13.00	367.00"

Page 2, after line 9, insert:

"Forensic examiner x-ray equipment	0	44,000"
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Page 2, replace lines 11 through 13 with:

"Total all funds	\$1,245,000	\$824,000
Less estimated income	<u>265,000</u>	<u>488,000</u>
Total general fund	\$980,000	\$336,000"

Page 3, after line 10, insert:

**"SECTION 5. LEGISLATIVE INTENT - DIVISION OF FOOD AND LODGING LICENSE FEES.** It is the intent of the sixty-fourth legislative assembly that the division of food and lodging of the state department of health, based on risk and pursuant to audit recommendations, adjust division of food and lodging license fees to generate up to \$150,000 of additional special fund revenue. The state department of health shall use the additional special fund revenue as appropriated in section 1 of this Act to fund a portion of the costs related to additional full-time equivalent inspection positions in the division of food and lodging.

**SECTION 6. LEGISLATIVE MANAGEMENT STUDY - UNIVERSITY OF NORTH DAKOTA FORENSIC PATHOLOGY CENTER.** During the 2015-16 interim, the legislative management shall consider studying the feasibility and desirability of the university of North Dakota acquiring the building that houses the university of North Dakota forensic pathology center. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-fifth legislative assembly.

**SECTION 7. LEGISLATIVE MANAGEMENT STUDY - WASTE MANAGEMENT.** During the 2015-16 interim, the legislative management shall consider studying onsite sewage disposal in the state, including areas of the state lacking environmental programs to address onsite sewage disposal, lack of uniform standards for disposal, regulation authority, and the impact of onsite sewage disposal and waste management on industry and the public. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-fifth legislative assembly."

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**House Bill No. 1004 - State Department of Health - Senate Action**

	<b>Base Budget</b>	<b>House Version</b>	<b>Senate Changes</b>	<b>Senate Version</b>
Salaries and wages	\$54,757,510	\$61,864,139	\$2,754,537	\$64,618,676
Operating expenses	37,305,014	40,605,327	4,001,211	44,606,538
Capital assets	2,224,288	3,488,810	230,422	3,719,232
Grants	57,510,729	55,901,090	3,410,670	59,311,760
Tobacco prevention	5,544,251	6,413,715	500,000	6,913,715
WIC food payments	24,659,861	20,200,000		20,200,000
Accrued leave payments	<u>2,223,289</u>			
Total all funds	\$184,224,942	\$188,473,081	\$10,896,840	\$199,369,921
Less estimated income	<u>139,303,434</u>	<u>138,320,871</u>	<u>5,600,093</u>	<u>143,920,964</u>
General fund	\$44,921,508	\$50,152,210	\$5,296,747	\$55,448,957
FTE	354.00	361.00	6.00	367.00

**Department No. 301 - State Department of Health - Detail of Senate Changes**

	<b>Adjusts Funding for Health Insurance Premium Increases<sup>1</sup></b>	<b>Adds Funding for Targeted Equity<sup>2</sup></b>	<b>Adds Funding for Food &amp; Lodging Inspectors<sup>3</sup></b>	<b>Adds Funding for Environmental Health Positions<sup>4</sup></b>	<b>Adds Funding for Environmental Health Section Legal Fees<sup>5</sup></b>	<b>Adds One-Time Funding for Forensic Examiner Equipment<sup>6</sup></b>
Salaries and wages	(\$254,175)	\$1,559,659	\$270,638	\$560,582		
Operating expenses			55,850	117,936	270,000	
Capital assets						44,000
Grants						
Tobacco prevention						
WIC food payments						
Accrued leave payments						
Total all funds	(\$254,175)	\$1,559,659	\$326,488	\$678,518	\$270,000	\$44,000
Less estimated income	<u>(108,257)</u>	<u>0</u>	<u>150,000</u>	<u>0</u>	<u>0</u>	<u>0</u>
General fund	(\$145,918)	\$1,559,659	\$176,488	\$678,518	\$270,000	\$44,000
FTE	0.00	0.00	2.00	4.00	0.00	0.00

  

	<b>Adjusts Funding for Women's Way<sup>7</sup></b>	<b>Increases Funding for Rural EMS Grants<sup>8</sup></b>	<b>Increases Funding for Tobacco Prevention<sup>9</sup></b>	<b>Adds Funding for Federal Grants<sup>10</sup></b>	<b>Increases Funding for Local Public Health Units<sup>11</sup></b>	<b>Adds Funding for Cardiac System of Care<sup>12</sup></b>
Salaries and wages				\$467,833		
Operating expenses				3,357,425		200,000
Capital assets				186,422		
Grants		1,100,000		1,460,670	500,000	
Tobacco prevention			500,000			
WIC food payments						
Accrued leave payments						
Total all funds	\$0	\$1,100,000	\$500,000	\$5,472,350	\$500,000	\$200,000

Less estimated income	(414,000)	0	500,000	5,472,350	0	0
General fund	\$414,000	\$1,100,000	\$0	\$0	\$500,000	\$200,000
FTE	0.00	0.00	0.00	0.00	0.00	0.00
	<b>Increases Funding for Suicide Prevention Grants<sup>13</sup></b>	<b>Adds Funding for Dental Sealant Program<sup>14</sup></b>	<b>Total Senate Changes</b>			
Salaries and wages		\$150,000	\$2,754,537			
Operating expenses			4,001,211			
Capital assets			230,422			
Grants	350,000		3,410,670			
Tobacco prevention			500,000			
WIC food payments						
Accrued leave payments						
	<u>\$350,000</u>	<u>\$150,000</u>	<u>\$10,896,840</u>			
Total all funds						
Less estimated income	0	0	5,600,093			
	<u>\$350,000</u>	<u>\$150,000</u>	<u>\$5,296,747</u>			
General fund						
	0.00	0.00	6.00			
FTE						

<sup>1</sup> Funding for employee health insurance premiums is adjusted to reflect the revised premium estimate of \$1,130.22 per month and to reflect FTE adjustments made by the Senate.

<sup>2</sup> Funding for targeted equity is added, the same as the executive recommendation.

<sup>3</sup> Funding is added for 2 food and lodging inspectors to provide a total of 3 new FTE food and lodging inspectors, 2 less than the executive recommendation. Funding is provided for salaries and wages (\$260,958), related salary increase funding (\$9,680), and operating expenses (\$55,850). The funding source is also changed to provide \$150,000 of the cost of the 2 FTE positions is provided from special funds available as a result of fee increases.

<sup>4</sup> Funding is added for 4 FTE positions--municipal facilities (1 FTE position), waste management (1 FTE position), and water quality (2 FTE positions) to meet increased demands in oil-impacted areas, including salaries and wages (\$540,407), related salary increase funding (\$20,175), and operating expenses (\$117,936).

<sup>5</sup> Funding is provided for increased legal fees in the Environmental Health Section of the department.

<sup>6</sup> One-time funding is added for digital x-ray equipment for the forensic examiner.

<sup>7</sup> Funding for the Women's Way program is adjusted to provide \$414,000 from the general fund, instead of the community health trust fund.

<sup>8</sup> Funding is increased by \$1.1 million from the general fund for rural emergency medical services grants to provide a total of \$8.94 million, of which \$1.25 million is from the insurance tax distribution fund, the same as the executive recommendation.

<sup>9</sup> Funding for tobacco prevention is increased to provide for a grant from the Tobacco Prevention and Control Executive Committee to be used for the Centers for Disease Control *Best Practices for Comprehensive Tobacco Prevention and Control Programs*.

<sup>10</sup> Funding is added for federal grants anticipated by the department, including funding for colorectal cancer screening capacity, stroke prevention, and Ebola emergency preparedness, lab capacity, and hospital preparedness.

<sup>11</sup> Funding for grants to local public health units is increased by \$500,000 to provide a total of

\$4.75 million from the general fund, \$250,000 less than the executive recommendation.

<sup>12</sup> Funding is added for cardiac system of care.

<sup>13</sup> Funding for suicide prevention grants is increased to provide a total of \$1,180,000 from the general fund, the same as the executive recommendation.

<sup>14</sup> Funding is added to expand the Seal! ND program which provides dental sealant services to elementary aged students.

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This amendment also adds:

- A section of legislative intent to provide the Division of Food and Lodging of the State Department of Health, based on risk and pursuant to audit recommendations, adjust food and lodging division license fees to generate up to \$150,000 of additional special fund revenue and that the department use the additional special fund revenue to fund a portion of the costs related to additional full-time equivalent inspection positions in the Division of Food and Lodging.
- A section to provide for a Legislative Management study of the feasibility and desirability of the University of North Dakota acquiring the building that houses the University of North Dakota Forensic Pathology Center.
- A section to provide for a Legislative Management study of onsite sewage disposal in the state, including areas of the state lacking environmental programs to address onsite sewage disposal, lack of uniform standards for disposal, regulation authority, and the impact of onsite sewage disposal and waste management on industry and the public.