

**Sixty-seventh Legislative Assembly of North Dakota
In Special Session Commencing Monday, November 8, 2021**

HOUSE BILL NO. 1506
(Legislative Management)
(Appropriations Committee)

AN ACT to provide an appropriation; to provide for a transfer; to authorize full-time equivalent positions; to amend and reenact section 9 of chapter 46 of the 2021 Session Laws, relating to the beyond visual line of sight unmanned aircraft system program; to provide an exemption; to provide for a report; and to provide an effective date.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. APPROPRIATION - STATE TREASURER - ONE-TIME FUNDING - LOCAL FISCAL RELIEF ALLOCATIONS TO POLITICAL SUBDIVISIONS. In addition to the funding provided under subdivision 1 of section 2 of House Bill No. 1395, as approved by the sixty-seventh legislative assembly, there is appropriated from federal funds the sum of \$3,014,975, or so much of the sum as may be necessary, to the state treasurer for the purpose of providing local fiscal relief allocations to political subdivisions, for the period beginning with the effective date of this Act, and ending June 30, 2023. The funding provided under this section is considered a one-time funding item.

SECTION 2. TRANSFER - BANK OF NORTH DAKOTA PROFITS - UNIVERSITY OF NORTH DAKOTA. The industrial commission shall transfer to the university of North Dakota \$750,000 from the current earnings and accumulated undivided profits of the Bank of North Dakota for expenses associated with campus network upgrades, for the period beginning with the effective date of this Act, and ending June 30, 2023.

SECTION 3. APPROPRIATION - ATTORNEY GENERAL - ATTORNEY GENERAL REFUND FUND - SALARY EQUITY INCREASES. There is appropriated out of any moneys in the attorney general refund fund in the state treasury, not otherwise appropriated, the sum of \$537,297, or so much of the sum as may be necessary, to the attorney general for the purpose of providing salary equity increases to employees in the state crime laboratory of the attorney general's office, for the period beginning with the effective date of this Act, and ending June 30, 2023.

SECTION 4. DEPARTMENT OF HUMAN SERVICES - FULL-TIME EQUIVALENT POSITIONS. Pursuant to subsection 1 of section 26 of Senate Bill No. 2086, as approved by the sixty-seventh legislative assembly, the department of human services is authorized sixteen full-time equivalent positions for the period beginning with the effective date of this Act, and ending June 30, 2023.

SECTION 5. APPROPRIATION - DEPARTMENT OF HUMAN SERVICES - ONE-TIME FUNDING - EXEMPTION.

1. There is appropriated from federal funds the sum of \$79,600,000, or so much of the sum as may be necessary, to the department of human services for the purpose of federal medical assistance percentage adjustments, for the period beginning with the effective date of this Act, and ending June 30, 2023. The funding provided under this section is considered a one-time funding item.
2. Notwithstanding section 7 of House Bill No. 1012, as approved by the sixty-seventh legislative assembly, the department of human services may use up to \$16,000,000 from general fund savings resulting from federal enhancements or adjustments that cause the federal medical assistance percentage to exceed the rates used by the sixty-seventh legislative assembly for budgeting purposes to address any decreases in the regular federal medical assistance percentage rate for the period beginning with the effective date of this Act, and ending June 30, 2023.

SECTION 6. APPROPRIATION - DEPARTMENT OF HUMAN SERVICES - MEDICAID POSTPARTUM COVERAGE. There is appropriated from federal funds the sum of \$600,000, or so much of the sum as may be necessary, to the department of human services for the purpose of medicaid postpartum coverage, for the period beginning with the effective date of this Act, and ending June 30, 2023.

SECTION 7. APPROPRIATION - DEPARTMENT OF HUMAN SERVICES - LIFESPAN RESPITE CARE PROGRAM. There is appropriated from federal funds the sum of \$386,690, or so much of the sum as may be necessary, to the department of human services for the purpose of the lifespan respite care program, for the period beginning with the effective date of this Act, and ending June 30, 2023.

SECTION 8. APPROPRIATION - DEPARTMENT OF HUMAN SERVICES - VULNERABLE ADULT PROTECTION SERVICES PROGRAM. There is appropriated from federal funds the sum of \$1,936,350, or so much of the sum as may be necessary, to the department of human services for the purpose of the vulnerable adult protection services program, for the period beginning with the effective date of this Act, and ending June 30, 2023.

SECTION 9. APPROPRIATION - DEPARTMENT OF HUMAN SERVICES - ONE-TIME FUNDING - SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM VERIFICATION DATABASE. There is appropriated from federal funds the sum of \$239,558, or so much of the sum as may be necessary, to the department of human services for the purpose of a supplemental nutrition assistance program verification database, for the period beginning with the effective date of this Act, and ending June 30, 2023. The funding provided under this section is considered a one-time funding item.

SECTION 10. APPROPRIATION - DEPARTMENT OF HUMAN SERVICES - CHILDREN AND FAMILY SERVICES TRANSITION PROGRAM. There is appropriated from federal funds the sum of \$1,168,347, or so much of the sum as may be necessary, to the department of human services for the purpose of children and family services transition program, for the period beginning with the effective date of this Act, and ending June 30, 2023.

SECTION 11. FUNDING TRANSFERS - EXEMPTION - AUTHORIZATION - REPORT. Notwithstanding section 54-16-04, the director of the office of management and budget shall transfer appropriation authority between line items within subdivision 6 of section 1 of House Bill No. 1394, as approved by the sixty-seventh legislative assembly, and subdivision 6 of section 2 of House Bill No. 1395, as approved by the sixty-seventh legislative assembly, for the period beginning with the effective date of this Act, and ending June 30, 2023, as requested by the department of human services. The department of human services shall notify the legislative council of any transfer made pursuant to this section. The department shall report to the budget section after June 30, 2022, any transfer made in excess of \$50,000, and to the appropriations committees of the sixty-eighth legislative assembly regarding any transfers made pursuant to this section.

SECTION 12. APPROPRIATION - DEPARTMENT OF HUMAN SERVICES - ONE-TIME FUNDING - STATE HOSPITAL. There is appropriated from federal funds the sum of \$200,000, or so much of the sum as may be necessary, to the department of human services for the purpose of defraying expenses at the state hospital, for the period beginning with the effective date of this Act, and ending June 30, 2023. The funding provided under this section is considered a one-time funding item.

SECTION 13. APPROPRIATION - DEPARTMENT OF HUMAN SERVICES - MONEY FOLLOWS THE PERSON CAPACITY PROGRAM. There is appropriated from federal funds the sum of \$5,000,000, or so much of the sum as may be necessary, to the department of human services for the purpose of the money follows the person capacity program, for the period beginning with the effective date of this Act, and ending June 30, 2023.

SECTION 14. APPROPRIATION - DEPARTMENT OF HUMAN SERVICES - RANDOLPH SHEPPARD VOCATIONAL REHABILITATION PROGRAM. There is appropriated from federal funds the sum of \$22,663, or so much of the sum as may be necessary, to the department of human services

for the purpose of the Randolph Sheppard vocational rehabilitation program, for the period beginning with the effective date of this Act, and ending June 30, 2023.

SECTION 15. APPROPRIATION - DEPARTMENT OF HUMAN SERVICES - FREE THROUGH RECOVERY PROGRAM. There is appropriated out of any special funds derived from income and other sources, not otherwise appropriated, the sum of \$3,300,000, or so much of the sum as may be necessary, to the department of human services for the purpose of the free through recovery program, for the period beginning with the effective date of this Act, and ending June 30, 2023.

SECTION 16. APPROPRIATION - RETIREMENT AND INVESTMENT OFFICE - FULL-TIME EQUIVALENT POSITIONS. There is appropriated out of any moneys from special funds derived from income, not otherwise appropriated, the sum of \$1,806,862, or so much of the sum as may be necessary, to the retirement and investment office for the purpose of new full-time equivalent positions and salary adjustments, for the period beginning with the effective date of this Act, and ending June 30, 2023. Of the amount appropriated in this section, \$1,731,862 is for salaries and wages and \$75,000 is for operating expenses. The retirement and investment office is authorized six full-time equivalent positions.

SECTION 17. APPROPRIATION - DEPARTMENT OF PUBLIC INSTRUCTION - PUBLIC INSTRUCTION FUND - STATE FISCAL RECOVERY FUND - ONE-TIME FUNDING. There is appropriated out of any moneys in the public instruction fund in the state treasury, derived from reimbursements withheld from school districts' integrated formula payments, not otherwise appropriated, the sum of \$10,000,000, or so much of the sum as may be necessary, and from federal funds derived from the state fiscal recovery fund, the sum of \$100,000, or so much of the fund as may be necessary, to the department of public instruction for the purpose of information technology project upgrades to the state automated reporting system and the statewide longitudinal data system and for information technology upgrade funding in lieu of withholding from school districts not eligible for federal elementary and secondary school emergency relief funding allocations, for the period beginning with the effective date of this Act, and ending June 30, 2023. The funding provided in this section is a one-time funding item.

SECTION 18. APPROPRIATION - BANK OF NORTH DAKOTA. There is appropriated out of any moneys in the Bank of North Dakota operating fund in the state treasury, not otherwise appropriated, the sum of \$1,025,369, or so much of the sum as may be necessary, to the Bank of North Dakota for the purpose of salaries and wages funding, for the period beginning with the effective date of this Act, and ending June 30, 2023.

SECTION 19. APPROPRIATION - DEPARTMENT OF COMMERCE - ONE-TIME FUNDING - WORKFORCE COMMUNITY SERVICES PROGRAM. There is appropriated from federal funds, not otherwise appropriated, the sum of \$1,074,888, or so much of the sum as may be necessary, to the department of commerce for the purpose of the workforce community services program, for the period beginning with the effective date of this Act, and ending June 30, 2023. The funding provided under this section is considered a one-time funding item.

SECTION 20. APPROPRIATION - DEPARTMENT OF COMMERCE - ONE-TIME FUNDING - COMMUNITY DEVELOPMENT PLANNING GRANT PROGRAM. There is appropriated from federal funds, not otherwise appropriated, the sum of \$1,000,000, or so much of the sum as may be necessary, to the department of commerce for the purpose of a community development planning grant program, for the period beginning with the effective date of this Act, and ending June 30, 2023. The funding provided under this section is considered a one-time funding item.

SECTION 21. APPROPRIATION - DEPARTMENT OF COMMERCE - ONE-TIME FUNDING - WORKFORCE INNOVATION NETWORK GRANT PROGRAM. There is appropriated from special funds, not otherwise appropriated, the sum of \$100,000, or so much of the sum as may be necessary, to the department of commerce for the purpose of a workforce innovation network grant program, for the period beginning with the effective date of this Act, and ending June 30, 2023. The funding provided under this section is considered a one-time funding item.

SECTION 22. AMENDMENT. Section 9 of chapter 46 of the 2021 Session Laws is amended and reenacted as follows:

SECTION 9. BEYOND VISUAL LINE OF SIGHT UNMANNED AIRCRAFT SYSTEM PROGRAM - MATCHING FUND REQUIREMENT - ONE-TIME FUNDING. The grants line item in section 1 of this Act includes \$1,000,000 from the general fund for grants to an organization dedicated to expanding workforce opportunities, training, and education related to the beyond visual line of sight unmanned aircraft system industry, ~~which the~~ The department of commerce may provide funding under this section only to the extent the organization provides one dollar of matching funds from private or other public sources during the period beginning July 1, 2020, and ending June 30, 2023, for each one dollar provided by the department. This funding is considered a one-time funding item.

SECTION 23. EMERGENCY COMMISSION AND BUDGET SECTION SPENDING LIMIT FOR SPECIAL FUNDS - EXEMPTION. Notwithstanding the provisions of subsection 4 of section 54-16-04.2 regarding the aggregate request limit of \$5,000,000 per biennium, the emergency commission may authorize up to \$20,000,000 of aggregate requests for special funds and other sources under section 54-16-04.2, subject to any budget section approval requirements, for the biennium beginning July 1, 2021, and ending June 30, 2023.

SECTION 24. EFFECTIVE DATE. This Act becomes effective on December 1, 2021.

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 Sixty-seventh Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1506.

House Vote: Yeas 82 Nays 11 Absent 1

Senate Vote: Yeas 47 Nays 0 Absent 0

Chief Clerk of the House

Received by the Governor at _____ M. on _____, 2021.

Approved at _____ M. on _____, 2021.

Governor

Filed in this office this _____ day of _____, 2021,

at _____ o'clock _____ M.

Secretary of State