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Yalosta Rickford
Operator's Signature

10/2/03
Date

LR

2003 HOUSE APPROPRIATIONS

HB 1095

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2003 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. 1095

House Appropriations Committee
Human Resources Division

Conference Committee

Hearing Date January 20, 2003

Tape Number	Side A	Side B	Meter #
One	XX	XX	
Committee Clerk Signature 			

Minutes:

Chairman Delzer called the meeting to order with Reps. Kempenich and Kerzman absent. Rep.

Kerzman joined the committee five minutes later.

Rep. Metcalf started off the meeting by handing out a packet of documents received by him from the Veterans Home and a letter to him from Patty Carlblom, Ransom County Commissioner.

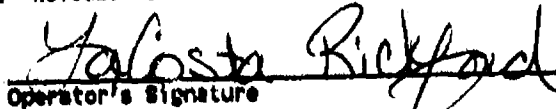
(See attached)

Ms. Sheila Peterson, Director Fiscal Management, OMB (see attached testimony)

Ms. Peterson testified briefly regarding from prepared testimony regarding the change that would occur to the funding process for the Veterans Home. She said that this tentative change would bring the Veterans Home funding process in line with other state agencies.

There was general discussion regarding whether or not the change should occur through the bill or by changing the section language.

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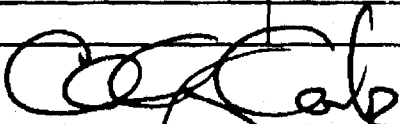
2003 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. 1095

House Appropriations Committee
Human Resources Division

Conference Committee

Hearing Date January 27, 2003

Tape Number	Side A	Side B	Meter #
One		XX	
Committee Clerk Signature 			

Minutes:

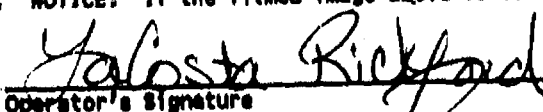
There was general discussion regarding the purpose of this bill and its amendments. There was also discussion regarding last biennium's appropriation and **Rep. Kempenich** noted his unhappiness with how the home has utilized past appropriations.

Motion to accept by **Rep. Kempenich**; seconded by **Rep. Bellew**; motion carried, 4 to 0.

Motion to pass by **Rep. Bellew**; seconded by **Rep. Metcalf**; motion carried, 4 to 0.

Carrier of the bill: **Rep. Kempenich**.

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10/2/03
Date

FISCAL NOTE
 Requested by Legislative Council
 01/02/2003

Bill/Resolution No.: HB 1095

1A. **State fiscal effect:** Identify the state fiscal effect and the fiscal effect on agency appropriations compared to funding levels and appropriations anticipated under current law.

	2001-2003 Biennium		2003-2005 Biennium		2005-2007 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues	\$0	\$0	\$0	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0	\$0	\$0	\$0
Appropriations	\$0	\$0	\$0	\$0	\$0	\$0

1B. **County, city, and school district fiscal effect:** Identify the fiscal effect on the appropriate political subdivision.

2001-2003 Biennium			2003-2005 Biennium			2005-2007 Biennium		
Counties	Cities	School Districts	Counties	Cities	School Districts	Counties	Cities	School Districts

2. **Narrative:** Identify the aspects of the measure which cause fiscal impact and include any comments relevant to your analysis.

No fiscal impact.

3. **State fiscal effect detail:** For information shown under state fiscal effect in 1A, please:

A. **Revenues:** Explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.

No fiscal impact.

B. **Expenditures:** Explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.

C. **Appropriations:** Explain the appropriation amounts. Provide detail, when appropriate, of the effect on the biennial appropriation for each agency and fund affected and any amounts included in the executive budget. Indicate the relationship between the amounts shown for expenditures and appropriations.

Name:	Pam Sharp	Agency:	OMB
Phone Number:	328-4606	Date Prepared:	01/02/2003

Yolanda Rickford
 Operator's Signature

10/2/03
 Date

38223.0101
Title.

Prepared by the Legislative Council staff for
Representative Delzer
January 21, 2003

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1095

Page 1, line 17, replace "with" with "when federal or other funds are not available and upon"

Page 1, line 18, remove "who may issue approvals on an individual"

Page 1, line 19, remove "expenditure basis or by allocations from the general fund appropriation"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Dept. 313 - Veterans Home

HOUSE - This amendment adds provisions authorizing general fund moneys appropriated to the Veterans Home to be spent only when federal or other funds are not available and upon approval of the director of the Office of Management and Budget.

Date: Januaray 27, 2003
Roll Call Vote #: one

**2003 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 1095**

House Appropriations - Human Resources Division Committee

Check here for Conference Committee

Legislative Council Amendment Number 38223.0101

Action Taken Do pass

Motion Made By Rep. Bellew Seconded By Rep. Metcalf

Representatives	Yes	No	Representatives	Yes	No
Rep. Jeff Delzer, Chairman	X				
Rep. Amy Warnke, Vice Chairman					
Rep. Larry Bellew	X				
Rep. Keith Kempenich	X				
Rep. James Kerzman					
Rep. Ralph Metcalf	X				

Total (Yes) four No 0

Absent Vice-chairman Warnke, Rep. Kerzman

Floor Assignment Rep. Kempenich

If the vote is on an amendment, briefly indicate intent:

Adds provisions authorizing general fund monies appropriated to the Veterans Home to be spent only when federal or other funds are not available and upon approval of the director of OMB.

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10/2/03
Date

REPORT OF STANDING COMMITTEE (410)
February 6, 2003 4:12 p.m.

Module No: HR-23-1917
Carrier: Kempenich
Insert LC: 38233.0101 Title: .0200

REPORT OF STANDING COMMITTEE

HB 1095: Appropriations Committee (Rep. Svedjan, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (20 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). HB 1095 was placed on the Sixth order on the calendar.

Page 1, line 17, replace "with" with "when federal or other funds are not available and upon"

Page 1, line 18, remove "who may issue approvals on an individual"

Page 1, line 19, remove "expenditure basis or by allocations from the general fund appropriation"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Dept. 313 - Veterans Home

HOUSE - This amendment adds provisions authorizing general fund moneys appropriated to the Veterans Home to be spent only when federal or other funds are not available and upon approval of the director of the Office of Management and Budget.

CR

2003 SENATE APPROPRIATIONS

HB 1095

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Halista Rickford
Operator's Signature

10/2/03
Date

2003 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1095 & Vote

Senate Appropriations Committee

Conference Committee

Hearing Date 3-13-03

Tape Number	Side A	Side B	Meter #
2		X	0-450

Committee Clerk Signature *Sandra Davison*

Minutes: CHAIRMAN HOLMBERG opened the hearing to HB 1095. A bill relating to the veterans' home general fund appropriations expenditures.

(Meter 50) SHEILA PETERSON, Director of the Fiscal Management Division of OMB testified in support of this bill. See written testimony Exhibit 1.

(Meter 163) CHAIRMAN HOLMBERG stated that this is an original bill for Appropriations. It has to do with how dollars are moved around and not the fiscal impact.

(Meter 184) SENATOR KILZER asked how many dollars has this amounted to in each of the two or three past biennium. (Meter 198) SHEILA PETERSON stated she did not have the budget information right now but the upcoming biennium is approximately a 10 million dollar budget and a one-third split. One third federal funds, one third special funds and one third general funds and in the neighborhood of about 3 million dollars. General fund dollars that are appropriated directly to the veterans' home. Right now the law that is changing is many decades

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Operator's Signature

10/2/03
Date

Page 2
Senate Appropriations Committee
Bill/Resolution Number HB 1095
Hearing Date 3-13-03

old. It was unknown until the performance audit uncovered it and it is not appropriate accounting procedure.

(Meter 305) John Jacobson, ND Veterans' Coordinating Council testified in support of this housekeeping bill.

(Meter 350) SENATOR ROBINSON moves a DO PASS and SENATOR KRINGSTAD seconded. A voice roll vote of 11 yeas, 0 nays and 3 absent. The bill passed with SENATOR ROBINSON carrying.

CHAIRMAN HOLMBERG closed the hearing on HB 1095.

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10/2/03
Date

Date: 3-13-03
Roll Call Vote #: 1

2003 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 1095

Senate Appropriations Committee

Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken Do Pass

Motion Made By Robinson Seconded By Kringstad
Grindberg

Senators	Yes	No	Senators	Yes	No
Senator Holmberg, Chairman	✓				
Senator Bowman, Vice Chair	✓				
Senator Grindberg, Vice Chair	✓				
Senator Andrist	✓				
Senator Christmann					
Senator Kilzer	✓				
Senator Krauter	✓				
Senator Kringstad	✓				
Senator Lindaas	✓				
Senator Mathern					
Senator Robinson	✓				
Senator Schobinger	✓				
Senator Tallackson	✓				
Senator Thane	✓				

Total (Yes) 11 No 0

Absent 3

Floor Assignment Robinson

If the vote is on an amendment, briefly indicate intent:

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10/2/03
Date

REPORT OF STANDING COMMITTEE (410)
March 13, 2003 2:32 p.m.

Module No: SR-45-4727
Carrier: Robinson
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE
HB 1095, as engrossed: Appropriations Committee (Sen. Holmberg, Chairman)
recommends **DO PASS** (11 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING).
Engrossed HB 1095 was placed on the Fourteenth order on the calendar.

(2) DESK, (3) COMM

Page No. 1

SR-45-4727

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10/2/03
Date

UP

2003 TESTIMONY

HB 1095

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10/2/03
Date

**Testimony HB 1095
House Appropriations – Human Resources
January 20, 2003**

Good morning Mr. Chairman and members of the Human Resources Subcommittee of House Appropriations.

I'm Sheila Peterson, Director of the Fiscal Management Division of OMB.

Last Thursday you heard information on the performance audit of the Veterans Home. HB1095 corrects an issue that was included in an audit finding in that performance audit.

North Dakota Century Code requires that federal and special funds be spent before general fund dollars. This bill does not change that process. The Century Code also requires that at the point in time that the federal and special funds are spent, a transfer is to be made from the general fund to the special operating fund.

This bill amends that process so the Veterans Home would spend directly from the general fund – just like all other state agencies spend directly from the general fund.

The main reason we are suggesting this change is:

If general fund dollars were transferred to the special operating fund of the Home, those dollars would lose their identity as general fund dollars. If the Veterans Home is appropriated general fund dollars, we want them to be accounted for as such. We don't want the identity of the general fund dollars to be lost.

Mr. Chairman, I would be happy to answer any questions.

6

Exhibit 1

Testimony HB 1095
Senate Appropriations
March 13, 2003

Good afternoon Mr. Chairman, and members of the Senate Appropriations Committee.

I'm Sheila Peterson, Director of the Fiscal Management Division of OMB.

HB1095 corrects an issue that was included in an audit finding in the recent performance audit of the Veterans Home.

North Dakota Century Code requires that federal and special funds be spent before general fund dollars. This bill does not change that process. The Century Code also requires that at the point in time that the federal and special funds are spent, a transfer is to be made from the general fund to the special operating fund.

This bill amends that process so the Veterans Home would spend directly from the general fund – just like all other state agencies spend directly from the general fund.

The main reason we are suggesting this change is:

If general fund dollars were transferred to the special operating fund of the Home, those dollars would lose their identity as general fund dollars. If the Veterans Home is appropriated general fund dollars, we want them to be accounted for as such. We don't want the identity of the general fund dollars to be lost.

Mr. Chairman, I would be happy to answer any questions.

Sheila Peterson
Operator's signature

10/2/03
Date