

2015 HOUSE APPROPRIATIONS

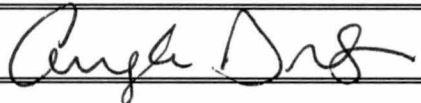
HB 1005

2015 HOUSE STANDING COMMITTEE MINUTES

Appropriations Committee - Human Resources Division Sakakawea Room, State Capitol

HB1005
1/12/2015
Job 21860

- ☐ Subcommittee
☐ Conference Committee



Explanation or reason for introduction of bill/resolution:

A BILL for an Act to provide an appropriation for defraying the expenses of the Indian affairs commission; to create and enact a new section to chapter 54-36 of the North Dakota Century Code, relating to the creation of an North Dakota American Indian business development office within the Indian affairs commission; and to repeal section 54-60-14 of the North Dakota Century Code, relating to the North Dakota American Indian business development office.

Minutes:

Attachment 1

Chairman Pollert called the committee to order.

Scott J. Davis, Executive Director of the ND Indian Affairs Commission: Read written testimony (attachment 1).

Rep. Nelson: In the Department of Health overview, they talked about the major causes of death in ND. In the 15-44 age group, the major cause of death is suicide. I know that is an acute problem that you've dealt with on the reservations, especially Standing Rock. Are we making progress in that area with the expanded revenue and the programs that are directed towards youth suicide across the state and especially on reservations? How are we dealing with suicide prevention? What are the successes, if there are any?

Scott Davis: The issue of suicide gets really big very fast because there are so many nuances and factors to that. It is not primarily in Indian country any more, but is becoming more common in ND for the same reasons. It seems to come in waves. We're very lucky that it hasn't been the way it's been in previous years. I think we are making headway. I'm not sure if it's the funding that does that, but it's the partnerships we work on, that we have with the department of health. Sometimes there are funding issues. I hate to answer the question on if we are making headway because it's always a touch and go thing.

Rep. Nelson: I think you're right. It's been a specific goal to decrease suicides across the state. I remember from previous sessions the magnitude of suicides from the Standing Rock Reservation. I'm trying to understand what is working as far as prevention to hopefully lessen the suicide rate there. Then hopefully those success stories can be spread across the state. If there is something that you see that has been a success in that area, I'd like to know about it so we can use that in other parts of the state.

Scott Davis: This morning we gave support testimony for some of the access and loan repayment programs that are out there for psychologists and psychiatrists and social workers that want to do work on the reservations. Right now we have a lack across the state of psychologists and psychiatrists. It all ties into what we're talking about here, how we can entice and incentivize professional workers to the reservations. We can make a lot of headway with that. Will it curb suicide? That remains to be seen because there are other nuances.

Rep. Nelson: Another thing that was touched on this morning was the Medicaid expansion numbers across the state. I did attend the Medicaid expansion meeting at Turtle Mountain. There are a number of different aspects of the program for tribal members compared to the general public. I'm interested in the enrollment numbers. Where they are at and if they meet the expectations of the projections from 2 years ago because there is a great need there. That population has more flexibility to join than some of the general public.

Rep. Holman: I had a funeral on Friday for an eighteen-year-old that died of a drug overdose. It seems that with the extra money coming into the state and also the prevalence of new pharmaceuticals, are you seeing any new things coming in? What are you doing to work with that drug use, especially among the young people?

Scott Davis: Watching a pharmaceutical drug, that are legal, come into the market, I thought here we are again with another painkiller which could lead to...what? I did a lot of research, through making phone calls and watching what other states are doing when it comes to this new painkiller, which is five times stronger than Oxys. My question was why is a drug like this on the market? When it comes to Indian country, it seems that we are a guinea pig for pharmaceutical companies. How does this painkiller get into the market, into the system? Was there a consultation process with tribal leaders? Was there studies done? In my neck of the woods, we see overdoses, distribution, marketing, selling, and injecting which can lead to Hepatitis C, AIDS. I'm very leery about when these new drugs come into our market and how we can control them. How can we, as leaders and lawmakers, make good policies that restrict that? How do people get access to it? How do we tighten up the loopholes on internet sales? We are also seeing problems with Heroin. On the tribal side, on the legal side, we consistently work with law enforcement and the court system. I'll use an example of a felony state warrant: If a tribal member is caught dealing drugs in Bismarck and gets caught, that person can run to the reservation and legally not be touched by the state law enforcement. The chance of that person dealing drugs on the reservation is high. I've been respectfully challenging the tribal courts system and tribal leadership about taking a serious look at felony drug warrants. Would it be a value for us, as a state, to allow the state to have a tribe exercise some sovereignty and allow the state to come in and execute that state felony warrant and pick up that drug dealer on the reservation? That dealer could then get treatment in jail and reform

themselves. Last week the Spirit Lake Sioux nation finally passed their extradition law. I hope this leads to more drug dealers and drug users off of the reservation. That's just one thing I'm working on when it comes to the bigger picture of drug use. We need to work together on this.

Chairman Pollert: Can we touch on the Youth Leadership Academy and the Indian Business Development Office contracts?

Scott Davis: Continued to read written testimony (page 5).

Chairman Pollert: Is that in the budget automatically?

Lori Laschkewitsch, OMB: Yes, that is in the base budget.

Chairman Pollert: Can you touch on the business development and the \$100,000?

Scott Davis: Continued to read written testimony (page 6).

Rep. Silbernagel: Is Standing Rock the first tribe to have a UCC?

Scott Davis: Every tribe has a UCC. The key to that is putting it into action.

Rep. Silbernagel: Are these similar in nature to the state's UCC?

Scott Davis: Yes.

Chairman Pollert: In your testimony it says you have contracted this out for the past 10 plus years in the sum of \$100,000 for the business development office. Is this a break-even? Is there \$100,000 less in the Department of Commerce and it's being transferred over to Indian Affairs?

Lori Laschkewitsch, OMB: Yes, that is correct. They have the \$100,000 in their budget all the time.

Scott Davis: We've done a lot with \$50,000 a year. We continue to work very close with the Department of Commerce.

Chairman Pollert: You will be taking the lead on this more than their office.

Scott Davis: Yes, that is correct.

Chairman Pollert dismissed the committee.

2015 HOUSE STANDING COMMITTEE MINUTES

Appropriations Committee - Human Resources Division

Sakakawea Room, State Capitol

HB1005
1/22/2015
22353

- ☐ Subcommittee
☐ Conference Committee

Amenda Muscha

Explanation or reason for introduction of bill/resolution:

A BILL for an Act to provide an appropriation for defraying the expenses of the Indian affairs commission; to create and enact a new section to chapter 54-36 of the North Dakota Century Code, relating to the creation of an North Dakota American Indian business development office within the Indian affairs commission; and to repeal section 54-60-14 of the North Dakota Century Code, relating to the North Dakota American Indian business development office.

Minutes:

Attachment 1

Chairman Pollert: called the committee to order.

Scott Davis: went over written testimony (attachment 1).

Chairman Pollert: Have you hired someone for your vacant position?

Scott Davis: Yes. Her name is Erin Shanley. She is from Standing Rock and she is currently the prosecutor for the court system. Very strong background, child welfare and social services, she had done a lot of work with the state of Arizona.

Rep. Nelson: What you're doing it probably the most difficult area of relationship building between the tribal and state governments through counties with the jurisdictional issues. You have to work with five entities and I compliment you. What you're doing has effectiveness than anything else here.

Scott Davis: It is very challenging to navigate a lot of laws. Making sure we undefeated each other is the underlying goal. Out of court critical use cords and it has been a focus when our laws collide.

Rep. Nelson: It's also the conduit between tribal governments and the state. There has been mistrust over the years and you've brought a clear credibility to that relationship that you have with us and the tribes. Not anybody can do this and there are accomplishments taking place one step at a time.

Chairman Pollert: Can we go to the budget? That budget will get us into some questions off the green sheet and that will get us to discussion as far as section two of the HB dealing with business development office which will come when we are going through the budget anyways. Was there anything else that we had asked for that you want to present?

Scott Davis: One other thing you had me bring was the Medicaid expansion numbers. The question was what is the number of Native Americans in the Medicaid expansion program and our answer is this: this is a number that is not collected in the initial system of the department of human services starting with the Medicaid expansion program, this is not a way to validate the number from the online application because it does not stop the application process and this could be missed by the applicants, the new system will be able to gather this data because it will force applicants to submit this answer before moving forward. The current system we have does not note that.

Chairman Pollert: So it isn't up running so you really don't have that number for us?

Brad Hawk: We have numbers but they are not validated because there is no way of knowing... The issue with the system is that when someone applies for the Medicaid expansion, there is a check box for determining for whether you are native American or not, but the issue is, is that it doesn't stop the applicant. There are numbers but they can't validate them. The new system will make sure that is validated.

Chairman Pollert: Let's go to the spend down sheet. Did we ask for salaries?

Lori Laschkewitsch, OMB: You asked for that information for the Office of Administrative Hearings, but I can give you that information for this budget also. The compensation package is broken into a few different pieces. There is the salary increase (equity performance piece) which is a range of 3-5%. On the handout (attachment 1, page 1) you will see that on the bottom of that first section of salaries and wages, is a salary increase and a benefit increase account code, and then if you look to the far right under the compensation column or the recommendation column, you'll see the 38,229 and that is the 3-5%. The associated benefits are the 7612.

Chairman Pollert: Are there performance increases in this budget? Does that depend on evaluations?

Lori Laschkewitsch, OMB: That's what this piece is. It is a performance equity, it depends upon their evaluation, whether they get a 3-4-5%

Vice Chairman Bellew: Who makes that determination? Scott?

Lori Laschkewitsch, OMB: Yes. He does evaluations of his staff and based on those evaluations he would justify the increase.

Chairman Pollert: Why did I think there were two tiers, one was a regular salary increase and a performance?

Lori Laschkewitsch, OMB: There are two pieces; the other piece may be the market policy piece which is to give increases to people who are below the midpoint or the market policy point to try to bring them closer to what the market salaries are. That is another piece.

Chairman Pollert: Is that part of the salary increase?

Lori Laschkewitsch, OMB: No that is in the salary budget adjustment code.

Chairman Pollert: So the 5808 is for the employees that are not at midpoint?

Lori Laschkewitsch, OMB: Yes, they are not at what the market is paying for that particular salary and so the way that piece went was if you were in the first quartile, you would get an increase of 1-2% and if you are in the second quartile (closer to the market policy) you will get an increase up to 1%.

Vice Chairman Bellew: Who makes this determination, OMB? Do you inform Scott that this employee is at this and he should get a 2% equity raise or market adjustment raise?

Lori Laschkewitsch, OMB: We will provide them with a spreadsheet that shows them where in those ranges each employee falls. If it is somebody that is brand new and they feel they can justify leaving that person lower than the market or maybe even performance can't come into play there that they can choose not to. It's not mandated that they have to give. There is a range there, so you might have somebody who's high performing in the first quartile that you are going to give a 2% to. Somebody who is doing ok may only get a 1% because it is just a range.

Chairman Pollert: Are you going to be here on the Health Department Budget?

Lori Laschkewitsch, OMB: The OMB budget is at 9:30. There should be a salary increase and a benefit increase account code in there or should be because that part is spread throughout the budget; however, the market policy piece (which you see in the salary budget adjustment) because of the compensation philosophy, that is in statute, we are not allowed to give percentage increase. That piece has to be calculated manually by us and there is no way for us to know which divisions exactly to put that money into because there is discretion of the administrators, so therefore we put that typically in one lump in the administrative part of the budget so that when the biennium begins they will have to do the work to spread that back out.

Rep. Nelson: In your first example with the salary and benefit codes, what assumptions do you make in the number that you provide? Is that maximizing the 5%? Where are you at with that?

Lori Laschkewitsch, OMB: That is run through the IBARS system and we run it through at an average of 4% so there could be an agency who is shorted in that if they have really high performers and high paid people and they wanted to give them 5% salary increase they wouldn't have enough money in their budget, so they are getting of the overall salaries they got an average of 4%.

Rep. Nelson: So when we see other budgets you are using the 4% in all those cases?

Lori Laschkewitsch, OMB: Correct.

Rep. Holman: In the health increase of 215 but there is no line in there that gives me the actual amount; you have print benefits which is that where they have the rest of the health?

Lori Laschkewitsch, OMB: There are two other account codes there. There is the health increase and the retirement increase, so the health increase is at 179 per month per person increase to the health insurance shows up in the health increase amount. The retirement increase is that additional 1% that goes into effect January 1st of 2016 for all of the employees for the retirement. If you were to calculate that out you will only use $\frac{3}{4}$ of a percent because it is only $\frac{3}{4}$ of the biennium.

Rep. Holman: With benefits on top of the base salary, I'm coming up with about 40%. Is that accurate?

Lori Laschkewitsch, OMB: The benefits factor that we use is 20% and I realize that when you do the math you come up with 40% but because health insurance isn't a percent, it is an actual flat dollar amount depending upon the salary it can range greatly as to what percent that is, so health insurance isn't included in that factor when we are calculating so 20% is the factor for the benefits.

Rep. Silbernagel: Under the salaries permanent, there is a general increase as well, is that correct?

Lori Laschkewitsch, OMB: That's not actually a salary increase to the employees' salary. The increase that you see in the budget is because the fact that you are continuing the current biennium's salary increase because 1 increase was given in this current 13-15 biennium, the first increase was included in the budget for two years, then when everybody got an increase in July of 2014 there was only one year of the biennium for that increase so in order for them to sustain that increase for two years again they're missing one year of that salary increase in order to sustain it in the 15-17 biennium, so that is why you'll see an increase here because everybody is at that increase and now you will pay them for 24 months at the increase they receive this biennium. That is why you are seeing an increase and the salary is permanent.

Chairman Pollert: The salaries permanent is what they get, cost to continue, the health increase is the increase if the insurance premium for the biennium, the retirement increase is the 1% that we passes, the salary adjustment is if they're below midpoint, temporary salaries we know if they have temporary staff, fringe benefits would be an all include sleuth of pasts health insurances, taxes, retirement that we put into place?

Lori Laschkewitsch, OMB: That is correct, the fringe benefits is going to be what they are receiving today and it would walk hand in hand with that salaries permanent amount, so if you add the salaries permanent and the fringe benefits, that is what the payroll costs are today.

Chairman Pollert: As a salary increase is the 3-5 performance which you figure at 4% and the benefit increase is that taxes for that increases.

Lori Laschkewitsch, OMB: That is correct.

Scott Davis: We do a monthly earning tab of where my budget is. It's a monthly report that shows the running balances within every line item here.

Rep. Holman: So if I want to know the base salaries do I add line 1, line 4, and then salary increase? The permanent salaries, the salary budget adjustment, and the salary increase?

Lori Laschkewitsch, OMB: Yes, that is correct.

Chairman Pollert: Travel

Vice Chairman Bellew: I would like an explanation on the travel increase. I'm asking because I have a spend down report and you didn't even spend half of what you have allotted, and so the increase has got me.

Scott Davis: I think part of the reason it wasn't all spent was turnover. When we're fully staffed we are really busy trying to cover 5 reservations and it's not so much trying to provide answers but being in the discussion trying to guide those discussions in the right way. The face to face is the most important. We have five reservations to travel to. At the same point, I'm very picky about where we go and when we go. We rarely travel out of the state because we have plenty to do here. If traveling out of state benefits what we are doing here then we may but not often. Only about twice a year.

Rep. Nelson: Are there areas that require more travel? What is your busiest time as you meet with some of the different tribal entities across the state?

Scott Davis: We don't travel at all right now during these 4 months. The peak time is during election. There is an election pretty much every year on the reservations. We travel quite a bit in November. Summer into late fall is probably our peak travel. Summer time in the interim we have a lot of work to do. Between the summertime into the late fall early winter is our peak time.

Rep. Nelson: Are we transferring the American Indian business development office from the department of commerce, is there additional travel required with that as well?

Scott Davis: Indirectly. A lot of my time I dedicate a lot of my time to economic development to jobs and so forth. My office travel would coincide with that contract of their travel and how we devise that contract for the biennium. A lot of the business development

offices are a one stop shop for tribal members to come here to Bismarck or we can to outreach there through online through phone calls and so forth. There is a little bit of travel in the contract for the business office as well.

Rep. Nelson: Travel isn't included in the 100,000 transfer is it not?

Scott Davis: Yes and no. Whenever commerce and I devise the contract and we award the contract to John Doe or Jane Doe, they come up with a budget for outreach hours and days or travel we spend going to Standing Rock and Turtle Mountain. That is all itemized too.

Chairman Pollert: Data processing.

Vice Chairman Bellew: I'm going to express my dismay at IT data's processing. I think the state should get out of the IT business and just dealing with private contractors because the amounts they are charging is ridiculous. That's not at you Scott.

Chairman Pollert: Do we have IT coming in on Friday to talk to us?

Leg Council: I will check with Sheila.

Rep. Nelson: Are you getting any additional services through the ITD and data processing or desktop support that you are aware of?

Scott Davis: Our IT service has been pretty helpful when we have new employees coming on. For the most part, a lot of our things are done in-house by Brad. A lot of the stuff we trouble shoots ourselves but if we really get stuck we call ITD and provide them those services too.

Rep. Nelson: With your vacant position, do you have technical support built into that already? Or do you have to create that for this judicial system's administrator?

Scott Davis: It already exists; it's not a new fee that we are going to have to pay for once the new hire comes on board.

Chairman Pollert: The data processing when 1113 was 9 grand and 1315 was 11 grand and now it is going up 21000 that seems more than normal for a data processing change and is there going to be an IT improvement in Indian Affairs that we're not aware of?

Nick, OMB: I'm not sure of that. I'll check with Lori and get back to you.

Vice Chairman Bellew: Under IT equipment under \$5000 you had 5900 and last year's biennium's budget and you did another 5900 and it says you spent 5900. What kind of equipment are you purchasing?

Scott Davis: Our equipment is upgrades on the iPads, phones, monitors, because we did fund the expand of the office so we got new keyboards too. Really minimal stuff.

Vice Chairman Bellew: Do you need the same amount for this biennium? What would you spend it on?

Chairman Pollert: On IBARS, it shows an increase of \$13,955 asks Lori about that too, why is that? That is part of the 21000. It shows 13955 for an increase and it says for desktop support services, because I was trying to find the travel in this system that you guys have put in and I will get there eventually. My guess is that it shows the 13955 it says for desktop services and replacement of hardware and software and I would guess the other 700 is the increases in data processing that we are going to hear on Friday morning.

Rep. Kreidt: Could you tell me about the increase in Food and Clothing?

Scott Davis: When we have meetings, for example, when we had the State of the Tribe address we provided coffee and cookies with our cafeteria. Clothing from time to time we get items like a t-shirt for the office and promotional things.

Helen Hanley, Executive Assistant and Financial Officer: The food and clothing expenditures go mostly to our youth academy. When we have our youth academy we buy them all t-shirts and we have food items on a daily basis and we feed them where ever they are housed and so we range anywhere from 25 to 40 students every summer and so most of those expenses and I ask you to keep in mind that this budget also includes Youth Academy for \$60,000.

Vice Chairman Bellew: Where is that in the budget?

Nick, OMB: I am not sure.

Helen Hanley: That would be included in the \$166,268 on the second page.

Chairman Pollert: There isn't a line item. Is it broken out across a bunch? I suspect that would be in the base budget.

Helen Hanley: It is the base budget but what I do in our office is when we start the new biennium and our operating budget I don't budget the that amount I budget yearly. I break our total in half by one year and do a spread sheet for the commissioner and we go by that dollar amount and each line item that is what we spend. We don't want to go over in any area so if we may get close I need to meet with the commissioner and keep him updated on a monthly basis to make sure we are in compliance. I work with Lori on that also if we have to move dollars around.

Rep. Kreidt: If I'm looking at 2015/17, somewhere in the 286, that 60,000 would show up in there?

Helen Hanley: Yes.

Scott Davis: It is kind of an accounting spread sheet things that Lori and Helen do, itemizing 60,000 and breaking that down according how we use that, doing that versus doing that in the base budget is much easier. I see where you coming from, is how is that

60,000 appropriated toward what. For the accounting purposes with Lori and Helen it is much easier to do it this way.

Vice Chairman Bellew: Under Professional Development, you have 18,270 recommendations for budget and through the expenditures you have only spent 2607. Can you explain professional development and what you plan to spend those funds on?

Scott Davis: Professional development again I'd like to say I give my office the green light on any type of professional development if you want to approve a certain skill or go set for office that benefits, then professionally for the benefits of the office it is certainly open but at times our time in our office gets busy and spread a lot of ways. The time to access those professional development dollars can be not utilized from time to time too, but those are things that my office can access at any time.

Rep. Kreidt: As you follow this down under fees and professional services, is that where the \$60,000 is?

Helen Hanley: Part of the professional services amount is used for the Youth Academy, because we do have special speakers that come in and mentors, we do fly speakers in to come and they are hearing for the duration of the Youth Academy. They're travel is also in our travel budget as well and so on our in house accountings system we do have that split out in our office.

Rep. Kreidt: The majority of that would show up under that professional services line?

Helen Hanley: Yes. We also, our office renovation, our office paid 6,000 for the renovation so that would be included in professional services, the contractor that came in to renovate our offices.

Chairman Pollert: Under professional services, is that where we get into the \$100,000 on the American Indian business development office? On section two, is that the language, is that how the Department of Commerce is working with this particular section for the development office? What is the office and what will it do?

Scott Davis: At least 10 years ago, this office was created under the Department of Commerce on how we can address a broad spectrum of business development jobs, and how we can decrease poverty out in reservations. When I came on board, watching that contract shift hands and different contractors working through their approach on that, I thought I wanted to get involved in that too because of be hard of where I am at so a lot of that focus, I have been very fortunate that commerce has allowed me to interject on the approached on that and the right approach and making the effectiveness of the dollars that are appropriated too. Those dollars haven't changed. We did increase once and that went back to the original 100,000 and I think that keeping the 100,000 is sufficient because in reality 50,000 a year, we stretch that pretty far and we have been making that work. My focus is work force development, creating and mentoring private entrepreneurs on and off the reservation. If want to start a business where do I go. We have a shop now that will help with that process. We don't do any financing for any of that but we have connections with financiers and banks where we steer them guidance. 1099's, taxation, things like that

we give them advice there also. We held a yearly economic summit again which we did in Bismarck and we also give out awards for Native American business, new business, and longest business if the year. We also have a regional partnership with IBA's. We have one in Montana, South Dakota, Minnesota, Wisconsin, and maybe Wyoming is getting one too, but our IBAs we work a lot together, in collecting and sharing resources, and focusing on getting our Native Americans good jobs and businesses. The tribal college sector as well, every tribal in our state has an entrepreneur center, an incubator, business development degrees, and so forth; so we partner with them as well. The biggest focus was the ECC code, whenever a business or investor wants to do business with a tribe, one of the rules to that are they different or the same, the private key indicate our foundation of doing business anywhere is your uniform commercial code. Standing Rock Tribe passed the ECC code and the next step is entering another agreement, MOU, an agreement between a member and the secretary of state on the tribe's transaction filings. Investors and other bankers can look into what transactions have occurred within standing rock so that gives a little bit of insurance, lessons of risk, of investors wanting to business on a reservation and that was a big step. We are trying to help the tribe create a friendly, open, economic environment. It is another way to attract private businesses on the reservation.

Chairman Pollert: If we go the Department of Commerce, will we see a drop of \$100,000 because this business office was in the department of commerce so it would make sense to me that there should be a drop in the expenses of the department of commerce?

Nick, OMB: That is getting moved out of the Commerce budget and into this budget so it would not.

Chairman Pollert: Is it a dollar for dollar transfer?

Nick, OMB: That I will check on.

Rep. Nelson: During the last session, we passed an appropriation to the tribal colleges for the workforce issues; can you tell me how you worked with that?

Scott Davis: Because of conflict of interest, because my father is a President I have excused myself from that process of the application process but my staff was a part of that application process. When the tribal colleges submitted their applications through the Department of Commerce, they were very detailed about they're budget, outcomes, and so forth; but I think from my side it's my task to bring those parties together. We've lost a lot of good employees to better jobs in the oilfield and no different on the reservations. The other thing too is the funding and finding the space for a new curriculum. I think they're well on their way. The only challenging thing was getting started. We as a state have not really had a plan or a policy on how we address poverty, jobs, and businesses on the reservations. I think that when you put these dollars into the tribal colleges, it's a very safe and secure way through education. I came from a tribal college, and when I retire, I will go back to a tribal college to teach. The tribal colleges are less political, very stable, high energy because you have a lot of our tribal members wanting to go there to improve their lives. About 50-60% of my work goes to the tribal colleges, with health care, health insurance, stuff like that; it is the venue to go to, to have these discussions and opportunities that are out here. My focus

is how do I help get that 60% unemployment rate down to 10% over 5 years and having those discussions with tribal leaders and colleges on how we can do this together.

Rep. Nelson: The work force that supports the non-tribal areas of the state and that does reach into the rubies of the world because that work force need is not only on the reservation but also off as well and that is a huge part of the recruitment off the reservation as well. The work force development needs to continue.

Scott Davis: Going back to tribal college, you talked about it is maybe 1st or second generation of workers in the family, the dependency that happens on reservations because of what federal government has done to us whether we realize it or not dependency exists on a reservation and how do you change that mindset. I have a cousin whose thinking is I have my whole life to work and that is how he was raised, he has other times to be doing other things because he is living in a dependency world and he doesn't know it. Here I am trying to bring him out of this and I ask him wouldn't he like something sovereign? New home, new car, education, etc... Those are things I can say and get away with it without being discriminative or rubbing them the wrong way. I advocate to them there are jobs out here and yes it will be hard. I believe that by moving off the reservation you're going to threaten or weaken our culture and I debate that, my time of working on and off the reservation my whole life and struggling, not once did I have a problem of losing my culture or identity. In fact now, with what I am doing, I have more opportunities and access to my culture more than ever because I am not bound or worried about how I will feed my kids or pay my rent. I have more freedom to be a part of my culture, to be a part of these things, and grow it. We have many success stories through the challenges. If you want it, here's what you got to do, there are no short cuts. I want to go back to the work force development grant; I have used this model as a way for other tribal entities that want to access state funds for whatever. You look at the tribal college model; it is a landmark model across the nation. When I go out and speak to other tribes here is the example. It is all dedicated to our children, future, and jobs, and economy versus the welfare system. We need to change that and this is the way to approach it. It is giving by the tribes.

Rep. Holman: I've been to all of the tribal colleges and worked at all of them except New Town. I think a lot of people don't recognize the impact 3 or 4 leaders in North Dakota have had on the whole national system. These colleges don't necessarily live off tribal money, a lot of money comes from other sources, it isn't like they go to the casino and get a million dollars. We have a unique situation in North Dakota that is providing a model for the rest of the United States, a lot of because of Dr. David and there are 34 colleges across the states. It's a system that needs to be reinforced and it will make a difference.

Chairman Pollert: Nick, do you have some answers?

Nick, OMB: Back to the first question you had when I took over for Lori relating to the IT increase in the cost. The reason for that is half of it is one-time funding, 9775 is one-time funding for the purchase of new hardware and software, the remaining 12,000 is ongoing funding to maintain the desktop services that will be provided. If you add those two amounts together, it equals the 21,775 that is the increase from previous bienniums.

Chris, Legislative Council: ITD does plan on testifying and handing out rate schedules and answering questions on that tomorrow.

Chairman Pollert: recessed the committee.

2015 HOUSE STANDING COMMITTEE MINUTES

Appropriations Committee - Human Resources Division Sakakawea Room, State Capitol

HB1005
2/12/2015
Job #23733

- ☐ Subcommittee
☐ Conference Committee

Kenneth M. Tish

Explanation or reason for introduction of bill/resolution:

A BILL for an Act to provide an appropriation for defraying the expenses of the Indian affairs commission; to create and enact a new section to chapter 54-36 of the North Dakota Century Code, relating to the creation of an North Dakota American Indian business development office within the Indian affairs commission; and to repeal section 54-60-14 of the North Dakota Century Code, relating to the North Dakota American Indian business development office.

Minutes:

Attachments: #1.

Chairman Pollert called the committee to order. (Refer to Attachment #1)

Chairman Pollert: There will be a motion for the base payroll changes to move forward, the three and the three, which has been for all agencies.

Chris Kadrmas, Leg Council: The three and three change is \$34,267.

Chairman Pollert: My motion would also include the health insurance increase of \$21,588.

Rep. Holman: I'll do the retirement. The \$4716.

Rep. Nelson: I'll move the professional development decrease of \$6837, as well as the American Indian Business Development Office for \$100,000. And then the desktop services and hardware of \$21,775. Lori, would you explain that motion?

Lori Laschkewitsch, OMB: The total cost of the desktop services to ITD is \$27,363. However, because of money in their budget for the replacement of computers, we reduced the amount for desktop services to \$21,775.

Rep. Silbernagel: Do they have a number in their IT budget for, if someone needs them to come down and fix an i-pad or a laptop or something like that. Is there a line item for that? Miscellaneous service?

Lori Laschkewitsch, OMB: We haven't provided that service. The ITD, we had not ever funded money in their budget for them to actually provide services to agencies, so they haven't had people to do that. What Indian Affairs has had to do, get somebody to help them. And I'd have to look back to see if they were ever charged for anything. But I know they weren't contracting with any outside agencies. But some agencies have probably had to contract with an outside agency. Indian Affairs has just gotten help from an IT person, but wasn't paid for any services. If there was something in there, it would be under IT contractual services. If, for example, Secretary of State and Ag Department were pilot programs for those desktop services with ITD, those would be under IT data communications or data processing account code that you would have seen.

Vice Chairman Bellew: This \$21,000 represents an increase, not their base.

Lori Laschkewitsch, OMB: That's correct. It's a new service.

Vice Chairman Bellew: On the bars report, they are showing an increase, optional budget changes of \$29,000. This is an increase, not their base.

Lori Laschkewitsch, OMB: Correct. It was something that we funded in their optional. They requested desktop services from ITD. So this isn't, it's ITD beginning to provide that desktop support to agencies including the purchase of all the hardware and all the software, and a monthly fee so that if they have any problems with their computers, they need new computers installed, they have a computer die; they call up ITD and say, "Fix my computer."

Chairman Pollert: I show one-time funding of \$9775, but it shows,. lbars shows \$13,955 for desktop, and \$12,000 is on-going? But then maybe I got all this conglomerated into one thing.

Lori Laschkewitsch, OMB: One piece of the desktop, the \$9775, is one-time money because that's just for the up-front purchase of their hardware. The on-going costs in the following biennium will be \$14,700. For now, we included \$12,000 for ongoing monthly costs. It's a monthly fee times the number of FTE that they'll be charged by ITD.

Vice Chairman Bellew: Why on the green sheet doesn't it show a one-time funding expense?

Chris: On the request, it wasn't listed in the one-time section. I will verify that.

Rep. Silbernagel: Back to that monthly fee service times FTE. Is there a formula that they use to come up with a number for the department?

Lori Laschkewitsch, OMB: That's correct. There is a formula for whether they're purchasing a laptop or desktop, and then the monthly support fee.

Rep. Silbernagel: What is the methodology they will be using across these budgets?

Lori Laschkewitsch, OMB: I'll get that for you.

Chairman Pollert: Is Indian Affairs in HB 1053?

Lori Laschkewitsch, OMB: It is. The fiscal note shows what we included in the recommendation in HB 1053 as well.

Chairman Pollert: And Indian Affairs is part of that bill?

Lori Laschkewitsch, OMB: That is correct. The 10 agencies where we are including were smaller agencies that need somebody to be doing their IT because they are such small agencies, they really don't have anybody with that expertise. So, whether HB 1053 passes or not, these agencies are still requesting services from ITD

Chairman Pollert: No matter how 1053 goes, you could almost say you are double-dipping? Because if you don't get 1053, you're doing it through the agency budgets anyway?

Lori Laschkewitsch, OMB: It's actually broken out separately in 1053, and 1053 has no appropriation in it; it only has a fiscal note. And so there isn't any double-dipping. And the spreadsheet I'm going to give you is actually the spreadsheet I prepared for the fiscal note, and it shows the 10 agencies on the top that are included in the recommendation, and it specifies that that's already funded, and then it's got the 20 agencies on the bottom that need funding if that bill would pass. Those 20 would need to be appropriations.

Chris: It should be one-time funding, the \$9775. I listed it incorrectly under the ongoing. So it should be \$12,000 ongoing, and \$9775 one-time.

Chairman Pollert: Since we have Rep. Nelson's American Indian Business Development, if we would need that, would we need to add Sections 2 and 3 of HB 1005?

Chris: That is correct. Can I have clarification on the desktop services hardware numbers? Would that motion be to have those broken out between the one-time and ongoing?

Chairman Pollert: We should have it when we officially vote on the bill on Monday. We should have that, yes.

Chris: It will list \$12,000 as ongoing, \$9775 as one-time funding.

Chairman Pollert: Yes, that will work.

Rep. Holman: I'd like the operating expenses added to the motions, \$5000.

Chairman Pollert: Any other amendments to come forward? When we're ready, the first roll call on an amendment will be on the base payroll changes, the 3 and the 3, and the health insurance increase.

ROLL CALL VOTE TAKEN

YES: 6 NO: 0 ABSENT: 0

MOTION PASSES

Chairman Pollert: The next motion up is the retirement contribution increase of one percent. Discussion?

ROLL CALL VOTE TAKEN

YES: 1 NO: 5 ABSENT: 0

MOTION FAILS

Chairman Pollert: I'm going to do these all because they're different. Rep. Nelson's motion of carrying over the professional development of the negative \$6837. If there's no discussion, Angela will call the roll.

ROLL CALL VOTE TAKEN

YES: 6 NO: 0 ABSENT: 0

MOTION PASSES

Chairman Pollert: The next line item up is Rep. Nelson's American Indian Business Development Office, for \$100,000. Any discussion? I think people know it's a transfer from the Department of Commerce.

ROLL CALL VOTE TAKEN

YES: 6 NO: 0 ABSENT: 0

MOTION PASSES

Chairman Pollert: I'm just going to have it automatically; the next motion would be adding Sections 2 and 3 to HB 1005. One is a repeal from the Dept. of Commerce, I would suspect; and the other is for the Development Office in the Indian Affairs. And further discussion? Call the roll.

ROLL CALL VOTE TAKEN

YES: 6 NO: 0 ABSENT: 0

MOTION PASSES

Chairman Pollert: Nelson's motion to approve the desktop services and hardware for \$21,775. Discussion?

Rep. Bellew: From what Legislative Council said, that should only be \$12,000. And then the one-time should be \$9775. If we're going to move it, I would move \$12,000.

Rep. Nelson: I don't have a problem with that, but I think they should both be included in the same motion. I would just include that in the motion, that we make that split of one-time money and the difference being desktop support; is that what you're saying?

Chairman Pollert: But, Chris, when you give us that bill on Monday, you're going to have them split out, correct?

Chris: If that's what the committee approves, yes.

Chairman Pollert: So, the first motion is for the desktop services and hardware of the \$12,000, right? And the \$9775 is the one-time funding of laptops?

Chris: That's correct.

Rep. Silbernagel: I would like to put an amendment out there on the desktop services and hardware of \$7500.

Chairman Pollert: So we'll vote on the \$12,000 of desktop support of Nelson, and then you have one for \$7500. Yowzers! Any discussion on the \$12,000? Roll call vote.

ROLL CALL VOTE TAKEN

YES: 2 NO: 4 ABSENT: 0

MOTION FAILS

Chairman Pollert: Rep. Silbernagel's motion for \$7500. Any discussion? Roll call vote.

ROLL CALL VOTE TAKEN

YES: 6 NO: 0 ABSENT: 0

MOTION PASSES

Chairman Pollert: The next motion, for \$9775, is one-time funding for IT equipment. Any further discussion? Roll call vote.

ROLL CALL VOTE TAKEN

YES: 5 NO: 1 ABSENT: 0

MOTION PASSES

Chairman Pollert: Rep. Holman's amendment on operating expenses of \$5000. Discussion? Call the roll.

ROLL CALL VOTE TAKEN

YES: 2 NO: 4 ABSENT: 0

MOTION FAILS

Chairman Pollert: Did I miss any motions? If not, we'll have the amended bill in front of us on Monday morning. Scott, you kind of already know what it does, if you're not here.

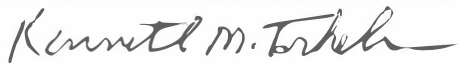
Chairman Pollert closed the hearing.

2015 HOUSE STANDING COMMITTEE MINUTES

Appropriations Committee - Human Resources Division Sakakawea Room, State Capitol

HB1005
2/16/2015
Job #23875

- ☐ Subcommittee
☐ Conference Committee



Explanation or reason for introduction of bill/resolution:

A BILL for an Act to provide an appropriation for defraying the expenses of the Indian affairs commission; to create and enact a new section to chapter 54-36 of the North Dakota Century Code, relating to the creation of an North Dakota American Indian business development office within the Indian affairs commission; and to repeal section 54-60-14 of the North Dakota Century Code, relating to the North Dakota American Indian business development office.

Minutes:

Attachments: #1, #2.

Chairman Pollert called the committee to order.

Chairman Pollert: You should have in front of you the proposed amendments that we voted on last Friday. I did go through the numbers, and to me it looks like the numbers work out. (Refers to Att. #1.)

Rep. Holman: After we dealt with this budget, we got more information on the IT. This is the budget that we cut the IT on. Should we discuss that a little further before we finalize it, or should we leave it the same? We're not being consistent with what we've done in all the other budgets, with this reduction.

Vice Chairman Bellew: We should leave it and it will get settled in the conference committee. There's no doubt in my mind.

Chairman Pollert: Rep. Holman; I would agree with what you're saying, but we are getting to that point, too. We need to move on. But I also think someone, one or two, whether it's Legislative Council or OMB, is probably going to let them know that we reduced those two or three budgets. One of them was Indian Affairs, and I would suspect that would be corrected. And if they would have a question, they could sure come in and talk to me. I sure wouldn't have a problem.

Rep. Holman: I'll agree with that as long as it's on the record that this needs to get the attention, so we're uniform across all budgets.

Chairman Pollert: So, Michael; you'll pass that on. I gotta make a note on that.

Chairman Pollert: Further discussion? The numbers look right. Anything else to come forward as amendments? If not, looking for a motion.

Rep. Nelson: I move a Do Pass As Amended.

Rep. Kreidt: Second.

Chairman Pollert: Discussion?

Vice Chairman Bellew: I'll just remind the committee as I have on all the other budgets that this represents an 18.1% increase in general fund spending.(Refers to Att. #2)

Chairman Pollert: But that \$100,000 came away from the Commerce budget. Any other discussion? Please call the roll for a Do Pass As Amended.

ROLL CALL VOTE TAKEN

YES: 5 NO: 1 ABSENT: 0

MOTION PASSES

Rep. Holman will carry the bill.

Chairman Pollert closed the hearing on HB 1005.

2015 HOUSE STANDING COMMITTEE MINUTES

Appropriations Committee Roughrider Room, State Capitol

HB 1005
2/19/2015
Job Number 24166

☐ Subcommittee
☐ Conference Committee

Committee Clerk Signature



Explanation or reason for introduction of bill/resolution:

Provide an appropriation for defraying the expenses of the Indian Affairs Commission

Minutes:

Amendment #15.8113.01001

Representative Holman: Spoke on the amendment #15.8113.01001.

We adjusted the budget reduced from the executive recommendation. There is no change from the FTEs. The Indian Business Development Office has been moved from the Commerce Department to the Indian Affairs. A technology fund has been added for \$9,775. Total House changes are \$185,950.

Chairman Jeff Delzer: That is in addition to last time's budget? The \$100,000?

Representative Holman: Right. That is in addition from the last budget.

Chairman Jeff Delzer: Do you have the \$100,000 out of the Commerce Budget?

Representative Monson: Yes.

Representative Holman: Moved amendment.

Representative Pollert: Seconded the motion

Representative Pollert: This was the third one where we did the IT desktop support at the .65 which has to be corrected on the other side which is related to HB1053.

Voice vote taken. Motion carried.

House Appropriations Committee
HB 1005
February 19, 2015
Page 2

Representative Holman: Moved Do Pass as amended.

Representative Sanford: Seconded the motion.

A Roll Call vote was taken: Yes 21, No 0, Absent 2.

Do Pass as amended carries.

Representative Holman will carry the bill.

2-19-15
1001

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1005

Page 1, replace lines 14 through 18 with:

"Salaries and wages	\$852,869	\$83,933	\$936,802
Accrued leave payments	8,421	(8,421)	0
Operating expenses	166,268	110,438	276,706
Total general fund	\$1,027,558	\$185,950	\$1,213,508
Full-time equivalent positions	5.00	0.00	5.00

SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-FIFTH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixty-third legislative assembly for the 2013-15 biennium and the 2015-17 one-time funding items included in the appropriation in section 1 of this Act.

One-Time Funding Description	2013-15	2015-17
Information technology hardware	\$0	\$9,775
Total general fund	\$0	\$9,775

The 2015-17 one-time funding amounts are not part of the entity's base budget for the 2017-19 biennium. The Indian affairs commission shall report to the appropriations committees of the sixty-fifth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2015, and ending June 30, 2017."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1005 - Indian Affairs Commission - House Action

	Base Budget	House Changes	House Version
Salaries and wages	\$852,869	\$83,933	\$936,802
Operating expenses	166,268	110,438	276,706
Accrued leave payments	8,421	(8,421)	
Total all funds	\$1,027,558	\$185,950	\$1,213,508
Less estimated income	0	0	0
General fund	\$1,027,558	\$185,950	\$1,213,508
FTE	5.00	0.00	5.00

Department No. 316 - Indian Affairs Commission - Detail of House Changes

	Adds Funding for Base Payroll Changes ¹	Adds Funding for Salary and Benefit Increases ²	Adds Funding for American Indian Business Development Office ³	Adjusts Base Level Funding ⁴	Adds One-Time Funding for Information Technology Hardware ⁵	Total House Changes
Salaries and wages	\$28,078	\$55,855				\$83,933
Operating expenses			100,000	663	9,775	110,438
Accrued leave payments	(8,421)					(8,421)
Total all funds	\$19,657	\$55,855	\$100,000	\$663	\$9,775	\$185,950

102

Less estimated income	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
General fund	\$19,657	\$55,855	\$100,000	\$663	\$9,775	\$185,950
FTE	0.00	0.00	0.00	0.00	0.00	0.00

¹ Funding is added for cost-to-continue 2013-15 biennium salaries and benefit increases and for other base payroll changes.

² The following funding is added for 2015-17 biennium performance salary adjustments of 2 to 4 percent per year and increases in monthly health insurance premiums:

	General Fund	Other Funds	Total
Salary increase - Performance	\$34,267		\$34,267
Health insurance increase	21,588		21,588
Total	\$55,855	\$0	\$55,855

³ The American Indian Business Office and funding is being transferred from the Department of Commerce to the Indian Affairs Commission.

⁴ Base level funding is adjusted as follows:

	General Fund	Other Funds	Total
Professional development	(\$6,837)		(\$6,837)
Desktop support services	7,500		7,500
Total	\$663	\$0	\$663

⁵ One-time funding of \$9,775 from the general fund is provided for information technology hardware costs.

Date: Click here to enter a date.
Roll Call Vote #: "Enter Vote #"

Base pay
3+3 Health Ins.
2015 HOUSE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. "Enter Bill/Resolution No."

House Appropriations - Human Resources Division Committee

☐ Subcommittee

Amendment LC# or Description: See below

Recommendation: ☒ Adopt Amendment
☐ Do Pass ☐ Do Not Pass ☐ Without Committee Recommendation
☐ As Amended ☐ Rerefer to Appropriations
☐ Place on Consent Calendar
Other Actions: ☐ Reconsider ☐ _____

Motion Made By _____ Seconded By _____

Representatives	Yes	No	Representatives	Yes	No
Chairman Pollert	X		Rep. Holman	X	
Vice Chairman Bellew	X				
Rep. Kreidt	X				
Rep. Nelson	X				
Rep. Silbernagel	X				

*Motion
Passes*

Total Yes 6 No 0

Absent 0

Floor Assignment _____

If the vote is on an amendment, briefly indicate intent:
For base pay, the 3+3, and health insurance increase

Retirement conf.

2

Date: Click here to enter a date.
Roll Call Vote #: "Enter Vote #"

**2015 HOUSE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. "Enter Bill/Resolution No."**

House Appropriations - Human Resources Division Committee

☐ Subcommittee

Amendment LC# or Description: See below

Recommendation: ☒ Adopt Amendment
☐ Do Pass ☐ Do Not Pass ☐ Without Committee Recommendation
☐ As Amended ☐ Rerefer to Appropriations
☐ Place on Consent Calendar
Other Actions: ☐ Reconsider ☐ _____

Motion Made By _____ Seconded By _____

Representatives	Yes	No	Representatives	Yes	No
Chairman Pollert		X	Rep. Holman	X	
Vice Chairman Bellew		X			
Rep. Kreidt		X			
Rep. Nelson		X			
Rep. Silbernagel		X			

motion
Fails

Total Yes 1 No 5

Absent 0

Floor Assignment _____

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

for a retirement contribution increase of one percent

**2015 HOUSE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. "Enter Bill/Resolution No."**

House Appropriations - Human Resources Division Committee☐ SubcommitteeAmendment LC# or Description: See below

Recommendation: ☒ Adopt Amendment
☐ Do Pass ☐ Do Not Pass ☐ Without Committee Recommendation
☐ As Amended ☐ Rerefer to Appropriations
☐ Place on Consent Calendar
 Other Actions: ☐ Reconsider ☐ _____

Motion Made By Nelson Seconded By _____

Representatives	Yes	No	Representatives	Yes	No
Chairman Pollert	X		Rep. Holman	X	
Vice Chairman Bellew	X				
Rep. Kreidt	X				
Rep. Nelson	X				
Rep. Silbernagel	X				

motion passes

Total Yes 6 No 0Absent 0

Floor Assignment _____

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

to carry over the professional development of negative #6837

Bus. Develop.
100,000

4

Date: Click here to enter a date.
Roll Call Vote #: "Enter Vote #"

**2015 HOUSE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. "Enter Bill/Resolution No."**

House Appropriations - Human Resources Division Committee

☐ Subcommittee

Amendment LC# or Description: See Below

Recommendation: ☒ Adopt Amendment
☐ Do Pass ☐ Do Not Pass ☐ Without Committee Recommendation
☐ As Amended ☐ Rerefer to Appropriations
☐ Place on Consent Calendar
Other Actions: ☐ Reconsider ☐ _____

Motion Made By Nelson Seconded By _____

Representatives	Yes	No	Representatives	Yes	No
Chairman Pollert	X		Rep. Holman	X	
Vice Chairman Bellew	X				
Rep. Kreidt	X				
Rep. Nelson	X				
Rep. Silbernagel	X				

motion passes

Total Yes 6 No 0

Absent 0

Floor Assignment _____

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

*American Indian Business Development Office for \$100,000 ;
a transfer from the Dept. of Commerce.*

Section 2 & 3

Date: Click here to enter a date.
Roll Call Vote #: "Enter Vote #"

**2015 HOUSE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. "Enter Bill/Resolution No."**

House Appropriations - Human Resources Division Committee

☐ Subcommittee

Amendment LC# or Description: See Below

Recommendation: ☒ Adopt Amendment
☐ Do Pass ☐ Do Not Pass ☐ Without Committee Recommendation
☐ As Amended ☐ Rerefer to Appropriations
☐ Place on Consent Calendar
Other Actions: ☐ Reconsider ☐ _____

Motion Made By _____ Seconded By _____

Representatives	Yes	No	Representatives	Yes	No
Chairman Pollert	X		Rep. Holman	X	
Vice Chairman Bellew	X				
Rep. Kreidt	X				
Rep. Nelson	X				
Rep. Silbernagel	X				

motion passes

Total Yes 6 No 0

Absent 0

Floor Assignment _____

If the vote is on an amendment, briefly indicate intent:
to add Sections 2 and 3 to HB 1005

desktop 21,775
12,000

6
Date: Click here to enter a date.
Roll Call Vote #: "Enter Vote #"

**2015 HOUSE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. "Enter Bill/Resolution No."**

House Appropriations - Human Resources Division Committee

☐ Subcommittee

Amendment LC# or Description: See Below

Recommendation: ☒ Adopt Amendment
☐ Do Pass ☐ Do Not Pass ☐ Without Committee Recommendation
☐ As Amended ☐ Rerefer to Appropriations
☐ Place on Consent Calendar
Other Actions: ☐ Reconsider ☐ _____

Motion Made By Nelson Seconded By _____

Representatives	Yes	No	Representatives	Yes	No
Chairman Pollert		X	Rep. Holman	X	
Vice Chairman Bellew		X			
Rep. Kreidt		X			
Rep. Nelson	X				
Rep. Silbernagel		X			

motion
Fails

Total Yes 2 No 4

Absent 0

Floor Assignment _____

If the vote is on an amendment, briefly indicate intent:
For \$12,000 of desktop support

one-time
funding
Desktop

7,500

2

7

Date: Click here to enter a date.
Roll Call Vote #: "Enter Vote #"

**2015 HOUSE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. "Enter Bill/Resolution No."**

House Appropriations - Human Resources Division Committee

☐ Subcommittee

Amendment LC# or Description: see below

Recommendation: ☒ Adopt Amendment
☐ Do Pass ☐ Do Not Pass ☐ Without Committee Recommendation
☐ As Amended ☐ Rerefer to Appropriations
☐ Place on Consent Calendar
Other Actions: ☐ Reconsider ☐ _____

Motion Made By Silbernagel Seconded By _____

Representatives	Yes	No	Representatives	Yes	No
Chairman Pollert	X		Rep. Holman	X	
Vice Chairman Bellew	X				
Rep. Kreidt	X				
Rep. Nelson	X				
Rep. Silbernagel	X				

motion
passes

Total Yes 6 No 0

Absent 0

Floor Assignment _____

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

For \$7500 of desktop support

\$9,775

8

One-time funding IT equip

Date: Click here to enter a date.
Roll Call Vote #: "Enter Vote #"

**2015 HOUSE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. "Enter Bill/Resolution No."**

House Appropriations - Human Resources Division Committee

☐ Subcommittee

Amendment LC# or Description: see below

Recommendation: ☒ Adopt Amendment
☐ Do Pass ☐ Do Not Pass ☐ Without Committee Recommendation
☐ As Amended ☐ Rerefer to Appropriations
☐ Place on Consent Calendar
Other Actions: ☐ Reconsider ☐ _____

Motion Made By _____ Seconded By _____

Representatives	Yes	No	Representatives	Yes	No
Chairman Pollert	X		Rep. Holman	X	
Vice Chairman Bellew		X			
Rep. Kreidt	X				
Rep. Nelson	X				
Rep. Silbernagel	X				

motion passes

Total Yes 5 No 1

Absent 0

Floor Assignment _____

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

one-time funding of \$9775 for IT equipment.

op ex \$5,000

Date: [Click here to enter a date.](#)
Roll Call Vote #: "Enter Vote #"

2015 HOUSE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. "Enter Bill/Resolution No."

House Appropriations - Human Resources Division Committee

☐ Subcommittee

Amendment LC# or Description: see below

Recommendation: ☒ Adopt Amendment

☐ Do Pass ☐ Do Not Pass ☐ Without Committee Recommendation

☐ As Amended ☐ Rerefer to Appropriations

☐ Place on Consent Calendar

Other Actions: ☐ Reconsider ☐

Motion Made By _____ Seconded By _____

[illegible]

motion
Fails

Total Yes 2 No 4

Absent ☒

Floor Assignment

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

For operating expenses of \$5000.

2/16/2015

Date: Click here to enter a date.

Roll Call Vote #: "Enter Vote #"

1

HB1005

**2015 HOUSE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. "Enter Bill/Resolution No."**

House Appropriations - Human Resources Division Committee☐ SubcommitteeAmendment LC# or Description: 15.8113.01001

Recommendation: ☐ Adopt Amendment
☒ Do Pass ☐ Do Not Pass ☐ Without Committee Recommendation
☒ As Amended ☐ Rerefer to Appropriations
☐ Place on Consent Calendar
 Other Actions: ☐ Reconsider ☐ _____

Motion Made By Nelson Seconded By Kreidt

Representatives	Yes	No	Representatives	Yes	No
Chairman Pollert	X		Rep. Holman	X	
Vice Chairman Bellew		X			
Rep. Kreidt	X				
Rep. Nelson	X				
Rep. Silbernagel	X				

motion passes

Total Yes 5 No 1Absent —Floor Assignment Holman

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

Date: 2/19/15

Roll Call Vote #: 1

2015 HOUSE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. 1005

House Appropriations Committee

☐ Subcommittee

Amendment LC# or Description: 15, §113.01001

Recommendation: ☒ Adopt Amendment
☐ Do Pass ☐ Do Not Pass ☐ Without Committee Recommendation
☐ As Amended ☐ Rerefer to Appropriations
☐ Place on Consent Calendar
Other Actions: ☐ Reconsider ☐ _____

Motion Made By: Rep. Holman Seconded By: Rep. Pollert

Representatives	Yes	No	Absent	Representatives	Yes	No	Absent	Representatives	Yes	No	Absent
Chairman Jeff Delzer				Representative Nelson				Representative Boe			
Vice Chairman Keith Kempenich				Representative Pollert				Representative Glassheim			
Representative Bellew				Representative Sanford				Representative Guggisberg			
Representative Brandenburg				Representative Schmidt				Representative Hogan			
Representative Boehning				Representative Silbernagel				Representative Holman			
Representative Dosch				Representative Skarphol							
Representative Kreidt				Representative Streyle							
Representative Martinson				Representative Thoreson							
Representative Monson				Representative Vigessaa							

Totals	
Yes)	
No	
Absent	
Grand Total	

Motion to amend
Voice Vote
Motion Carried

Floor Assignment: _____

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

Date: 2/19/15
Roll Call Vote #: 2

2015 HOUSE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. 1005

House Appropriations Committee

☐ Subcommittee

Amendment LC# or Description: 15. 8113. 01001

Recommendation:

- ☐ Adopt Amendment
☒ Do Pass ☐ Do Not Pass ☐ Without Committee Recommendation
☒ As Amended ☐ Rerefer to Appropriations
☐ Place on Consent Calendar

Other Actions:

- ☐ Reconsider ☐ _____

Motion Made By: Rep. Holman

Seconded By: Rep. Sanford

Representatives	Yes	No	Absent	Representatives	Yes	No	Absent	Representatives	Yes	No	Absent
Chairman Jeff Delzer	✓			Representative Nelson	✓			Representative Boe	✓		
Vice Chairman Keith Kempenich	✓			Representative Pollert	✓			Representative Glassheim	✓		
Representative Bellew	✓			Representative Sanford	✓			Representative Guggisberg			A
Representative Brandenburg			A	Representative Schmidt	✓			Representative Hogan	✓		
Representative Boehning	✓			Representative Silbernagel	✓			Representative Holman	✓		
Representative Dosch	✓			Representative Skarphol	✓						
Representative Kreidt	✓			Representative Streyle	✓						
Representative Martinson	✓			Representative Thoreson	✓						
Representative Monson	✓			Representative Vigasaa	✓						

Totals

Yes)	21
No	0
Absent	2
Grand Total	23

Floor Assignment: Rep. Holman

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

REPORT OF STANDING COMMITTEE

HB 1005: Appropriations Committee (Rep. Delzer, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (21 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1005 was placed on the Sixth order on the calendar.

Page 1, replace lines 14 through 18 with:

"Salaries and wages	\$852,869	\$83,933	\$936,802
Accrued leave payments	8,421	(8,421)	0
Operating expenses	166,268	110,438	276,706
Total general fund	\$1,027,558	\$185,950	\$1,213,508
Full-time equivalent positions	5.00	0.00	5.00

SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-FIFTH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixty-third legislative assembly for the 2013-15 biennium and the 2015-17 one-time funding items included in the appropriation in section 1 of this Act.

<u>One-Time Funding Description</u>	<u>2013-15</u>	<u>2015-17</u>
Information technology hardware	\$0	\$9,775
Total general fund	\$0	\$9,775

The 2015-17 one-time funding amounts are not part of the entity's base budget for the 2017-19 biennium. The Indian affairs commission shall report to the appropriations committees of the sixty-fifth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2015, and ending June 30, 2017."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1005 - Indian Affairs Commission - House Action

	Base Budget	House Changes	House Version
Salaries and wages	\$852,869	\$83,933	\$936,802
Operating expenses	166,268	110,438	276,706
Accrued leave payments	8,421	(8,421)	
Total all funds	\$1,027,558	\$185,950	\$1,213,508
Less estimated income	0	0	0
General fund	\$1,027,558	\$185,950	\$1,213,508
FTE	5.00	0.00	5.00

Department No. 316 - Indian Affairs Commission - Detail of House Changes

	Adds Funding for Base Payroll Changes¹	Adds Funding for Salary and Benefit Increases²	Adds Funding for American Indian Business Development Office³	Adjusts Base Level Funding⁴	Adds One-Time Funding for Information Technology Hardware⁵	Total House Changes
Salaries and wages	\$28,078	\$55,855				\$83,933
Operating expenses			100,000	663	9,775	110,438
Accrued leave payments	(8,421)					(8,421)
Total all funds	\$19,657	\$55,855	\$100,000	\$663	\$9,775	\$185,950
Less estimated income	0	0	0	0	0	0
General fund	\$19,657	\$55,855	\$100,000	\$663	\$9,775	\$185,950
FTE	0.00	0.00	0.00	0.00	0.00	0.00

¹ Funding is added for cost-to-continue 2013-15 biennium salaries and benefit increases and for other base payroll changes.

² The following funding is added for 2015-17 biennium performance salary adjustments of 2 to 4 percent per year and increases in monthly health insurance premiums:

	General Fund	Other Funds	Total
Salary increase - Performance	\$34,267		\$34,267
Health insurance increase	21,588		21,588
Total	\$55,855	\$0	\$55,855

³ The American Indian Business Office and funding is being transferred from the Department of Commerce to the Indian Affairs Commission.

⁴ Base level funding is adjusted as follows:

	General Fund	Other Funds	Total
Professional development	(\$6,837)		(\$6,837)
Desktop support services	7,500		7,500
Total	\$663	\$0	\$663

⁵ One-time funding of \$9,775 from the general fund is provided for information technology hardware costs.

2015 SENATE APPROPRIATIONS

HB 1005

2015 SENATE STANDING COMMITTEE MINUTES

Appropriations Committee Harvest Room, State Capitol

HB 1005
3/5/2015
Job # 24350

- ☐ Subcommittee
☐ Conference Committee

Committee Clerk Signature

Alice Grove for Rose Loring

Explanation or reason for introduction of bill/resolution:

A BILL for an Act to provide an appropriation for defraying the expenses of the Indian affairs commission and relating to the creation of an North Dakota American Indian business development office within the Indian affairs commission

Minutes:

Attachment 1

Legislative Council - Adam Mathiak
OMB - Becky Keller

Chairman Holmberg called the committee to order on HB 1005.

Scott J. Davis, Executive Director, ND Indian Affairs Commission:

Testified in favor of HB 1005
Testimony - Attachment 1

Chairman Holmberg: What kind of changes did the House make in your budget and what was your response to them?

Scott Davis: On page 7, budget narrative request summary, basically \$5,000 was cut from the governor's executive recommendation under travel, education and professional development. The governor also included \$3,000 for increase in travel, which is needed. The House cut it, and I would ask that it be restored. Part of the \$3000 is for travel. If you divide \$1,500 over 2 years, with 4 of my staff, that is not a lot. The other \$2,000 is for a partnership with DPI for our first annual Indian education summit. I would like to dedicate \$1,000/per year to support that summit. We held the summit in the capital and invited all education leaders and teachers from across the state to address any education and curriculum concerns. The ITD costs of \$4,500 for desktop services, which we need, equates to about \$100/per month per FTE. I would hope that you would restore that to my budget. The only thing that would be a budget increase, but it is not new money at all, is transferring the American Indian Business Development office from the Department of Commerce to my office. During my tenure I have been very, very active in trying to create jobs, private industry on and off the reservation and my partnership with my colleagues at Dept. of Commerce has gone very well. I funded the first ever North Dakota Indian Business Alliance: a place for Native American businesses to go for technical assistance

for financing packages in getting their businesses up and running, on and off the reservations. We have almost 1300 Native owned businesses in our state. We want to grow that and create a mentorship program. The \$100,000 doesn't go very far and we really make that dollar stretch. We hold one economic summit per year with that too. It's about partnerships with the Bank of North Dakota, Dept. of Commerce, different entities that have a stake in providing good business working relationships. No new appropriations, aside from the travel and the ITD and the support for the Indian Education Summit. I know how budgets are; our audits are always clean. We have a short staff and we do excellent work.

Senator Mathern: Do we pay mileage for commission members coming to meetings?

Scott Davis: No, we do not. That is a good question and I would assume they have their own budgets.

Senator Mathern: This is just your staff?

Scott Davis: Yes.

Senator Carlisle: I see the commerce secretary is here. Are you okay with this transfer?

Alan Anderson, Commerce Commissioner for ND: We support this move with the Native American Indian office mainly because Scott has done such a good job with leadership. We are still going to be a key partner and we will provide a lot of the economic side but with his leadership we have been able to make more progress in the last couple of years than we have in the past.

Senator Heckaman: Did the House cut out the ITD funding on other agency bills? I am looking at whether they did just on this one or on all of them?

Becky Keller: From what I was told, the house was going to cut it on all the bills. They did it on this one and tobacco, and then they decided they weren't going to cut it so they thought well either the senate can fix this or the conference committee can fix it.

Chairman Holmberg: And the asker of the question is one of the three that are going to be on the subcommittee so, if she can remember that along with Senator Carlisle and Senator Bowman, as you go forth.

Senator Robinson: The last couple of sessions you have shared with us some news that hasn't been that exciting to hear, in terms of suicides and that type of thing, where are we at? What type of progress are we making? Are we seeing improvement?

Scott Davis: It's a very good question. A few sessions ago, we were able to get appropriation dollars to help support some of the efforts the tribes have been doing in regard to suicide prevention addressing it in schools, communities and other programs. The biggest thing that we do at Indian Youth Leadership Academy is we dedicate about a half a day in bringing in sources of strength as a curriculum. It has been nationally recognized as a best practice. Basically it is a peer to peer curriculum with high school,

junior high students going through sessions of how to ask and how to do peer to peer support when it comes to suicide prevention - having those discussions versus having adults talk about suicide prevention. That is one aspect that we have been doing. The ongoing suicide coalitions, that we're part of with our new health administrator Brad Hawk, has been a great asset and is a new FTE in my office. This is one of the things that he has been focusing on too.

Senator Robinson: Are you finding the problem is fairly consistent from one reservation community to another or is there a reservation community that is more acute than others? We're dealing with lives, are we allocating sufficient dollars to this area? Is it a matter of, could we do better with more resources or are we doing as much as we can and resources are not necessarily the answer, or additional resources?

Scott Davis: If I had to pinpoint, track one or one tribe that has more issues than others, that is hard to say. In the world of what we are talking about here, it comes in waves. In the Great Plains region, Pine Ridge is getting hit hard for various reasons - kind of a copycat compact type of group suicide. We've got to keep working together. It takes community leadership, schools, everybody involved. My colleague, Micki Savekoul, in the Dept. of Health has an increase in her budget and I hope that you would support that as well. Micki and I work really great together. There are tribal grants that the tribes are eligible for so they've been applying for those. The overall data is about tracking what is working and what is not working because some of the federal funding that the tribes have received over the years is the Garrett Lee Smith grants. Federal grants come and go. These are things that we, as a state, could probably pick up with that data and track the trends.

Senator Robinson: The other aspect of this is we do have a Governor's Advisory Council and I've been privileged to serve with you and others on that council. We haven't put much, in terms of resources, behind that effort. And that effort was Senator Wardner, myself and a few others who introduced the bill several years ago so we would deal with the issue of fragmentation in our approach to alcohol and drug abuse. We had so many pieces to the puzzle and what we tried to do was bring everything together but recently there have been reports of such tremendous growth in the area of drugs and alcohol in our reservation communities. It just seems to me we really need an aggressive, full-court press if we are going to meet these challenges. We are losing a lot of our young people and it is unfortunate.

Scott Davis: Another big factor of my job is the judicial system, court systems and law enforcement - keeping bad people off the streets. One big thing, as it relates to drug and alcohol, is extradition which I'm working on. When it comes to some of our felonies and state warrants that are out, some of these drug dealers use our reservations as hide-outs or a place to deal drugs. Right now, I'm working with Spirit Lake and having them pass their extradition code. We want to target some of these drug dealers that we know that could be dealing on the reservation. That's a small piece of the equation which leads to physical abuse, mental abuse, and sometimes leads to suicide. It's hard to control any kind of behavior.

Senator Krebsbach: What connection and how do you coordinate with AG office on drug problem?

Scott Davis: Before session kicked in here, around November, the MHA tribe approached our tribal council and we talked about the need for collaboration in working with 5 counties, the state, AG, the feds on combating crime in a macro sense. I am pleased that happened. One thing that we are working very closely on right now is a MOU (Memorandum Of Understanding) between Mercer County and the tribe which my staff is working very closely with Ladd Erickson in drafting an agreement on high speed chases, detainment, potential cross-deputization. When you've got bad guys crossing borders, high speed chases, etc., there are a lot of things involved in that. The goal of this is just to have both jurisdictions be on the same page. Another example of that: the standoff in New Town that happened about a year or two ago. You have a non-native guy, out of state from Colorado, hunkered down in a tribal house in the city of New Town on the reservation. Who has jurisdiction over that case? Everybody responds. Everybody looks at each other. I'm a fed. You are the state. You are the county. You are the sheriff. Who has jurisdiction? Those are things that we really need to be clear on, within our laws. We're not about trumping jurisdiction. We're about working together. The casinos are kind of a loop-hole sometimes.

Senator Robinson: You've got a tremendous responsibility and we appreciate the work that you are trying to do and I think few people understand the magnitude and complexity of the problems with unemployment and all of those issues. We have a disproportionate number of Native American folks in our prison system. Are you tracking that? Do we know if that number is going up? I imagine that we're not making much progress in that area either, simply because of the magnitude and the breath of the problem. The more that you take on, the more there is to do.

Scott Davis: Another area I'm active in, the TPC (Transition from Prison to Community). Right now we are that close to another MOU with the tribe on creating a state chartered TPC program. What we are doing now is knowing that John Doe or Jane Doe are going to get out of prison in 6 months, we have a group of volunteers and some people from my office that are going to go into the prisons again and have a conversation with this person. What is your plan? We know that you are getting out soon. Where are you going to go? What resources do you have? I have visited the inmates quite often and have asked them many questions. Well, I want to go home. Where's home? Standing Rock. What's there to help you so that you don't fall again? In my population, we offend at a higher rate than any other population, than you guys. And, why is that? My theory on that is that when they go home there aren't the resources needed: no jobs; no medication help. What our committee is going to do is try to walk them through that process. We will do all we can, if you are going to live in the Bismarck area. My wife runs a non-profit here so one of our goals here is to look at their resume, walk them through some mock job interviews, help them back into school or college, get their GED. We are going to try to assist them in doing that. Follow the fine line of not doing it for them but helping them know that there are resources out there. That's part of it and I am really pleased with Standing Rock. Chairman Archambault's administration is really moving forward with their TPC (Transition from Prison to Community) program. Also, the feds are involved in that too. I've heard the debate about sentencing versus treatment. I'm watching that closely. If you've got a person on drugs, do you throw the book at them or do you put them in treatment?

Senator Bowman: Since you've had oil development on some of the reservations, has that created job opportunities that weren't there before? Is it working? Are you getting good vibes from that?

Scott Davis: Yes, it's brought a lot of businesses. I think a big part of that, which again going back to work force development & tribal colleges have really taken advantage of that. Getting those work force development programs up and running: welding, truck driving. You can go on and on about what the tribal colleges have done; basically getting job placements, but having that connection with the tribal colleges and the industry, I'm excited to be part of that. When you think about the overall picture of the unemployment rate on the reservations, is there a way that we can bring that down from 60% to 40 to 30? It's going to take time. I think what we are doing right now with the workforce development grants, my partnership with commerce, is one way. I do want to mention and I want to applaud our team here. Going back to Standing Rock, my focus with commerce and our tribes is one of the rules of doing business on a reservation; are they the same or are they different? Yes and no. A common factor of doing business anywhere is your UCC code - your basic banking law. A lot of tribes have a UCC code and some don't. Sometimes it's not active. What Standing Rock did, through a lot of meetings, a lot of consultation, working with the secretary of state, and watching what other tribes around the state, Montana, South Dakota, Minnesota have done, is enter into agreements on their UCC code. So when there is a financial transaction that occurs, there's a place in the secretary of state's office where you can look and see where these transactions are happening. What that does is give banks and investors peace of mind, some security that some of these rules on the reservation are the same. UCC code is really an important factor of doing business on the reservation. Standing Rock did theirs. They will be signing their MOU again with the secretary of state soon. That is exciting. I'm hoping other tribes will follow as well. It's another one-step closer to getting some economic development on the reservations.

Chairman Holmberg closed the hearing on HB 1005.

Subcommittee: **Senator Carlisle, Senator Bowman, and Senator Heckaman.**

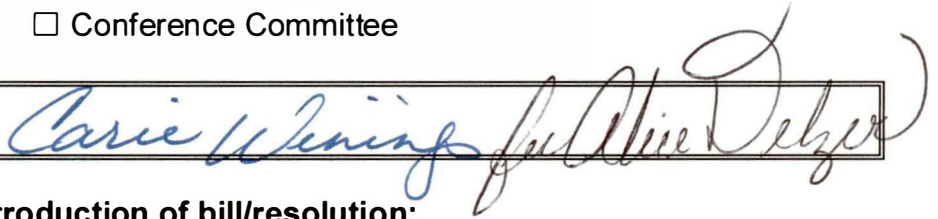
2015 SENATE STANDING COMMITTEE MINUTES

Appropriations Committee Harvest Room, State Capitol

HB 1005
3/26/2015
Job # 25521

☒ Subcommittee
☐ Conference Committee

Committee Clerk Signature



Explanation or reason for introduction of bill/resolution:

A Subcommittee hearing on Indian Affairs

Minutes:

No Attachments

Chairman Carlisle called the subcommittee hearing to order on Thursday, March 26, 2015 at 4:30 pm in the Harvest Room. All subcommittee members were present: Chairman Carlisle, Senator Bowman and Senator Heckaman. Lori Laschkewitsch, OMB and Chris Kadrmas, Legislative Council were also present.

Chairman Carlisle: (Asked Mr. Davis to come to the podium.) I want to check with the council. On our green sheet it appears that they took out \$5000 that was for travel expenses.

Chris Kadrmas, Legislative Council: Yes that is correct.

Chairman Carlisle: Then I have a note to restore the desktop services. Should that go back in? (Referring to #3 on the green sheet) Your market equity, what did they take out on that?

Chris Kadrmas: They had \$5808 market equity that was removed.

Senator Carlisle: What we are looking at when we see some of these budgets, we might be able to make a little move but this is such a small figure. What does everyone think?

Senator Heckaman: It is such a small amount and I don't see why we can't include the whole thing and put it back in there. When that market equity goes back in does that help a little bit of everybody or just a certain employer?

Scott Davis: I think it would be based upon where they are at in their employment. Overall, it would help my whole staff. Where they are in their employment, it would help my staff.

Senator Carlisle: Where are you at for numbers?

Scott Davis: I have myself, my administrative assistant, my health person, my judicial affairs person and my education person. It is a total of 5.

Chris Kadrmas: The total would be \$5808 and it could be divided among all 5 and it would be \$1161 each.

Senator Carlisle: That is a pretty small figure. If it was a large amount we would try to split the difference and get something to work with. We could put it all in and see what happens. He will end up with more than he has now. What about the travel?

Vice Chairman Bowman: Scott, on your travel, what do you have in your budget for total travel excluding the \$5000? They had to have some justification for taking it out. Have you got money in there for travel?

Scott Davis: Yes, I've always had some money for travel. The basic reason why I am asking for just a small increase is because of the full time staff. We had some turnover in the last year or two so sometimes that travel budget is getting down there. Part of the reason is the face to face contact. There is a trust factor. Having that eye to eye meeting is important at times verses a phone call.

Senator Carlisle: I think we can sell the market equity and the desk top services. Is there a figure between 0 and 5 that would work?

Scott Davis: I was requesting \$3000 for travel and an additional \$2000 for a cost share for the Indian education summit with the DPI that we hold once a year, so it would be \$1000 a year of the biennium for that.

Senator Carlisle: Out of the \$5000, if we asked for the \$3000 we should be able to get a good piece of that.

Vice Chairman Bowman: Is travel currently \$3000?

Lori Laschkewitsch, OMB: No. Currently in their budget they have \$4800 worth of travel in their budget. But they had asked for additional \$3000 because of the additional travel that they do regarding the health person that goes out and talks to the different tribes regarding things like Medicaid and Medicare. That was a new position that was added last session. They are traveling more and Scott needs to go out and do the one on one. So they asked for \$3000 additional for travel and the \$2000 for the education summit?

Senator Carlisle: So do I understand that the \$3000 is your number one priority out of the \$5000? This is such a small budget and we all agree that you do a good job. The first two we can do and the \$3000 I think we can do. (Asked Chris to put in on the amendment the purpose.) Our understanding is that both sides will leave the salary package at 3 and 3 with holding the medicals I thing. I believe that is not going to be an issue.

Chris Kadrmas: (Reads back the changes requested.) You want to increase funding for travel that the House provided by \$3000, and also reinstate the market equity, \$5808.

Senator Carlisle: And the desk top?

Lori Laschkewitsch: The House human resources appropriations committee reduced the desk top money in two budgets, and they did speak to leadership afterwards to find out whether or not that was going to be supported and found out that their leadership was supporting to do the desktop so they told the two agencies, Indian Affairs and Tobacco, that they need to get it fixed on the Senate side.

Senator Carlisle: Asked Chris to add that and the reason for increase in the travel.

Chris Kadrmas: I will coordinate the language with Lori. In regards to the desk top services, I did end up changing from the original green sheet because I included it all as one lump sum. There was one time funding that I ended up pulling out. That was \$9775. The only increase on the green sheet will be in the ongoing funding. The desk top hardware line will increase by \$4500.

Senator Carlisle: Good. We will get the amendments drafted and we will do one more quick meeting to adopt the amendments. We think you do a good job.

Vice Chairman Bowman: I would second that motion. I've been here a long time, and I appreciate what you do and your concern for the people that you are trying to help. It is unbelievable. I think your dad does too.

Scott Davis: I have always appreciated working with you and how you make me earn thing. Being accountable to you guys is all of that. I really appreciate that.

Senator Carlisle: We'll try to schedule as soon as we can.

Chris Kadrmas: Would you like me to do the final amendment and then we can make any changes that are necessary or do you want to see the worksheet?

Chairman Carlisle: Go ahead and do the amendment.

Vice Chairman Bowman: All we have to do come back and approve the amendment and then we are done.

Senator Carlisle: The House might concur. Closed the subcommittee discussion on HB 1005.

2015 SENATE STANDING COMMITTEE MINUTES

Appropriations Committee Harvest Room, State Capitol

HB 1005
3/30/2015
Job # 25567

- ☐ Subcommittee
☐ Conference Committee

Committee Clerk Signature



Explanation or reason for introduction of bill/resolution:

Discussion on HB 1005, Indian Affairs

Minutes:

No testimony submitted

Chairman Holmberg called the committee to order on Monday, March 30, 2015. All committee members were present. Chris Kadrmas, Legislative Council and Becky Deichert, OMB were also present. Chairman Holmberg was visiting with the committee regarding another bill. Discussion began at .47 Minutes on HB 1005.

Senator Carlisle: On desk top services, that is being worked on in another piece. We put that back in, the \$3000 for travel and his equity money, \$5000.

Senator Heckaman: \$5,800 and then we restored the desk top services that the House had taken out.

Senator Carlisle: That's what the amendments are going to say.

Chairman Holmberg: When we get the amendments we will vote on 1005.

Discussion regarding HB 1005 ended.

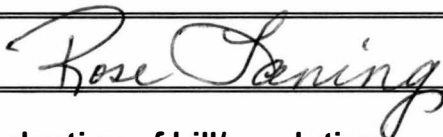
2015 SENATE STANDING COMMITTEE MINUTES

Appropriations Committee Harvest Room, State Capitol

HB 1005
3/30/2015
Job # 25600

- ☐ Subcommittee
☐ Conference Committee

Committee Clerk Signature



Explanation or reason for introduction of bill/resolution:

A BILL for an Act to provide an appropriation for defraying the expenses of the Indian affairs commission and relating to the creation of an North Dakota American Indian business development office within the Indian affairs commission.

Minutes:

Attachment 1 - 2

Legislative Council - Adam Mathiak
OMB - Becky Keller

Senator Carlisle moved amendment 15.8113.02001 (Attachment 1) Senator Heckaman seconded the motion.

Senator Carlisle: This amendment added the desktop support service, the health insurance, market equity and added in \$3000 for travelling. Mr. Davis and his employees are working with some of the health system programming. We basically added in the equity, the health insurance and gave him his travel back.

Senator G. Lee asked if this amendment adds funding for market equity. They had talked about target equity before and wanted to know if this was differentiating between the two.

Adam Mathiak said he believed almost every single agency received market equity in the green sheets. There were some agencies that received targeted equity. They tried to differentiate them on the worksheets or the appendices to the green sheets. In this case it was the regular market equity.

Senator G. Lee: So that is a change from what we said we were going to go down and using target as opposed to market equity.

Senator Carlisle: Commissioner Davis has a difficult job and is doing a very good job. It's \$4,000-5,000?

Chairman Holmberg: We reduced all those columns during the first half and the subcommittees were told that they didn't have to hold to that elimination. They should look specifically or really hard at the targeted equity because that was the more critical.

Becky Keller said they didn't have any targeted equity.

Chairman Holmberg: We can divide the amendment out because we have the amendment before us. They did not have targeted equity.

Discussion was held on various agencies and targeted versus market equity.

Senator G. Lee moved to take it out (the market equity).
Senator Wanzek seconded.

Chairman Holmberg: What we have in the .02000 is as it came from the House - the House Engrossed bill.

Becky Keller handed out the agencies with targeted equities - Attachment 1.

Amendment -

A Roll Call vote was taken. Yea: 7 Nay: 6 Absent: 0

Senator Carlisle moved Do Pass as Amended On HB 1005.
Senator Sorvaag seconded.

A Roll Call vote was taken. Yea: 13 Nay: 0 Absent: 0
Senator Carlisle will carry the bill on the floor.

2015 SENATE STANDING COMMITTEE MINUTES

Appropriations Committee Harvest Room, State Capitol

HB 1005
3/31/2015
Job # 25644

☐ Subcommittee
☐ Conference Committee

Committee Clerk Signature



Explanation or reason for introduction of bill/resolution:

A Discussion regarding The Commission on Indian Affairs (Other bills discussed on this job are HB 1014, HB 1015 and HB 1003.)

Minutes:

1.Amendment # 15.8113.02002

Chairman Holmberg called the committee to order on Tuesday, March 3, 2015 All committee members were present. Michael Johnson, Legislative Council and Lori Laschkewitsch, OMB were also present.

(This Job records the minutes for HB 1005 from the minutes 00 - 1.52)

Senator Carlisle is discussing the budget for Indian Affairs. \$3,000 was travel, market equity was \$5,000. That's what the new amendment says.

Chairman Holmberg: We've already passed one bill with that.

There was discussion whether a vote had taken place on HB 1005.

Senator Carlisle: proceeded to pass out the amendment # 02002 dated 3-31. I would move that amendment for discussion. **2nd by Senator Sorvaag.**

Chairman Holmberg: Discussion.

There was further discussion whether there had been a vote.

Chairman Holmberg: We found it. We did vote on this bill.

Senator Carlisle: The new amendment reflects the market equity. So we're ok.

Chairman Holmberg asked for other input from the committee members regarding other bills they are working on. The rest of this job records minutes for the bills listed above. The discussion was closed on HB 1005

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1005

Page 1, replace lines 14 through 18 with:

"Salaries and wages	\$852,869	\$85,978	\$938,847
Accrued leave payments	8,421	(8,421)	0
Operating expenses	<u>166,268</u>	<u>117,938</u>	<u>284,206</u>
Total general fund	\$1,027,558	\$195,495	\$1,223,053
Full-time equivalent positions	5.00	0.00	5.00"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1005 - Indian Affairs Commission - Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Salaries and wages	\$852,869	\$936,802	\$2,045	\$938,847
Operating expenses	166,268	276,706	7,500	284,206
Accrued leave payments	<u>8,421</u>			
Total all funds	\$1,027,558	\$1,213,508	\$9,545	\$1,223,053
Less estimated income	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
General fund	\$1,027,558	\$1,213,508	\$9,545	\$1,223,053
FTE	5.00	5.00	0.00	5.00

Department No. 316 - Indian Affairs Commission - Detail of Senate Changes

	Adds Funding for Market Equity ¹	Adjusts Funding for Health Insurance Premium Increases ²	Adds Funding for Desktop Services ³	Adds Funding for Travel ⁴	Total Senate Changes
Salaries and wages	\$5,808	(\$3,763)			\$2,045
Operating expenses			4,500	3,000	7,500
Accrued leave payments					
Total all funds	\$5,808	(\$3,763)	\$4,500	\$3,000	\$9,545
Less estimated income	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
General fund	\$5,808	(\$3,763)	\$4,500	\$3,000	\$9,545
FTE	0.00	0.00	0.00	0.00	0.00

¹ Funding is added for market equity compensation adjustments.

² Funding for employee health insurance premiums is adjusted to reflect the revised premium estimate of \$1,130.22 per month.

³ Desktop support service funding is added to the level recommended in the executive budget of \$21,775 (\$12,000 ongoing funding for desktop support services and \$9,775 one-time funding for hardware).

⁴ Funding is added to increase travel from \$48,529 to \$51,529 for increased costs incurred due to the addition of the Native American health system program administrator in the 2013-15 biennium.

March 31, 2015

VR
3/31/15

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1005

Page 1, replace lines 14 through 18 with:

"Salaries and wages	\$852,869	\$80,170	\$933,039
Accrued leave payments	8,421	(8,421)	0
Operating expenses	<u>166,268</u>	<u>117,938</u>	<u>284,206</u>
Total general fund	\$1,027,558	\$189,687	\$1,217,245
Full-time equivalent positions	5.00	0.00	5.00"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1005 - Indian Affairs Commission - Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Salaries and wages	\$852,869	\$936,802	(\$3,763)	\$933,039
Operating expenses	166,268	276,706	7,500	284,206
Accrued leave payments	<u>8,421</u>			
Total all funds	\$1,027,558	\$1,213,508	\$3,737	\$1,217,245
Less estimated income	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
General fund	\$1,027,558	\$1,213,508	\$3,737	\$1,217,245
FTE	5.00	5.00	0.00	5.00

Department No. 316 - Indian Affairs Commission - Detail of Senate Changes

	Adjusts Funding for Health Insurance Premium Increases ¹	Adds Funding for Desktop Services ²	Adds Funding for Travel ³	Total Senate Changes
Salaries and wages	(\$3,763)			(\$3,763)
Operating expenses		4,500	3,000	7,500
Accrued leave payments				
Total all funds	(\$3,763)	\$4,500	\$3,000	\$3,737
Less estimated income	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
General fund	(\$3,763)	\$4,500	\$3,000	\$3,737
FTE	0.00	0.00	0.00	0.00

¹ Funding for employee health insurance premiums is adjusted to reflect the revised premium estimate of \$1,130.22 per month.

² Desktop support service funding is added to the level recommended in the executive budget of \$21,775 (\$12,000 ongoing funding for desktop support services and \$9,775 one-time funding for hardware).

³ Funding is added to increase travel from \$48,529 to \$51,529 for increased costs incurred due to the addition of the Native American health system program administrator in the 2013-15 biennium.

Date: 3-30-15
Roll Call Vote #: 1

2015 SENATE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. 1005

Senate Appropriations Committee

☐ Subcommittee

Amendment LC# or Description: 15.8113.02001 w/ exception of Market equity

Recommendation: ☒ Adopt Amendment
☐ Do Pass ☐ Do Not Pass ☐ Without Committee Recommendation
☐ As Amended ☐ Rerefer to Appropriations
☐ Place on Consent Calendar
Other Actions: ☐ Reconsider ☐ _____

Motion Made By Lee Seconded By Wanzek

Senators	Yes	No	Senators	Yes	No
Chairman Holmberg			Senator Heckaman		
Senator Bowman			Senator Mathern		
Senator Krebsbach			Senator O'Connell		
Senator Carlisle			Senator Robinson		
Senator Sorvaag					
Senator G. Lee					
Senator Kilzer					
Senator Erbele					
Senator Wanzek					

Total (Yes) 7 No 6

Absent _____

Floor Assignment _____

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

(Hands raised)

Date: 3.30-15
Roll Call Vote #: 2

2015 SENATE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. HB 1005

Senate Appropriations Committee

☐ Subcommittee

Amendment LC# or Description: _____

Recommendation: ☒ Adopt Amendment
☒ Do Pass ☐ Do Not Pass ☐ Without Committee Recommendation
☒ As Amended ☐ Rerefer to Appropriations
☐ Place on Consent Calendar
Other Actions: ☐ Reconsider ☐ _____

Motion Made By Carlisle Seconded By Sorvaag

Senators	Yes	No	Senators	Yes	No
Chairman Holmberg	✓		Senator Heckaman	✓	
Senator Bowman	✓		Senator Mathern	✓	
Senator Krebsbach	✓		Senator O'Connell	✓	
Senator Carlisle	✓		Senator Robinson	✓	
Senator Sorvaag	✓				
Senator G. Lee	✓				
Senator Kilzer	✓				
Senator Erbele	✓				
Senator Wanzek	✓				

Total (Yes) 13 No 0

Absent 0

Floor Assignment _____

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

REPORT OF STANDING COMMITTEE

HB 1005, as engrossed: Appropriations Committee (Sen. Holmberg, Chairman)
recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends
DO PASS (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1005
was placed on the Sixth order on the calendar.

Page 1, replace lines 14 through 18 with:

"Salaries and wages	\$852,869	\$80,170	\$933,039
Accrued leave payments	8,421	(8,421)	0
Operating expenses	<u>166,268</u>	<u>117,938</u>	<u>284,206</u>
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Renumber accordingly

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Less estimated income	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
General fund	\$1,027,558	\$1,213,508	\$3,737	\$1,217,245
FTE	5.00	5.00	0.00	5.00

Department No. 316 - Indian Affairs Commission - Detail of Senate Changes

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Accrued leave payments				
Total all funds	(\$3,763)	\$4,500	\$3,000	\$3,737
Less estimated income	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
General fund	(\$3,763)	\$4,500	\$3,000	\$3,737
FTE	0.00	0.00	0.00	0.00

¹ Funding for employee health insurance premiums is adjusted to reflect the revised premium estimate of \$1,130.22 per month.

² Desktop support service funding is added to the level recommended in the executive budget of \$21,775 (\$12,000 ongoing funding for desktop support services and \$9,775 one-time funding for hardware).

³ Funding is added to increase travel from \$48,529 to \$51,529 for increased costs incurred due to the addition of the Native American health system program administrator in the 2013-15 biennium.

2015 CONFERENCE COMMITTEE

HB 1005

2015 HOUSE STANDING COMMITTEE MINUTES

Appropriations Committee - Human Resources Division Sakakawea Room, State Capitol

HB 1005
4/15/2015
Job #26121

☐ Subcommittee
☒ Conference Committee

Kenneth M. Torkelson

Explanation or reason for introduction of bill/resolution:

A BILL for an Act to provide an appropriation for defraying the expenses of the Indian affairs commission; to create and enact a new section to chapter 54-36 of the North Dakota Century Code, relating to the creation of an North Dakota American Indian business development office within the Indian affairs commission; and to repeal section 54-60-14 of the North Dakota Century Code, relating to the North Dakota American Indian business development office.

Minutes:

Chairman Silbernagel called the committee to order.

Sen. Carlisle reviewed the Senate amendments. We added \$3000 back in for the travel, there was some desktops; I think there was only about \$5000 difference, and only a couple things. We had added an FTE, and they're working with some of the healthcare services, and his employee and him go out to all the entities and been working on that, so we thought it was in line to put that travel money back in.

Rep. Nelson: The other change I saw was there was a change in the salaries and wages. Was that the health insurance premiums?

Sen. Carlisle: Yes, to my understanding, it is.

Rep. Nelson: So basically the only difference between the two versions is the travel budget.

Sen. Heckaman: We added \$4500 back in for their desktop services and hardware. That was something they need to continue the work they're doing. We added a total of \$7500, but the health insurance increase brought down \$3700 out of that, so really the increase was only \$3737 over what you had for your budget.

Sen. Carlisle: Our understanding of the desktop services is, I think there was 28 agencies, and 10 exercised their option. We put a little money back in for it.

Chairman Silbernagel: As we were putting our budget together, we felt we were appropriate in some of the reductions we made. And the cuts were small in relation to what's happening with the revenue forecast. That was our purpose for doing that.

Sen. Carlisle: This is a really small budget. I think he's got like a half-dozen employees. What are your thoughts on the travel?

Chairman Silbernagel: Travel costs have come down significantly from a standpoint of hotel rooms and gas, so we were pretty consistent in our approach with agencies and we tried to address that across the board.

Sen. Carlisle: What are your thoughts on the desktop services?

Chairman Silbernagel: We had this across all agencies. We tried to take a fairly consistent approach on all of the agencies, and we were trying to be consistent as we looked at these different agencies.

Sen. Bowman: If you're going to hire an FTE to do a lot of travelling and then you take their traveling money out of their budget, how do you justify them going anywhere, or don't you want them going anywhere? I guess that's how I look at it. If we have hired an FTE to go out and visit the tribes wherever, it's takes money to do that. I don't know if it's a fair question or not, but it's a question that has to be answered. Ultimately, there's going to be a bill. Are we going to pay the bill or are we say, no, we have to wait until the next session to come up with the money? I don't know.

Rep. Nelson: What we did in some of these budgets is we looked at how they expended the travel budget for 13-15 through this time. Although that's not necessarily a totally fair comparison because there's a lot of things that occur, from a timing standpoint that don't coincide with the calendar, but it gives a sense of where the existing travel budget is. I have to review that to see if that was what was utilized from the travel standpoint. As far as the desktop issue, there were a couple budgets where we knew that we had some issues with desktops. I believe the Indian Affairs budget was one of those. We knew the Senate would have to fix that, and I think what they did was an appropriate move from a desktop support standpoint, because this is one of those smaller budgets that have no control over that desktop support. I think we realized that in the first half.

Chairman Silbernagel: I would concur.

Sen. Carlisle: At this point, is the desktop services restoration ok with you?

Chairman Silbernagel: I think that what we'd like to do is just take a little time to walk through the amendments that you folks have proposed, and maybe when we come back, we can circle the wagons one more time.

Sen. Heckaman: With the staff that the Indian Affairs Commissioner has, he does do a lot of outreach from his office. I think he is trying to increase the contact time with the individual tribes, and in order to do that you have to travel. You can't administer from a chair in the Capitol here over a phone. I think it's important that he understands the importance of face-to-face and that we also respect that he is trying to do the best he can for those tribes, and you can't do it from a chair on a phone.

Sen. Carlisle: I'm looking at the Indian Education Summit. What section is that in? Is that \$2000 out?

Chris Kadrmas, Legislative Council: That was never removed from the budget. Any funding from their youth program has not been removed. That's still in the budget.

Lori Laschkewitsch, OMB: The youth academy did not have any money removed. However, the \$2000 that Sen. Carlisle is talking about is the money that they cooperate with DPI, for the education summit, which is different from the youth academy. And that \$2000 was removed, and is still out of the budget.

Sen. Carlisle: If I understand right, the desktop services is possible. You're going to talk about the travel and then the \$2000 on the Education Summit.

Sen. Heckaman: On the bottom of the statement of purpose is the rationals, also, for that \$3000 increase in travel. Because of the addition of that Native American Health System Program administrator. And that would increase the travel they had on there. That was the statement of purpose. Just to clarify that travel. I think it's really important to keep that in.

Chairman Silbernagel: You're looking at \$3,000 for travel, adding back the desktop services, and the \$2000 for the education summit? Those are the three requests?

Sen. Heckaman: The \$2,000 is not in this budget. It's in a different budget. So we only have the two items to consider here. Just for clarification, that \$2000 is in the DPI budget, I think.

Sen. Bowman: We appropriate \$3,000, but if they only use \$2,550. That money stays in their budget? Or is it turn-back at the end if it's not used?

Rep. Nelson: Any time there is a line item that isn't used, there is turn-back.

Sen. Bowman: That's the point I was trying to make. What they need is going to be used, and what they don't need is still going to be here, and could be turn-back. If that's the case, I don't know why that would be a big discussion point.

Rep. Nelson: In the operating line, we didn't necessarily take that money from travel. We took it from the total operating line. In that operating line is where that \$2000 item for that educational piece was included. Is that a conference issue or isn't it? That's one of the questions we have to answer to ourselves. I don't believe we necessarily said travel, did we? Didn't we say operating in the House amendments?

Chairman Silbernagel: That's correct. When we were making our adjustments across agencies, we were doing it in the operating expenses in general.

Rep. Nelson: I think the statement was made that the \$2,000 for the Indian Education Summit. Did I hear you right that that is included in another bill somewhere?

Sen. Heckaman: No. Yes.

Lori Laschkewitsch, OMB: I'm not aware that that money is in any other bill. It was put in this budget in the executive recommendation. However, it wasn't included when the House did their amendments.

Sen. Carlisle: What we're trying to figure out is if the \$2,000 for the Indian Education Summit is in this bill?

Chris Kadrmas: It is my understanding that it is not.

Sen. Carlisle: So the \$2,000 is out of this budget. It would be three items. So it would be the travel issue, the desktop services, and then Indian summit.

Chairman Silbernagel: That \$3,000 for travel was an operating expense that included the \$2000 that we pulled out.

Sen. Bowman: We understand that you will come up with the best solution to this problem so we can get this taken care of at the next meeting because we shouldn't have to carry this on for very long.

Chairman Silbernagel: We will come up with a recommendation.


Chairman Silbernagel dismissed the committee.

2015 HOUSE STANDING COMMITTEE MINUTES

Appropriations Committee - Human Resources Division Sakakawea Room, State Capitol

HB 1005
4/16/2015
Job 26150

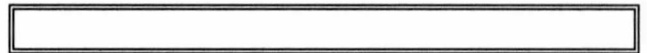
☐ Subcommittee
☒ Conference Committee



Explanation or reason for introduction of bill/resolution:

A BILL for an Act to provide an appropriation for defraying the expenses of the Indian affairs commission; to create and enact a new section to chapter 54-36 of the North Dakota Century Code, relating to the creation of an North Dakota American Indian business development office within the Indian affairs commission; and to repeal section 54-60-14 of the North Dakota Century Code, relating to the North Dakota American Indian business development office.

Minutes:



Chairman Silbernagel called the committee to order.

Rep. Nelson: I'm going to offer some amendments. We agree with the Senate on the insurance premiums. I would propose that we also agree with the Senate position on the desktop services. On footnote three, I propose that we change the funding for travel to operations and leave the \$3,000 in there. It would allow for Scott and his staff to utilize that funding for the Indian Education Summit and the remainder he could for travel or within his budget.

Sen. Carlisle: Are you going to move the amendment?

Rep. Nelson: That would be the motion, yes.

Rep. Holman: I'll second it.

Sen. Carlisle: So basically out of his operating it would be the travel \$3,000 and his \$2,000 for the Summit. Do you want to say that again? That's the total amount?

Rep. Nelson: My amendment would be, in footnote 3 it says add funding for travel. My understanding was when we did reduce some of those increases, I thought we used operations. I would suggest we not use the word travel; we use operations. It was my

understanding that the Indian Education Summit was included in the operational budget. This way it would be included in his budget so they could take part in that Summit. They wouldn't have \$3,000 for travel if that cost \$2,000; then they would have \$1,000 for additional travel. The \$3,000 is the right number. It's just that the travel would change to operations.

Sen. Carlisle: Is the Summit in there under this scenario?

Lori Laschkewitsch, OMB: What this would do is instead of the \$5,000 that was in the Executive recommendation, this would put \$3,000 in their budget. Rep. Nelson wants to change the wording so the intent isn't that it has to be for travel, but that the \$3,000 can be used for operations. So they can use some of it for the education summit if they want to. It would be \$3,000 instead of \$5,000.

Sen. Carlisle: We were talking and on the travel, basically we'd split it so we're within \$500 under your scenario.

Chairman Silbernagel: Looking at it that way, yes. We did visit about this and they seemed acceptable to that.

Sen. Heckaman: I think that's a good resolution to this issue.

Sen. Carlisle: That's a good proposal because then he has the room to spend it how he wants.

Rep. Nelson: It does move the bar. The point is that the commissioner feels strongly that the Indian Education Summit is an important part of his work and this gives him the latitude to utilize that within the constraints of the budget.

Chris Kadrmas, Fiscal Analyst, Legislative Council: Since all we're really doing is changing the note within the SPA, the House would Accede to the Senate amendments and further amend. The only thing that's going to change is just the SPA.

Chairman Silbernagel called for a roll call vote for the House to accede to Senate amendments and further amend.

A Roll Call Vote was taken. Yes: 6, No: 0, Absent: 0. Motion Passed.

Chairman Silbernagel adjourned the committee.

*Legislative Council stated at a later date that the amendment would be addressed at a floor session and that the vote sheet should state House accede to Senate Amendments.

Date: 4/16/2015
Roll Call Vote #: 1

**2015 HOUSE CONFERENCE COMMITTEE
ROLL CALL VOTES**

BILL/RESOLUTION NO. HB 1005 as (re) engrossed

House Appropriations - Human Resources Committee

- Action Taken** ☒ **HOUSE accede to Senate Amendments**
☐ **HOUSE accede to Senate Amendments and further amend**
☐ **SENATE recede from Senate amendments**
☐ **SENATE recede from Senate amendments and amend as follows**
- ☐ **Unable to agree**, recommends that the committee be discharged and a new committee be appointed

Motion Made by: Rep. Nelson Seconded by: Rep. Holman

Representatives	4/15	4/16		Yes	No		Senators	4/15	4/16		Yes	No
Chairman Silbernagel	X	X		X			Sen. Carlisle	X	X		X	
Rep. Nelson	X	X		X			Sen. Bowman	X	X		X	
Rep. Holman	X	X		X			Sen. Heckaman	X	X		X	
Total Rep. Vote				3			Total Senate Vote				3	

Vote Count Yes: 6 No: 0 Absent: 0

House Carrier _____ Senate Carrier _____

LC Number _____ of amendment

LC Number _____ of engrossment

Emergency clause added or deleted

Statement of purpose of amendment

REPORT OF CONFERENCE COMMITTEE

HB 1005, as engrossed: Your conference committee (Sens. Carlisle, Bowman, Heckaman and Reps. Silbernagel, J. Nelson, Holman) recommends that the **HOUSE ACCEDE** to the Senate amendments as printed on HJ pages 1298-1299 and place HB 1005 on the Seventh order.

Engrossed HB 1005 was placed on the Seventh order of business on the calendar.

2015 TESTIMONY

HB 1005

Department 316 - Indian Affairs Commission
House Bill No. 1005

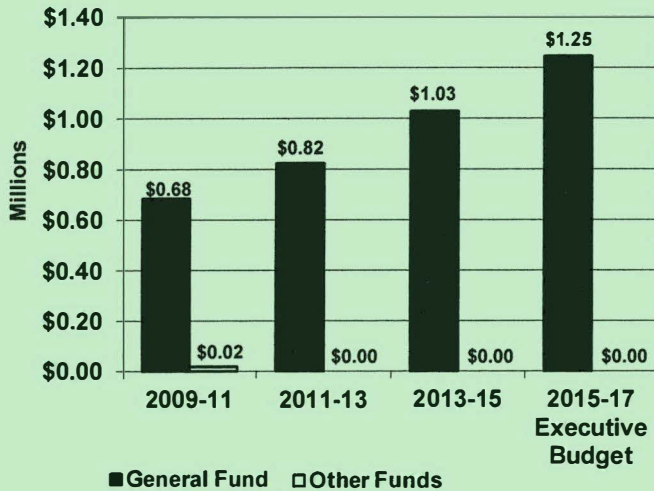
Executive Budget Comparison to Prior Biennium Appropriations

	FTE Positions	General Fund	Other Funds	Total
2015-17 Executive Budget	5.00	\$1,245,106	\$0	\$1,245,106
2013-15 Legislative Appropriations	5.00	1,027,558	0	1,027,558
Increase (Decrease)	0.00	\$217,548	\$0	\$217,548

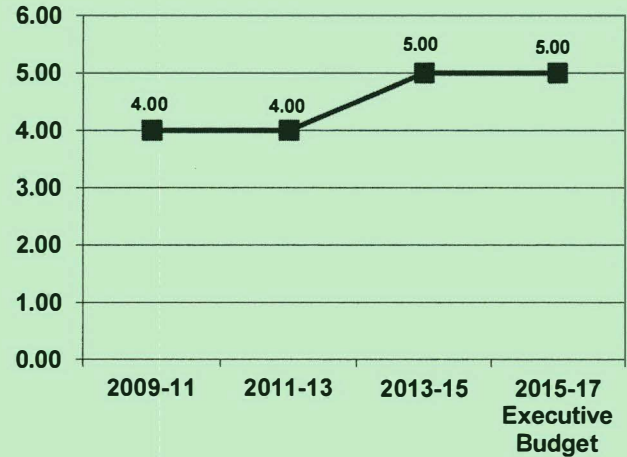
Ongoing and One-Time General Fund Appropriations

	Ongoing General Fund Appropriation	One-Time General Fund Appropriation	Total General Fund Appropriation
2015-17 Executive Budget	\$1,245,106	\$0	\$1,245,106
2013-15 Legislative Appropriations	1,027,558	0	1,027,558
Increase (Decrease)	\$217,548	\$0	\$217,548

Agency Funding



FTE Positions



Executive Budget Comparison to Base Level

	General Fund	Other Funds	Total
2015-17 Executive Budget	\$1,245,106	\$0	\$1,245,106
2015-17 Base Level	1,027,558	0	1,027,558
Increase (Decrease)	\$217,548	\$0	\$217,548

Attached as an appendix is a detailed comparison of the executive budget to the agency's base level appropriations.

Executive Budget Highlights

	General Fund	Other Funds	Total
1. Provides funding for state employee salary and benefit increases, of which \$45,841 relates to performance increases, \$5,808 is for market equity adjustments, \$21,588 is for health insurance increases, and \$4,716 is for retirement contribution increases	\$77,953	\$0	\$77,953
2. Provides funding for the American Indian Business Development Office being transferred to the Indian Affairs Commission from the Department of Commerce	\$100,000	\$0	\$100,000
3. Provides funding for centralized desktop services provided by the Information Technology Department and hardware	\$21,775	\$0	\$21,775
4. Reduces funding for professional development	(\$6,837)	\$0	(\$6,837)
5. Increases funding for operating expenses	\$5,000	\$0	\$5,000

Other Sections in Bill

Transfer and repeal - North Dakota American Indian Business Development Office - Section 2 creates a new section to North Dakota Century Code Chapter 54-36 establishing the North Dakota American Indian Business Development Office to assist North Dakota American Indian tribal and individual economic development representatives, businesses, and entrepreneurs with access to state and federal programs designed to assist these business interests, which was transferred from the Department of Commerce. Section 3 repeals Section 54-60-14, removing the North Dakota American Indian Business Development Office from the Department of Commerce.

Continuing Appropriations

Indian Affairs Commission printing fund - Section 54-36-08 - Used to defray expenses incurred by the commission in producing and distributing publications and educational materials.

Significant Audit Findings

There are no significant audit findings for this agency.

Major Related Legislation

House Bill No. 1053 - Desktop support services - Requires select agencies to use centralized desktop support services provided by the Information Technology Department.

Indian Affairs Commission - Budget No. 316

House Bill No. 1005

Base Level Funding Changes

	Executive Budget Recommendation			
	FTE Positions	General Fund	Other Funds	Total
2015-17 Biennium Base Level	5.00	\$1,027,558	\$0	\$1,027,558
2015-17 Ongoing Funding Changes				
Base payroll changes		\$19,657		\$19,657
Salary increase - Performance		45,841		45,841
Salary increase - Market equity		5,808		5,808
Retirement contribution increase		4,716		4,716
Health insurance increase		21,588		21,588
Professional development		(6,837)		(6,837)
American Indian Business Development Office		100,000		100,000
Desktop services and hardware		21,775		21,775
Operating expenses		5,000		5,000
Total ongoing funding changes	0.00	\$217,548	\$0	\$217,548
One-time funding items				
No executive recommendation of one-time items				\$0
Total one-time funding changes	0.00	\$0	\$0	\$0
Total Changes to Base Level Funding	0.00	\$217,548	\$0	\$217,548
2015-17 Total Funding	5.00	\$1,245,106	\$0	\$1,245,106

Other Sections in House Bill No. 1005

Executive Budget Recommendation

North Dakota American Indian Business
Development Office

Section 2 creates a new section to North Dakota Century Code Chapter 54-36 to establish the North Dakota American Indian Business Development Office to assist North Dakota American Indian tribal and individual economic development representatives, businesses, and entrepreneurs with access to state and federal programs designed to assist these business interests, which was transferred from the Department of Commerce.

Repeal the North Dakota American Indian
Business Development Office

Section 3 repeals Section 54-60-14, removing the North Dakota American Indian business development office from the Department of Commerce.

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1005 - Funding Summary

	Base Budget	House Version	Senate Changes	Senate Version
Indian Affairs Commission				
Salaries and wages	\$852,869	\$936,802	(\$3,763)	\$933,039
Operating expenses	166,268	276,706	7,500	284,206
Accrued leave payments	8,421			
Total all funds	\$1,027,558	\$1,213,508	\$3,737	\$1,217,245
Less estimated income	0	0	0	0
General fund	\$1,027,558	\$1,213,508	\$3,737	\$1,217,245
FTE	5.00	5.00	0.00	5.00
Bill Total				
Total all funds	\$1,027,558	\$1,213,508	\$3,737	\$1,217,245
Less estimated income	0	0	0	0
General fund	\$1,027,558	\$1,213,508	\$3,737	\$1,217,245
FTE	5.00	5.00	0.00	5.00

House Bill No. 1005 - Indian Affairs Commission - House Action

	Base Budget	House Changes	House Version
Salaries and wages	\$852,869	\$83,933	\$936,802
Operating expenses	166,268	110,438	276,706
Accrued leave payments	8,421	(8,421)	
Total all funds	\$1,027,558	\$185,950	\$1,213,508
Less estimated income	0	0	0
General fund	\$1,027,558	\$185,950	\$1,213,508
FTE	5.00	0.00	5.00

Department 316 - Indian Affairs Commission - Detail of House Changes

	Adds Funding for Base Payroll Changes ¹	Adds Funding for Salary and Benefit Increases ²	Adds Funding for American Indian Business Development Office ³	Adjusts Base Level Funding ⁴	Adds One-Time Funding for Information Technology Hardware ⁵	Total House Changes
Salaries and wages	28,078	55,855				83,933
Operating expenses			100,000	663	9,775	110,438
Accrued leave payments	(8,421)					(8,421)
Total all funds	\$19,657	\$55,855	\$100,000	\$663	\$9,775	\$185,950
Less estimated income	0	0	0	0	0	0
General fund	\$19,657	\$55,855	\$100,000	\$663	\$9,775	\$185,950
FTE	0.00	0.00	0.00	0.00	0.00	0.00

¹ Funding is added for cost-to-continue 2013-15 biennium salaries and benefit increases and for other base payroll changes.

² The following funding is added for 2015-17 biennium performance salary adjustments of 2 to 4 percent per year and increases in monthly health insurance premiums:

	General Fund	Other Funds	Total
Salary increase - Performance	\$34,267		\$34,267
Health insurance increase	21,588		21,588
Total	\$55,855	\$0	\$55,855

³ The American Indian Business Development Office and funding is being transferred from the Department of Commerce to the Indian Affairs Commission.

⁴ Base level funding is adjusted as follows:

	General Fund	Other Funds	Total
Professional development	(\$6,837)		(\$6,837)
Desktop support services	7,500		7,500
Total	\$663	\$0	\$663

⁵ One-time funding of \$9,775 from the general fund is provided for information technology hardware costs.

This amendment also:

- Adds a section for one-time funding items.

House Bill No. 1005 - Indian Affairs Commission - Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Salaries and wages	\$852,869	\$936,802	(\$3,763)	\$933,039
Operating expenses	166,268	276,706	7,500	284,206
Accrued leave payments	8,421			
Total all funds	\$1,027,558	\$1,213,508	\$3,737	\$1,217,245
Less estimated income	0	0	0	0
General fund	\$1,027,558	\$1,213,508	\$3,737	\$1,217,245
FTE	5.00	5.00	0.00	5.00

Department 316 - Indian Affairs Commission - Detail of Senate Changes

	Adjusts Funding for Health Insurance Premium Increases ¹	Adds Funding for Desktop Services ²	Adds Funding for Travel ³	Total Senate Changes
Salaries and wages	(3,763)			(3,763)
Operating expenses		4,500	3,000	7,500
Accrued leave payments				
Total all funds	(\$3,763)	\$4,500	\$3,000	\$3,737
Less estimated income	0	0	0	0
General fund	(\$3,763)	\$4,500	\$3,000	\$3,737
FTE	0.00	0.00	0.00	0.00

¹ Funding for employee health insurance premiums is adjusted to reflect the revised premium estimate of \$1,130.22 per month.

² Desktop support service funding is added to the level recommended in the executive budget of \$21,775 (\$12,000 ongoing funding for desktop support services and \$9,775 one-time funding for hardware).

³ Funding is added to increase travel from \$48,529 to \$51,529 for increased costs incurred due to the addition of the Native American health system program administrator in the 2013-15 biennium.

North Dakota Indian Affairs Commission
House Appropriations Budget Hearing
House Appropriations Committee
North Dakota State Capital, Bismarck ND
January 12, 2015

Chairman Pollert and members of the Committee, my name is Scott J. Davis, I am a member of the Standing Rock Sioux Tribe and a descendent of the Turtle Mountain Band of Chippewa and I am proud to serve the great state of North Dakota as the Executive Director of the North Dakota Indian Affairs Commission. As Commissioner, I serve on the Governor's Cabinet. I am joined today by my four staff members in presenting our testimony today. Thank you for this opportunity.

In 2012, the North Dakota Indian Affairs Commission commemorated its 63rd year as a legislatively authorized Commission. The nine-member Commission is comprised of the Governor, the five ND Tribal Chairpersons and four at-large members appointed by the Governor, three of whom must be of Native American descent. The Commission is authorized to meet on a quarterly basis, or at the behest of the governor. The work of the commission is coordinated and administered by a five-member staff.

Statutory Authority

North Dakota Century Code Sections 54-36-03 to 54-36-09.

Agency Description

The North Dakota Indian Affairs Commission is the liaison between the executive branch and the five tribal nations of North Dakota. Duties include coordination and mediation service with tribal nations and the state and its agencies regarding interagency communication, protocol, and jurisdictional issues. Additionally, the agency works with tribal governments, their people and communities to enhance capacity in working with the state of North Dakota.

The Indian Affairs Commission is responsible for the maintenance and publication of several documents, including but not limited to the Statewide Directory of American Indian resources, and historical and contemporary information and research about North Dakota's American Indian citizens. This past biennium we helped produced the ND Tax Information for Native American and Tribal Governments and the ND Commission to Study Racial Ethnic Bias in the Courts. These materials are available in print and for download on the Commissions website.

Agency Mission Statement

"The Indian Affairs Commission shall have the power to assist and to mobilize the support of state and federal agencies in assisting Indian individuals and groups in ND, especially the five tribal councils, as they seek to develop their own goals, project plans for achieving those goals, and implementing those plans".

The Commission's duties are:

- To investigate any phase of Indian affairs and to assemble and make available the facts needed by tribal, state, and federal agencies to work effectively together.

- To assist tribal, state, and federal agencies in developing programs whereby Indian citizens may achieve a better quality of life.
- To assist tribal groups in developing increasingly effective institutions of self-government.
- To work for greater understanding and improved relationships between Indians and non-Indians.
- To seek increased participation by Indian citizens in local and state affairs.
- To confer with and coordinate officials and agencies of other governmental units and congressional committees with regard to Indian needs and goals.
- To encourage and propose agreements and accords between federal, state, and local agencies and the several tribal governments, and, pursuant to chapter 54-40.2, to assist in monitoring and negotiating agreements and accords when asked by an affected tribe.

Performance and Accountability

The performance of the North Dakota Indian Affairs Commission is premised upon the goals of the Governor and those priority issues articulated by tribal leaders.

The efficacy of the North Dakota Indian Affairs Commission Offices' efforts and its projects are conducted through weekly meetings with the Governor's office, as well as summative reviews as reported to the Governor in cabinet reports and ND tribal leaders through Commission meetings. Most of the Commission staff work is based on either, legislation, statutorily mandated involvement (representation on the Tribal-State Relations Interim legislative

Committee for example), state regulatory requirements, specific requests made in Commission meetings; or issues arising out of State Agency or tribal requests.

My direct working relationship with 20+ state agencies, 5 Tribal Chairs and Councils, the rapid growth of our state, have evolved exponentially in the past 5+ years. This growth has forced my office to respond to numerous requests for partnerships, appointments to committees, emergency response incidents, and provide state, tribal and federal testimony on policy and law. The growth of work in the areas of economic development/jobs, court/law systems, education systems and health care systems have been and will continue to be the main focus of our office. The performance and accountability of my office requires me to continually track and maintain the numerous issues and projects established by those partnerships. The large number of agreements and compacts made between the tribe and state are in very good standing, but require consistent communication in order for them to be sustainable.

Update: American Indian Health Systems Administrator

Mr. Chairman and Members of the Committee, the ND Indian Affairs Commission Office is the smallest state agency in ND and has been for decades. Over that time, the office has rarely asked for additional staff assistance. Last session you afforded our office with Indian Health Systems Administrator, for that we are very thankful. The Indian Health Systems Administrator has been part of various health care projects and efforts. This includes many areas from Medicaid, Medicaid Expansion, Oral Health, Access to Health Care Coverage, Infectious Disease Control, Environmental Health, Tobacco Prevention, Behavioral Health, Cancer, Home Health Care, Child Protection, and other smaller projects.

Some of the committees and work groups include Oral Health Stakeholders Work Group, ND Oral Health Advisory Committee, Ronald McDonald House and Care Mobile, ND Cancer Coalition, Behavioral Health Advisory Group, Preventing Pharmaceutical Narcotics in Communities Committee, ND Cares, Chronic Health Committee, ND Health Data HUB Committee, Death Investigations Work Group, ND Mental Health and Substance Abuse Planning Council, COIIN Committee, Million Hearts Committee, SEOW, SPF-SIG Advisory Committee, GPAC, and the Gaining Ground Project.

These list most of the areas that the Indian Health Systems Administrator has been part of since starting in our office. There are other non-health related work that this position helps our office continue to be productive.

North Dakota Indian Youth Leadership Academy (NDIYLA)

Mr. Chairman and members of the committee, in the 2011 legislative session our budget included an appropriation of \$60,000 to continue the development and planning of the ND Indian Youth Leadership Academy. This coming June will mark the 6th annual NDIYLA. The Indian Affairs Commission office and its planning committee have made a strong commitment in making this Academy an annual event. We feel the partnerships with the ND State Bank, the ND University Systems, and the ND Tribal Colleges have made a huge impact on nearly 200 Native American students. We are now witnessing many of our Academy students now attending tribal colleges and our ND colleges and taking up volunteer leadership roles within their communities.

Mr. Chairman and members of the committee, on behalf of the hundreds of students who participated in the academy we hope you will support the continuation of this valuable program.

Contract Appropriation Change

The American Indian Business Development Office contract appropriation is being moved from the Department of Commerce to the Indian Affairs Commission.

For the past 4 years, the North Dakota Indian Affairs Commission (NDIAC) has been a strong partner with the ND Dept. of Commerce. Both offices have been able to elevate the American Indian Business Development Office to another level. I think it is fair to say, all agree that a Full Time Employee is NOT needed. We have contracted this out for the past 10+ years in the sum of 100K.

Through the leadership of the Executive Director of NDIAC we now have been able to concentrate on identifying native owned businesses that exist within North Dakota. We also have now been able to provide technical assistance for native owned startup businesses and also growing those well-established private native owned businesses.

We also have now established the first ever North Dakota Indian Business Alliance, which members are private native owned businesses. We also have championed two Tribal Business Economic Summits and have made huge strides in assisting the Standing Rock Sioux Tribe to pass their Uniform Commercial Code. This will provide an equal playing field when it comes to filing financial and business transactions. Our next step is to continue our work with the Secretary of State in getting those transactions electronically into filing systems. This will require a Memorandum of Agreement between the Tribe and the State. And lastly, given the strong

economic climate our state is experiencing, this gives me more time and resources to concentrate on jobs, curbing poverty, workforce development and business growth.

Budget Narrative, Request Summary and Detail (see attachments)

In closing, I feel our office and my position have been very busy and feel that we as a staff have elevated the state and tribal relations to a new and exciting level. In comparison to other states we are the leader in how well we work together with the North Dakota Tribes. It is our commitment to the state and to the tribes that our office will continue to work in all areas needed in fulfilling the good and strong government to government relationships we have here in North Dakota.

Mr. Chairman and members of the committee, this concludes my testimony. I will be happy to answer any questions you may have at this time

CHANGE PACKAGE SUMMARY

00316 Indian Affairs Commission

Biennium:2015-2017

Description	Priority	FTE	General Fund	Federal Funds	Special Funds	Total Funds
<u>Base Budget Changes</u>						
Ongoing Budget Changes						
A-A 1 General Operations		0.00	(6,837)	0	0	(6,837)
A-A 2 American Business Office		0.00	100,000	0	0	100,000
Base Payroll Change		0.00	19,657	0	0	19,657
Total Ongoing Budget Changes		0.00	112,820	0	0	112,820
Total Base Budget Changes		0.00	112,820	0	0	112,820
<u>Optional Budget Changes</u>						
One Time Optional Changes						
A-D 5 Desktop Services One time Hardware Cost	2	0.00	13,625	0	0	13,625
Total One Time Optional Changes		0.00	13,625	0	0	13,625
Ongoing Optional Changes						
A-C 3 Increased Operating Costs	1	0.00	5,000	0	0	5,000
A-C 4 Desktop Services	2	0.00	15,600	0	0	15,600
Total Ongoing Optional Changes		0.00	20,600	0	0	20,600
Total Optional Budget Changes		0.00	34,225	0	0	34,225

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SUBSCH1 - Continuing Approp Info

Version 2015B0100316

Number 1

Description Indian Affairs Commission Printing Fund

Statutory authority 54-36-08

Fund number and name: 364 - Indian Affairs Commission Printing

	Actual	Actual	Estimated	Estimated
	2009-11	2011-13	2013-15	2015-17
Beginning balance	20,511	20,511	21,534	21,534
Revenue/transfers	0	1,023	0	0
Total available	20,511	21,534	21,534	21,534
Expenditures	0	0	0	0
Ending balance	20,511	21,534	21,534	21,534

Use the Narrative tab to enter the justification for continuing the statutory authority for this appropriation.

** All Fields Required **

North Dakota

Continuing Approp Info

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Agency Indian Affairs Commission
 Program 00 ND Indian Affairs Commission
 Reporting Level 00-000-000-00-00-00-00000000

1 Object/Revenue		2 2011-13 Biennium Expenditures	3 2013-15 Biennium Appropriation	4 2015-17 Total Changes	5 2015-17 Base Budget Request	6 2015-17 Optional Budget Changes	7 2015-17 Total Budget Request
Description	Code						
10 Salaries and Wages							
Salaries - Permanent	511000	418,629	598,325	30,442	628,767	0	628,767
Temporary Salaries	513000	6,936	7,000	0	7,000	0	7,000
Overtime	514000	89	0	0	0	0	0
Fringe Benefits	516000	159,268	247,544	(2,364)	245,180	0	245,180
TOTAL		584,922	852,869	28,078	880,947	0	880,947
MEANS OF FUNDING							
State General Fund	001	584,922	852,869	28,078	880,947	0	880,947
General Fund TOTAL		584,922	852,869	28,078	880,947	0	880,947
TOTAL		584,922	852,869	28,078	880,947	0	880,947
12 Accrued Leave Payments							
Salaries - Permanent	511000	0	6,033	(6,033)	0	0	0
Fringe Benefits	516000	0	2,388	(2,388)	0	0	0
TOTAL		0	8,421	(8,421)	0	0	0
MEANS OF FUNDING							
State General Fund	001	0	8,421	(8,421)	0	0	0
General Fund TOTAL		0	8,421	(8,421)	0	0	0
TOTAL		0	8,421	(8,421)	0	0	0
30 Operating Expenses							
Travel	521000	36,040	48,529	0	48,529	3,000	51,529
Supplies - IT Software	531000	200	1,200	0	1,200	0	1,200
Supply/Material-Professional	532000	4,654	470	0	470	0	470
Food and Clothing	533000	1,444	8,105	0	8,105	0	8,105
Miscellaneous Supplies	535000	17,154	9,467	0	9,467	0	9,467
Office Supplies	536000	12,730	7,390	0	7,390	0	7,390
Postage	541000	890	779	0	779	0	779
Printing	542000	1,796	2,976	0	2,976	0	2,976
IT Equip Under \$5,000	551000	2,199	5,974	0	5,974	0	5,974
Other Equip Under \$5,000	552000	1,729	331	0	331	0	331
Office Equip & Furn Supplies	553000	7,610	3,030	0	3,030	0	3,030
Insurance	571000	969	1,088	0	1,088	0	1,088
Rentals/Leases - Bldg/Land	582000	3,720	6,634	0	6,634	0	6,634
IT - Data Processing	601000	8,985	11,000	0	11,000	29,225	40,225
IT - Communications	602000	9,126	17,951	0	17,951	0	17,951
IT Contractual Svcs and Rprs	603000	1,675	880	0	880	0	880
Professional Development	611000	17,271	23,107	(6,837)	16,270	2,000	18,270
Operating Fees and Services	621000	8,829	121	0	121	0	121
Fees - Professional Services	623000	72,367	17,236	100,000	117,236	0	117,236
TOTAL		209,388	166,268	93,163	259,431	34,225	293,656

Agency Indian Affairs Commission
 Program 00 ND Indian Affairs Commission
 Reporting Level 00-000-000-00-00-00-00-00000000

1 Object/Revenue DecriptionCode	2 2011-13 Biennium Expenditures	3 2013-15 Biennium Appropriation	4 2015-17 Total Changes	5 2015-17 Base Budget Request	6 2015-17 Optional Budget Changes	7 2015-17 Total Budget Request
MEANS OF FUNDING						
State General Fund001	209,388	166,268	93,163	259,431	34,225	293,656
General Fund TOTAL	209,388	166,268	93,163	259,431	34,225	293,656
TOTAL	209,388	166,268	93,163	259,431	34,225	293,656
Agency TOTALS						
TOTAL EXPENDITURES	794,310	1,027,558	112,820	1,140,378	34,225	1,174,603
General Fund						
State General Fund001	794,310	1,027,558	112,820	1,140,378	34,225	1,174,603
TOTAL	794,310	1,027,558	112,820	1,140,378	34,225	1,174,603
TOTAL FUNDING	794,310	1,027,558	112,820	1,140,378	34,225	1,174,603
AUTHORIZED EMPLOYEES						
FTE	4.00	5.00	0.00	5.00	0.00	5.00
TOTAL AUTHORIZED EMPLOYEES	4.00	5.00	0.00	5.00	0.00	5.00

Continuing Appropriations Narrative**00316** Indian Affairs Commission**Date:** 10/01/2014**Version** 2015B0100316**Time:** 17:34:12**Project** Indian Affairs Commission Printing Fund**Continuing Appropriation Justification**

This fund is a revolving fund. All moneys collected by the commission from fees from persons purchasing publications and educational materials are deposited into this fund. Moneys in the fund are used to defray the expenses incurred by the commission in producing and distributing those publications.

Salary Budget

00316 Indian Affairs Commission

Version: 2015B0100316

Program: 3-105 Indian Affairs Administration

Reporting Level: 00-316-105-00-00-00-00000000

Position Number	Name	FTE	New FTE	Rpt Lvl%	Funding Dist			Monthly Base	Proposed Salary	Proposed Fringes	Total Proposed	Lump Sum	Salary Adjustment	
					Gen	Fed	Spec							
Salaries														
00003122-1	Davis, Scott J	1.00		100%	100.00	0.00	0.00	7,300.00	175,200.00	58,880.88	234,080.88	0.00	0.00	
00003123-1	Hanley, Helen J	1.00		100%	100.00	0.00	0.00	4,347.39	104,337.36	44,772.13	149,109.49	0.00	0.00	
00003124-1	Johnson, Jessica L	1.00		100%	100.00	0.00	0.00	4,922.70	118,144.80	47,521.19	165,665.99	0.00	0.00	
00026087-1	Botone, Merle F	1.00		100%	100.00	0.00	0.00	4,603.90	110,493.60	45,997.84	156,491.44	0.00	0.00	
00028931-1	Hawk, Bradley D	1.00		100%	100.00	0.00	0.00	5,024.65	120,591.60	48,008.34	168,599.94	0.00	0.00	
SubTotal									628,767.36	245,180.38	873,947.74	0.00	0.00	
Temporary and Other Pay Types														
Temp-1	Temp Pay	0.00		100%	100.00	0.00	0.00	291.67	7,000.00	0.00	7,000.00	0.00	0.00	
SubTotal									7,000.00	0.00	7,000.00	0.00	0.00	
Total		5.00							635,767.36	245,180.38	880,947.74	0.00	0.00	
									Reporting Level General Fund	635,767.36	245,180.38	880,947.74	0.00	0.00
									Reporting Level Federal Fund	0.00	0.00	0.00	0.00	0.00
									Reporting Level Special Fund	0.00	0.00	0.00	0.00	0.00
									Total Reporting Level Funding	635,767.36	245,180.38	880,947.74	0.00	0.00
									Agency General Fund	635,767.36	245,180.38	880,947.74	0.00	0.00
									Agency Federal Fund	0.00	0.00	0.00	0.00	0.00
									Agency Special Fund	0.00	0.00	0.00	0.00	0.00
FTE		5.00							Total Agency Funding	635,767.36	245,180.38	880,947.74	0.00	0.00

Agency Indian Affairs Commission
 Program 105 Indian Affairs Administration
 Reporting Level 00-316-105-00-00-00-00000000

1 Object/Revenue		2 2011-13 Biennium Expenditures	3 2013-15 First Year Expenditures	4 2013-15 Biennium Balance	5 2013-15 Biennium Appropriation	6 2015-17 Base Budget Request	7 2015-17 Optional Budget Changes
Decription	Code						
10 Salaries and Wages							
Salaries - Permanent	511000	418,629	287,593	310,732	598,325	628,767	0
Temporary Salaries	513000	6,936	0	7,000	7,000	7,000	0
Overtime	514000	89	0	0	0	0	0
Fringe Benefits	516000	159,268	113,831	133,713	247,544	245,180	0
TOTAL		584,922	401,424	451,445	852,869	880,947	0
MEANS OF FUNDING							
State General Fund	001	584,922	401,424	451,445	852,869	880,947	0
General Fund TOTAL		584,922	401,424	451,445	852,869	880,947	0
TOTAL		584,922	401,424	451,445	852,869	880,947	0
12 Accrued Leave Payments							
Salaries - Permanent	511000	0	3,446	2,587	6,033	0	0
Fringe Benefits	516000	0	0	2,388	2,388	0	0
TOTAL		0	3,446	4,975	8,421	0	0
MEANS OF FUNDING							
State General Fund	001	0	3,446	4,975	8,421	0	0
General Fund TOTAL		0	3,446	4,975	8,421	0	0
TOTAL		0	3,446	4,975	8,421	0	0
30 Operating Expenses							
Travel	521000	36,040	21,279	27,250	48,529	48,529	3,000
Supplies - IT Software	531000	200	0	1,200	1,200	1,200	0
Supply/Material-Professional	532000	4,654	170	300	470	470	0
Food and Clothing	533000	1,444	2,305	5,800	8,105	8,105	0
Miscellaneous Supplies	535000	17,154	5,417	4,050	9,467	9,467	0
Office Supplies	536000	12,730	2,390	5,000	7,390	7,390	0
Postage	541000	890	229	550	779	779	0
Printing	542000	1,796	1,240	1,736	2,976	2,976	0
IT Equip Under \$5,000	551000	2,199	5,974	0	5,974	5,974	0
Other Equip Under \$5,000	552000	1,729	331	0	331	331	0
Office Equip & Furn Supplies	553000	7,610	30	3,000	3,030	3,030	0
Insurance	571000	969	538	550	1,088	1,088	0
Rentals/Leases - Bldg/Land	582000	3,720	2,834	3,800	6,634	6,634	0
IT - Data Processing	601000	8,985	5,321	5,679	11,000	11,000	29,225
IT - Communications	602000	9,126	8,592	9,359	17,951	17,951	0
IT Contractual Svcs and Rprs	603000	1,675	880	0	880	880	0
Professional Development	611000	17,271	2,607	20,500	23,107	16,270	2,000
Operating Fees and Services	621000	8,829	121	0	121	121	0
Fees - Professional Services	623000	72,367	7,236	10,000	17,236	117,236	0
TOTAL		209,388	67,494	98,774	166,268	259,431	34,225

Agency Indian Affairs Commission
 Program 105 Indian Affairs Administration
 Reporting Level 00-316-105-00-00-00-00-00000000

1 Object/Revenue		2 2011-13 Biennium Expenditures	3 2013-15 First Year Expenditures	4 2013-15 Biennium Balance	5 2013-15 Biennium Appropriation	6 2015-17 Base Budget Request	7 2015-17 Optional Budget Changes
Decription	Code						
MEANS OF FUNDING							
State General Fund	001	209,388	67,494	98,774	166,268	259,431	34,225
General Fund TOTAL		209,388	67,494	98,774	166,268	259,431	34,225
TOTAL		209,388	67,494	98,774	166,268	259,431	34,225
Agency TOTALS							
TOTAL EXPENDITURES		794,310	472,364	555,194	1,027,558	1,140,378	34,225
General Fund							
State General Fund	001	794,310	472,364	555,194	1,027,558	1,140,378	34,225
TOTAL		794,310	472,364	555,194	1,027,558	1,140,378	34,225
TOTAL FUNDING		794,310	472,364	555,194	1,027,558	1,140,378	34,225
AUTHORIZED EMPLOYEES							
FTE		4.00	0.00	5.00	5.00	5.00	0.00
TOTAL AUTHORIZED EMPLOYEES		4.00	0.00	5.00	5.00	5.00	0.00

Agency: Indian Affairs Commission

Agcy No: 00316

1 Object/Revenue		2 2011-13 Biennium Expenditures	3 2013-15 Biennium Appropriation	4 2015-17 Total Changes	5 2015-17 Base Budget Request	6 2015-17 Optional Budget Changes	7
Description	Code						
105 Indian Affairs Administration	105	794,310	1,027,558	112,820	1,140,378	34,225	0
TOTAL BY APPROPRIATION ORGS		794,310	1,027,558	112,820	1,140,378	34,225	0
Salaries and Wages	10	584,922	852,869	28,078	880,947	0	0
Accrued Leave Payments	12	0	8,421	(8,421)	0	0	0
Operating Expenses	30	209,388	166,268	93,163	259,431	34,225	0
TOTAL BY OBJECT SERIES		794,310	1,027,558	112,820	1,140,378	34,225	0
General Fund	GEN	794,310	1,027,558	112,820	1,140,378	34,225	0
TOTAL BY FUNDS		794,310	1,027,558	112,820	1,140,378	34,225	0
FTE		4.00	5.00	0.00	5.00	0.00	0.00
TOTAL AUTHORIZED EMPLOYEES		4.00	5.00	0.00	5.00	0.00	0.00

PERFORMANCE NARRATIVE**00316** Indian Affairs Commission**Date:** 10/01/2014**Version** 2015B0100316**Time:** 17:33:34**Agency Performance Measures**

The performance of the North Dakota Indian Affairs Commission is premised upon the goals\pillars of the Governor and those priority issues articulated by tribal leaders. The efficacy of the North Dakota Indian Affairs Commission Offices' efforts and its projects are conducted through monthly correspondence with the Governor's staff-liaison designee, as well as summative reviews as reported to the Governor in cabinet reports and ND tribal leaders through quarterly Commission meetings. Most of the Commission staff work is based on either legislation, statutorily mandated involvement (representation on the Tribal-State Relations Interim legislative Committee for example), state regulatory requirements, or legislation, e.g. Preparation for First Nations Day, specific requests made in Commission meetings; or issues arising out of State Agency or tribal requests.

In 2006, the North Dakota Indian Affairs Commission engaged in a Strategic Planning Process. The goals and objectives are in the developmental stages, and will be subject to change and dependent upon the approval by the Commission. Based on the North Dakota Indian Affairs Commissions' overall Strategic Plan the proposed 2009-11 performance measures are as follows:

1. Develop and Implement a written public relations campaign\plan to create a greater role and clarify its responsibilities, create an awareness of the needs and issues of American Indians in North Dakota; to celebrate the accomplishments of Indian individuals, programs and projects.
2. Gather and facilitate the dissemination of data and statistics and research issues, concerns, and needs that pertain to the American Indian population in the North Dakota.
3. Facilitate a collaborative relationship between and among private, state/federal agencies and tribal communities as it relates to legislation, education, roads, corrections, state parks, housing, taxation, gaming, commerce, game and fish, social and health needs.
4. Advocate for the design, development and implementation of Tribal initiatives that may include but not limited to water issues, gaming, education, taxes, social and health needs, corrections, state parks, road systems, and housing.
5. Develop a six-year strategic plan in clarifying and narrowing down all areas of on-going projects. Providing long term direction and protocols for achieving successful projects and a format for new ones.

Program Performance Measures**Program:** Indian Affairs Administration**Reporting level:** 00-316-105-00-00-00-00000000

1. Develop and Implement a written public relations campaign\plan to create a greater role and clarify its responsibilities, create an awareness of the needs and issues of American Indians in North Dakota; to celebrate the accomplishments of Indian individuals, programs and projects.
2. Gather and facilitate the dissemination of data and statistics and research issues, concerns, and needs that pertain to the American Indian population in the State of North Dakota.
3. Facilitate a collaborative relationship between and among agencies and tribal communities as it relates to legislation, economic development, workforce development, judicial systems, education, and social and health needs.
4. Advocate for the design, development and implementation of Tribal initiatives that may include but not limited to water issues, economic development, gaming, education, taxes, and social and health needs workforce development.

Agency Indian Affairs Commission
 Program 105 Indian Affairs Administration
 Reporting Level 00-316-105-00-00-00-00000000

1 Object/Revenue		2 2011-13 Biennium Expenditures	3 2013-15 Biennium Appropriation	4 2015-17 Base Budget Changes	5 Compensation	6 2015-17 Recommendation	7
Description	Code						
10 Salaries and Wages							
Salaries - Permanent	511000	418,629	598,325	0	0	628,767	0
Health Increase	511012	0	0	0	21,588	21,588	0
Retirement Increase	511013	0	0	0	4,716	4,716	0
Salary Budget Adjustment	511900	0	0	5,808	0	5,808	0
Temporary Salaries	513000	6,936	7,000	0	0	7,000	0
Overtime	514000	89	0	0	0	0	0
Fringe Benefits	516000	159,268	247,544	0	0	245,180	0
Salary Increase	599110	0	0	0	38,229	38,229	0
Benefit Increase	599160	0	0	0	7,612	7,612	0
TOTAL		584,922	852,869	5,808	72,145	958,900	0
MEANS OF FUNDING							
State General Fund	001	584,922	852,869	5,808	72,145	958,900	0
General Fund TOTAL		584,922	852,869	5,808	72,145	958,900	0
TOTAL		584,922	852,869	5,808	72,145	958,900	0
12 Accrued Leave Payments							
Salaries - Permanent	511000	0	6,033	0	0	0	0
Fringe Benefits	516000	0	2,388	0	0	0	0
TOTAL		0	8,421	0	0	0	0
MEANS OF FUNDING							
State General Fund	001	0	8,421	0	0	0	0
General Fund TOTAL		0	8,421	0	0	0	0
TOTAL		0	8,421	0	0	0	0
30 Operating Expenses							
Travel	521000	36,040	48,529	3,000	0	51,529	0
Supplies - IT Software	531000	200	1,200	0	0	1,200	0
Supply/Material-Professional	532000	4,654	470	0	0	470	0
Food and Clothing	533000	1,444	8,105	0	0	8,105	0
Miscellaneous Supplies	535000	17,154	9,467	0	0	9,467	0
Office Supplies	536000	12,730	7,390	0	0	7,390	0
Postage	541000	890	779	0	0	779	0
Printing	542000	1,796	2,976	0	0	2,976	0
IT Equip Under \$5,000	551000	2,199	5,974	0	0	5,974	0
Other Equip Under \$5,000	552000	1,729	331	0	0	331	0
Office Equip & Furn Supplies	553000	7,610	3,030	0	0	3,030	0
Insurance	571000	969	1,088	0	0	1,088	0
Rentals/Leases - Bldg/Land	582000	3,720	6,634	0	0	6,634	0
IT - Data Processing	601000	8,985	11,000	21,775	0	32,775	0
IT - Communications	602000	9,126	17,951	0	0	17,951	0
IT Contractual Svcs and Rprs	603000	1,675	880	0	0	880	0

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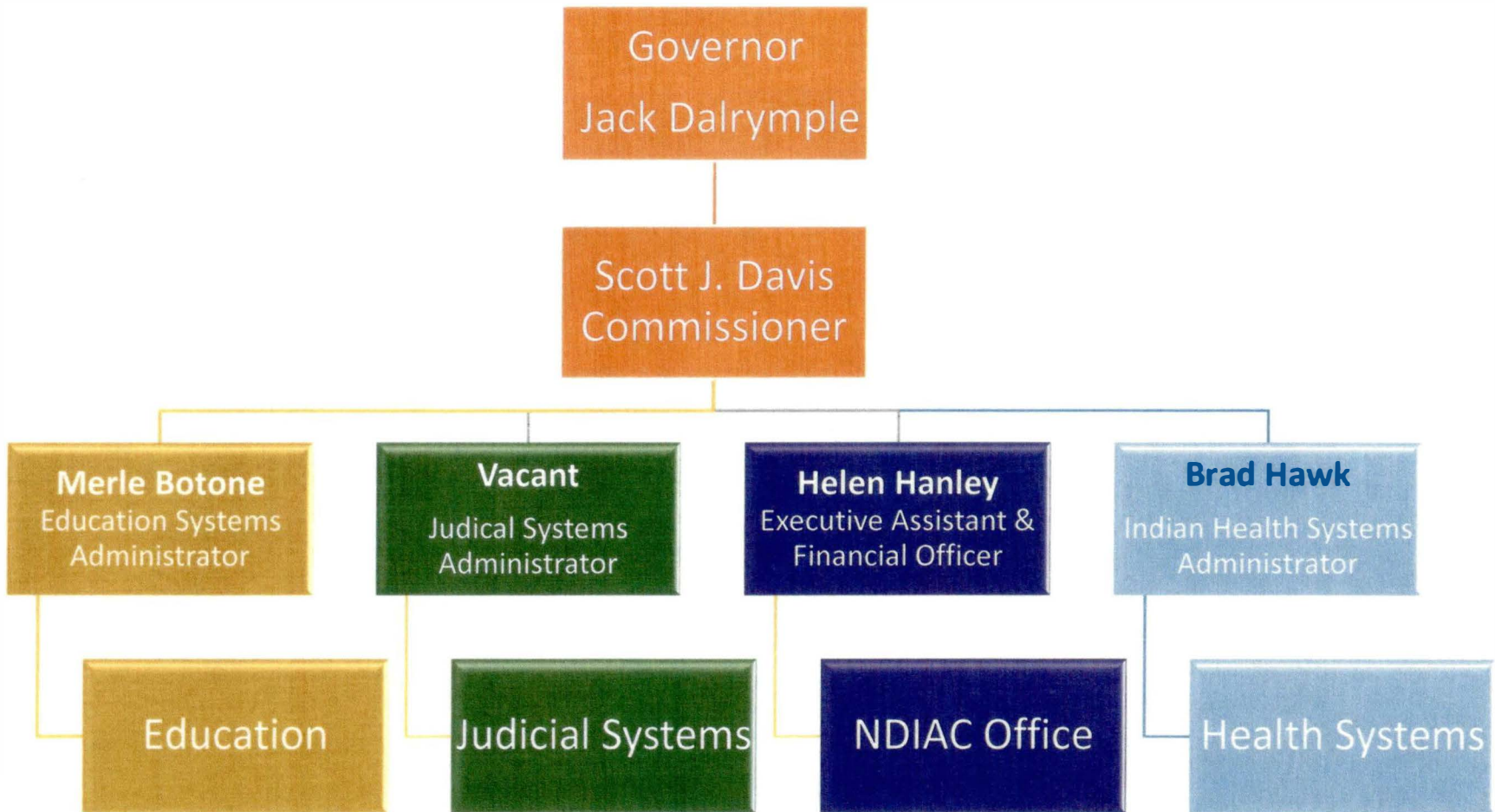
Agency Indian Affairs Commission

Program 105 Indian Affairs Administration

Reporting Level 00-316-105-00-00-00-00000000

1 Object/Revenue		2 2011-13 Biennium Expenditures	3 2013-15 Biennium Appropriation	4 2015-17 Base Budget Changes	5 Compensation	6 2015-17 Recommendation	7
Decription	Code						
Professional Development	611000	17,271	23,107	(4,837)	0	18,270	0
Operating Fees and Services	621000	8,829	121	0	0	121	0
Fees - Professional Services	623000	72,367	17,236	100,000	0	117,236	0
TOTAL		209,388	166,268	119,938	0	286,206	0
MEANS OF FUNDING							
State General Fund	001	209,388	166,268	119,938	0	286,206	0
General Fund TOTAL		209,388	166,268	119,938	0	286,206	0
TOTAL		209,388	166,268	119,938	0	286,206	0
Agency TOTALS							
TOTAL EXPENDITURES		794,310	1,027,558	125,746	72,145	1,245,106	0
General Fund							
State General Fund	001	794,310	1,027,558	125,746	72,145	1,245,106	0
TOTAL		794,310	1,027,558	125,746	72,145	1,245,106	0
TOTAL FUNDING		794,310	1,027,558	125,746	72,145	1,245,106	0
AUTHORIZED EMPLOYEES							
FTE		4.00	5.00	0.00	0.00	5.00	0.00
TOTAL AUTHORIZED EMPLOYEES		4.00	5.00	0.00	0.00	5.00	0.00

North Dakota Indian Affairs Commission



OTHER

- › Public Service Commission
- › Attorney General's Office
- › Oil & Gas Division
- › Land Department
- › Tax Commissioner
- › Secretary of State
- › Insurance Commissioner
- › ND National Guard
- › Foundations

COMMISSION

- › Governor
- › Tribal Chairpersons
- › Tribal Council
- › Cabinet-State Agencies
- › At-Large Members

TRIBAL STATE RELATIONS COMMITTEE

- › ND Legislators
- › Tribal Chairpersons
- › Tribal Courts
- › Tribal Councils

TRIBAL STATE COURT AFFAIRS

- › ND Supreme Court Justices
- › ND District Court Judges
- › Tribal Supreme Court Justices
- › Federal Judges
- › Court Improvement Committee
- › Indian Child Welfare Act

HEALTH

- › Department of Health
- › Department of Human Services
- › Tribal Health Departments
- › County Health Districts
- › Tribal Colleges and Universities
- › ND University System
- › Indian Health Service
- › ND American Dental Association
- › Great Plains Tribal Chairmen's Health Board
- › Veteran Affairs

ECONOMIC DEVELOPMENT

- › ND Commerce
- › ND Indian Business Alliance
- › Uniform Commercial Code
- › Court Systems
- › Tribal Colleges
- › Tribal Government
- › Federal Programs

JUDICIAL SYSTEMS

- › ND Courts
- › Tribal Courts
- › Federal Courts
- › Corrections
- › Probation
- › Gang Task Force
- › Cities-Counties
- › Law Enforcement
- › Highway Patrol

EDUCATION

- › K-12
- › Department of Public Instruction
- › Tribal Colleges and Universities
- › ND University Systems
- › Head Start
- › ND Indian Youth Leadership Academy
- › Bureau of Indian Education



Indian Affairs Commission - Budget No. 316

House Bill No. 1005

Base Level Funding Changes

	Executive Budget Recommendation				House Version			
	FTE Positions	General Fund	Other Funds	Total	FTE Positions	General Fund	Other Funds	Total
2015-17 Biennium Base Level	5.00	\$1,027,558	\$0	\$1,027,558	5.00	\$1,027,558	\$0	\$1,027,558
2015-17 Ongoing Funding Changes								
Base payroll changes		\$19,657		\$19,657				\$0
Salary increase - Performance		45,841		45,841				0
Salary increase - Market equity		5,808		5,808				0
Retirement contribution increase		4,716		4,716				0
Health insurance increase		21,588		21,588				0
Professional development		(6,837)		(6,837)				0
American Indian Business Development Office		100,000		100,000				0
Desktop services and hardware		21,775		21,775				0
Operating expenses		5,000		5,000				0
Other change				0				0
Other change				0				0
Other change				0				0
Other change				0				0
Other change				0				0
Other change				0				0
Other change				0				0
Other change				0				0
Other change				0				0
Other change				0				0
Total ongoing funding changes	0.00	\$217,548	\$0	\$217,548	0.00	\$0	\$0	\$0
One-time funding items								
No executive recommendation of one-time				\$0				\$0
Other one-time funding item				0				0
Other one-time funding item				0				0
Other one-time funding item				0				0
Other one-time funding item				0				0
Other one-time funding item				0				0
Total one-time funding changes	0.00	\$0	\$0	\$0	0.00	\$0	\$0	\$0
Total Changes to Base Level Funding	0.00	\$217,548	\$0	\$217,548	0.00	\$0	\$0	\$0
2015-17 Total Funding	5.00	\$1,245,106	\$0	\$1,245,106	5.00	\$1,027,558	\$0	\$1,027,558

HB 1005
2/12/2015

Other Sections in House Bill No. 1005

Executive Budget Recommendation

House Version

North Dakota American Indian Business Development Office

Section 2 creates a new section to North Dakota Century Code Chapter 54-36 to establish the North Dakota American Indian Business Development Office to assist North Dakota American Indian tribal and individual economic development representatives, businesses, and entrepreneurs with access to state and federal programs designed to assist these business interests, which was transferred from the Department of Commerce.

Repeal the North Dakota American Indian Business Development Office

Section 3 repeals Section 54-60-14, removing the North Dakota American Indian business development office from the Department of Commerce.

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Att. #1

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1005

Page 1, replace lines 14 through 18 with:

"Salaries and wages	\$852,869	\$83,933	\$936,802
Accrued leave payments	8,421	(8,421)	0
Operating expenses	<u>166,268</u>	<u>110,438</u>	<u>276,706</u>
Total general fund	\$1,027,558	\$185,950	\$1,213,508
Full-time equivalent positions	5.00	0.00	5.00

SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-FIFTH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixty-third legislative assembly for the 2013-15 biennium and the 2015-17 one-time funding items included in the appropriation in section 1 of this Act.

One-Time Funding Description	2013-15	2015-17
Information technology hardware	\$0	\$9,775
Total general fund	\$0	\$9,775

The 2015-17 one-time funding amounts are not part of the entity's base budget for the 2017-19 biennium. The Indian affairs commission shall report to the appropriations committees of the sixty-fifth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2015, and ending June 30, 2017."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1005 - Indian Affairs Commission - House Action

	Base Budget	House Changes	House Version
Salaries and wages	\$852,869	\$83,933	\$936,802
Operating expenses	166,268	110,438	276,706
Accrued leave payments	8,421	(8,421)	
Total all funds	\$1,027,558	\$185,950	\$1,213,508
Less estimated income	0	0	0
General fund	\$1,027,558	\$185,950	\$1,213,508
FTE	5.00	0.00	5.00

Department No. 316 - Indian Affairs Commission - Detail of House Changes

	Adds Funding for Base Payroll Changes ¹	Adds Funding for Salary and Benefit Increases ²	Adds Funding for American Indian Business Development Office ³	Adjusts Base Level Funding ⁴	Adds One-Time Funding for Information Technology Hardware ⁵	Total House Changes
Salaries and wages	\$28,078	\$55,855				\$83,933
Operating expenses			100,000	663	9,775	110,438
Accrued leave payments	(8,421)					(8,421)
Total all funds	\$19,657	\$55,855	\$100,000	\$663	\$9,775	\$185,950

Less estimated income	0	0	0	0	0	0
General fund	\$19,657	\$55,855	\$100,000	\$663	\$9,775	\$185,950
FTE	0.00	0.00	0.00	0.00	0.00	0.00

¹ Funding is added for cost-to-continue 2013-15 biennium salaries and benefit increases and for other base payroll changes.

² The following funding is added for 2015-17 biennium performance salary adjustments of 2 to 4 percent per year and increases in monthly health insurance premiums:

	General Fund	Other Funds	Total
Salary increase - Performance	\$34,267		\$34,267
Health insurance increase	21,588		21,588
Total	\$55,855	\$0	\$55,855

³ The American Indian Business Office and funding is being transferred from the Department of Commerce to the Indian Affairs Commission.

⁴ Base level funding is adjusted as follows:

	General Fund	Other Funds	Total
Professional development	(\$6,837)		(\$6,837)
Desktop support services	7,500		7,500
Total	\$663	\$0	\$663

⁵ One-time funding of \$9,775 from the general fund is provided for information technology hardware costs.

Indian Affairs Commission - Budget No. 316
House Bill No. 1005
Base Level Funding Changes

February 12th, 2015

	Executive Budget Recommendation				House Version				House Changes to Executive Budget			
	FTE Positions	General Fund	Other Funds	Total	FTE Positions	General Fund	Other Funds	Total	FTE Positions	General Fund	Other Funds	Total
2015-17 Biennium Base Level	5.00	\$1,027,558	\$0	\$1,027,558	5.00	\$1,027,558	\$0	\$1,027,558	0.00	\$0	\$0	\$0
2015-17 Ongoing Funding Changes												
Base payroll changes		\$19,657		\$19,657		\$19,657		\$19,657				\$0
Salary increase - Performance		45,841		45,841		34,267		34,267		(11,574)		(11,574)
Salary increase - Market equity		5,808		5,808				0		(5,808)		(5,808)
Retirement contribution increase		4,716		4,716				0		(4,716)		(4,716)
Health insurance increase		21,588		21,588		21,588		21,588				0
Professional development		(6,837)		(6,837)		(6,837)		(6,837)				0
American Indian Business Development Office		100,000		100,000		100,000		100,000				0
Desktop services and hardware		21,775		21,775		7,500		7,500		(14,275)		(14,275)
Operating expenses		5,000		5,000				0		(5,000)		(5,000)
Other change				0				0				0
Other change				0				0				0
Other change				0				0				0
Other change				0				0				0
Other change				0				0				0
Other change				0				0				0
Other change				0				0				0
Other change				0				0				0
Other change				0				0				0
Other change				0				0				0
Total ongoing funding changes	0.00	\$217,548	\$0	\$217,548	0.00	\$176,175	\$0	\$176,175	0.00	(\$41,373)	\$0	(\$41,373)
One-time funding items												
Information technology hardware				0		\$9,775		\$9,775		9,775		9,775
Other one-time funding item				0				0				0
Other one-time funding item				0				0				0
Other one-time funding item				0				0				0
Other one-time funding item				0				0				0
Other one-time funding item				0				0				0
Other one-time funding item				0				0				0
Total one-time funding changes	0.00	\$0	\$0	\$0	0.00	\$9,775	\$0	\$9,775	0.00	\$9,775	\$0	\$9,775
Total Changes to Base Level Funding	0.00	\$217,548	\$0	\$217,548	0.00	\$185,950	\$0	\$185,950	0.00	(\$31,598)	\$0	(\$31,598)
2015-17 Total Funding	5.00	\$1,245,106	\$0	\$1,245,106	5.00	\$1,213,508	\$0	\$1,213,508	0.00	(\$31,598)	\$0	(\$31,598)

page 1

H.B. 1005
2/16/2015
A.T.H.2

Other Sections in House Bill No. 1005

Executive Budget Recommendation

North Dakota American Indian Business Development Office

Section 2 creates a new section to North Dakota Century Code Chapter 54-36 to establish the North Dakota American Indian Business Development Office to assist North Dakota American Indian tribal and individual economic development representatives, businesses, and entrepreneurs with access to state and federal programs designed to assist these business interests, which was transferred from the Department of Commerce.

Repeal the North Dakota American Indian Business Development Office

Section 3 repeals Section 54-60-14, removing the North Dakota American Indian business development office from the Department of Commerce.

House Version

Section 2 creates a new section to North Dakota Century Code Chapter 54-36 to establish the North Dakota American Indian Business Development Office to assist North Dakota American Indian tribal and individual economic development representatives, businesses, and entrepreneurs with access to state and federal programs designed to assist these business interests, which was transferred from the Department of Commerce.

Section 3 repeals Section 54-60-14, removing the North Dakota American Indian business development office from the Department of Commerce.

Indian Affairs Commission - Budget No. 316

House Bill No. 1005

Base Level Funding Changes

February 12th, 2015

	Executive Budget Recommendation				House Version				House Changes to Executive Budget			
	FTE Positions	General Fund	Other Funds	Total	FTE Positions	General Fund	Other Funds	Total	FTE Positions	General Fund	Other Funds	Total
2015-17 Biennium Base Level	5.00	\$1,027,558	\$0	\$1,027,558	5.00	\$1,027,558	\$0	\$1,027,558	0.00	\$0	\$0	\$0
2015-17 Ongoing Funding Changes												
Base payroll changes		\$19,657		\$19,657		\$19,657		\$19,657				\$0
Salary increase - Performance		45,841		45,841		34,267		34,267		(11,574)		(11,574)
Salary increase - Market equity		5,808		5,808				0		(5,808)		(5,808)
Retirement contribution increase		4,716		4,716				0		(4,716)		(4,716)
Health insurance increase		21,588		21,588		21,588		21,588				0
Professional development		(6,837)		(6,837)		(6,837)		(6,837)				0
American Indian Business Development Office		100,000		100,000		100,000		100,000				0
Desktop services and hardware		21,775		21,775		7,500		7,500		(14,275)		(14,275)
Operating expenses		5,000		5,000				0		(5,000)		(5,000)
Other change				0				0				0
Other change				0				0				0
Other change				0				0				0
Other change				0				0				0
Other change				0				0				0
Other change				0				0				0
Other change				0				0				0
Other change				0				0				0
Other change				0				0				0
Other change				0				0				0
Total ongoing funding changes	0.00	\$217,548	\$0	\$217,548	0.00	\$176,175	\$0	\$176,175	0.00	(\$41,373)	\$0	(\$41,373)
One-time funding items												
Information technology hardware				0		\$9,775		\$9,775		9,775		9,775
Other one-time funding item				0				0				0
Other one-time funding item				0				0				0
Other one-time funding item				0				0				0
Other one-time funding item				0				0				0
Other one-time funding item				0				0				0
Other one-time funding item				0				0				0
Other one-time funding item				0				0				0
Total one-time funding changes	0.00	\$0	\$0	\$0	0.00	\$9,775	\$0	\$9,775	0.00	\$9,775	\$0	\$9,775
Total Changes to Base Level Funding	0.00	\$217,548	\$0	\$217,548	0.00	\$185,950	\$0	\$185,950	0.00	(\$31,598)	\$0	(\$31,598)
2015-17 Total Funding	5.00	\$1,245,106	\$0	\$1,245,106	5.00	\$1,213,508	\$0	\$1,213,508	0.00	(\$31,598)	\$0	(\$31,598)

Other Sections in House Bill No. 1005

	<u>Executive Budget Recommendation</u>	<u>House Version</u>
North Dakota American Indian Business Development Office	Section 2 creates a new section to North Dakota Century Code Chapter 54-36 to establish the North Dakota American Indian Business Development Office to assist North Dakota American Indian tribal and individual economic development representatives, businesses, and entrepreneurs with access to state and federal programs designed to assist these business interests, which was transferred from the Department of Commerce.	Section 2 creates a new section to North Dakota Century Code Chapter 54-36 to establish the North Dakota American Indian Business Development Office to assist North Dakota American Indian tribal and individual economic development representatives, businesses, and entrepreneurs with access to state and federal programs designed to assist these business interests, which was transferred from the Department of Commerce.
Repeal the North Dakota American Indian Business Development Office	Section 3 repeals Section 54-60-14, removing the North Dakota American Indian business development office from the Department of Commerce.	Section 3 repeals Section 54-60-14, removing the North Dakota American Indian business development office from the Department of Commerce.

North Dakota Indian Affairs Commission
Senate Appropriations Committee, Senator Ray Holmberg, Chairman
North Dakota State Capital, Bismarck ND
March 5, 2015

HB 1005
3-5-15
#1

Chairman Holmberg and members of the Committee, my name is Scott J. Davis, I am a member of the Standing Rock Sioux Tribe and a descendent of the Turtle Mountain Band of Chippewa and I am proud to serve the great state of North Dakota as the Executive Director of the North Dakota Indian Affairs Commission. As Commissioner, I serve on the Governor's Cabinet. I am joined today by my four staff members in presenting our testimony today. Thank you for this opportunity.

In 2012, the North Dakota Indian Affairs Commission commemorated its 63rd year as a legislatively authorized Commission. The nine-member Commission is comprised of the Governor, the five ND Tribal Chairpersons and four at-large members appointed by the Governor, three of whom must be of Native American descent. The Commission is authorized to meet on a quarterly basis, or at the behest of the governor. The work of the commission is coordinated and administered by a three-member staff.

Statutory Authority

North Dakota Century Code Sections 54-36-03 to 54-36-09.

Agency Description

The North Dakota Indian Affairs Commission is the liaison between the executive branch and the five tribal nations of North Dakota. Duties include coordination and mediation service with tribal nations and the state and its agencies regarding interagency communication, protocol, and jurisdictional issues. Additionally, the agency works with tribal governments, their people and communities to enhance capacity in working with the state of North Dakota.

The Indian Affairs Commission is responsible for the maintenance and publication of several documents, including but not limited to the Statewide Directory of American Indian resources, and historical and contemporary information and research about North Dakota's American Indian citizens. This past biennium we helped produced the ND Tax Information for Native American and Tribal Governments and the ND Commission to Study Racial Ethnic Bias in the Courts. These materials are available in print and for download on the Commissions website.

Agency Mission Statement

"The Indian affairs commission shall have the power to assist and to mobilize the support of state and federal agencies in assisting Indian individuals and groups in ND, especially the five tribal councils, as they seek to develop their own goals, project plans for achieving those goals, and implementing those plans".

The Commission's duties are:

- To investigate any phase of Indian affairs and to assemble and make available the facts needed by tribal, state, and federal agencies to work effectively together.

- To assist tribal, state, and federal agencies in developing programs whereby Indian citizens may achieve a better quality of life.
- To assist tribal groups in developing increasingly effective institutions of self-government.
- To work for greater understanding and improved relationships between Indians and non-Indians.
- To seek increased participation by Indian citizens in local and state affairs.
- To confer with and coordinate officials and agencies of other governmental units and congressional committees with regard to Indian needs and goals.
- To encourage and propose agreements and accords between federal, state, and local agencies and the several tribal governments, and, pursuant to chapter 54-40.2, to assist in monitoring and negotiating agreements and accords when asked by an affected tribe.

Performance and Accountability

The performance of the North Dakota Indian Affairs Commission is premised upon the goals of the Governor and those priority issues articulated by tribal leaders.

The efficacy of the North Dakota Indian Affairs Commission Offices' efforts and its projects are conducted through weekly meetings with the Governor's office, as well as summative reviews as reported to the Governor in cabinet reports and ND tribal leaders through Commission meetings. Most of the Commission staff work is based on either, legislation, statutorily mandated involvement (representation on the Tribal-State Relations Interim legislative

Committee for example), state regulatory requirements, specific requests made in Commission meetings; or issues arising out of State Agency or tribal requests.

My direct working relationship with 20+ state agencies, 5 Tribal Chairs and Councils, the rapid growth of our state, have evolved exponentially in the past 5+ years. This growth has forced my office to respond to numerous requests for partnerships, appointments to committees, emergency response incidents, and provide state, tribal and federal testimony on policy and law. The growth of work in the areas of economic development/jobs, court/law systems, education systems and health care systems have been and will continue to be the main focus of our office. The performance and accountability of my office requires me to continually track and maintain the numerous issues and projects established by those partnerships. The large number of agreements and compacts made between the tribe and state are in very good standing, but require consistent communication in order for them to be sustainable.

Update: American Indian Health Systems Administrator

Mr. Chairman and Members of the Committee, the ND Indian Affairs Commission Office is the smallest state agency in ND and has been for decades. Over that time, the office has rarely asked for additional staff assistance. Last session you afforded our office with Indian Health Systems Administrator, for that we are very thankful. The Indian Health Systems Administrator has been part of various health care projects and efforts. This includes many areas from Medicaid, Medicaid Expansion, Oral Health, Access to Health Care Coverage, Infectious Disease Control, Environmental Health, Tobacco Prevention, Behavioral Health, Cancer, Home Health Care, Child Protection, and other smaller projects.

Some of the committees and work groups include Oral Health Stakeholders Work Group, ND Oral Health Advisory Committee, Ronald McDonald House and Care Mobile, ND Cancer Coalition, Behavioral Health Advisory Group, Preventing Pharmaceutical Narcotics in Communities Committee, ND Cares, Chronic Health Committee, ND Health Data HUB Committee, Death Investigations Work Group, ND Mental Health and Substance Abuse Planning Council, COLIN Committee, Million Hearts Committee, SEOW, SPF-SIG Advisory Committee, GPAC, and the Gaining Ground Project.

These list most of the areas that the Indian Health Systems Administrator has been part of since starting in our office. There are other non-health related work that this position helps our office continue to be productive.

North Dakota Indian Youth Leadership Academy (NDIYLA)

Mr. Chairman and members of the committee, in the 2011 legislative session our budget included an appropriation of \$60,000 to continue the development and planning of the ND Indian Youth Leadership Academy. This coming June will mark the 4th annual NDIYLA. The Indian Affairs Commission office and its planning committee have made a strong commitment in making this Academy an annual event. We feel the partnerships with the ND State Bank, the ND University Systems, and the ND Tribal Colleges have made a huge impact on nearly 200 Native American students. We are now witnessing many of our Academy students now

attending tribal colleges and our ND colleges and taking up volunteer leadership roles within their communities.

Mr. Chairman and members of the committee, on behalf of the hundreds of students who participated in the academy we hope you will support the continuation of this valuable program.

Contract Appropriation Change

The American Indian Business Development Office contract appropriation is being moved from the Department of Commerce to the Indian Affairs Commission.

For the past 4 years, the North Dakota Indian Affairs Commission (NDIAC) has been a strong partner with the ND Dept. of Commerce. Both offices have been able to elevate the American Indian Business Development Office to another level. I think it is fair to say, all agree that a Full Time Employee is NOT needed. We have contracted this out for the past 10+ years in the sum of 100K.

Through the leadership of the Executive Director of NDIAC we now have been able to concentrate on identifying native owned businesses that exist within North Dakota. We also have now been able to provide technical assistance for native owned startup businesses and also growing those well-established private native owned businesses.

We also have now established the first ever North Dakota Indian Business Alliance, which members are private native owned businesses. We also have championed two Tribal Business Economic Summits and have made huge strides in assisting the Standing Rock Sioux Tribe to pass their Uniform Commercial Code. This will provide an equal playing field when it comes to

filing financial and business transactions. Our next step is to continue our work with the Secretary of State in getting those transactions electronically to filing systems. This will require a Memorandum of Agreement between the Tribe and the State. And lastly, given the strong economic climate our state is experiencing, this gives me more time and resources to concentrate on jobs, curbing poverty, workforce development and business growth.

Budget Narrative, Request Summary and Detail (see attachments)

In closing, I feel our office and my position have been very busy and feel that we as a staff have elevated the state and tribal relations to a new and exciting level. In comparison to other states we are the leader in how well we work together with the North Dakota Tribes. It is our commitment to the state and to the tribes that our office will continue to work in all areas needed in fulfilling the good and strong government to government relationships we have here in North Dakota.

Mr. Chairman and members of the committee, this concludes my testimony. I will be happy to answer any questions you may have at this time

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Budget Narrative, Request Summary and Detail (see attachments)

We are requesting that you restore the \$5,000 included in the Executive Recommendation for travel and education/professional development. The Governor included \$3000 for increased travel:

The foundation of my office is relationships between our state and tribal governments. To fulfill that, travel and having face to face meetings is required. Having face to face meetings give tribes more trust and in working together. Keep in mind that the numerous issues our tribe and state face together requires meetings and follow-up. The focus of our office is in four areas. Education systems, judicial systems, Health Care systems and Economic Development-Business-Jobs systems. Our office is very busy and requires consistent communication and meetings. We respectfully request restoring the additional 3,000.

Also, the Governor included \$2000 for education and professional development:

The key to good jobs, quality of life is education. This past year our office partnered with the ND Department of Public Instruction to hold the first ever Indian Education Summit held at the Capitol. Key public, tribal and local educators gather at the summit for planning, strategize, and network in the betterment of making AYP, curriculum, retention and graduation rates.

Restoring the increase of 2,000 will assist in sponsoring the annual Indian Education Summit.

In addition we are requesting that you restore the \$4,500 for desktop services.

The ongoing cost for Desktop Services from ITD is \$100 per month per FTE for standard desktop pcs = \$12,000. The Indian Affairs Commission does not have anyone within the agency dedicated to IT support. With the small staff size, it would make sense to have ITD handle the desktop services to include purchase of hardware and software. The House included \$7,500 of the \$12,000 needed to pay the monthly billings to ITD. We respectfully request that you restore the remaining \$4,500.

In closing, I feel our office and my position have been very busy and feel that we as a staff have elevated the state and tribal relations to a new and exciting level. In comparison to other states we are the leader in how well we work together with the North Dakota Tribes. It is our commitment to the state and to the tribes that our office will continue to work in all areas needed in fulfilling the good and strong government to government relationships we have here in North Dakota.

Mr. Chairman and members of the committee, this concludes my testimony. I will be happy to answer any questions you may have at this time

316 Indian Affairs

	Executive Recommendation	House Changes	House Version
Salaries and wages	958,900	(22,098)	936,802
Accrued Leave Payments		-	
Operating	286,206	(9,500)	276,706
Total	1,245,106	(31,598)	1,213,508
Less special funds	-	-	-
Total general fund	1,245,106	(31,598)	1,213,508
Full-time equivalent positions	5.00	-	5.00

	Executive Recommendation				House Version				Change			
	FTE	General Fund	Other Funds	Total Funds	FTE	General Fund	Other Funds	Total Funds	FTE	General Fund	Other Funds	Total Funds
Ongoing												
Desktop Services and Hardware		21,775		21,775		7,500		7,500	-	(14,275)	-	(14,275)
Operating Expenses		5,000		5,000				-	-	(5,000)	-	(5,000)
Performance Increase		45,841		45,841		34,267		34,267	-	(11,574)	-	(11,574)
Market Increase		5,808		5,808				-	-	(5,808)	-	(5,808)
Retirement Increase		4,716		4,716				-	-	(4,716)	-	(4,716)
Total Ongoing	-	83,140	-	83,140	-	41,767	-	41,767	-	(41,373)	-	(41,373)
One-Time												
Information Technology Hardware			-	-		9,775	-	9,775		9,775	-	9,775
Total One-Time		-	-	-		9,775	-	9,775		9,775	-	9,775
Total Budget Changes		83,140	-	83,140		51,542	-	51,542		(31,598)	-	(31,598)

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PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1005

Page 1, replace lines 14 through 18 with:

"Salaries and wages	\$852,869	\$85,978	\$938,847
Accrued leave payments	8,421	(8,421)	0
Operating expenses	<u>166,268</u>	<u>117,938</u>	<u>284,206</u>
Total general fund	\$1,027,558	\$195,495	\$1,223,053
Full-time equivalent positions	5.00	0.00	5.00"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1005 - Indian Affairs Commission - Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Salaries and wages	\$852,869	\$936,802	\$2,045	\$938,847
Operating expenses	166,268	276,706	7,500	284,206
Accrued leave payments	<u>8,421</u>			
Total all funds	\$1,027,558	\$1,213,508	\$9,545	\$1,223,053
Less estimated income	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
General fund	\$1,027,558	\$1,213,508	\$9,545	\$1,223,053
FTE	5.00	5.00	0.00	5.00

Department No. 316 - Indian Affairs Commission - Detail of Senate Changes

	Adds Funding for Market Equity ¹	Adjusts Funding for Health Insurance Premium Increases ²	Adds Funding for Desktop Services ³	Adds Funding for Travel ⁴	Total Senate Changes
Salaries and wages	\$5,808	(\$3,763)			\$2,045
Operating expenses			4,500	3,000	7,500
Accrued leave payments					
Total all funds	\$5,808	(\$3,763)	\$4,500	\$3,000	\$9,545
Less estimated income	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
General fund	\$5,808	(\$3,763)	\$4,500	\$3,000	\$9,545
FTE	0.00	0.00	0.00	0.00	0.00

¹ Funding is added for market equity compensation adjustments.

² Funding for employee health insurance premiums is adjusted to reflect the revised premium estimate of \$1,130.22 per month.

³ Desktop support service funding is added to the level recommended in the executive budget of \$21,775 (\$12,000 ongoing funding for desktop support services and \$9,775 one-time funding for hardware).

⁴ Funding is added to increase travel from \$48,529 to \$51,529 for increased costs incurred due to the addition of the Native American health system program administrator in the 2013-15 biennium.

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PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1005

Page 1, replace lines 14 through 18 with:

"Salaries and wages	\$852,869	\$80,170	\$933,039
Accrued leave payments	8,421	(8,421)	0
Operating expenses	<u>166,268</u>	<u>117,938</u>	<u>284,206</u>
Total general fund	\$1,027,558	\$189,687	\$1,217,245
Full-time equivalent positions	5.00	0.00	5.00"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1005 - Indian Affairs Commission - Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Salaries and wages	\$852,869	\$936,802	(\$3,763)	\$933,039
Operating expenses	166,268	276,706	7,500	284,206
Accrued leave payments	<u>8,421</u>			
Total all funds	\$1,027,558	\$1,213,508	\$3,737	\$1,217,245
Less estimated income	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
General fund	\$1,027,558	\$1,213,508	\$3,737	\$1,217,245
FTE	5.00	5.00	0.00	5.00

Department No. 316 - Indian Affairs Commission - Detail of Senate Changes

	Adjusts Funding for Health Insurance Premium Increases ¹	Adds Funding for Desktop Services ²	Adds Funding for Travel ³	Total Senate Changes
Salaries and wages	(\$3,763)			(\$3,763)
Operating expenses		4,500	3,000	7,500
Accrued leave payments				
Total all funds	(\$3,763)	\$4,500	\$3,000	\$3,737
Less estimated income	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
General fund	(\$3,763)	\$4,500	\$3,000	\$3,737
FTE	0.00	0.00	0.00	0.00

¹ Funding for employee health insurance premiums is adjusted to reflect the revised premium estimate of \$1,130.22 per month.

² Desktop support service funding is added to the level recommended in the executive budget of \$21,775 (\$12,000 ongoing funding for desktop support services and \$9,775 one-time funding for hardware).

³ Funding is added to increase travel from \$48,529 to \$51,529 for increased costs incurred due to the addition of the Native American health system program administrator in the 2013-15 biennium.

Compensation Package

The recommended compensation package provides funds for employee salary increases following the direction in the compensation philosophy statement from NDCC 54-44.3-01.2 enacted in 2011.

In accordance with the compensation philosophy, the appropriation recommendations are "...not provided as a statewide percentage increase..." but are rather "...based on dollar amounts determined necessary to provide competitive compensation..." The appropriation allocations are based on agency employees' relative position to the Market Policy Point of their salary range and performance. Also, in accord with the compensation philosophy, OMB gathered updated market data to ensure relevant and current market comparisons.

To address salaries of classified employees below the Market Policy Point, dollars recommended in the budget were based on a range of 1.0 to 2.0 percent increase per year for employees in the lowest quartile of the pay range and up to 1.0 percent per year for employees in the second lowest quartile of the pay range. For employees in the third and fourth quartiles, which are above the Market Policy Point, no market policy increase has been funded.

In addition to the dollars recommended in the budget to address market policy, the executive budget recommendation includes 3.0 to 5.0 percent for each year of the biennium for all employees, classified and unclassified, to be distributed based on the level of performance. Performance-based increases are recommended in a range for employees meeting to exceeding performance standards. Employees whose overall documented performance levels do not meet standards are not eligible for any salary increase.

The following chart reflects the implementation of the compensation philosophy statement in NDCC 54-44.3-01.2 as funded in the 2015-17 executive budget recommendation:

2015 & 2016	Relativity to Market Policy Position *		+ Meets Standards	+ Exceed Standards
MPP +	0%	+	3.00%	5.00%
2 nd Qtl	0-1.0%			
1 st Qtl	1-2.0%			
*All Increases Contingent upon Performance Meeting Standards				

State agencies continue to face difficulties in recruiting and retaining select occupations. A special analysis of vacancies, turnover rates, variance from market policy point, and up-to-date market information for these select occupations and small agencies was conducted. Select occupations identified in the analysis were law enforcement, education program professionals, environmental specialties,

direct care staff, medical specialties, communication specialists and correctional officers.

In order to be more competitive in these hard to fill professions, a dollar amount which would allow these agencies to pay, on average, 98 percent of market, has been added to budgets as follows:

	General	Other	Total
125 AG		\$322,814	\$322,814
201 DPI	\$332,932		332,932
250 St Lib	181,121		181,121
252 Sch Deaf	285,458		285,458
253 Vis Svcs	215,939		215,939
270 CTE	209,202		209,202
301 Health	1,559,659		1,559,659
313 Vets Home	0	429,624	429,624
321 Vets Affairs	55,100		55,100
325 DHS	5,959,527	248,314	6,207,841
360 P&A	399,404		399,404
406 Labor	139,744		139,744
540 Adj Gen (Comm)	153,528		153,528
530 DOCR	2,126,442		2,126,442
701 Hist Soc	620,486		620,486
Total	\$12,238,542	\$1,000,752	\$13,239,294

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Agencies will be provided with models and tools for planning distribution of salary increases but will also have appropriate flexibility to address their specific needs within the intent of the compensation philosophy. Salary increases are not to be given across the board.

The compensation package continues full health insurance for state employees and their families. The total cost for health insurance is \$1,161.59 per month per employee. This is a \$179.91 or an 18.3 percent increase over last biennium.

The Patient Protection and Affordable Care Act (PPACA) requires employers to provide health insurance to temporary employees meeting certain criteria in the number of hours worked. A \$10,000,000 pool has been included in the budget of the Office of Management and Budget to be distributed to agencies and institutions as they provide health insurance to eligible temporary employees. Of this amount, \$5,000,000 is from the general fund and \$5,000,000 is other fund authority.