

2023 HOUSE APPROPRIATIONS

HB 1001

**Department 150 - Legislative Assembly
House Bill No. 1001**

Executive Budget Comparison to Base Level

	General Fund	Other Funds	Total
2023-25 Executive Budget	\$22,890,426	\$0	\$22,890,426
2023-25 Base Level	17,926,180	0	17,926,180
Increase (Decrease)	\$4,964,246	\$0	\$4,964,246

Selected Budget Changes Recommended in the Executive Budget

	General Fund	Other Funds	Total
1. Provides funding for proposed legislators' monthly compensation adjustments of 2 percent in the 1 st year and 3 percent in the 2 nd year of the biennium, increasing from \$537 to \$548 effective July 2023, and \$564 effective July 2024	\$69,215	\$0	\$69,215
2. Provides funding for proposed adjustments to additional monthly compensation for legislative leaders of 2 percent in the 1 st year and 3 percent in the 2 nd year of the biennium, increasing from \$385 to \$393 effective July 2023, and \$405 effective July 2024	\$2,614	\$0	\$2,614
3. Provides funding for proposed adjustments to legislative session compensation of 2 percent in the 1 st year and 3 percent in the 2 nd year of the biennium, increasing from \$193 to \$197 effective July 2023, and \$203 effective July 2024	\$237,698	\$0	\$237,698
4. Adds funding for the health insurance premium increase for legislators	\$683,088	\$0	\$683,088
5. Increases funding for operating expenses to increase the maximum monthly lodging expense reimbursement to \$1,852 anticipated for the 2025 legislative session. The maximum monthly lodging reimbursement is \$1,814 for the 2023 session.	\$10,650	\$0	\$10,650
6. Adjusts funding for operating expense related to IT	(\$1,778,017)	\$0	(\$1,778,017)
7. Adds one-time funding for capital assets for Propylon Core upgrade	\$4,816,600	\$0	\$4,816,600
8. Adds one-time funding for capital assets for increased storage capacity for audio and video	\$110,000	\$0	\$110,000
9. Adds one-time funding for operating expenses related to laptop and iPad replacement	\$557,950	\$0	\$557,950
10. Adds one-time funding for operating expenses related to chamber upgrades	\$220,000	\$0	\$220,000

A summary of the executive budget changes to the agency's base level appropriations is attached as an appendix.

A copy of the draft appropriations bill containing the executive budget recommendations is attached as an appendix.

Selected Bill Sections Recommended in the Executive Budget

Transfers - Section 4 would allow transfers of funds between line items of appropriations for the Legislative Assembly and Legislative Council as requested by the Chairman of the Legislative Management or the Director of the Legislative Council.

Continuation of appropriation authority - Section 5 would provide the unspent funds appropriated for the Legislative Assembly and the Legislative Council for the 2021-23 biennium be continued and unexpended appropriations enacted prior to the 2021-23 biennium may be canceled as directed by the Chairman of the Legislative Management or the Director of the Legislative Council.

Compensation - Section 6 would increase legislators' daily pay during legislative sessions, monthly compensation, and additional monthly compensation by 2 percent in the 1st year and 3 percent in the 2nd year of the 2023-25 biennium. Section 7 would increase legislators' interim meeting pay by 2 percent in the 1st year and 3 percent in the 2nd year of the 2023-25 biennium. The compensation adjustments are as follows:

	Current Compensation Rate	Rate Effective July 1, 2023	Rate Effective July 1, 2024
Daily session pay	\$193	\$197	\$203
Monthly compensation	\$537	\$548	\$564
Leaders' additional monthly compensation	\$385	\$393	\$405
Interim meeting pay	\$193	\$197	\$203

Emergency - Section 8 would declare the Act is an emergency measure.

Continuing Appropriations

There are no continuing appropriations for the Legislative Assembly.

Deficiency Appropriations

There are no deficiency appropriations for the Legislative Assembly.

Significant Audit Findings

There are no significant audit findings for the Legislative Assembly.

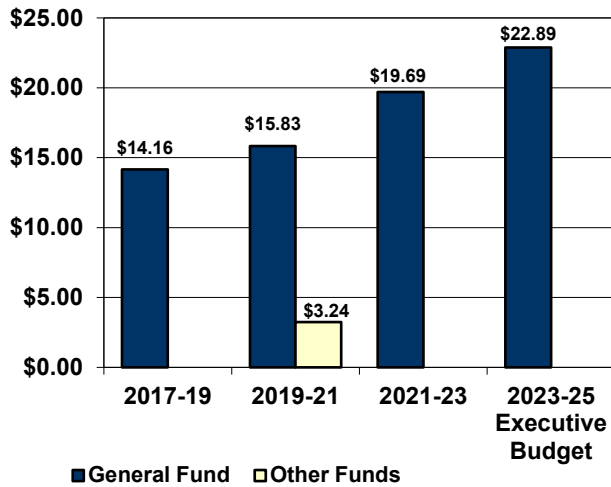
Major Related Legislation

Senate Bill No. 2124 - increases the daily in-state meal allowance for state employees and legislators.

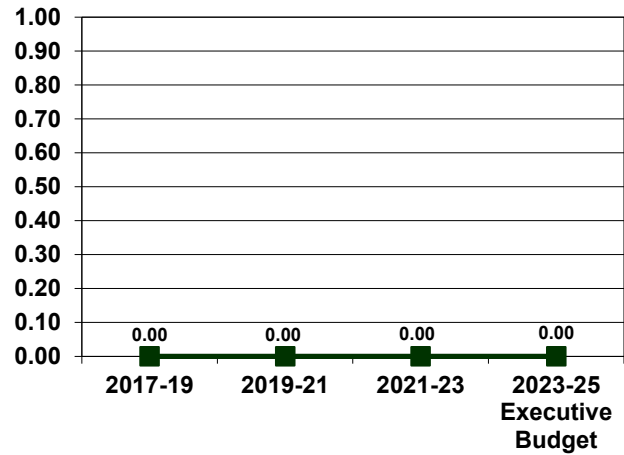
Historical Appropriations Information

Agency Appropriations and FTE Positions

Agency Funding (Millions)



FTE Positions



Ongoing General Fund Appropriations

	2015-17	2017-19	2019-21	2021-23	2023-25 Executive Budget
Ongoing general fund appropriations	\$13,730,065	\$14,159,170	\$15,307,755	\$17,926,180	\$17,185,876
Increase (decrease) from previous biennium	N/A	\$429,105	\$1,148,585	\$2,618,425	(\$740,304)
Percentage increase (decrease) from previous biennium	N/A	3.1%	8.1%	17.1%	(4.1%)
Cumulative percentage increase (decrease) from 2015-17 biennium	N/A	3.1%	11.5%	30.6%	25.2%

Major Increases (Decreases) in Ongoing General Fund Appropriations

2017-19 Biennium

1. Reduced funding for the 2019 legislative session to provide funding for an estimated 75 legislative days rather than 77 legislative days, including reductions to per diem (\$112,000) and travel expenses (\$48,000) (\$160,000)
2. Added funding to increase the maximum monthly lodging expense reimbursement to \$1,720 anticipated for the 2019 legislative session. The maximum monthly lodging reimbursement was \$1,682 for the 2017 legislative session \$20,320
3. Reduced funding for National Conference of State Legislatures (NCSL) dues to provide 90 percent of the estimated 2017-19 biennium billing, a total of \$225,155 (\$16,108)
4. Restored a portion of the funding for IT and other operating expenses, reduced as part of the August 2016 budget reductions \$254,642

2019-21 Biennium

1. Restored legislative compensation and travel for 2 legislative days removed in 2017, to provide for a total of 77 legislative days \$160,000
2. Added funding for proposed increase in daily lodging and maximum monthly lodging expense reimbursement allowed during legislative sessions from \$1,720 to \$1,796 anticipated for the 2021 legislative session \$40,670
3. Increased funding for NCSL dues, including funding to restore the 10 percent reduction made in the 2017-19 biennium \$38,278

2021-23 Biennium

1. Added funding to increase the maximum monthly lodging expense reimbursement to \$1,833 anticipated for the 2023 legislative session. The maximum monthly lodging reimbursement was \$1,814 for the 2021 session. \$19,830

- 2. Increased funding for operating expenses, including increases related to video streaming, archiving, indexing, and closed captioning for committee rooms and for adjustments related to the annual cost for voting system upgrades and the addition of virtual voting \$935,912
- 3. Increased funding for IT expansion \$1,400,000

2023-25 Biennium (Executive Budget Recommendation)

- 1. Increases funding for operating expenses to increase the maximum monthly lodging expense reimbursement to \$1,852 anticipated for the 2025 legislative session. The maximum monthly lodging reimbursement is \$1,814 for the 2023 legislative session. \$10,650
- 2. Adjusts funding for operating expense related to IT (\$1,778,017)

One-Time General Fund Appropriations

	2015-17	2017-19	2019-21	2021-23	2023-25 Executive Budget
One-time general fund appropriations	\$1,704,810	\$0	\$517,760	\$1,766,284	\$5,704,550

Major One-Time General Fund Appropriations

2017-19 Biennium

None \$0

2019-21 Biennium

Added one-time funding for computer and iPad replacement \$517,760

2021-23 Biennium

- 1. Added one-time funding for redistricting special legislative session \$316,284
- 2. Added one-time funding for IT expansion \$1,450,000

2023-25 Biennium (Executive Budget Recommendation)

- 1. Adds one-time funding for capital assets for Propylon Core upgrade \$4,816,600
- 2. Adds one-time funding for capital assets for increased storage capacity for audio and video \$110,000
- 3. Adds one-time funding for operating expenses related to laptop and iPad replacement \$557,950
- 4. Adds one-time funding for operating expenses related to chamber upgrades \$220,000

Legislative Assembly - Budget No. 150
House Bill No. 1001
Base Level Funding Changes

	Executive Budget Recommendation			
	FTE Positions	General Fund	Other Funds	Total
2023-25 Biennium Base Level	0.00	\$17,926,180	\$0	\$17,926,180
2023-25 Ongoing Funding Changes				
Base budget increase for cost-to-continue 2021-23 biennium compensation increases		\$20,553		\$20,553
Provides funding for proposed legislators' monthly compensation adjustments of 2 percent in the 1st year and 3 percent in the 2nd year of the biennium, increasing from \$537 to \$548 effective July 2023, and \$564 effective July 2024		69,215		69,215
Provides funding for proposed adjustments to additional monthly compensation for legislative leaders of 2 percent in the 1st year and 3 percent in the 2nd year of the biennium, increasing from \$385 to \$393 effective July 2023, and \$405 effective July 2024		2,614		2,614
Provides funding for proposed adjustments to legislative session compensation of 2 percent in the 1st year and 3 percent in the 2nd year of the biennium, increasing from \$193 to \$197 effective July 2023, and \$203 effective July 2024		237,698		237,698
Adds funding for the health insurance premium increase for legislators		683,088		683,088
Increases funding for temporary session employee salaries		63,575		63,575
Increases funding for operating expenses to increase the maximum monthly lodging expense reimbursement to \$1,852 anticipated for the 2025 legislative session. The maximum monthly lodging reimbursement is \$1,814 for the 2023 legislative session.		10,650		10,650
Increases funding for operating expenses related to anticipated mileage rate increases		8,901		8,901
Adjusts funding for operating expense related to IT		(1,778,017)		(1,778,017)
Decreases funding for operating expenses		(70,318)		(70,318)
Increases funding for NCSL dues		11,737		11,737
Total ongoing funding changes	0.00	(\$740,304)	\$0	(\$740,304)
One-time funding items				
Adds one-time funding for capital assets for Propylon Core upgrade		\$4,816,600		\$4,816,600

Adds one-time funding for capital assets for increased storage capacity for audio and video	110,000	110,000		
Adds one-time funding for operating expenses related to laptop and iPad replacement	557,950	557,950		
Adds one-time funding for operating expenses related to chamber upgrades	220,000	220,000		
Total one-time funding changes	0.00	\$5,704,550	\$0	\$5,704,550
Total Changes to Base Level Funding	0.00	\$4,964,246	\$0	\$4,964,246
2023-25 Total Funding	0.00	\$22,890,426	\$0	\$22,890,426
<i>Federal funds included in other funds</i>			\$0	
<i>Total ongoing changes as a percentage of base level</i>		(4.1%)		(4.1%)
<i>Total changes as a percentage of base level</i>		27.7%		27.7%

Other Sections in Legislative Assembly - Budget No. 150

Executive Budget Recommendation

Transfers	Section 4 would allow transfers of funds between line items of appropriations for the Legislative Assembly and Legislative Council as requested by the Chairman of the Legislative Management or the Director of the Legislative Council.
Continuation of appropriation authority	Section 5 would provide the unspent funds appropriated for the Legislative Assembly and the Legislative Council for the 2021-23 biennium be continued and unexpended appropriations enacted prior to the 2021-23 biennium may be canceled as directed by the Chairman of the Legislative Management or the Director of the Legislative Council.
Compensation	Section 6 would increase legislators' daily pay during legislative sessions, monthly compensation, and additional monthly compensation by 2 percent in the 1st year and 3 percent in the 2nd year of the 2023-25 biennium. Section 7 would increase legislators' interim meeting pay by 2 percent in the 1st year and 3 percent in the 2nd year of the 2023-25 biennium.
Emergency	Section 8 would declare the Act is an emergency measure.

LEGISLATIVE BRANCH REQUEST WITH THE GOVERNOR'S RECOMMENDATION FOR STATE EMPLOYEE COMPENSATION CHANGES

SECTION 1. APPROPRIATION. The funds provided in this section, or so much of the funds as may be necessary, are appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, and from special funds derived from the insurance regulatory trust fund, not otherwise appropriated, to the legislative branch of state government for the purpose of defraying the expenses of the legislative branch of state government, for the fiscal period beginning with the effective date of this Act and ending June 30, 2025, as follows:

Subdivision 1.

SIXTY-EIGHTH AND SIXTY-NINTH LEGISLATIVE ASSEMBLIES AND BIENNIUM

	<u>Base Level</u>	Adjustments or <u>Enhancements</u>	<u>Appropriation</u>
Salaries and wages	\$11,430,094	\$1,076,743	\$12,506,837
Operating expenses	6,218,753	(1,050,834)	5,167,919
Capital assets	6,000	4,926,600	4,932,600
National conference of state legislatures	<u>271,333</u>	<u>11,737</u>	<u>283,070</u>
Total general fund	\$17,926,180	\$4,964,246	\$22,890,426

Subdivision 2.

LEGISLATIVE MANAGEMENT AND LEGISLATIVE COUNCIL

	<u>Base Level</u>	Adjustments or <u>Enhancements</u>	<u>Appropriation</u>
Salaries and wages	\$12,690,980	\$1,266,047	\$13,957,027
Operating expenses	3,045,430	890,982	3,936,412
Capital assets	<u>6,000</u>	<u>120,000</u>	<u>126,000</u>
Total all funds	\$15,742,410	\$2,277,029	\$18,019,439
Less estimated income	<u>70,000</u>	<u>18,000</u>	<u>88,000</u>
Total general fund	\$15,672,410	\$2,259,029	\$17,931,439
Full-time equivalent positions	44.00	0.00	44.00

Subdivision 3.

TOTAL - SECTION 1

	<u>Base Level</u>	Adjustments or <u>Enhancements</u>	<u>Appropriation</u>
Grand total general fund	\$33,598,590	\$7,223,275	\$40,821,865
Grand total special funds	<u>70,000</u>	<u>18,000</u>	<u>88,000</u>
Grand total all funds	\$33,668,590	\$7,241,275	\$40,909,865

SECTION 2. LEGISLATIVE ASSEMBLY ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-NINTH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixty-seventh legislative assembly for the 2021-23 biennium and the 2023-25 one-time funding items included the appropriation for the legislative assembly in section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2021-23</u>	<u>2023-25</u>
Redistricting session	\$316,284	\$0
Information technology expansion	1,450,000	0
Audio and video storage capacity	0	110,000
Chamber upgrades	0	220,000
Computer and iPad replacement	0	557,950
Drafting system upgrade	<u>0</u>	<u>4,816,600</u>
Total general fund	\$1,766,284	\$5,704,550

The 2023-25 biennium one-time funding amounts are not part of the entity's base budget for the 2025-27 biennium. The legislative assembly shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 3. LEGISLATIVE MANAGEMENT AND LEGISLATIVE COUNCIL ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-NINTH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixty-seventh legislative assembly for the 2021-23 biennium and the 2023-25 one-time funding items included in the appropriation for the legislative management and legislative council in section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2021-23</u>	<u>2023-25</u>
Information technology expansion	\$48,000	\$0
Public website design	150,000	0
Backup servers	0	120,000
Computer and iPad replacement	<u>0</u>	<u>155,500</u>
Total general fund	\$198,000	\$275,500

The 2023-25 biennium one-time funding amounts are not part of the entity's base budget for the 2025-27 biennium. The legislative council shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 4. EXEMPTION - TRANSFERS. Notwithstanding section 54-16-04, the director of the office of management and budget shall transfer appropriation authority between line items of the legislative management and legislative council as may be requested by the chairman of the legislative management or the director of the legislative council upon the finding by the chairman or the director that the nature of studies and duties assigned to the legislative management or legislative council requires the transfers in properly carrying on the legislative management's and legislative council's functions and duties. The director of the office of management and budget shall similarly make transfers of appropriation authority between the line items for the sixty-eighth and sixty-ninth legislative assemblies, upon request by the chairman of the legislative management or the director of the legislative council upon the finding by the chairman or director that the transfers are required for the legislative assembly to carry on its functions and duties.

SECTION 5. APPLICATION, TRANSFER AUTHORITY, AND CANCELLATION OF UNEXPENDED APPROPRIATIONS. Sections 54-16-04 and 54-44.1-11 do not apply to chapter 29 of the 2021 Session Laws. The director of the office of management and budget shall make transfers of appropriation authority between the line items and the agencies of the legislative branch within section 1 of that chapter as requested by the chairman of the legislative management or the director of the legislative council. The office of management and budget shall cancel unexpended appropriations for the legislative assembly and legislative council enacted prior to the 2021-23 biennium as directed by the chairman of the legislative management or the director of the legislative council.

SECTION 6. AMENDMENT. Section 54-03-20 of the North Dakota Century Code is amended and reenacted as follows:

54-03-20. Compensation and expense reimbursement of members of the legislative assembly.

1. Each member of the legislative assembly is entitled to receive as compensation for services the sum of ~~one hundred eighty-nine~~one hundred ninety-seven dollars through June 30, 2022, and ~~one hundred ninety-three~~two hundred three dollars thereafter for each calendar day during any organizational, special, or regular legislative session and for each day that member attends a meeting of a legislative committee between the organizational session and the regular session as authorized by legislative rule.
2. a. Each member of the legislative assembly is entitled to receive reimbursement for lodging, which may not exceed per calendar month the amount established under this subdivision by the director of the office of management and budget for lodging in state and which may not exceed the rate provided in section 44-08-04 for each calendar day during the period of any organizational, special, or regular session. On August first of each even-numbered year, the director of the office of management and budget shall set the maximum monthly reimbursement for the subsequent two-year period at an amount equal to thirty times seventy percent of the daily lodging reimbursement in effect on that date as provided under subdivision d of subsection 2 of section 44-08-04.
b. Notwithstanding subdivision a:
 - (1) A member of the legislative assembly may elect to be reimbursed for less than the amount to which the legislator is entitled under this subsection by claiming the lesser amount on a voucher submitted with the receipt required by section 44-08-04.
 - (2) The legislative management may establish guidelines that may result in a reduced maximum reimbursement for a single dwelling in which two or more legislators share lodging and the total rent for that dwelling exceeds the amount to which a legislator is entitled under subdivision a.
3. a. Members of the legislative assembly who receive reimbursement for lodging are also entitled to reimbursement for travel for not to exceed one round trip taken during any calendar week, or portion of a week, the legislative assembly is in session, between their residences and the place of meeting of the legislative assembly, at the rate provided for state employees with the additional limitation that reimbursement for travel by common carrier may be only at the cost of coach fare and may not exceed one and one-half times the amount the member would be entitled to receive as mileage reimbursement for travel by motor vehicle.
b. A member of the legislative assembly who does not receive reimbursement for lodging and whose place of residence in the legislative district that the member represents is not within the city of Bismarck is entitled to reimbursement at the rate provided for state employees for necessary travel for not to exceed one round trip taken per day between the residence and the place of meeting of the legislative assembly when it is in session and may receive reimbursement for lodging at the place of meeting of the legislative assembly as provided in section 44-08-04 for each calendar day for which round trip travel reimbursement is not claimed, provided that the total reimbursement may not exceed the maximum monthly reimbursement allowed under subdivision a of subsection 2.
4. The amount to which each legislator is entitled must be paid following the organizational session in December and each month upon submission of a voucher and appropriate documentation during a regular or special session, consistent with section 26 of article XI of the constitution of North Dakota.
5. If during a special session, the legislative assembly adjourns for more than three days, a member of the legislative assembly is entitled to receive compensation during those days only while in attendance at a standing committee if the legislator is a member of that committee, a majority or minority leader, or a legislator who is not on that committee but who has the approval of a majority or minority leader to attend.
6. A day, or portion of a day, spent in traveling to or returning from an organizational, special, or regular session or a legislative committee meeting must be included as a calendar day during a legislative session or as a day of a legislative committee meeting for the purposes of this section.

7.
 - a. In addition, each member is entitled to receive during the term for which the member was elected, as compensation for the execution of public duties during the biennium, the sum of ~~five hundred twenty-six~~ five hundred forty-eight dollars through June 30, 2022, and ~~five hundred thirty-seven~~ five hundred sixty-four dollars thereafter per month, paid monthly.
 - b. If a member dies or resigns from office during the member's term, the member may be paid only the allowances provided for in this section for the period for which the member was actually a member.
 - c. The majority and minority leaders of the house and senate and the chairman of the legislative management, if the chairman is not a majority or minority leader, are each entitled to receive as compensation, in addition to any other compensation or expense reimbursement provided by law, the sum of ~~three hundred seventy-seven~~ three hundred ninety-three dollars through June 30, 2022, and ~~three hundred eighty-five~~ four hundred five dollars thereafter per month during the biennium for their execution of public duties.
8. Attendance at any organizational, special, or regular session of the legislative assembly by any member is a conclusive presumption of entitlement as set out in this section and compensation and expense allowances must be excluded from gross income for income tax purposes to the extent permitted for federal income tax purposes under section 127 of the Economic Recovery Tax Act of 1981 [Pub. L. 97-34; 95 Stat. 202; 26 U.S.C. 162(i)].
9. Before each regular legislative session, the legislative management shall make recommendations and submit any necessary legislation to adjust legislative compensation amounts.

SECTION 7. AMENDMENT. Section 54-35-10 of the North Dakota Century Code is amended and reenacted as follows:

54-35-10. Compensation of members and leadership.

1. The members of the legislative management and the members of any committee of the legislative management are entitled to be compensated for the time spent in attendance at sessions of the legislative management and of its committees at the rate of ~~one hundred eighty-nine~~ one hundred ninety-seven dollars through June 30, 2022, and ~~one hundred ninety-three~~ two hundred three dollars thereafter per day and must also be paid for expenses incurred in attending said meetings and in the performance of their official duties in the amounts provided by law for other state officers.
2. In addition to the compensation provided in subsection 1, the chairman of the legislative management is entitled to receive an additional five dollars for each day spent in attendance at sessions of the legislative management and of its committees, and the chairman of each of the legislative management's committees is entitled to receive five dollars for each day spent in attendance at sessions of the legislative management or of the committee which the person chairs.

SECTION 8. EMERGENCY. This Act is declared to be an emergency measure.

Department 160 - Legislative Council
House Bill No. 1001

Executive Budget Comparison to Base Level

	General Fund	Other Funds	Total
2023-25 Executive Budget	\$17,931,439	\$88,000	\$18,019,439
2023-25 Base Level	15,672,410	70,000	15,742,410
Increase (Decrease)	\$2,259,029	\$18,000	\$2,277,029

Selected Budget Changes Recommended in the Executive Budget

	General Fund	Other Funds	Total
1. Adds funding for state employee salary and benefit increases, of which \$778,944 is for salary increases and \$221,192 is for health insurance increases	\$1,000,136	\$0	\$1,000,136
2. Provides funding for proposed legislator per diem compensation adjustments of 2 percent in the 1 st year and 3 percent in the 2 nd year of the biennium, increasing from \$193 to \$197 effective July 2023, and \$203 effective July 2024	\$28,356	\$0	\$28,356
3. Decreases funding for travel resulting from continued savings related to reduced committee sizes during the 2023-25 biennium	(\$76,717)	\$0	(\$76,717)
4. Increases funding for travel for increases in out-of-state travel fees, lodging, and mileage rates	\$38,407	\$0	\$38,407
5. Increases funding for operating expenses related to IT	\$565,876	\$0	\$565,876
6. Increases funding for operating expenses	\$124,916	\$18,000	\$142,916
7. Increases funding for professional services to provide a total of \$270,000 for committee consultants	\$65,000	\$0	\$65,000
8. Adds one-time funding for operating expenses related to computer and iPad replacement	\$155,500	\$0	\$155,500
9. Adds one-time funding for capital assets for secondary and backup servers	\$120,000	\$0	\$120,000

A summary of the executive budget changes to the agency's base level appropriations is attached as an appendix.

A copy of the draft appropriations bill containing the executive budget recommendations is attached as an appendix.

Selected Bill Sections Recommended in the Executive Budget

Transfers - Section 4 would allow transfers of funds between line items of appropriations for the Legislative Assembly and Legislative Council as requested by the Chairman of the Legislative Management or the Director of the Legislative Council.

Continuation of appropriation authority - Section 5 would provide the unspent funds appropriated for the Legislative Assembly and the Legislative Council for the 2021-23 biennium be continued and unexpended appropriations enacted prior to the 2021-23 biennium may be canceled as directed by the Chairman of the Legislative Management or the Director of the Legislative Council.

Compensation - Section 6 would increase legislators' daily pay during legislative sessions, monthly compensation, and additional monthly compensation by 2 percent in the 1st year and 3 percent in the 2nd year of the 2023-25 biennium. Section 7 would increase legislators' interim meeting pay by 2 percent in the 1st year and 3 percent in the 2nd year of the 2023-25 biennium.

The compensation adjustments are as follows:

	Current Compensation Rate	Rate Effective July 1, 2023	Rate Effective July 1, 2024
Daily session pay	\$193	\$197	\$203
Monthly compensation	\$537	\$548	\$564
Leaders' additional monthly compensation	\$385	\$393	\$405
Interim meeting pay	\$193	\$197	\$203

Emergency - Section 8 would declare the Act is an emergency measure.

Continuing Appropriations

Legislative services fund - North Dakota Century Code Section 54-35-19 - This fund is used for depositing and spending funds relating to legislative information.

Deficiency Appropriations

There are no deficiency appropriations for the Legislative Council.

Significant Audit Findings

There are no significant audit findings for the Legislative Council.

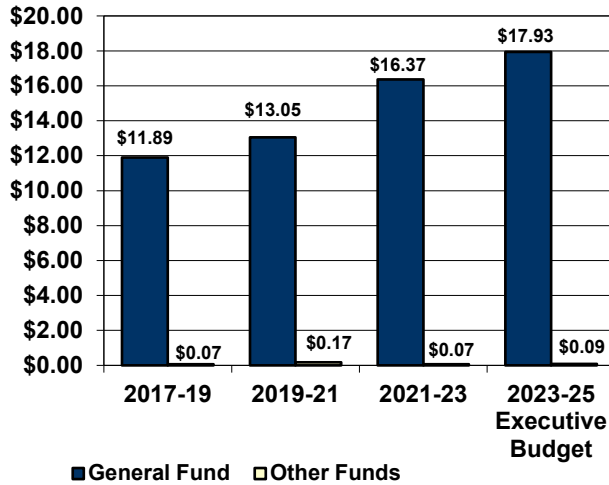
Major Related Legislation

Senate Bill No. 2124 - increases the daily in-state meal allowance for state employees and legislators.

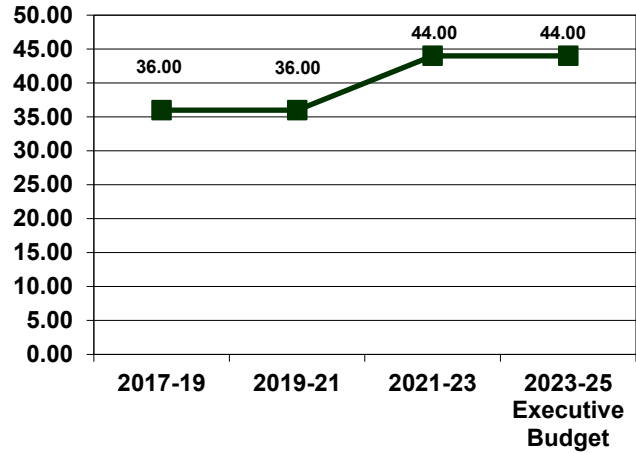
Historical Appropriations Information

Agency Appropriations and FTE Positions

Agency Funding (Millions)



FTE Positions



Ongoing General Fund Appropriations

	2015-17	2017-19	2019-21	2021-23	2023-25 Executive Budget
Ongoing general fund appropriations	\$11,948,410	\$11,891,138	\$12,890,318	\$15,672,410	\$17,655,939
Increase (decrease) from previous biennium	N/A	(\$57,272)	\$999,180	\$2,782,092	\$1,983,529
Percentage increase (decrease) from previous biennium	N/A	(0.5%)	8.4%	21.6%	12.7%
Cumulative percentage increase (decrease) from 2015-17 biennium	N/A	(0.5%)	7.9%	31.2%	47.8%

Major Increases (Decreases) in Ongoing General Fund Appropriations

2017-19 Biennium

- Removed 1 vacant FTE fiscal analyst position. The related funding for salaries and wages was removed as part of the August 2016 budget reductions. \$0
- Reduced funding for base level salaries and wages due to staff turnover (\$126,558)
- Removed funding for 1 FTE office assistant position (\$147,071)
- Reduced funding for per diem (\$92,251) and travel expenses (\$15,140) related to smaller committee sizes anticipated for the 2017-18 interim (\$107,391)
- Reduced funding for out-of-state travel by 5 percent, including reductions to per diem salaries (\$14,299) and travel expenses (\$44,865). The base budget for out-of-state travel was reduced by an additional 5 percent for a total reduction of 10 percent. (\$59,164)
- Reduced funding for professional fees to provide a total of \$140,000 for audit fees (\$15,000) and interim committee consulting services (\$125,000) during the 2017-18 interim (\$75,000)
- Restored a portion of the funding for IT and other operating expenses, reduced as part of the August 2016 budget reductions \$210,385

2019-21 Biennium

- Restored funding for one of two unfunded administrative positions \$125,579
- Added funding for a session retention program \$333,512
- Decreased funding to continue reduced committee sizes during the 2019-21 biennium, including per diem (\$20,200) and travel (\$39,257) (\$59,457)
- Increased funding for other meetings and out-of-state travel to restore the 2017-19 biennium 10 percent reduction, including per diem \$30,188 and travel \$81,860 \$112,048

5. Increased funding for professional services from \$140,000 to \$200,000 \$60,000

2021-23 Biennium

- 1. Increased funding for a session retention program \$175,000
- 2. Added 8 FTE IT positions, including salaries and wages (\$1,840,619) and operating expenses (\$24,000), for the expansion of IT services \$1,864,619

2023-25 Biennium (Executive Budget Recommendation)

- 1. Decreases funding for travel resulting from continued savings related to reduced committee sizes during the 2023-25 biennium (\$76,717)
- 2. Increases funding travel for increases in out-of-state travel fees, lodging, and mileage rates \$38,407
- 3. Increases funding for operating expenses related to IT \$565,876
- 4. Increases funding for operating expenses \$124,916
- 5. Increases funding for professional services to provide a total of \$270,000 for committee consultants \$65,000

One-Time General Fund Appropriations

	2015-17	2017-19	2019-21	2021-23	2023-25 Executive Budget
One-time general fund appropriations	\$610,460	\$0	\$154,756	\$698,000	\$275,500

Major One-Time General Fund Appropriations

2017-19 Biennium

None \$0

2019-21 Biennium

- 1. Added one-time funding for computer replacement \$124,856
- 2. Added one-time funding for redistricting equipment \$22,400
- 3. Added one-time funding for a Council of State Governments conference \$7,500

2021-23 Biennium

- 1. Added one-time funding for public website design \$150,000
- 2. Added one-time funding for IT expansion \$48,000
- 3. Added one-time funding for consulting services related to a study of acute psychiatric hospitalization and related step down residential treatment and support needs of individuals with mental illness (House Bill No. 1012) \$500,000

2023-25 Biennium (Executive Budget Recommendation)

- 1. Adds one-time funding for operating expenses related to computer and iPad replacement \$155,500
- 2. Adds one-time funding for capital assets for secondary and backup servers \$120,000

Legislative Council - Budget No. 160
House Bill No. 1001
Base Level Funding Changes

	Executive Budget Recommendation			
	FTE Positions	General Fund	Other Funds	Total
2023-25 Biennium Base Level	44.00	\$15,672,410	\$70,000	\$15,742,410
2023-25 Ongoing Funding Changes				
Base payroll changes		\$233,217		\$233,217
Salary increase		778,944		778,944
Health insurance increase		221,192		221,192
Adds funding to increase per diem by 2 percent in the 1st year and 3 percent in the 2nd year of the 2023-25 biennium, increasing from \$193 to \$197 effective July 2023, and \$203 effective July 2024		28,356		28,356
Increases funding for overtime salaries		4,338		4,338
Decreases funding for travel resulting from continued savings related to reduced committee sizes during the 2023-25 biennium		(76,717)		(76,717)
Increases funding for travel for increases in out-of-state travel fees, lodging, and mileage rates		38,407		38,407
Increases funding for operating expenses related to IT		565,876		565,876
Increases funding for operating expenses		124,916	\$18,000	142,916
Increases funding for professional services to provide a total of \$270,000		65,000		65,000
Total ongoing funding changes	0.00	\$1,983,529	\$18,000	\$2,001,529
One-time funding items				
Adds one-time funding for operating expenses related to computer and iPad replacement		\$155,500		\$155,500
Adds one-time funding for capital assets for secondary and backup servers		120,000		120,000
Total one-time funding changes	0.00	\$275,500	\$0	\$275,500
Total Changes to Base Level Funding	0.00	\$2,259,029	\$18,000	\$2,277,029
2023-25 Total Funding	44.00	\$17,931,439	\$88,000	\$18,019,439
<i>Federal funds included in other funds</i>			<i>\$0</i>	
<i>Total ongoing changes as a percentage of base level</i>	<i>0.0%</i>	<i>12.7%</i>	<i>25.7%</i>	<i>12.7%</i>
<i>Total changes as a percentage of base level</i>	<i>0.0%</i>	<i>14.4%</i>	<i>25.7%</i>	<i>14.5%</i>

Other Sections in Legislative Council - Budget No. 160

Executive Budget Recommendation

Transfers	Section 4 would allow transfers of funds between line items of appropriations for the Legislative Assembly and Legislative Council as requested by the Chairman of the Legislative Management or the Director of the Legislative Council.
Continuation of appropriation authority	Section 5 would provide the unspent funds appropriated for the Legislative Assembly and the Legislative Council for the 2021-23 biennium be continued and unexpended appropriations enacted prior to the 2021-23 biennium may be canceled as directed by the Chairman of the Legislative Management or the Director of the Legislative Council.
Compensation	Section 6 would increase legislators' daily pay during legislative sessions, monthly compensation, and additional monthly compensation by 2 percent in the 1st year and 3 percent in the 2nd year of the 2023-25 biennium. Section 7 would increase legislators' interim meeting pay by 2 percent in the 1st year and 3 percent in the 2nd year of the 2023-25 biennium.
Emergency	Section 8 would declare the Act is an emergency measure.

LEGISLATIVE BRANCH REQUEST WITH THE GOVERNOR'S RECOMMENDATION FOR STATE EMPLOYEE COMPENSATION CHANGES

SECTION 1. APPROPRIATION. The funds provided in this section, or so much of the funds as may be necessary, are appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, and from special funds derived from the insurance regulatory trust fund, not otherwise appropriated, to the legislative branch of state government for the purpose of defraying the expenses of the legislative branch of state government, for the fiscal period beginning with the effective date of this Act and ending June 30, 2025, as follows:

Subdivision 1.

SIXTY-EIGHTH AND SIXTY-NINTH LEGISLATIVE ASSEMBLIES AND BIENNIUM

	<u>Base Level</u>	Adjustments or <u>Enhancements</u>	<u>Appropriation</u>
Salaries and wages	\$11,430,094	\$1,076,743	\$12,506,837
Operating expenses	6,218,753	(1,050,834)	5,167,919
Capital assets	6,000	4,926,600	4,932,600
National conference of state legislatures	<u>271,333</u>	<u>11,737</u>	<u>283,070</u>
Total general fund	\$17,926,180	\$4,964,246	\$22,890,426

Subdivision 2.

LEGISLATIVE MANAGEMENT AND LEGISLATIVE COUNCIL

	<u>Base Level</u>	Adjustments or <u>Enhancements</u>	<u>Appropriation</u>
Salaries and wages	\$12,690,980	\$1,266,047	\$13,957,027
Operating expenses	3,045,430	890,982	3,936,412
Capital assets	<u>6,000</u>	<u>120,000</u>	<u>126,000</u>
Total all funds	\$15,742,410	\$2,277,029	\$18,019,439
Less estimated income	<u>70,000</u>	<u>18,000</u>	<u>88,000</u>
Total general fund	\$15,672,410	\$2,259,029	\$17,931,439
Full-time equivalent positions	44.00	0.00	44.00

Subdivision 3.

TOTAL - SECTION 1

	<u>Base Level</u>	Adjustments or <u>Enhancements</u>	<u>Appropriation</u>
Grand total general fund	\$33,598,590	\$7,223,275	\$40,821,865
Grand total special funds	<u>70,000</u>	<u>18,000</u>	<u>88,000</u>
Grand total all funds	\$33,668,590	\$7,241,275	\$40,909,865

SECTION 2. LEGISLATIVE ASSEMBLY ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-NINTH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixty-seventh legislative assembly for the 2021-23 biennium and the 2023-25 one-time funding items included the appropriation for the legislative assembly in section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2021-23</u>	<u>2023-25</u>
Redistricting session	\$316,284	\$0
Information technology expansion	1,450,000	0
Audio and video storage capacity	0	110,000
Chamber upgrades	0	220,000
Computer and iPad replacement	0	557,950
Drafting system upgrade	<u>0</u>	<u>4,816,600</u>
Total general fund	\$1,766,284	\$5,704,550

The 2023-25 biennium one-time funding amounts are not part of the entity's base budget for the 2025-27 biennium. The legislative assembly shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 3. LEGISLATIVE MANAGEMENT AND LEGISLATIVE COUNCIL ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-NINTH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixty-seventh legislative assembly for the 2021-23 biennium and the 2023-25 one-time funding items included in the appropriation for the legislative management and legislative council in section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2021-23</u>	<u>2023-25</u>
Information technology expansion	\$48,000	\$0
Public website design	150,000	0
Backup servers	0	120,000
Computer and iPad replacement	<u>0</u>	<u>155,500</u>
Total general fund	\$198,000	\$275,500

The 2023-25 biennium one-time funding amounts are not part of the entity's base budget for the 2025-27 biennium. The legislative council shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 4. EXEMPTION - TRANSFERS. Notwithstanding section 54-16-04, the director of the office of management and budget shall transfer appropriation authority between line items of the legislative management and legislative council as may be requested by the chairman of the legislative management or the director of the legislative council upon the finding by the chairman or the director that the nature of studies and duties assigned to the legislative management or legislative council requires the transfers in properly carrying on the legislative management's and legislative council's functions and duties. The director of the office of management and budget shall similarly make transfers of appropriation authority between the line items for the sixty-eighth and sixty-ninth legislative assemblies, upon request by the chairman of the legislative management or the director of the legislative council upon the finding by the chairman or director that the transfers are required for the legislative assembly to carry on its functions and duties.

SECTION 5. APPLICATION, TRANSFER AUTHORITY, AND CANCELLATION OF UNEXPENDED APPROPRIATIONS. Sections 54-16-04 and 54-44.1-11 do not apply to chapter 29 of the 2021 Session Laws. The director of the office of management and budget shall make transfers of appropriation authority between the line items and the agencies of the legislative branch within section 1 of that chapter as requested by the chairman of the legislative management or the director of the legislative council. The office of management and budget shall cancel unexpended appropriations for the legislative assembly and legislative council enacted prior to the 2021-23 biennium as directed by the chairman of the legislative management or the director of the legislative council.

SECTION 6. AMENDMENT. Section 54-03-20 of the North Dakota Century Code is amended and reenacted as follows:

54-03-20. Compensation and expense reimbursement of members of the legislative assembly.

1. Each member of the legislative assembly is entitled to receive as compensation for services the sum of ~~one hundred eighty-nine~~one hundred ninety-seven dollars through June 30, 2022, and ~~one hundred ninety-three~~two hundred three dollars thereafter for each calendar day during any organizational, special, or regular legislative session and for each day that member attends a meeting of a legislative committee between the organizational session and the regular session as authorized by legislative rule.
2. a. Each member of the legislative assembly is entitled to receive reimbursement for lodging, which may not exceed per calendar month the amount established under this subdivision by the director of the office of management and budget for lodging in state and which may not exceed the rate provided in section 44-08-04 for each calendar day during the period of any organizational, special, or regular session. On August first of each even-numbered year, the director of the office of management and budget shall set the maximum monthly reimbursement for the subsequent two-year period at an amount equal to thirty times seventy percent of the daily lodging reimbursement in effect on that date as provided under subdivision d of subsection 2 of section 44-08-04.
b. Notwithstanding subdivision a:
 - (1) A member of the legislative assembly may elect to be reimbursed for less than the amount to which the legislator is entitled under this subsection by claiming the lesser amount on a voucher submitted with the receipt required by section 44-08-04.
 - (2) The legislative management may establish guidelines that may result in a reduced maximum reimbursement for a single dwelling in which two or more legislators share lodging and the total rent for that dwelling exceeds the amount to which a legislator is entitled under subdivision a.
3. a. Members of the legislative assembly who receive reimbursement for lodging are also entitled to reimbursement for travel for not to exceed one round trip taken during any calendar week, or portion of a week, the legislative assembly is in session, between their residences and the place of meeting of the legislative assembly, at the rate provided for state employees with the additional limitation that reimbursement for travel by common carrier may be only at the cost of coach fare and may not exceed one and one-half times the amount the member would be entitled to receive as mileage reimbursement for travel by motor vehicle.
b. A member of the legislative assembly who does not receive reimbursement for lodging and whose place of residence in the legislative district that the member represents is not within the city of Bismarck is entitled to reimbursement at the rate provided for state employees for necessary travel for not to exceed one round trip taken per day between the residence and the place of meeting of the legislative assembly when it is in session and may receive reimbursement for lodging at the place of meeting of the legislative assembly as provided in section 44-08-04 for each calendar day for which round trip travel reimbursement is not claimed, provided that the total reimbursement may not exceed the maximum monthly reimbursement allowed under subdivision a of subsection 2.
4. The amount to which each legislator is entitled must be paid following the organizational session in December and each month upon submission of a voucher and appropriate documentation during a regular or special session, consistent with section 26 of article XI of the constitution of North Dakota.
5. If during a special session, the legislative assembly adjourns for more than three days, a member of the legislative assembly is entitled to receive compensation during those days only while in attendance at a standing committee if the legislator is a member of that committee, a majority or minority leader, or a legislator who is not on that committee but who has the approval of a majority or minority leader to attend.
6. A day, or portion of a day, spent in traveling to or returning from an organizational, special, or regular session or a legislative committee meeting must be included as a calendar day during a legislative session or as a day of a legislative committee meeting for the purposes of this section.

7.
 - a. In addition, each member is entitled to receive during the term for which the member was elected, as compensation for the execution of public duties during the biennium, the sum of ~~five hundred twenty-six~~five hundred forty-eight dollars through June 30, 2022, and ~~five hundred thirty-seven~~through June 30, 2024, and five hundred sixty-four dollars thereafter per month, paid monthly.
 - b. If a member dies or resigns from office during the member's term, the member may be paid only the allowances provided for in this section for the period for which the member was actually a member.
 - c. The majority and minority leaders of the house and senate and the chairman of the legislative management, if the chairman is not a majority or minority leader, are each entitled to receive as compensation, in addition to any other compensation or expense reimbursement provided by law, the sum of ~~three hundred seventy-seven~~three hundred ninety-three dollars through June 30, 2022, and ~~three hundred eighty-five~~through June 30, 2024, and four hundred five dollars thereafter per month during the biennium for their execution of public duties.
8. Attendance at any organizational, special, or regular session of the legislative assembly by any member is a conclusive presumption of entitlement as set out in this section and compensation and expense allowances must be excluded from gross income for income tax purposes to the extent permitted for federal income tax purposes under section 127 of the Economic Recovery Tax Act of 1981 [Pub. L. 97-34; 95 Stat. 202; 26 U.S.C. 162(i)].
9. Before each regular legislative session, the legislative management shall make recommendations and submit any necessary legislation to adjust legislative compensation amounts.

SECTION 7. AMENDMENT. Section 54-35-10 of the North Dakota Century Code is amended and reenacted as follows:

54-35-10. Compensation of members and leadership.

1. The members of the legislative management and the members of any committee of the legislative management are entitled to be compensated for the time spent in attendance at sessions of the legislative management and of its committees at the rate of ~~one hundred eighty-nine~~one hundred ninety-seven dollars through June 30, 2022, and ~~one hundred ninety-three~~through June 30, 2024, and two hundred three dollars thereafter per day and must also be paid for expenses incurred in attending said meetings and in the performance of their official duties in the amounts provided by law for other state officers.
2. In addition to the compensation provided in subsection 1, the chairman of the legislative management is entitled to receive an additional five dollars for each day spent in attendance at sessions of the legislative management and of its committees, and the chairman of each of the legislative management's committees is entitled to receive five dollars for each day spent in attendance at sessions of the legislative management or of the committee which the person chairs.

SECTION 8. EMERGENCY. This Act is declared to be an emergency measure.

2023 HOUSE STANDING COMMITTEE MINUTES

Appropriations - Government Operations Division
Brynhild Haugland Room, State Capitol

HB1001
1/17/2023

A BILL for an act to provide an appropriation for defraying the expenses of the legislative branch.
--

Chairman Monson opened the hearing on HB1001 at 10:00AM.

Members present:

Chairman Monson, Vice Chairman Brandenburg, Representative Bellew, Representative Kempenich, Representative Meier, Representative Pyle, Representative Mock

Discussion Topics:

- Operating Expenses
- Salary, wages and retention
- Changes in ITD
- Professional services
- Maintenance to the chamber
- Back up servers

John Bjornson, Director of Legislative Council, testified in Favor of the bill Testimony #13662

Chairman Monson adjourned the hearing 11:14 am

Amy Liepke, Committee Clerk

2023 HOUSE STANDING COMMITTEE MINUTES

Appropriations - Government Operations Division
Brynhild Haugland Room, State Capitol

HB1001
1/17/2023

A BILL for an act to provide an appropriation for defraying the expenses of the legislative branch.
--

Chairman Monson called the meeting to order 2:55 PM

Members present:

Chairman Monson, Vice Chairman Brandenburg, Representative Bellow, Representative Kempenich, Representative Meier, Representative Pyle, Representative Mock

Discussion Topics:

- Amendment

Representative Vicky Steiner Presented a written amendment. (#13942)

Additional testimony:

John Bjornson, Legislative Council provided written testimony (#13662)

Chairman Monson closed the meeting 3:10 PM

Amy Liepke, Committee Clerk

2023 HOUSE STANDING COMMITTEE MINUTES

Appropriations - Government Operations Division
Brynhild Haugland Room, State Capitol

HB1001
2/3/2023

A BILL for an act to provide an appropriation for defraying the expenses of the legislative branch.

Chairman Monson opened the hearing on HB1001 at 9:45 AM.

Members present: Chairman Monson, Vice Chairman Brandenburg, Representative Bellow, Representative Kempenich, Representative Meier, Representative Pyle, Representative Mock

Discussion Topics:

- Employment opportunities.
- Salary Increase
- New Technology

John Bjornson, ND Legislative Council, (#19044)

Chairman Monson Closes Hearing at 10:26 AM

Leah Kuball, Committee Clerk

2023 HOUSE STANDING COMMITTEE MINUTES

Appropriations - Government Operations Division Brynhild Haugland Room, State Capitol

HB1001
2/7/2023

A BILL for an act to provide an appropriation for defraying the expenses of the legislative branch.

Chairman Monson opened the hearing on HB 1001 at 10:46 AM

Members present: Chairman Monson, Vice Chairman Brandenburg, Representative Bellow, Representative Kempenich, Representative Meier, Representative Pyle, Representative Mock

Discussion Topics:

- Committee discussion on budget 150 & 160
- Legislative salary increases.
- NCSL
- 23.0230.01004

Committee discussion about changes to budget 150 (#19563)

John Bjornson, Director of ND Legislative Council, verbally answered questions.

Committee discussion about changes to budget 160 (#19564)

Representative Kempenich moves to adopt amendment and increase legislator technology stipend from \$90 to \$200. (23.0230.01004)

Representative Mock seconds motion

Voice vote:

Representatives	Vote
Representative David Monson	Y
Representative Mike Brandenburg	Y
Representative Larry Bellew	Y
Representative Keith Kempenich	Y
Representative Lisa Meier	Y
Representative Corey Mock	Y
Representative Brandy Pyle	Y

Motion carries 7-0-0

Representative Brandenburg Moved a DO PASS as amended.

Representative Pyle second's motion

Roll call vote:

Representatives	Vote
Representative David Monson	Y
Representative Mike Brandenburg	Y
Representative Larry Bellew	N
Representative Keith Kempenich	Y
Representative Lisa Meier	Y
Representative Corey Mock	AB
Representative Brandy Pyle	Y

Motion carried 7-0-0

Bill carrier: Representative Pyle

Additional Testimony: #19525, 19526

Chairman Monson Closed the hearing at 11:46

AM Leah Kuball, Committee Clerk

2023 HOUSE STANDING COMMITTEE MINUTES

Appropriations - Government Operations Division Brynild Haugland Room, State Capitol

HB1001
2/10/2023

A BILL for an act to provide an appropriation for defraying the expenses of the legislative branch.

11:25 AM Chairman Monson called the meeting to order.

Members present:

Chairman Monson, Vice Chairman Brandenburg, Representative Bellow, Representative Kempenich, Representative Meier, Representative Pyle, Representative Moc

Discussion Topics:

- Proposed Amendment to HB 1001 [23.0230.01004]
- Committee Work

Representative Pyle presented the amended HB 1001 to the committee.LC [23.0230.01004] – Testimony (#20306)

Rep. Pyle moves to adopt the amendment.

Rep. Mock seconded.

Representatives	Vote
Representative David Monson	Y
Representative Mike Brandenburg	Y
Representative Larry Bellew	Y
Representative Keith Kempenich	Y
Representative Lisa Meier	Y
Representative Corey Mock	Y
Representative Brandy Pyle	Y

7-0-0, motion carries

Rep. Pyle moves a Do Pass as amended

Rep. Mock seconded.

Role Call Vote: Representatives	Vote
Representative David Monson	Y
Representative Mike Brandenburg	Y
Representative Larry Bellew	Y
Representative Keith Kempenich	Y
Representative Lisa Meier	Y
Representative Corey Mock	Y
Representative Brandy Pyle	Y

7-0-0, motion carries

11:57 AM Chairman Monson closed the meeting.

Amy Liepke, Committee Clerk

2023 HOUSE STANDING COMMITTEE MINUTES

Appropriations - Government Operations Division
Brynhild Haugland Room, State Capitol

HB1001
2/14/2023

A BILL for an act to provide an appropriation for defraying the expenses of the legislative branch.
--

10:49 AM Chairman Monson called the meeting to order.

Members present: Chairman Monson, Vice Chairman Brandenburg, Representative Bellew, Representative Kempenich, Representative Meier, Representative Pyle, Representative Mock

Discussion Topics:

- Reconsider action
- Amendment

Rep. Mock moved to reconsider their action.

Rep. Kempenich seconded the motion to reconsider.

Voice Vote – Motion carries.

Rep Pyle moves to adopt the final amendment on HB 1001 [23.0230.01004]

Rep Mock seconded the motion

Roll Call Vote

Representatives	Vote
Representative David Monson	y
Representative Mike Brandenburg	y
Representative Larry Bellew	A
Representative Keith Kempenich	y
Representative Lisa Meier	y
Representative Corey Mock	y
Representative Brandy Pyle	y

Motion Carries: 6-0-1

Rep Pyle moved Do Pass As Amended

Rep Mock Seconded.

Roll Call Vote

Representatives	Vote
Representative David Monson	y
Representative Mike Brandenburg	y

Representative Larry Bellew	A
Representative Keith Kempenich	y
Representative Lisa Meier	y
Representative Corey Mock	y
Representative Brandy Pyle	y

Motion Carries: 6-0-1

Rep. Pyle will carry HB 1001

10:52 AM Chairman Monson closed the hearing.

Amy Liepke, Committee Clerk

2023 HOUSE STANDING COMMITTEE MINUTES

Appropriations Committee Brynhild Haugland Room, State Capitol

HB 1001
2/15/2023

BILL for an Act to provide an appropriation for defraying the expenses of the legislative branch of state government; to provide for application, transfer, and cancellation of unexpended appropriations; and to declare an emergency.

6:31 PM Chairman Vigesaa- Meeting was called to order and roll call was taken:

All Members present; Chairman Vigesaa, Representative Kempenich, Representative B. Anderson, Representative Bellew, Representative Brandenburg, Representative Hanson, Representative Kreidt, Representative Martinson, Representative Mitskog, Representative Meier, Representative Mock, Representative Monson, Representative Nathe, Representative J. Nelson, Representative O'Brien, Representative Pyle, Representative Richter, Representative Sanford, Representative Schatz, Representative Schobinger, Representative Strinden, Representative G. Stemen and Representative Swiontek.

Discussion Topics:

- Amendment

Representative Pyle- Gives statement of purpose and amendment 23.0230.01004 (#21212)

Representative Pyle- Move to adopt the amendment 23.0230.01004.

Representative Mock Seconds the motion.

Committee discussion Roll call vote

Representatives	Vote
Representative Don Vigesaa	Y
Representative Keith Kempenich	Y
Representative Bert Anderson	Y
Representative Larry Bellew	Y
Representative Mike Brandenburg	Y
Representative Karla Rose Hanson	Y
Representative Gary Kreidt	Y
Representative Bob Martinson	Y
Representative Lisa Meier	Y
Representative Alisa Mitskog	Y
Representative Corey Mock	Y
Representative David Monson	Y
Representative Mike Nathe	Y
Representative Jon O. Nelson	Y
Representative Emily O'Brien	Y

Representative Brandy Pyle	Y
Representative David Richter	Y
Representative Mark Sanford	Y
Representative Mike Schatz	Y
Representative Randy A. Schobinger	Y
Representative Greg Stemen	Y
Representative Michelle Strinden	Y
Representative Steve Swiontek	Y

Motion Carries 23-0-0

Representative Schatz- Explains amendment 23.0230.01006 (#20949)

Representative Schatz- Moves to further amend with amendment 23.0230.01006

Representative Bellew Seconds the motion.

Committee discussion Roll call vote

Representatives	Vote
Representative Don Vigesaa	N
Representative Keith Kempenich	Y
Representative Bert Anderson	N
Representative Larry Bellew	Y
Representative Mike Brandenburg	N
Representative Karla Rose Hanson	N
Representative Gary Kreidt	N
Representative Bob Martinson	N
Representative Lisa Meier	Y
Representative Alisa Mitskog	N
Representative Corey Mock	N
Representative David Monson	N
Representative Mike Nathe	N
Representative Jon O. Nelson	N
Representative Emily O'Brien	N
Representative Brandy Pyle	N
Representative David Richter	N
Representative Mark Sanford	N
Representative Mike Schatz	Y
Representative Randy A. Schobinger	N
Representative Greg Stemen	N
Representative Michelle Strinden	N
Representative Steve Swiontek	N

Motion Fails 4-19-0

Representative Bellew Explains amendment 23.0230.01005 (#20957)

Representative Bellew Move to further amend with Amendment 23.0230.01005

Representative Brandenburg Seconds the motion.

Representatives	Vote
Representative Don Vigesaa	N
Representative Keith Kempenich	Y
Representative Bert Anderson	N
Representative Larry Bellew	Y
Representative Mike Brandenburg	Y
Representative Karla Rose Hanson	N
Representative Gary Kreidt	Y
Representative Bob Martinson	N
Representative Lisa Meier	Y
Representative Alisa Mitskog	N
Representative Corey Mock	N
Representative David Monson	Y
Representative Mike Nathe	N
Representative Jon O. Nelson	N
Representative Emily O'Brien	N
Representative Brandy Pyle	N
Representative David Richter	N
Representative Mark Sanford	Y
Representative Mike Schatz	Y
Representative Randy A. Schobinger	N
Representative Greg Stemen	Y
Representative Michelle Strinden	Y
Representative Steve Swiontek	Y

Motion fails. 11-12-0

Representative Brandenburg- Further amend with 125 thousand added to travel budget

Representative Meier seconds

Representatives	Vote
Representative Don Vigesaa	Y
Representative Keith Kempenich	Y
Representative Bert Anderson	Y
Representative Larry Bellew	N
Representative Mike Brandenburg	N
Representative Karla Rose Hanson	N
Representative Gary Kreidt	N
Representative Bob Martinson	N
Representative Lisa Meier	Y
Representative Alisa Mitskog	N
Representative Corey Mock	N
Representative David Monson	Y

Representative Mike Nathe	N
Representative Jon O. Nelson	N
Representative Emily O'Brien	N
Representative Brandy Pyle	N
Representative David Richter	N
Representative Mark Sanford	N
Representative Mike Schatz	Y
Representative Randy A. Schobinger	N
Representative Greg Stemen	N
Representative Michelle Strinden	N
Representative Steve Swiontek	N

Motion Failed 7-16-0

Representative Pyle Do Pass as Amended

Representative Monson seconded the motion.

Representatives	Vote
Representative Don Vigesaa	Y
Representative Keith Kempenich	Y
Representative Bert Anderson	Y
Representative Larry Bellew	N
Representative Mike Brandenburg	Y
Representative Karla Rose Hanson	Y
Representative Gary Kreidt	Y
Representative Bob Martinson	Y
Representative Lisa Meier	Y
Representative Alisa Mitskog	Y
Representative Corey Mock	Y
Representative David Monson	Y
Representative Mike Nathe	Y
Representative Jon O. Nelson	Y
Representative Emily O'Brien	Y
Representative Brandy Pyle	Y
Representative David Richter	Y
Representative Mark Sanford	Y
Representative Mike Schatz	N
Representative Randy A. Schobinger	Y
Representative Greg Stemen	Y
Representative Michelle Strinden	Y
Representative Steve Swiontek	Y

Motion Carries 21-2-0 Representative Pyle will carry the bill.

7:08 PM Chairman Vigesaa Closed the meeting for HB 1001

Risa Berube, Committee Cler

2-15-23

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1001

Page 1, line 2, after the semicolon insert "to amend and reenact sections 54-03-20 and 54-35-10 of the North Dakota Century Code, relating to legislative compensation; to provide for a legislative management study; to provide a report;"

Page 1, replace lines 13 through 19 with:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and wages	\$11,430,094	\$1,399,505	\$12,829,599
Operating expenses	6,218,753	(668,594)	5,550,159
Capital assets	6,000	4,926,600	4,932,600
National conference of state legislatures	<u>271,333</u>	<u>11,737</u>	<u>283,070</u>
Total general fund	\$17,926,180	\$5,669,248	\$23,595,428"

Page 1, remove lines 22 through 24

Page 2, replace lines 1 through 6 with:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and wages	\$12,690,980	\$1,940,465	\$14,631,445
Operating expenses	3,045,430	890,982	3,936,412
Capital assets	<u>6,000</u>	<u>120,000</u>	<u>126,000</u>
Total all funds	\$15,742,410	\$2,951,447	\$18,693,857
Less estimated income	<u>70,000</u>	<u>18,000</u>	<u>88,000</u>
Total general fund	\$15,672,410	\$2,933,447	\$18,605,857
Full-time equivalent positions	44.00	1.00	45.00"

Page 2, replace lines 9 through 13 with:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Grand total general fund	\$33,598,590	\$8,602,695	\$42,201,285
Grand total special funds	<u>70,000</u>	<u>18,000</u>	<u>88,000</u>
Grand total all funds	\$33,668,590	\$8,620,695	\$42,289,285"

Page 2, line 14, after "FUNDING" insert "- EFFECT ON BASE BUDGET - REPORT TO SIXTY-NINTH LEGISLATIVE ASSEMBLY"

Page 2, line 16, after "biennium" insert "and the 2023-25 one-time funding items included in the appropriation for the legislative assembly in section 1 of this Act"

Page 2, replace lines 18 through 20 with:

"Redistricting session	\$316,284	\$0
Information technology expansion	1,450,000	0
Propylon core upgrade	0	4,816,600
Audio and video storage	0	110,000
Computer and iPad replacement	0	557,950

Chamber upgrades	0	220,000
Total general fund	\$1,766,284	\$5,704,550

JH
2-15-23

The 2023-25 biennium one-time funding amounts are not part of the entity's base budget for the 2025-27 biennium. The legislative assembly shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023, and ending June 30, 2025."

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Page 2, replace lines 25 through 28 with:

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Public website design	150,000	0
Acute psychiatric hospitalization study	500,000	0
Computer and iPad replacement	0	155,500
Secondary and backup servers	0	120,000
Total general fund	\$698,000	\$275,500

The 2023-25 biennium one-time funding amounts are not part of the entity's base budget for the 2025-27 biennium. The legislative council shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023, and ending June 30, 2025."

Page 3, after line 18, insert:

"SECTION 6. AMENDMENT. Section 54-03-20 of the North Dakota Century Code is amended and reenacted as follows:

54-03-20. Compensation and expense reimbursement of members of the legislative assembly.

1. Each member of the legislative assembly is entitled to receive as compensation for services the sum of ~~one hundred eighty-nine~~two hundred one dollars through June 30, ~~2022~~2024, and ~~one hundred ninety-three~~two hundred nine dollars thereafter for each calendar day during any organizational, special, or regular legislative session and for each day that member attends a meeting of a legislative committee between the organizational session and the regular session as authorized by legislative rule.
2. a. Each member of the legislative assembly is entitled to receive reimbursement for lodging, which may not exceed per calendar month the amount established under this subdivision by the director of the office of management and budget for lodging in state and which may not exceed the rate provided in section 44-08-04 for each calendar day during the period of any organizational, special, or regular session. On August first of each even-numbered year, the director of the office of management and budget shall set the maximum monthly reimbursement for the subsequent two-year period at an amount equal to thirty times seventy percent of the daily lodging reimbursement in effect on that date as provided under subdivision d of subsection 2 of section 44-08-04.

- A
2-15-23
- b. Notwithstanding subdivision a:
 - (1) A member of the legislative assembly may elect to be reimbursed for less than the amount to which the legislator is entitled under this subsection by claiming the lesser amount on a voucher submitted with the receipt required by section 44-08-04.
 - (2) The legislative management may establish guidelines that may result in a reduced maximum reimbursement for a single dwelling in which two or more legislators share lodging and the total rent for that dwelling exceeds the amount to which a legislator is entitled under subdivision a.
 3. a. Members of the legislative assembly who receive reimbursement for lodging are also entitled to reimbursement for travel for not to exceed one round trip taken during any calendar week, or portion of a week, the legislative assembly is in session, between their residences and the place of meeting of the legislative assembly, at the rate provided for state employees with the additional limitation that reimbursement for travel by common carrier may be only at the cost of coach fare and may not exceed one and one-half times the amount the member would be entitled to receive as mileage reimbursement for travel by motor vehicle.
 - b. A member of the legislative assembly who does not receive reimbursement for lodging and whose place of residence in the legislative district that the member represents is not within the city of Bismarck is entitled to reimbursement at the rate provided for state employees for necessary travel for not to exceed one round trip taken per day between the residence and the place of meeting of the legislative assembly when it is in session and may receive reimbursement for lodging at the place of meeting of the legislative assembly as provided in section 44-08-04 for each calendar day for which round trip travel reimbursement is not claimed, provided that the total reimbursement may not exceed the maximum monthly reimbursement allowed under subdivision a of subsection 2.
 4. The amount to which each legislator is entitled must be paid following the organizational session in December and each month upon submission of a voucher and appropriate documentation during a regular or special session, consistent with section 26 of article XI of the constitution of North Dakota.
 5. If during a special session, the legislative assembly adjourns for more than three days, a member of the legislative assembly is entitled to receive compensation during those days only while in attendance at a standing committee if the legislator is a member of that committee, a majority or minority leader, or a legislator who is not on that committee but who has the approval of a majority or minority leader to attend.
 6. A day, or portion of a day, spent in traveling to or returning from an organizational, special, or regular session or a legislative committee meeting must be included as a calendar day during a legislative session or

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2-15-23

as a day of a legislative committee meeting for the purposes of this section.

- 7. a. In addition, each member is entitled to receive during the term for which the member was elected, as compensation for the execution of public duties during the biennium, the sum of five hundred ~~twenty-six~~fifty-eight dollars through June 30, ~~2022~~2024, and five hundred ~~thirty-seven~~eighty dollars thereafter per month, paid monthly.
 - b. If a member dies or resigns from office during the member's term, the member may be paid only the allowances provided for in this section for the period for which the member was actually a member.
 - c. The majority and minority leaders of the house and senate and the chairman of the legislative management, if the chairman is not a majority or minority leader, are each entitled to receive as compensation, in addition to any other compensation or expense reimbursement provided by law, the sum of ~~three hundred seventy-seven~~four hundred dollars through June 30, ~~2022~~2024, and ~~three hundred eighty-five~~four hundred sixteen dollars thereafter per month during the biennium for their execution of public duties.
- 8. Attendance at any organizational, special, or regular session of the legislative assembly by any member is a conclusive presumption of entitlement as set out in this section and compensation and expense allowances must be excluded from gross income for income tax purposes to the extent permitted for federal income tax purposes under section 127 of the Economic Recovery Tax Act of 1981 [Pub. L. 97-34; 95 Stat. 202; 26 U.S.C. 162(i)].
 - 9. Before each regular legislative session, the legislative management shall make recommendations and submit any necessary legislation to adjust legislative compensation amounts.

SECTION 7. AMENDMENT. Section 54-35-10 of the North Dakota Century Code is amended and reenacted as follows:

54-35-10. Compensation of members and leadership.

- 1. The members of the legislative management and the members of any committee of the legislative management are entitled to be compensated for the time spent in attendance at sessions of the legislative management and of its committees at the rate of ~~one hundred eighty-nine~~two hundred one dollars through June 30, ~~2022~~2024, and ~~one hundred ninety-three~~two hundred nine dollars thereafter per day and must also be paid for expenses incurred in attending said meetings and in the performance of their official duties in the amounts provided by law for other state officers.
- 2. In addition to the compensation provided in subsection 1, the chairman of the legislative management is entitled to receive an additional five dollars for each day spent in attendance at sessions of the legislative management and of its committees, and the chairman of each of the legislative management's committees is entitled to receive five dollars for each day spent in attendance at sessions of the legislative management or of the committee which the person chairs.

SECTION 8. LEGISLATIVE MANAGEMENT STUDY - IMPACT OF TERM LIMITS ON THE LEGISLATIVE ASSEMBLY. During the 2023-24 interim, the legislative management shall consider studying the impact of term limits on the manner in which the legislative assembly conducts business. The study must include an assessment of the desirability of providing increased educational opportunities for legislative members due to shortened tenures in the legislative assembly, increasing the number of legislative council policy staff available to assist new members, and holding legislative sessions on an annual basis. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-ninth legislative assembly."

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Page 3, line 19, replace "This Act is" with "Sections 1 through 5 of this Act are"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1001 - Summary of House Action

	Base Budget	House Changes	House Version
Legislative Assembly			
Total all funds	\$17,926,180	\$5,669,248	\$23,595,428
Less estimated income	0	0	0
General fund	\$17,926,180	\$5,669,248	\$23,595,428
FTE	0.00	0.00	0.00
Legislative Council			
Total all funds	\$15,742,410	\$2,951,447	\$18,693,857
Less estimated income	70,000	18,000	88,000
General fund	\$15,672,410	\$2,933,447	\$18,605,857
FTE	44.00	1.00	45.00
Bill total			
Total all funds	\$33,668,590	\$8,620,695	\$42,289,285
Less estimated income	70,000	18,000	88,000
General fund	\$33,598,590	\$8,602,695	\$42,201,285
FTE	44.00	1.00	45.00

House Bill No. 1001 - Legislative Assembly - House Action

	Base Budget	House Changes	House Version
Salaries and wages	\$11,430,094	\$1,399,505	\$12,829,599
Operating expenses	6,218,753	(668,594)	5,550,159
Capital assets	6,000	4,926,600	4,932,600
National Conf. of State Legislatures	271,333	11,737	283,070
Total all funds	\$17,926,180	\$5,669,248	\$23,595,428
Less estimated income	0	0	0
General fund	\$17,926,180	\$5,669,248	\$23,595,428
FTE	0.00	0.00	0.00

Department 150 - Legislative Assembly - Detail of House Changes

2/15/23

	Adjusts Funding for Cost to Continue Compensation ¹	Adds Funding for Salary and Benefit Increases ²	Increases Funding for Monthly Lodging Expenses ³	Adds Funding for Mileage Rate Increases ⁴	Adjusts Funding for IT Expense ⁵	Adds Funding to Increase Legislators' Technology Stipend ⁶
Salaries and wages	\$20,553	\$1,378,952				
Operating expenses			\$10,650	\$8,901	(\$1,778,017)	\$372,240
Capital assets						
National Conf. of State Legislatures						
Total all funds	\$20,553	\$1,378,952	\$10,650	\$8,901	(\$1,778,017)	\$372,240
Less estimated income	0	0	0	0	0	0
General fund	\$20,553	\$1,378,952	\$10,650	\$8,901	(\$1,778,017)	\$372,240
FTE	0.00	0.00	0.00	0.00	0.00	0.00

	Adjusts Funding for Operating Expenses ⁷	Increases Funding for the International Legislators' Forum ⁸	Increases Funding for National Conference of State Legislatures Dues ⁹	Adds One-Time Funding for Propylon Core Upgrade ¹⁰	Adds One-Time Funding for Increased Audio and Video Storage ¹¹	Adds One-Time Funding for Computer and iPad Replacement ¹²
Salaries and wages						
Operating expenses	(\$70,318)	\$10,000				\$557,950
Capital assets				\$4,816,600	\$110,000	
National Conf. of State Legislatures			\$11,737			
Total all funds	(\$70,318)	\$10,000	\$11,737	\$4,816,600	\$110,000	\$557,950
Less estimated income	0	0	0	0	0	0
General fund	(\$70,318)	\$10,000	\$11,737	\$4,816,600	\$110,000	\$557,950
FTE	0.00	0.00	0.00	0.00	0.00	0.00

	Adds One-Time Funding for Chamber Upgrades ¹³	Total House Changes
Salaries and wages		\$1,399,505
Operating expenses	\$220,000	(668,594)
Capital assets		4,926,600
National Conf. of State Legislatures		11,737
Total all funds	\$220,000	\$5,669,248
Less estimated income	0	0
General fund	\$220,000	\$5,669,248
FTE	0.00	0.00

¹ Funding is added for cost to continue 2021-23 biennium compensation increases.

² Funding is added for increases in monthly health insurance premiums from \$1,429 to \$1,648 (\$699,048) and for 2023-25 biennium compensation adjustments of 4 percent per year for temporary salaries (\$214,393), legislators' daily pay for regular and organizational sessions, legislators' monthly compensation, and additional monthly compensation for legislative leaders (\$465,511).

The major compensation adjustments are as follows:

2/15/23

	Current Compensation Rate	Rate Effective July 1, 2023	Rate Effective July 1, 2024
Daily session pay	\$193	\$201	\$209
Monthly compensation	\$537	\$558	\$580
Leaders' additional monthly compensation	\$385	\$400	\$416

³ Funding is added to increase the maximum monthly lodging expense reimbursement to \$1,852 anticipated for the 2025 legislative session. The maximum monthly lodging reimbursement is \$1,814 for the 2023 legislative session.

⁴ Funding is added for anticipated increases in the mileage rate to 60 cents per mile.

⁵ Funding is adjusted for IT-related expenses.

⁶ Funding is added to increase legislators' technology stipend from \$90 to \$200 per month.

⁷ Funding is adjusted for various operating expenses.

⁸ Funding is increased for the International Legislators' Forum to provide a total of \$30,000.

⁹ Funding is increased for National Conference of State Legislatures dues to provide a total of \$283,070.

¹⁰ One-time funding is added for a Propylon Core computer system upgrade.

¹¹ One-time funding is added for increased storage capacity for audio and video.

¹² One-time funding is added for laptop and iPad replacement for legislators and legislative session staff.

¹³ One-time funding is added for chamber upgrades, including chairs, carpet, and woodwork refinishing.

This amendment also:

- Adds a section to adjust 2023-25 biennium compensation rates to provide 4 percent per year increases for legislators' regular and organizational session pay, legislators' monthly compensation, and additional monthly compensation for legislative leaders.

House Bill No. 1001 - Legislative Council - House Action

	Base Budget	House Changes	House Version
Salaries and wages	\$12,690,980	\$1,940,465	\$14,631,445
Operating expenses	3,045,430	890,982	3,936,412
Capital assets	6,000	120,000	126,000
Total all funds	\$15,742,410	\$2,951,447	\$18,693,857
Less estimated income	70,000	18,000	88,000
General fund	\$15,672,410	\$2,933,447	\$18,605,857
FTE	44.00	1.00	45.00

Department 160 - Legislative Council - Detail of House Changes

	Adjusts Funding for Cost to Continue Salaries ¹	Adds Funding for Salary and Benefit Increases ²	Increases Funding for Legislator Per Diem ³	Increases Funding for Overtime Salaries ⁴	Restores Funding for Office Assistant Position ⁵	Adds 1 FTE Attorney Position ⁶
Salaries and wages	\$233,217	\$802,779	\$50,131	\$4,338	\$180,000	\$270,000
Operating expenses						
Capital assets						
Total all funds	\$233,217	\$802,779	\$50,131	\$4,338	\$180,000	\$270,000
Less estimated income	0	0	0	0	0	0
General fund	\$233,217	\$802,779	\$50,131	\$4,338	\$180,000	\$270,000
FTE	0.00	0.00	0.00	0.00	0.00	1.00

JA
2-15-23

	Adds Funding for Salary Equity ⁷	Adjusts Funding for Operating Expenses ⁸	Reallocates Funding from Travel to Conference Expense ⁹	Adds One-Time Funding for Computer and iPad Replacement ¹⁰	Adds One-Time Funding for Servers ¹¹	Total House Changes
Salaries and wages	\$400,000					\$1,940,465
Operating expenses		\$735,482		\$155,500		890,982
Capital assets					\$120,000	120,000
Total all funds	\$400,000	\$735,482	\$0	\$155,500	\$120,000	\$2,951,447
Less estimated income	0	18,000	0	0	0	18,000
General fund	\$400,000	\$717,482	\$0	\$155,500	\$120,000	\$2,933,447
FTE	0.00	0.00	0.00	0.00	0.00	1.00

¹ Funding is added for cost to continue salary increases.

² The following funding is added for 2023-25 biennium salary adjustments of 4 percent on July 1, 2023, and 4 percent on July 1, 2024, and increases in health insurance premiums from \$1,429 to \$1,648 per month:

	General Fund	Other Funds	Total
Salary increase	\$576,499	\$0	\$576,499
Health insurance increase	226,280	0	226,280
Total	\$802,779	\$0	\$802,779

³ Funding is added for 2023-25 biennium compensation adjustments of 4 percent per year for legislators' attendance at interim meetings. The compensation adjustments are as follows:

	Current Compensation Rate	Rate Effective July 1, 2023	Rate Effective July 1, 2024
Interim meeting pay	\$193	\$201	\$209

⁴ Funding is increased for overtime salaries.

⁵ Funding is restored for an office assistant position.

⁶ Funding is added for 1 FTE attorney position.

⁷ Funding is added for salary equity.

⁸ Funding for operating expenses is adjusted as follows:

	General Fund	Special Funds	Total
Decreases funding for travel related to continued interim committee sizes	(\$76,717)	\$0	(\$76,717)
Increases funding for out-of-state travel fees, lodging, and mileage	38,407	0	38,407
Increases funding for operating expenses related to IT	565,876	0	565,876
Increases funding for professional services to provide a total of \$270,000	65,000	0	65,000
Increases funding for other operating expenses	124,916	18,000	142,916
Total	\$717,482	\$18,000	\$735,482

⁹ This amendment reallocates \$35,000 of operating expenses in the Legislative Council budget from travel expense to conference expense for costs associated with hosting the Energy Council conference in North Dakota.

¹⁰ One-time funding is added for computer and iPad replacement for the Legislative Council staff.

¹¹ One-time funding is added for secondary and backup servers.

This amendment also:

- Adds a section to adjust 2023-25 biennium compensation rates to provide a 4 percent per year increase for interim meeting pay; and
- Adds a section to provide for a Legislative Management study of the impact of term limits, including an assessment of the desirability of providing increased educational opportunities for legislative members due to shortened tenures in the Legislative Assembly, increasing the number of Legislative Council policy staff available to assist new members, and holding legislative sessions on an annual basis.

REPORT OF STANDING COMMITTEE

HB 1001: Appropriations Committee (Rep. Vigesaa, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (21 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). HB 1001 was placed on the Sixth order on the calendar.

Page 1, line 2, after the semicolon insert "to amend and reenact sections 54-03-20 and 54-35-10 of the North Dakota Century Code, relating to legislative compensation; to provide for a legislative management study; to provide a report;"

Page 1, replace lines 13 through 19 with:

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Computer and iPad replacement	0	557,950
Chamber upgrades	<u>0</u>	<u>220,000</u>
Total general fund	\$1,766,284	\$5,704,550

The 2023-25 biennium one-time funding amounts are not part of the entity's base budget for the 2025-27 biennium. The legislative assembly shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this

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Public website design	150,000	0
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Computer and iPad replacement	0	155,500
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Total general fund	\$698,000	\$275,500

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1. Each member of the legislative assembly is entitled to receive as compensation for services the sum of ~~one hundred eighty-nine~~two hundred one dollars through June 30, ~~2022~~2024, and ~~one hundred ninety-three~~two hundred nine dollars thereafter for each calendar day during any organizational, special, or regular legislative session and for each day that member attends a meeting of a legislative committee between the organizational session and the regular session as authorized by legislative rule.
2. a. Each member of the legislative assembly is entitled to receive reimbursement for lodging, which may not exceed per calendar month the amount established under this subdivision by the director of the office of management and budget for lodging in state and which may not exceed the rate provided in section 44-08-04 for each calendar day during the period of any organizational, special, or regular session. On August first of each even-numbered year, the director of the office of management and budget shall set the maximum monthly reimbursement for the subsequent two-year period at an amount equal to thirty times seventy percent of the daily lodging reimbursement in effect on that date as provided under subdivision d of subsection 2 of section 44-08-04.
- b. Notwithstanding subdivision a:
 - (1) A member of the legislative assembly may elect to be reimbursed for less than the amount to which the legislator is entitled under this subsection by claiming the lesser amount on a voucher submitted with the receipt required by section 44-08-04.

- (2) The legislative management may establish guidelines that may result in a reduced maximum reimbursement for a single dwelling in which two or more legislators share lodging and the total rent for that dwelling exceeds the amount to which a legislator is entitled under subdivision a.
3.
 - a. Members of the legislative assembly who receive reimbursement for lodging are also entitled to reimbursement for travel for not to exceed one round trip taken during any calendar week, or portion of a week, the legislative assembly is in session, between their residences and the place of meeting of the legislative assembly, at the rate provided for state employees with the additional limitation that reimbursement for travel by common carrier may be only at the cost of coach fare and may not exceed one and one-half times the amount the member would be entitled to receive as mileage reimbursement for travel by motor vehicle.
 - b. A member of the legislative assembly who does not receive reimbursement for lodging and whose place of residence in the legislative district that the member represents is not within the city of Bismarck is entitled to reimbursement at the rate provided for state employees for necessary travel for not to exceed one round trip taken per day between the residence and the place of meeting of the legislative assembly when it is in session and may receive reimbursement for lodging at the place of meeting of the legislative assembly as provided in section 44-08-04 for each calendar day for which round trip travel reimbursement is not claimed, provided that the total reimbursement may not exceed the maximum monthly reimbursement allowed under subdivision a of subsection 2.
4. The amount to which each legislator is entitled must be paid following the organizational session in December and each month upon submission of a voucher and appropriate documentation during a regular or special session, consistent with section 26 of article XI of the constitution of North Dakota.
5. If during a special session, the legislative assembly adjourns for more than three days, a member of the legislative assembly is entitled to receive compensation during those days only while in attendance at a standing committee if the legislator is a member of that committee, a majority or minority leader, or a legislator who is not on that committee but who has the approval of a majority or minority leader to attend.
6. A day, or portion of a day, spent in traveling to or returning from an organizational, special, or regular session or a legislative committee meeting must be included as a calendar day during a legislative session or as a day of a legislative committee meeting for the purposes of this section.
7.
 - a. In addition, each member is entitled to receive during the term for which the member was elected, as compensation for the execution of public duties during the biennium, the sum of five hundred ~~twenty-six~~fifty-eight dollars through June 30, ~~2022~~2024, and five hundred ~~thirty-seven~~thirty-eight dollars thereafter per month, paid monthly.
 - b. If a member dies or resigns from office during the member's term, the member may be paid only the allowances provided for in this section for the period for which the member was actually a member.

- c. The majority and minority leaders of the house and senate and the chairman of the legislative management, if the chairman is not a majority or minority leader, are each entitled to receive as compensation, in addition to any other compensation or expense reimbursement provided by law, the sum of ~~three hundred seventy-seven~~four hundred dollars through June 30, ~~2022~~2024, and ~~three hundred eighty-five~~four hundred sixteen dollars thereafter per month during the biennium for their execution of public duties.
8. Attendance at any organizational, special, or regular session of the legislative assembly by any member is a conclusive presumption of entitlement as set out in this section and compensation and expense allowances must be excluded from gross income for income tax purposes to the extent permitted for federal income tax purposes under section 127 of the Economic Recovery Tax Act of 1981 [Pub. L. 97-34; 95 Stat. 202; 26 U.S.C. 162(i)].
9. Before each regular legislative session, the legislative management shall make recommendations and submit any necessary legislation to adjust legislative compensation amounts.

SECTION 7. AMENDMENT. Section 54-35-10 of the North Dakota Century Code is amended and reenacted as follows:

54-35-10. Compensation of members and leadership.

1. The members of the legislative management and the members of any committee of the legislative management are entitled to be compensated for the time spent in attendance at sessions of the legislative management and of its committees at the rate of ~~one hundred eighty-nine~~two hundred one dollars through June 30, ~~2022~~2024, and ~~one hundred ninety-three~~two hundred nine dollars thereafter per day and must also be paid for expenses incurred in attending said meetings and in the performance of their official duties in the amounts provided by law for other state officers.
2. In addition to the compensation provided in subsection 1, the chairman of the legislative management is entitled to receive an additional five dollars for each day spent in attendance at sessions of the legislative management and of its committees, and the chairman of each of the legislative management's committees is entitled to receive five dollars for each day spent in attendance at sessions of the legislative management or of the committee which the person chairs.

SECTION 8. LEGISLATIVE MANAGEMENT STUDY - IMPACT OF TERM LIMITS ON THE LEGISLATIVE ASSEMBLY. During the 2023-24 interim, the legislative management shall consider studying the impact of term limits on the manner in which the legislative assembly conducts business. The study must include an assessment of the desirability of providing increased educational opportunities for legislative members due to shortened tenures in the legislative assembly, increasing the number of legislative council policy staff available to assist new members, and holding legislative sessions on an annual basis. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-ninth legislative assembly."

Page 3, line 19, replace "This Act is" with "Sections 1 through 5 of this Act are"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1001 - Summary of House Action

	Base Budget	House Changes	House Version
Legislative Assembly			
Total all funds	\$17,926,180	\$5,669,248	\$23,595,428
Less estimated income	0	0	0
General fund	<u>\$17,926,180</u>	<u>\$5,669,248</u>	<u>\$23,595,428</u>
FTE	0.00	0.00	0.00
Legislative Council			
Total all funds	\$15,742,410	\$2,951,447	\$18,693,857
Less estimated income	70,000	18,000	88,000
General fund	<u>\$15,672,410</u>	<u>\$2,933,447</u>	<u>\$18,605,857</u>
FTE	44.00	1.00	45.00
Bill total			
Total all funds	\$33,668,590	\$8,620,695	\$42,289,285
Less estimated income	70,000	18,000	88,000
General fund	<u>\$33,598,590</u>	<u>\$8,602,695</u>	<u>\$42,201,285</u>
FTE	44.00	1.00	45.00

House Bill No. 1001 - Legislative Assembly - House Action

	Base Budget	House Changes	House Version
Salaries and wages	\$11,430,094	\$1,399,505	\$12,829,599
Operating expenses	6,218,753	(668,594)	5,550,159
Capital assets	6,000	4,926,600	4,932,600
National Conf. of State Legislatures	<u>271,333</u>	<u>11,737</u>	<u>283,070</u>
Total all funds	\$17,926,180	\$5,669,248	\$23,595,428
Less estimated income	0	0	0
General fund	<u>\$17,926,180</u>	<u>\$5,669,248</u>	<u>\$23,595,428</u>
FTE	0.00	0.00	0.00

Department 150 - Legislative Assembly - Detail of House Changes

	Adjusts Funding for Cost to Continue Compensation ¹	Adds Funding for Salary and Benefit Increases ²	Increases Funding for Monthly Lodging Expenses ³	Adds Funding for Mileage Rate Increases ⁴	Adjusts Funding for IT Expense ⁵	Adds Funding to Increase Legislators' Technology Stipend ⁶
Salaries and wages	\$20,553	\$1,378,952				
Operating expenses			\$10,650	\$8,901	(\$1,778,017)	\$372,240
Capital assets						
National Conf. of State Legislatures						
Total all funds	\$20,553	\$1,378,952	\$10,650	\$8,901	(\$1,778,017)	\$372,240
Less estimated income	0	0	0	0	0	0
General fund	<u>\$20,553</u>	<u>\$1,378,952</u>	<u>\$10,650</u>	<u>\$8,901</u>	<u>(\$1,778,017)</u>	<u>\$372,240</u>
FTE	0.00	0.00	0.00	0.00	0.00	0.00

	Adjusts Funding for Operating Expenses ¹	Increases Funding for the International Legislators' Forum ⁸	Increases Funding for National Conference of State Legislatures Dues ⁹	Adds One- Time Funding for Propylon Core Upgrade ¹⁰	Adds One- Time Funding for Increased Audio and Video Storage ¹¹	Adds One- Time Funding for Computer and iPad Replacement ¹²
Salaries and wages						
Operating expenses	(\$70,318)	\$10,000				\$557,950
Capital assets				\$4,816,600	\$110,000	
National Conf. of State Legislatures			\$11,737			
Total all funds	(\$70,318)	\$10,000	\$11,737	\$4,816,600	\$110,000	\$557,950
Less estimated income	0	0	0	0	0	0
General fund	(\$70,318)	\$10,000	\$11,737	\$4,816,600	\$110,000	\$557,950
FTE	0.00	0.00	0.00	0.00	0.00	0.00

	Adds One-Time Funding for Chamber Upgrades ¹³	Total House Changes
Salaries and wages		\$1,399,505
Operating expenses	\$220,000	(668,594)
Capital assets		4,926,600
National Conf. of State Legislatures		11,737
Total all funds	\$220,000	\$5,669,248
Less estimated income	0	0
General fund	\$220,000	\$5,669,248
FTE	0.00	0.00

¹ Funding is added for cost to continue 2021-23 biennium compensation increases.

² Funding is added for increases in monthly health insurance premiums from \$1,429 to \$1,648 (\$699,048) and for 2023-25 biennium compensation adjustments of 4 percent per year for temporary salaries (\$214,393), legislators' daily pay for regular and organizational sessions, legislators' monthly compensation, and additional monthly compensation for legislative leaders (\$465,511).

The major compensation adjustments are as follows:

	Current Compensation Rate	Rate Effective July 1, 2023	Rate Effective July 1, 2024
Daily session pay	\$193	\$201	\$209
Monthly compensation	\$537	\$558	\$580
Leaders' additional monthly compensation	\$385	\$400	\$416

³ Funding is added to increase the maximum monthly lodging expense reimbursement to \$1,852 anticipated for the 2025 legislative session. The maximum monthly lodging reimbursement is \$1,814 for the 2023 legislative session.

⁴ Funding is added for anticipated increases in the mileage rate to 60 cents per mile.

⁵ Funding is adjusted for IT-related expenses.

⁶ Funding is added to increase legislators' technology stipend from \$90 to \$200 per month.

⁷ Funding is adjusted for various operating expenses.

⁸ Funding is increased for the International Legislators' Forum to provide a total of \$30,000.

⁹ Funding is increased for National Conference of State Legislatures dues to provide a total of \$283,070.

¹⁰ One-time funding is added for a Propylon Core computer system upgrade.

- ¹¹ One-time funding is added for increased storage capacity for audio and video.
- ¹² One-time funding is added for laptop and iPad replacement for legislators and legislative session staff.
- ¹³ One-time funding is added for chamber upgrades, including chairs, carpet, and woodwork refinishing.

This amendment also:

- Adds a section to adjust 2023-25 biennium compensation rates to provide 4 percent per year increases for legislators' regular and organizational session pay, legislators' monthly compensation, and additional monthly compensation for legislative leaders.

House Bill No. 1001 - Legislative Council - House Action

	Base Budget	House Changes	House Version
Salaries and wages	\$12,690,980	\$1,940,465	\$14,631,445
Operating expenses	3,045,430	890,982	3,936,412
Capital assets	6,000	120,000	126,000
Total all funds	\$15,742,410	\$2,951,447	\$18,693,857
Less estimated income	70,000	18,000	88,000
General fund	\$15,672,410	\$2,933,447	\$18,605,857
FTE	44.00	1.00	45.00

Department 160 - Legislative Council - Detail of House Changes

	Adjusts Funding for Cost to Continue Salaries ¹	Adds Funding for Salary and Benefit Increases ²	Increases Funding for Legislator Per Diem ³	Increases Funding for Overtime Salaries ⁴	Restores Funding for Office Assistant Position ⁵	Adds 1 FTE Attorney Position ⁶
Salaries and wages	\$233,217	\$802,779	\$50,131	\$4,338	\$180,000	\$270,000
Operating expenses						
Capital assets						
Total all funds	\$233,217	\$802,779	\$50,131	\$4,338	\$180,000	\$270,000
Less estimated income	0	0	0	0	0	0
General fund	\$233,217	\$802,779	\$50,131	\$4,338	\$180,000	\$270,000
FTE	0.00	0.00	0.00	0.00	0.00	1.00

	Adds Funding for Salary Equity ⁷	Adjusts Funding for Operating Expenses ⁸	Reallocates Funding from Travel to Conference Expense ⁹	Adds One-Time Funding for Computer and iPad Replacement ¹⁰	Adds One-Time Funding for Servers ¹¹	Total House Changes
Salaries and wages	\$400,000					\$1,940,465
Operating expenses		\$735,482		\$155,500		890,982
Capital assets					\$120,000	120,000
Total all funds	\$400,000	\$735,482	\$0	\$155,500	\$120,000	\$2,951,447
Less estimated income	0	18,000	0	0	0	18,000
General fund	\$400,000	\$717,482	\$0	\$155,500	\$120,000	\$2,933,447
FTE	0.00	0.00	0.00	0.00	0.00	1.00

¹ Funding is added for cost to continue salary increases.

² The following funding is added for 2023-25 biennium salary adjustments of 4 percent on July 1, 2023, and 4 percent on July 1, 2024, and increases in health insurance premiums from \$1,429 to \$1,648 per month:

	General Fund	Other Funds	Total
Salary increase	\$576,499	\$0	\$576,499
Health insurance increase	226,280	0	226,280
Total	\$802,779	\$0	\$802,779

³ Funding is added for 2023-25 biennium compensation adjustments of 4 percent per year for legislators' attendance at interim meetings. The compensation adjustments are as follows:

	Current Compensation Rate	Rate Effective July 1, 2023	Rate Effective July 1, 2024
Interim meeting pay	\$193	\$201	\$209

⁴ Funding is increased for overtime salaries.

⁵ Funding is restored for an office assistant position.

⁶ Funding is added for 1 FTE attorney position.

⁷ Funding is added for salary equity.

⁸ Funding for operating expenses is adjusted as follows:

	General Fund	Special Funds	Total
Decreases funding for travel related to continued interim committee sizes	(\$76,717)	\$0	(\$76,717)
Increases funding for out-of-state travel fees, lodging, and mileage	38,407	0	38,407
Increases funding for operating expenses related to IT	565,876	0	565,876
Increases funding for professional services to provide a total of \$270,000	65,000	0	65,000
Increases funding for other operating expenses	<u>124,916</u>	<u>18,000</u>	<u>142,916</u>
Total	\$717,482	\$18,000	\$735,482

⁹ This amendment reallocates \$35,000 of operating expenses in the Legislative Council budget from travel expense to conference expense for costs associated with hosting the Energy Council conference in North Dakota.

¹⁰ One-time funding is added for computer and iPad replacement for the Legislative Council staff.

¹¹ One-time funding is added for secondary and backup servers.

This amendment also:

- Adds a section to adjust 2023-25 biennium compensation rates to provide a 4 percent per year increase for interim meeting pay; and
- Adds a section to provide for a Legislative Management study of the impact of term limits, including an assessment of the desirability of providing increased educational opportunities for legislative members due to shortened tenures in the Legislative Assembly, increasing the number of Legislative Council policy staff available to assist new members, and holding legislative sessions on an annual basis.

2023 SENATE APPROPRIATIONS

HB 1001

Department 150 - Legislative Assembly
House Bill No. 1001

First Chamber Comparison to Base Level

	General Fund	Other Funds	Total
2023-25 First Chamber Version	\$23,595,428	\$0	\$23,595,428
2023-25 Base Level	17,926,180	0	17,926,180
Increase (Decrease)	\$5,669,248	\$0	\$5,669,248

First Chamber Changes

A summary of the first chamber's changes to the agency's base level appropriations and the executive budget is attached as an appendix.

Selected Bill Sections Included in the First Chamber Version

Transfers - Section 4 allows transfers of funds between line items of appropriations for the Legislative Assembly and Legislative Council as requested by the Chairman of the Legislative Management or the Director of the Legislative Council.

Continuation of appropriation authority - Section 5 provides the unspent funds appropriated for the Legislative Assembly and the Legislative Council for the 2021-23 biennium be continued and unexpended appropriations enacted prior to the 2021-23 biennium may be canceled as directed by the Chairman of the Legislative Management or the Director of the Legislative Council.

Compensation - Section 6 increases legislators' daily pay during legislative sessions, monthly compensation, and additional monthly compensation for legislative leaders by 4 percent each year of the 2023-25 biennium. Section 7 increases legislators' interim meeting pay by 4 percent each year of the 2023-25 biennium. The compensation adjustments are as follows:

	Current Compensation Rate	Rate Effective July 1, 2023	Rate Effective July 1, 2024
Daily session pay	\$193	\$201	\$209
Monthly compensation	\$537	\$558	\$580
Leaders' additional monthly compensation	\$385	\$400	\$416
Interim meeting pay	\$193	\$201	\$209

Legislative Management study - Impact of term limits - Section 8 provides for a Legislative Management study of the impact of term limits, including an assessment of the desirability of providing increased educational opportunities for legislative members due to shortened tenures in the Legislative Assembly, increasing the number of Legislative Council policy staff available to assist new members, and holding legislative sessions on an annual basis.

Emergency - Section 9 declares Sections 1 through 5 of the Act are an emergency measure.

Continuing Appropriations

There are no continuing appropriations for the Legislative Assembly.

Deficiency Appropriations

There are no deficiency appropriations for the Legislative Assembly.

Significant Audit Findings

There are no significant audit findings for the Legislative Assembly.

Major Related Legislation

House Bill No. 1285 - Relates to limitations on the introduction of legislative bills prepared by executive branch agencies, legislative interim committees, and the judicial branch.

House Bill No. 1313 - Relates to determining the Legislative Management Chairman and Vice Chairman and eligible years of service.

House Bill No. 1485 - Requires each Legislative Assembly to adopt conflict of interest rules.

House Concurrent Resolution No. 3003 - Designates House and Senate employment positions and fixes compensation.

House Concurrent Resolution No. 3005 - Provides for a constitutional amendment to require the Governor to call the Legislative Assembly into a special session to consider a veto if the Governor vetoes a bill or item when the Legislative Assembly is not in session.

House Concurrent Resolution No. 3019 - Amends the constitution to provide an individual may not serve more than 12 cumulative years in either the House of Representatives or the Senate until after 4 years have elapsed since reaching 12 years of service in that chamber. The measure also places 12 cumulative year term limits on statewide elected executive branch officers. The measure repeals a provision prohibiting the Legislative Assembly from proposing constitutional amendments relating to term limits.

House Concurrent Resolution No. 3020 - Provides for a constitutional amendment to require the Legislative Assembly to meet in a regular session each year for at least 50 days and a maximum of 60 days and authorizes the Legislative Assembly to reconvene for additional days to override a veto.

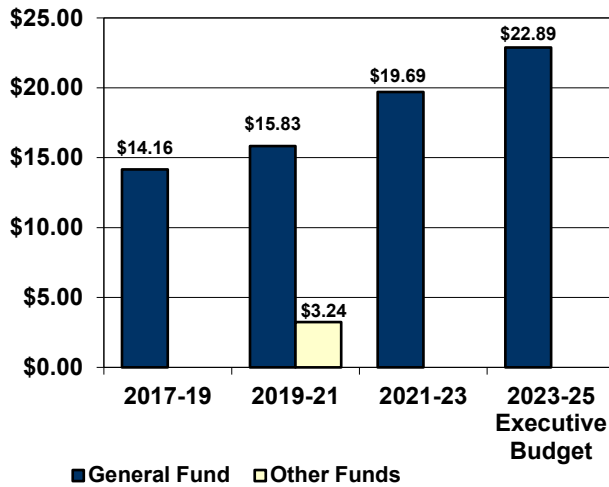
Senate Bill No. 2124 - Changes the daily in-state meal allowance from \$35 per day to 90 percent of the federal General Services Administration (GSA) per diem rate for state employees and legislators.

Senate Bill No. 2192 - Provides for a Legislative Management study relating to the impact of term limits on the Legislative Assembly.

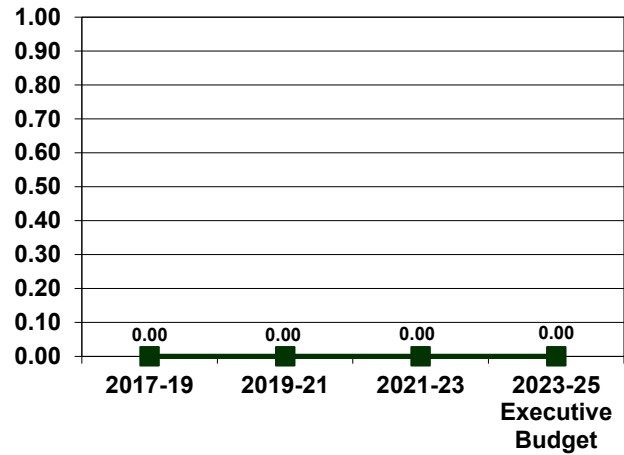
Historical Appropriations Information

Agency Appropriations and FTE Positions

Agency Funding (Millions)



FTE Positions



Ongoing General Fund Appropriations

	2015-17	2017-19	2019-21	2021-23	2023-25 Executive Budget
Ongoing general fund appropriations	\$13,730,065	\$14,159,170	\$15,307,755	\$17,926,180	\$17,185,876
Increase (decrease) from previous biennium	N/A	\$429,105	\$1,148,585	\$2,618,425	(\$740,304)
Percentage increase (decrease) from previous biennium	N/A	3.1%	8.1%	17.1%	(4.1%)
Cumulative percentage increase (decrease) from 2015-17 biennium	N/A	3.1%	11.5%	30.6%	25.2%

Major Increases (Decreases) in Ongoing General Fund Appropriations

2017-19 Biennium

1. Reduced funding for the 2019 legislative session to provide funding for an estimated 75 legislative days rather than 77 legislative days, including reductions to per diem (\$112,000) and travel expenses (\$48,000) (\$160,000)
2. Added funding to increase the maximum monthly lodging expense reimbursement to \$1,720 anticipated for the 2019 legislative session. The maximum monthly lodging reimbursement was \$1,682 for the 2017 legislative session \$20,320
3. Reduced funding for National Conference of State Legislatures (NCSL) dues to provide 90 percent of the estimated 2017-19 biennium billing, a total of \$225,155 (\$16,108)
4. Restored a portion of the funding for information technology (IT) and other operating expenses, reduced as part of the August 2016 budget reductions \$254,642

2019-21 Biennium

1. Restored legislative compensation and travel for 2 legislative days removed in 2017, to provide for a total of 77 legislative days \$160,000
2. Added funding for proposed increase in daily lodging and maximum monthly lodging expense reimbursement allowed during legislative sessions from \$1,720 to \$1,796 anticipated for the 2021 legislative session \$40,670
3. Increased funding for NCSL dues, including funding to restore the 10 percent reduction made in the 2017-19 biennium \$38,278

2021-23 Biennium

1. Added funding to increase the maximum monthly lodging expense reimbursement to \$1,833 anticipated for the 2023 legislative session. The maximum monthly lodging reimbursement was \$1,814 for the 2021 session. \$19,830

- 2. Increased funding for operating expenses, including increases related to video streaming, archiving, indexing, and closed captioning for committee rooms and for adjustments related to the annual cost for voting system upgrades and the addition of virtual voting \$935,912
- 3. Increased funding for IT expansion \$1,400,000

2023-25 Biennium (Executive Budget Recommendation)

- 1. Increases funding for operating expenses to increase the maximum monthly lodging expense reimbursement to \$1,852 anticipated for the 2025 legislative session. The maximum monthly lodging reimbursement is \$1,814 for the 2023 legislative session. \$10,650
- 2. Adjusts funding for operating expense related to IT (\$1,778,017)

One-Time General Fund Appropriations

	2015-17	2017-19	2019-21	2021-23	2023-25 Executive Budget
One-time general fund appropriations	\$1,704,810	\$0	\$517,760	\$1,766,284	\$5,704,550

Major One-Time General Fund Appropriations

2017-19 Biennium

None \$0

2019-21 Biennium

Added one-time funding for computer and iPad replacement \$517,760

2021-23 Biennium

- 1. Added one-time funding for redistricting special legislative session \$316,284
- 2. Added one-time funding for IT expansion \$1,450,000

2023-25 Biennium (Executive Budget Recommendation)

- 1. Adds one-time funding for capital assets for Propylon Core upgrade \$4,816,600
- 2. Adds one-time funding for capital assets for increased storage capacity for audio and video \$110,000
- 3. Adds one-time funding for operating expenses related to laptop and iPad replacement \$557,950
- 4. Adds one-time funding for operating expenses related to chamber upgrades \$220,000

Legislative Assembly - Budget No. 150
House Bill No. 1001
Base Level Funding Changes

	Executive Budget Recommendation				House Version			
	FTE Positions	General Fund	Other Funds	Total	FTE Positions	General Fund	Other Funds	Total
2023-25 Biennium Base Level	0.00	\$17,926,180	\$0	\$17,926,180	0.00	\$17,926,180	\$0	\$17,926,180
2023-25 Ongoing Funding Changes								
Base budget increase for cost to continue 2021-23 biennium compensation increases		\$20,553		\$20,553		\$20,553		\$20,553
Provides funding for proposed legislators' monthly compensation adjustments of 4 percent each year of the biennium. The request includes adjustments of 2 percent in the 1st year and 3 percent in the 2nd year of the biennium.		69,215		69,215		116,572		116,572
Provides funding for proposed adjustments to additional monthly compensation for legislative leaders of 4 percent each year of the biennium. The request includes adjustments of 2 percent in the 1st year and 3 percent in the 2nd year of the biennium.		2,614		2,614		3,776		3,776
Provides funding for proposed adjustments to legislative session compensation of 4 percent each year of the biennium. The request includes adjustments of 2 percent in the 1st year and 3 percent in the 2nd year of the biennium.		237,698		237,698		345,163		345,163
Adds funding for the health insurance premium increase for legislators		683,088		683,088		699,048		699,048
Increases funding for temporary session employee salaries, including estimated increases in daily rates of 4 percent each year of the biennium		63,575		63,575		214,393		214,393
Increases funding for operating expenses to increase the maximum monthly lodging expense reimbursement to \$1,852 anticipated for the 2025 legislative session. The maximum monthly lodging reimbursement is \$1,814 for the 2023 legislative session.		10,650		10,650		10,650		10,650
Increases funding for operating expenses related to anticipated mileage rate increases		8,901		8,901		8,901		8,901

Adjusts funding for operating expense related to IT	(1,778,017)		(1,778,017)	(1,778,017)		(1,778,017)
Adds funding to increase legislators' technology stipend from \$90 to \$200 per month			0	372,240		372,240
Decreases funding for operating expenses	(70,318)		(70,318)	(70,318)		(70,318)
Increases funding for the International Legislators' Forum			0	10,000		10,000
Increases funding for NCSL dues	11,737		11,737	11,737		11,737
Total ongoing funding changes	0.00	(\$740,304)	\$0	(\$740,304)	0.00	(\$35,302)
One-Time Funding Items						
Adds one-time funding for capital assets for Propylon Core upgrade	\$4,816,600		\$4,816,600	\$4,816,600		\$4,816,600
Adds one-time funding for capital assets for increased storage capacity for audio and video	110,000		110,000	110,000		110,000
Adds one-time funding for operating expenses related to laptop and iPad replacement	557,950		557,950	557,950		557,950
Adds one-time funding for operating expenses related to chamber upgrades	220,000		220,000	220,000		220,000
Total one-time funding changes	0.00	\$5,704,550	\$0	\$5,704,550	0.00	\$5,704,550
Total Changes to Base Level Funding	0.00	\$4,964,246	\$0	\$4,964,246	0.00	\$5,669,248
2023-25 Total Funding	0.00	\$22,890,426	\$0	\$22,890,426	0.00	\$23,595,428
<i>Federal funds included in other funds</i>			\$0			\$0
<i>Total ongoing changes as a percentage of base level</i>		(4.1%)		(4.1%)		(0.2%)
<i>Total changes as a percentage of base level</i>		27.7%		27.7%		31.6%

Other Sections in Legislative Assembly - Budget No. 150

	<u>Executive Budget Recommendation</u>	<u>House Version</u>
Transfers	Section 4 would allow transfers of funds between line items of appropriations for the Legislative Assembly and Legislative Council as requested by the Chairman of the Legislative Management or the Director of the Legislative Council.	Section 4 allows transfers of funds between line items of appropriations for the Legislative Assembly and Legislative Council as requested by the Chairman of the Legislative Management or the Director of the Legislative Council.
Continuation of appropriation authority	Section 5 would provide the unspent funds appropriated for the Legislative Assembly and Legislative Council for the 2021-23 biennium be continued and unexpended appropriations enacted prior to the 2021-23 biennium may be canceled as directed by the Chairman of the Legislative Management or the Director of the Legislative Council.	Section 5 provides the unspent funds appropriated for the Legislative Assembly and Legislative Council for the 2021-23 biennium be continued and unexpended appropriations enacted prior to the 2021-23 biennium may be canceled as directed by the Chairman of the Legislative Management or the Director of the Legislative Council.

Other Sections in Legislative Assembly - Budget No. 150

Executive Budget Recommendation

House Version

Compensation

Section 6 would increase legislators' daily pay during legislative sessions, monthly compensation, and additional monthly compensation by 2 percent in the 1st year and 3 percent in the 2nd year of the 2023-25 biennium. Section 7 would increase legislators' interim meeting pay by 2 percent in the 1st year and 3 percent in the 2nd year of the 2023-25 biennium.

Section 6 increases legislators' daily pay during legislative sessions, monthly compensation, and additional monthly compensation for legislative leaders by 4 percent each year of the 2023-25 biennium. Section 7 increases legislators' interim meeting pay by 4 percent each year of the 2023-25 biennium.

Legislative Management study - Impact of term limits

Section 8 provides for a Legislative Management study of the impact of term limits, including an assessment of the desirability of providing increased educational opportunities for legislative members due to shortened tenures in the Legislative Assembly, increasing the number of Legislative Council policy staff available to assist new members, and holding legislative sessions on an annual basis.

Emergency

Section 8 would declare the Act is an emergency measure.

Section 9 declares Sections 1 through 5 of the Act are an emergency measure.

**Department 160 - Legislative Council
House Bill No. 1001**

First Chamber Comparison to Base Level

	General Fund	Other Funds	Total
2023-25 First Chamber Version	\$18,605,857	\$88,000	\$18,693,857
2023-25 Base Level	15,672,410	70,000	15,742,410
Increase (Decrease)	\$2,933,447	\$18,000	\$2,951,447

First Chamber Changes

A summary of the first chamber's changes to the agency's base level appropriations and the executive budget is attached as an appendix.

Selected Bill Sections Included in the First Chamber Version

Transfers - Section 4 allows transfers of funds between line items of appropriations for the Legislative Assembly and Legislative Council as requested by the Chairman of the Legislative Management or the Director of the Legislative Council.

Continuation of appropriation authority - Section 5 provides the unspent funds appropriated for the Legislative Assembly and Legislative Council for the 2021-23 biennium be continued and unexpended appropriations enacted prior to the 2021-23 biennium may be canceled as directed by the Chairman of the Legislative Management or the Director of the Legislative Council.

Compensation - Section 6 increases legislators' daily pay during legislative sessions, monthly compensation, and additional monthly compensation of legislative leaders by 4 percent each year of the 2023-25 biennium. Section 7 increases legislators' interim meeting pay by 4 percent each year of the 2023-25 biennium.

The compensation adjustments are as follows:

	Current Compensation Rate	Rate Effective July 1, 2023	Rate Effective July 1, 2024
Daily session pay	\$193	\$201	\$209
Monthly compensation	\$537	\$558	\$580
Leaders' additional monthly compensation	\$385	\$400	\$416
Interim meeting pay	\$193	\$201	\$209

Legislative Management study - Impact of term limits - Section 8 provides for a Legislative Management study of the impact of term limits, including an assessment of the desirability of providing increased educational opportunities for legislative members due to shortened tenures in the Legislative Assembly, increasing the number of Legislative Council policy staff available to assist new members, and holding legislative sessions on an annual basis.

Emergency - Section 9 declares Sections 1 through 5 of the Act are an emergency measure.

Continuing Appropriations

Legislative services fund - North Dakota Century Code Section 54-35-19 - This fund is used for depositing and spending funds relating to legislative information.

Deficiency Appropriations

There are no deficiency appropriations for the Legislative Council.

Significant Audit Findings

There are no significant audit findings for the Legislative Council.

Major Related Legislation

House Bill No. 1285 - Relates to limitations on the introduction of legislative bills prepared by executive branch agencies, legislative interim committees, and the judicial branch.

House Bill No. 1313 - Relates to determining the Legislative Management Chairman and Vice Chairman and eligible years of service.

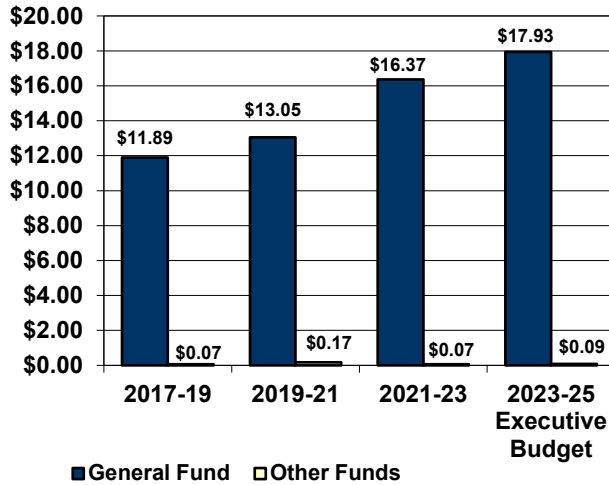
Senate Bill No. 2124 - Changes the daily in-state meal allowance from \$35 per day to 90 percent of the General Services Administration (GSA) per diem rate for state employees and legislators.

Senate Bill No. 2192 - Provides for a Legislative Management study relating to the impact of term limits on the Legislative Assembly.

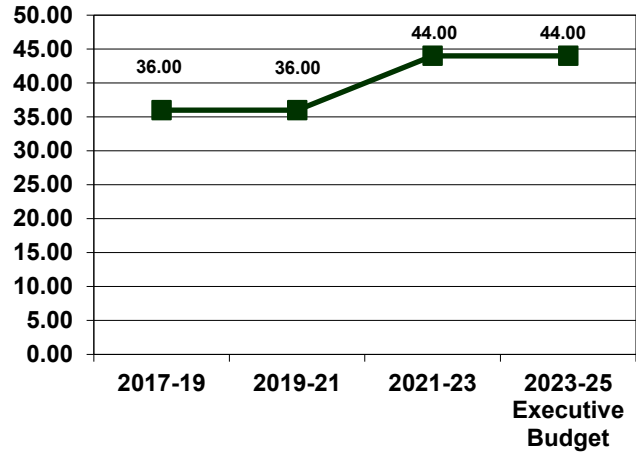
Historical Appropriations Information

Agency Appropriations and FTE Positions

Agency Funding (Millions)



FTE Positions



Ongoing General Fund Appropriations

	2015-17	2017-19	2019-21	2021-23	2023-25 Executive Budget
Ongoing general fund appropriations	\$11,948,410	\$11,891,138	\$12,890,318	\$15,672,410	\$17,655,939
Increase (decrease) from previous biennium	N/A	(\$57,272)	\$999,180	\$2,782,092	\$1,983,529
Percentage increase (decrease) from previous biennium	N/A	(0.5%)	8.4%	21.6%	12.7%
Cumulative percentage increase (decrease) from 2015-17 biennium	N/A	(0.5%)	7.9%	31.2%	47.8%

Major Increases (Decreases) in Ongoing General Fund Appropriations

2017-19 Biennium

1. Removed 1 vacant FTE fiscal analyst position. The related funding for salaries and wages was removed as part of the August 2016 budget reductions. \$0
2. Reduced funding for base level salaries and wages due to staff turnover (\$126,558)
3. Removed funding for 1 FTE office assistant position (\$147,071)
4. Reduced funding for per diem (\$92,251) and travel expenses (\$15,140) related to smaller committee sizes anticipated for the 2017-18 interim (\$107,391)
5. Reduced funding for out-of-state travel by 5 percent, including reductions to per diem salaries (\$14,299) and travel expenses (\$44,865). The base budget for out-of-state travel was reduced by an additional 5 percent for a total reduction of 10 percent. (\$59,164)
6. Reduced funding for professional fees to provide a total of \$140,000 for audit fees (\$15,000) and interim committee consulting services (\$125,000) during the 2017-18 interim (\$75,000)
7. Restored a portion of the funding for information technology (IT) and other operating expenses, reduced as part of the August 2016 budget reductions \$210,385

2019-21 Biennium

1. Restored funding for one of two unfunded administrative positions \$125,579
2. Added funding for a session retention program \$333,512
3. Decreased funding to continue reduced committee sizes during the 2019-21 biennium, including per diem (\$20,200) and travel (\$39,257) (\$59,457)
4. Increased funding for other meetings and out-of-state travel to restore the 2017-19 biennium 10 percent reduction, including per diem \$30,188 and travel \$81,860 \$112,048

5. Increased funding for professional services from \$140,000 to \$200,000 \$60,000

2021-23 Biennium

- 1. Increased funding for a session retention program \$175,000
- 2. Added 8 FTE IT positions, including salaries and wages (\$1,840,619) and operating expenses (\$24,000), for the expansion of IT services \$1,864,619

2023-25 Biennium (Executive Budget Recommendation)

- 1. Decreases funding for travel resulting from continued savings related to reduced committee sizes during the 2023-25 biennium (\$76,717)
- 2. Increases funding travel for increases in out-of-state travel fees, lodging, and mileage rates \$38,407
- 3. Increases funding for operating expenses related to IT \$565,876
- 4. Increases funding for operating expenses \$124,916
- 5. Increases funding for professional services to provide a total of \$270,000 for committee consultants \$65,000

One-Time General Fund Appropriations

	2015-17	2017-19	2019-21	2021-23	2023-25 Executive Budget
One-time general fund appropriations	\$610,460	\$0	\$154,756	\$698,000	\$275,500

Major One-Time General Fund Appropriations

2017-19 Biennium

None \$0

2019-21 Biennium

- 1. Added one-time funding for computer replacement \$124,856
- 2. Added one-time funding for redistricting equipment \$22,400
- 3. Added one-time funding for a Council of State Governments conference \$7,500

2021-23 Biennium

- 1. Added one-time funding for public website design \$150,000
- 2. Added one-time funding for IT expansion \$48,000
- 3. Added one-time funding for consulting services related to a study of acute psychiatric hospitalization and related step down residential treatment and support needs of individuals with mental illness (House Bill No. 1012) \$500,000

2023-25 Biennium (Executive Budget Recommendation)

- 1. Adds one-time funding for operating expenses related to computer and iPad replacement \$155,500
- 2. Adds one-time funding for capital assets for secondary and backup servers \$120,000

Legislative Council - Budget No. 160
House Bill No. 1001
Base Level Funding Changes

	Executive Budget Recommendation				House Version			
	FTE Positions	General Fund	Other Funds	Total	FTE Positions	General Fund	Other Funds	Total
2023-25 Biennium Base Level	44.00	\$15,672,410	\$70,000	\$15,742,410	44.00	\$15,672,410	\$70,000	\$15,742,410
2023-25 Ongoing Funding Changes								
Base payroll changes		\$233,217		\$233,217		\$233,217		\$233,217
Salary increase		778,944		778,944		576,499		576,499
Health insurance increase		221,192		221,192		226,280		226,280
Adds funding to increase per diem by 4 percent each year of the biennium. The request includes adjustments of 2 percent in the 1st year and 3 percent in the 2nd year of the biennium.		28,356		28,356		50,131		50,131
Adds 1 FTE attorney position				0	1.00	270,000		270,000
Restores funding for office assistant position				0		180,000		180,000
Increases funding for overtime salaries		4,338		4,338		4,338		4,338
Adds salary equity funding				0		400,000		400,000
Decreases funding for travel resulting from continued savings related to reduced committee sizes during the 2023-25 biennium		(76,717)		(76,717)		(76,717)		(76,717)
Increases funding for travel for increases in out-of-state travel fees, lodging, and mileage rates		38,407		38,407		38,407		38,407
Increases funding for operating expenses related to IT		565,876		565,876		565,876		565,876
Increases funding for operating expenses		124,916	\$18,000	142,916		124,916	\$18,000	142,916
Increases funding for professional services to provide a total of \$270,000		65,000		65,000		65,000		65,000
Reallocates \$35,000 from travel expense to conference expense				0				0
Total ongoing funding changes	0.00	\$1,983,529	\$18,000	\$2,001,529	1.00	\$2,657,947	\$18,000	\$2,675,947

One-Time Funding Items								
Adds one-time funding for operating expenses related to computer and iPad replacement		\$155,500		\$155,500		\$155,500		\$155,500
Adds one-time funding for capital assets for secondary and backup servers		120,000		120,000		120,000		120,000
Total one-time funding changes	0.00	\$275,500	\$0	\$275,500	0.00	\$275,500	\$0	\$275,500
Total Changes to Base Level Funding	0.00	\$2,259,029	\$18,000	\$2,277,029	1.00	\$2,933,447	\$18,000	\$2,951,447
2023-25 Total Funding	44.00	\$17,931,439	\$88,000	\$18,019,439	45.00	\$18,605,857	\$88,000	\$18,693,857
<i>Federal funds included in other funds</i>			\$0				\$0	
<i>Total ongoing changes as a percentage of base level</i>	0.0%	12.7%	25.7%	12.7%	2.3%	17.0%	25.7%	17.0%
<i>Total changes as a percentage of base level</i>	0.0%	14.4%	25.7%	14.5%	2.3%	18.7%	25.7%	18.7%

Other Sections in Legislative Council - Budget No. 160

	<u>Executive Budget Recommendation</u>	<u>House Version</u>
Transfers	Section 4 would allow transfers of funds between line items of appropriations for the Legislative Assembly and Legislative Council as requested by the Chairman of the Legislative Management or the Director of the Legislative Council.	Section 4 allows transfers of funds between line items of appropriations for the Legislative Assembly and Legislative Council as requested by the Chairman of the Legislative Management or the Director of the Legislative Council.
Continuation of appropriation authority	Section 5 would provide the unspent funds appropriated for the Legislative Assembly and Legislative Council for the 2021-23 biennium be continued and unexpended appropriations enacted prior to the 2021-23 biennium may be canceled as directed by the Chairman of the Legislative Management or the Director of the Legislative Council.	Section 5 provides the unspent funds appropriated for the Legislative Assembly and Legislative Council for the 2021-23 biennium be continued and unexpended appropriations enacted prior to the 2021-23 biennium may be canceled as directed by the Chairman of the Legislative Management or the Director of the Legislative Council.
Compensation	Section 6 would increase legislators' daily pay during legislative sessions, monthly compensation, and additional monthly compensation by 2 percent in the 1st year and 3 percent in the 2nd year of the 2023-25 biennium. Section 7 would increase legislators' interim meeting pay by 2 percent in the 1st year and 3 percent in the 2nd year of the 2023-25 biennium.	Section 6 increases legislators' daily pay during legislative sessions, monthly compensation, and additional monthly compensation of legislative leaders by 4 percent each year of the 2023-25 biennium. Section 7 increases legislators' interim meeting pay by 4 percent each year of the 2023-25 biennium.
Legislative Management study - Impact of term limits		Section 8 provides for a Legislative Management study of the impact of term limits, including an assessment of the desirability of providing increased educational opportunities for legislative members due to shortened tenures in the Legislative Assembly, increasing the number of Legislative Council policy staff available to assist new members, and holding legislative sessions on an annual basis.
Emergency	Section 8 would declare the Act is an emergency measure.	Section 9 declares Sections 1 through 5 of the Act are an emergency measure.

2023 SENATE STANDING COMMITTEE MINUTES

Appropriations - Government Operations Division Red River Room, State Capitol

HB 1001
3/6/2023

A bill for an act to provide an appropriation for defraying the expenses of the legislative branch of state government; to amend and reenact sections 54-03-20 and 54-35-10 of the North Dakota Century Code, relating to legislative compensation; to provide for a legislative management study; to provide a report; to provide for application, transfer, and cancellation of unexpended appropriations; and to declare an emergency.

Technical difficulties, no video available until 2:49pm.

2:47 PM Chairman Wanzek called the meeting to order.

Senators Wanzek, Erbele, Roers, Dwyer, and Vedaa are present.

Discussion Topics:

- Special session changes to facility
- Pandemic preparation
- Turnover reduction
- Potential annual sessions
- Bill-drafting upgrade
- Technology upgrades
- Seventy-seven-day session
- 125 support staff reduced to 79 current session
- Salaries and wages
- Operating expenses
- IT – separation of powers from IDT
- One-time funding
- Legend bill-drafting system
- National conference fees
- Legislative Management and Legislative Council
- Salaries and wages
- Equity package
- Interim session costs
- Employee retention
- Operating expenses
- Consulting services and audit
- Study for term limit impacts and challenges
- Cost to get a bill to law: estimated \$7000.
- Four other states still have biennial legislative sessions
- Legislative session IT functionality, independence, redundancy
- Data center space
- Defense against ransomware attacks
- Disaster recovery

- Website development outsourced
- Dedicated legal staff
- Webinars
- Staff cross-trained
- Separation of legislative, judicial, executive branches

2:47 PM John Bjornson, Director of Legislative Council, testified. Testimony #22154

4:15 PM Cody Malloy, IT Manager for Legislative Council, testified. (No written testimony)

Additional Testimony: Sheila Sandness #25738

Chairman Wanzek closed the meeting.

Carol Thompson, Committee Clerk

2023 SENATE STANDING COMMITTEE MINUTES

Appropriations - Government Operations Division Red River Room, State Capitol

HB 1001
3/16/2023

A bill for an act to provide an appropriation for defraying the expenses of the Legislative Branch of state government, relating to legislative compensation; to provide for a legislative management study; to provide a report; to provide for application, transfer, and cancellation of unexpended appropriations; and to declare an emergency.

10:47 AM Chairman Wanzek called the meeting to order.
Senators Wanzek, Erbele, Roers, Dwyer, and Vedaa are present.

Discussion Topics:

- Temporary session employees
- Operating costs
- Legislators' technology fund
- Conference/forum fees
- Bill-drafting system
- Increased storage for video and audio
- Laptop/iPad replacement
- Chamber upgrades
- Line-item transfer authority
- SB 2192 – HB 1001 duplication
- IT upgrades
- Legislative Council and Interim costs – budget 160
- Attorney positions
- Office assistant
- Overtime compensation
- Equity funds separate from Office of Management and Budget
- Legislator training
- IT operating expenses
- Interim committee consultants
- Operating expenses/equipment replacement
- Criteria for equity distribution

10:51 AM John Bjornson, Legislative Council (LC) Director, testified. Testimony #22154

10:57 AM Sheila Sandness, LC Senior Fiscal Analyst, testified. Testimony #25737

11:51 AM Chairman Wanzek closed the meeting.

Carol Thompson, Committee Clerk

2023 SENATE STANDING COMMITTEE MINUTES

Appropriations - Government Operations Division Red River Room, State Capitol

HB 1001
3/22/2023

A bill relating to legislative compensation; to provide for a legislative management study; to provide a report; to provide for application, transfer, and cancellation of unexpended appropriations; and to declare an emergency.

9:25 AM Chairman Wanzek called the meeting to order.
Senators Wanzek, Erbele, Roers, Dwyer, and Vedaa are present.

Discussion Topics:

- Legislative Assembly
- Salary and health insurance adjustments
- Propylon core upgrade
- IT funding
- Dues
- Legislative Council
- Interim committee costs
- Interim – online meetings option
- Operating costs
- One-time costs
- Laptop and iPad replacement
- Backup and secondary servers
- Equity
- Staff retention
- Term limit effects
- Equity motion data

9:27 AM Allen Knudson, Legislative Council Budget Analyst and Auditor, testified. Testimony #25737

9:41 AM Senator Dwyer moved an amendment to change the salary equity line from \$400,000 to \$800,000.
Senator Erbele seconded the motion.

9:47 AM John Bjornson, Legislative Council Director, testified. (No written testimony)

9:57 AM A voice vote on the proposed amendment was given to confirm agreement to further discuss Council staff salary and equity and to adjust the House recommendation.

9:59 AM Stephanie Johnson, OMB Fiscal Management Analyst, testified. (No written testimony)

10:07 AM Senator Erbele moved an amendment to HB 1001 to provide salary adjustments of 6 percent for the first year and 4 percent the second and to change the added salary equity line from \$400,000 to \$800,000.

Senator Vedaa seconded the motion.

Senators	Vote
Senator Terry M. Wanzek	Y
Senator Michael Dwyer	Y
Senator Robert Erbele	Y
Senator Jim P. Roers	Y
Senator Shawn Vedaa	Y

Motion passed 5-0-0

10:08 AM Senator Erbele moved a Do Pass as Amended recommendation for HB 1001.

Senator Vedaa seconded the motion.

Senators	Vote
Senator Terry M. Wanzek	Y
Senator Michael Dwyer	Y
Senator Robert Erbele	Y
Senator Jim P. Roers	Y
Senator Shawn Vedaa	Y

Motion passed 5-0-0

Senator Erbele will carry this bill.

10:09 AM Chairman Wanzek closed the meeting.

Carol Thompson, Committee Clerk

2023 SENATE STANDING COMMITTEE MINUTES

Appropriations - Government Operations Division Red River Room, State Capitol

HB 1001
3/27/2023

A bill for an act to provide an appropriation for defraying the expenses of the Legislative Branch of state government, relating to legislative compensation; to provide for a legislative management study; to provide a report; to provide for application, transfer, and cancellation of unexpended appropriations; and to declare an emergency.

3:56 PM Chairman Wanzek opened the meeting.
Senators Wanzek, Dwyer, J. Roers, Vedaa, and Erbele are present.

Discussion Topics:

- Budget
- Committee action

3:57 PM Sheila Sandness, LC Senior Fiscal Analyst, testified.

4:16 PM John Bjornson, Director ND Legislative Council, testified. (No written testimony)

4:27 PM Senator Dwyer moves to reconsider Amendment 23.0230.02001 (#26771).
Senator Roers seconded the motion.

Senators	Vote
Senator Terry M. Wanzek	Y
Senator Michael Dwyer	Y
Senator Robert Erbele	Y
Senator Jim P. Roers	Y
Senator Shawn Vedaa	Y

Motion passed 5-0-0

4:31 PM Senator Erbele moved Amendment 23.0230.02002 (#26945).
Senator Vedaa seconded the motion.

Senators	Vote
Senator Terry M. Wanzek	Y
Senator Michael Dwyer	Y
Senator Robert Erbele	Y
Senator Jim P. Roers	Y
Senator Shawn Vedaa	Y

Motion passed 5-0-0

4:32 PM Senator Vedaa moved a Do Pass as Amended recommendation for HB 1001.
Senator Erbele seconded the motion.

Senators	Vote
Senator Terry M. Wanzek	Y
Senator Michael Dwyer	Y
Senator Robert Erbele	Y
Senator Jim P. Roers	Y
Senator Shawn Vedaa	Y

Motion passed 5-0-0

Senator Erbele will carry this bill.

4:33 pm Chairman Wanzek closed the meeting.

Carol Thompson, Committee Clerk

2023 SENATE STANDING COMMITTEE MINUTES

Appropriations Committee Roughrider Room, State Capitol

HB 1001
3/30/2023

A BILL for an Act to provide an appropriation for defraying the expenses of the legislative branch of state government; relating to legislative compensation; to provide for a legislative management study; to provide a report; to provide for application, transfer, and cancellation of unexpended appropriations; and to declare an emergency.

4:00 PM Vice Chairman Krebsbach opened the hearing on HB 1001.

Members present: Senators Bekkedahl, Krebsbach, Burckhard, Davison, Dever, Dwyer, Erbele, Kreun, Meyer, Roers, Schaible, Sorvaag, Vedaa, Wanzek, Rust, and Mathern.

Discussion Topics:

- Legislative assembly
- Committee action

4:00 PM Senator Erbele introduced amendment LC 23.0230.02002, testimony # 27110.

4:05 PM Senator Erbele moved to adopt AMENDMENT 23.0230.02002.
Senator Wanzek seconded the motion

Senators	Vote
Senator Brad Bekkedahl	Y
Senator Karen K. Krebsbach	Y
Senator Randy A. Burckhard	Y
Senator Kyle Davison	Y
Senator Dick Dever	Y
Senator Michael Dwyer	Y
Senator Robert Erbele	Y
Senator Curt Kreun	Y
Senator Tim Mathern	Y
Senator Scott Meyer	Y
Senator Jim P. Roers	Y
Senator David S. Rust	Y
Senator Donald Schaible	Y
Senator Ronald Sorvaag	Y
Senator Shawn Vedaa	Y
Senator Terry M. Wanzek	Y

Motion passed 16-0-0.

4:07 PM Senator Erbele moved DO PASS AS AMENDED.
Senator Burckhard seconded the motion.

Senators	Vote
Senator Brad Bekkedahl	Y
Senator Karen K. Krebsbach	Y
Senator Randy A. Burckhard	Y
Senator Kyle Davison	Y
Senator Dick Dever	Y
Senator Michael Dwyer	Y
Senator Robert Erbele	Y
Senator Curt Kreun	Y
Senator Tim Mathern	Y
Senator Scott Meyer	Y
Senator Jim P. Roers	Y
Senator David S. Rust	Y
Senator Donald Schaible	Y
Senator Ronald Sorvaag	Y
Senator Shawn Vedaa	Y
Senator Terry M. Wanzek	Y

The motion passed 16-0-0.

Senator Erbele will carry the bill.

4:10 PM Vice Chairman Krebsbach closed the hearing.

Kathleen Hall, Committee Clerk

JA
3.30.23

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1001

Page 1, line 3, remove "to provide for a legislative"

Page 1, line 4, remove "management study;"

Page 1, line 4, after the second semicolon insert "to provide an exemption;"

Page 1, replace lines 17 through 21 with:

"Salaries and wages	\$11,430,094	\$1,520,473	\$12,950,567
Operating expenses	6,218,753	(668,594)	5,550,159
Capital assets	6,000	4,926,600	4,932,600
National conference of state legislatures	<u>271,333</u>	<u>11,737</u>	<u>283,070</u>
Total general fund	\$17,926,180	\$5,790,216	\$23,716,396"

Page 2, replace lines 3 through 8 with:

"Salaries and wages	\$12,690,980	\$1,952,397	\$14,643,377
New and vacant FTE funding pool	0	479,137	479,137
Operating expenses	3,045,430	890,982	3,936,412
Capital assets	<u>6,000</u>	<u>120,000</u>	<u>126,000</u>
Total all funds	\$15,742,410	\$3,442,516	\$19,184,926
Less estimated income	<u>70,000</u>	<u>18,000</u>	<u>88,000</u>
Total general fund	\$15,672,410	\$3,424,516	\$19,096,926"

Page 2, replace lines 14 through 16 with:

"Grand total general fund	\$33,598,590	\$9,214,732	\$42,813,322
Grand total special funds	<u>70,000</u>	<u>18,000</u>	<u>88,000</u>
Grand total all funds	\$33,668,590	\$9,232,732	\$42,901,322"

Page 4, after line 9, insert:

"SECTION 6. NEW AND VACANT FTE FUNDING POOL - BUDGET SECTION REPORT.

1. The legislative council may not spend funds from the new and vacant FTE funding pool line item in section 1 of this Act, but may transfer funds from this line item to the salaries and wages line item as necessary to provide funding for:
 - a. Filling a new or vacant FTE position from the date of hire through the end of the biennium, or
 - b. Salaries and wages if actual salaries and wages savings from vacant positions are less than the estimate used by the sixty-eighth legislative assembly in the development of the appropriation.
2. The legislative council shall report to the budget section regarding the use of funding in the pool including information on:

PA
3-30-23

- a. New FTE positions, including the date hired;
 - b. Vacant FTE positions, including the dates the positions are vacated and filled; and
 - c. Additional salaries and wages funding needed due to savings from vacant positions being less than anticipated.
3. If funding in the funding pool line item is insufficient to provide the necessary salaries and wages funding for the biennium, the legislative council may request a deficiency appropriation from the sixty-ninth legislative assembly."

Page 4, line 15, replace "one" with "five"
 Page 4, line 16, replace "nine" with "thirteen"
 Page 6, line 12, replace "fifty-eight" with "sixty-nine"
 Page 6, line 13, replace "eighty" with "ninety-two"
 Page 6, line 22, after "hundred" insert "eight"
 Page 6, line 23, replace "sixteen" with "twenty-four"
 Page 7, line 10, replace "one" with "five"
 Page 7, line 11, replace "nine" with "thirteen"
 Page 7, remove lines 20 through 28
 Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1001 - Summary of Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Legislative Assembly				
Total all funds	\$17,926,180	\$23,595,428	\$120,968	\$23,716,396
Less estimated income	0	0	0	0
General fund	\$17,926,180	\$23,595,428	\$120,968	\$23,716,396
FTE	0.00	0.00	0.00	0.00
Legislative Council				
Total all funds	\$15,742,410	\$18,693,857	\$491,069	\$19,184,926
Less estimated income	70,000	88,000	0	88,000
General fund	\$15,672,410	\$18,605,857	\$491,069	\$19,096,926
FTE	44.00	45.00	0.00	45.00
Bill total				
Total all funds	\$33,668,590	\$42,289,285	\$612,037	\$42,901,322
Less estimated income	70,000	88,000	0	88,000
General fund	\$33,598,590	\$42,201,285	\$612,037	\$42,813,322
FTE	44.00	45.00	0.00	45.00

House Bill No. 1001 - Legislative Assembly - Senate Action

YA
3-30-23

	Base Budget	House Version	Senate Changes	Senate Version
Salaries and wages	\$11,430,094	\$12,829,599	\$120,968	\$12,950,567
Operating expenses	6,218,753	5,550,159		5,550,159
Capital assets	6,000	4,932,600		4,932,600
National Conf. of State Legislatures	271,333	283,070		283,070
Total all funds	\$17,926,180	\$23,595,428	\$120,968	\$23,716,396
Less estimated income	0	0	0	0
General fund	\$17,926,180	\$23,595,428	\$120,968	\$23,716,396
FTE	0.00	0.00	0.00	0.00

Department 150 - Legislative Assembly - Detail of Senate Changes

	Adjusts Funding for Salary and Benefit Increases ¹	Total Senate Changes
Salaries and wages	\$120,968	\$120,968
Operating expenses		
Capital assets		
National Conf. of State Legislatures		
Total all funds	\$120,968	\$120,968
Less estimated income	0	0
General fund	\$120,968	\$120,968
FTE	0.00	0.00

¹ Funding is reduced for monthly health insurance premiums by \$15,960. Funding is added for 2023-25 biennium compensation adjustments to provide increases of 6 percent in the 1st year and 4 percent in the 2nd year of the biennium for temporary salaries (\$22,358), legislators' daily pay for regular and organizational sessions, legislators' monthly compensation, and additional monthly compensation for legislative leaders (\$114,570). The House provided compensation adjustments of 4 percent each year of the 2023-25 biennium.

The major compensation adjustments are as follows:

	Current Compensation Rate	Rate Effective July 1, 2023	Rate Effective July 1, 2024
Daily session pay	\$193	\$205	\$213
Monthly compensation	\$537	\$569	\$592
Leaders' additional monthly compensation	\$385	\$408	\$424

This amendment also amends a section of the bill related to legislators' daily pay during legislative sessions, monthly compensation, and additional monthly compensation for legislative leaders to provide increases of 6 percent in the 1st year and 4 percent in the 2nd year of the 2023-25 biennium. The House adjusted legislative compensation by 4 percent each year of the 2023-25 biennium.

House Bill No. 1001 - Legislative Council - Senate Action

JA
3-30-23

	Base Budget	House Version	Senate Changes	Senate Version
Salaries and wages	\$12,690,980	\$14,631,445	\$11,932	\$14,643,377
Operating expenses	3,045,430	3,936,412		3,936,412
Capital assets	6,000	126,000		126,000
New and vacant FTE funding pool			479,137	479,137
Total all funds	\$15,742,410	\$18,693,857	\$491,069	\$19,184,926
Less estimated income	70,000	88,000	0	88,000
General fund	\$15,672,410	\$18,605,857	\$491,069	\$19,096,926
FTE	44.00	45.00	0.00	45.00

Department 160 - Legislative Council - Detail of Senate Changes

	Adjusts Funding for Salary and Benefit Increases ¹	Adjusts Funding for Legislator Per Diem ²	Increases Funding for Salary Equity ³	Removes Salary Funding for Funding Pool ⁴	Adds Funding for New and Vacant FTE Funding Pool ⁵	Total Senate Changes
Salaries and wages	\$197,357	\$21,914	\$400,000	(\$607,339)		\$11,932
Operating expenses						
Capital assets						
New and vacant FTE funding pool					\$479,137	479,137
Total all funds	\$197,357	\$21,914	\$400,000	(\$607,339)	\$479,137	\$491,069
Less estimated income	0	0	0	0	0	0
General fund	\$197,357	\$21,914	\$400,000	(\$607,339)	\$479,137	\$491,069
FTE	0.00	0.00	0.00	0.00	0.00	0.00

¹ Salaries and wages funding is adjusted to provide for 2023-25 biennium salary increases of 6 percent on July 1, 2023, and 4 percent on July 1, 2024, and for adjustments to health insurance premium rates as follows:

	General Fund	Other Funds	Total
Salary increase	\$202,445	\$0	\$202,445
Health insurance adjustment	(5,088)	(0)	(5,088)
Total	\$197,357	\$0	\$197,357

The House provided salary adjustments of 4 percent on July 1, 2023, and July 1, 2024.

² Funding is added for 2023-25 biennium compensation adjustments to provide increases of 6 percent in the 1st year and 4 percent in the 2nd year of the biennium for legislators' attendance at interim meetings. The House provided compensation adjustments of 4 percent each year of the 2023-25 biennium.

The compensation adjustments are as follows:

	Current Compensation Rate	Rate Effective July 1, 2023	Rate Effective July 1, 2024
Interim meeting pay	\$193	\$205	\$213

³ Funding for salary equity is increased to provide a total of \$800,000 from the general fund. The House provided \$400,000 from the general fund for salary equity.

⁴ Funding for new FTE positions and estimated savings from vacant FTE positions is removed as shown below. If needed, these amounts are available to the Legislative Council in a new and vacant FTE funding pool line item. Funding may be transferred for new FTE positions approved by the Legislative Assembly and to fund vacant FTE positions when vacant positions are filled.

LA
3-30-23

	<u>General Fund</u>	<u>Other Funds</u>	<u>Total</u>
New FTE positions	(\$270,000)	\$0	(\$270,000)
Vacant FTE positions	(337,339)	0	(337,339)
Total	(\$607,339)	0	(\$607,339)

⁵ Funding is added for a new and vacant FTE funding pool.

This amendment also:

- Adds a section related to the transfer of funding from the new and vacant FTE funding pool, including a report to the Budget Section.
- Amends a section of the bill related to legislators' interim meeting pay to provide increases of 6 percent in the 1st year and 4 percent in the 2nd year of the 2023-25 biennium. The House adjusted legislative compensation by 4 percent each year of the 2023-25 biennium.
- Removes a section, included by the House, that provided for a Legislative Management study of the impact of term limits. Senate Bill No. 2192, relating to a Legislative Management study of the impact of term limits on the Legislative Assembly, has passed both chambers.

REPORT OF STANDING COMMITTEE

HB 1001, as engrossed: Appropriations Committee (Sen. Bekkedahl, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (16 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1001 was placed on the Sixth order on the calendar. This bill does not affect workforce development.

Page 1, line 3, remove "to provide for a legislative"

Page 1, line 4, remove "management study;"

Page 1, line 4, after the second semicolon insert "to provide an exemption;"

Page 1, replace lines 17 through 21 with:

"Salaries and wages	\$11,430,094	\$1,520,473	\$12,950,567
Operating expenses	6,218,753	(668,594)	5,550,159
Capital assets	6,000	4,926,600	4,932,600
National conference of state legislatures	271,333	11,737	283,070
Total general fund	\$17,926,180	\$5,790,216	\$23,716,396"

Page 2, replace lines 3 through 8 with:

"Salaries and wages	\$12,690,980	\$1,952,397	\$14,643,377
New and vacant FTE funding pool	0	479,137	479,137
Operating expenses	3,045,430	890,982	3,936,412
Capital assets	6,000	120,000	126,000
Total all funds	\$15,742,410	\$3,442,516	\$19,184,926
Less estimated income	70,000	18,000	88,000
Total general fund	\$15,672,410	\$3,424,516	\$19,096,926"

Page 2, replace lines 14 through 16 with:

"Grand total general fund	\$33,598,590	\$9,214,732	\$42,813,322
Grand total special funds	70,000	18,000	88,000
Grand total all funds	\$33,668,590	\$9,232,732	\$42,901,322"

Page 4, after line 9, insert:

"SECTION 6. NEW AND VACANT FTE FUNDING POOL - BUDGET SECTION REPORT.

1. The legislative council may not spend funds from the new and vacant FTE funding pool line item in section 1 of this Act, but may transfer funds from this line item to the salaries and wages line item as necessary to provide funding for:
 - a. Filling a new or vacant FTE position from the date of hire through the end of the biennium, or
 - b. Salaries and wages if actual salaries and wages savings from vacant positions are less than the estimate used by the sixty-eighth legislative assembly in the development of the appropriation.
2. The legislative council shall report to the budget section regarding the use of funding in the pool including information on:
 - a. New FTE positions, including the date hired;
 - b. Vacant FTE positions, including the dates the positions are vacated and filled; and

- c. Additional salaries and wages funding needed due to savings from vacant positions being less than anticipated.
- 3. If funding in the funding pool line item is insufficient to provide the necessary salaries and wages funding for the biennium, the legislative council may request a deficiency appropriation from the sixty-ninth legislative assembly."

Page 4, line 15, replace "one" with "five"
 Page 4, line 16, replace "nine" with "thirteen"
 Page 6, line 12, replace "fifty-eight" with "sixty-nine"
 Page 6, line 13, replace "eighty" with "ninety-two"
 Page 6, line 22, after "hundred" insert "eight"
 Page 6, line 23, replace "sixteen" with "twenty-four"
 Page 7, line 10, replace "one" with "five"
 Page 7, line 11, replace "nine" with "thirteen"
 Page 7, remove lines 20 through 28
 Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1001 - Summary of Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Legislative Assembly				
Total all funds	\$17,926,180	\$23,595,428	\$120,968	\$23,716,396
Less estimated income	0	0	0	0
General fund	\$17,926,180	\$23,595,428	\$120,968	\$23,716,396
FTE	0.00	0.00	0.00	0.00
Legislative Council				
Total all funds	\$15,742,410	\$18,693,857	\$491,069	\$19,184,926
Less estimated income	70,000	88,000	0	88,000
General fund	\$15,672,410	\$18,605,857	\$491,069	\$19,096,926
FTE	44.00	45.00	0.00	45.00
Bill total				
Total all funds	\$33,668,590	\$42,289,285	\$612,037	\$42,901,322
Less estimated income	70,000	88,000	0	88,000
General fund	\$33,598,590	\$42,201,285	\$612,037	\$42,813,322
FTE	44.00	45.00	0.00	45.00

House Bill No. 1001 - Legislative Assembly - Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Salaries and wages	\$11,430,094	\$12,829,599	\$120,968	\$12,950,567
Operating expenses	6,218,753	5,550,159		5,550,159
Capital assets	6,000	4,932,600		4,932,600
National Conf. of State Legislatures	271,333	283,070		283,070
Total all funds	\$17,926,180	\$23,595,428	\$120,968	\$23,716,396
Less estimated income	0	0	0	0
General fund	\$17,926,180	\$23,595,428	\$120,968	\$23,716,396
FTE	0.00	0.00	0.00	0.00

Department 150 - Legislative Assembly - Detail of Senate Changes

	Adjusts Funding for Salary and Benefit Increases ¹	Total Senate Changes
Salaries and wages	\$120,968	\$120,968
Operating expenses		
Capital assets		
National Conf. of State Legislatures		
Total all funds	\$120,968	\$120,968
Less estimated income	0	0
General fund	\$120,968	\$120,968
FTE	0.00	0.00

¹ Funding is reduced for monthly health insurance premiums by \$15,960. Funding is added for 2023-25 biennium compensation adjustments to provide increases of 6 percent in the 1st year and 4 percent in the 2nd year of the biennium for temporary salaries (\$22,358), legislators' daily pay for regular and organizational sessions, legislators' monthly compensation, and additional monthly compensation for legislative leaders (\$114,570). The House provided compensation adjustments of 4 percent each year of the 2023-25 biennium.

The major compensation adjustments are as follows:

	Current Compensation Rate	Rate Effective July 1, 2023	Rate Effective July 1, 2024
Daily session pay	\$193	\$205	\$213
Monthly compensation	\$537	\$569	\$592
Leaders' additional monthly compensation	\$385	\$408	\$424

This amendment also amends a section of the bill related to legislators' daily pay during legislative sessions, monthly compensation, and additional monthly compensation for legislative leaders to provide increases of 6 percent in the 1st year and 4 percent in the 2nd year of the 2023-25 biennium. The House adjusted legislative compensation by 4 percent each year of the 2023-25 biennium.

House Bill No. 1001 - Legislative Council - Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Salaries and wages	\$12,690,980	\$14,631,445	\$11,932	\$14,643,377
Operating expenses	3,045,430	3,936,412		3,936,412
Capital assets	6,000	126,000		126,000
New and vacant FTE funding pool			479,137	479,137
Total all funds	\$15,742,410	\$18,693,857	\$491,069	\$19,184,926
Less estimated income	70,000	88,000	0	88,000
General fund	\$15,672,410	\$18,605,857	\$491,069	\$19,096,926
FTE	44.00	45.00	0.00	45.00

Department 160 - Legislative Council - Detail of Senate Changes

	Adjusts Funding for Salary and Benefit Increases ¹	Adjusts Funding for Legislator Per Diem ²	Increases Funding for Salary Equity ³	Removes Salary Funding for Funding Pool ⁴	Adds Funding for New and Vacant FTE Funding Pool ⁵	Total Senate Changes
Salaries and wages	\$197,357	\$21,914	\$400,000	(\$607,339)		\$11,932
Operating expenses						
Capital assets						
New and vacant FTE funding pool					\$479,137	479,137
Total all funds	\$197,357	\$21,914	\$400,000	(\$607,339)	\$479,137	\$491,069
Less estimated income	0	0	0	0	0	0
General fund	\$197,357	\$21,914	\$400,000	(\$607,339)	\$479,137	\$491,069
FTE	0.00	0.00	0.00	0.00	0.00	0.00

¹ Salaries and wages funding is adjusted to provide for 2023-25 biennium salary increases of 6 percent on July 1, 2023, and 4 percent on July 1, 2024, and for adjustments to health insurance premium rates as follows:

	General Fund	Other Funds	Total
Salary increase	\$202,445	\$0	\$202,445
Health insurance adjustment	(5,088)	(0)	(5,088)
Total	\$197,357	\$0	\$197,357

The House provided salary adjustments of 4 percent on July 1, 2023, and July 1, 2024.

² Funding is added for 2023-25 biennium compensation adjustments to provide increases of 6 percent in the 1st year and 4 percent in the 2nd year of the biennium for legislators' attendance at interim meetings. The House provided compensation adjustments of 4 percent each year of the 2023-25 biennium.

The compensation adjustments are as follows:

	Current Compensation Rate	Rate Effective July 1, 2023	Rate Effective July 1, 2024
Interim meeting pay	\$193	\$205	\$213

³ Funding for salary equity is increased to provide a total of \$800,000 from the general fund. The House provided \$400,000 from the general fund for salary equity.

⁴ Funding for new FTE positions and estimated savings from vacant FTE positions is removed as shown below. If needed, these amounts are available to the Legislative Council in a new and vacant FTE funding pool line item. Funding may be transferred for new FTE positions approved by the Legislative Assembly and to fund vacant FTE positions when vacant positions are filled.

	General Fund	Other Funds	Total
New FTE positions	(\$270,000)	\$0	(\$270,000)
Vacant FTE positions	(337,339)	0	(337,339)
Total	(\$607,339)	0	(\$607,339)

⁵ Funding is added for a new and vacant FTE funding pool.

This amendment also:

- Adds a section related to the transfer of funding from the new and vacant FTE funding pool, including a report to the Budget Section.
- Amends a section of the bill related to legislators' interim meeting pay to provide increases of 6 percent in the 1st year and 4 percent in the 2nd year of the 2023-25 biennium. The House adjusted legislative compensation by 4 percent each year of the 2023-25 biennium.
- Removes a section, included by the House, that provided for a Legislative Management study of the impact of term limits. Senate Bill No. 2192, relating to a Legislative Management study of the impact of term limits on the Legislative Assembly, has passed both chambers.

TESTIMONY

HB 1001

Prepared by the Legislative Council staff
January 17, 2023

**STATEMENT OF JOHN BJORNSON, DIRECTOR,
NORTH DAKOTA LEGISLATIVE COUNCIL,
REGARDING HOUSE BILL NO. 1001,
JANUARY 17, 2023**

Mr. Chairman and members of the Government Operations Division of the House Appropriations Committee:

I am here this morning appearing on House Bill No. 1001 on behalf of the members of the Legislative Assembly and the members of the Legislative Management to explain the budget requests for the Legislative Assembly, the Legislative Management, and the Legislative Council for the 2023-25 biennium. My presentation will follow the outline provided in the information you asked to be included in the presentation.

The Legislative Assembly is established in Article IV of the Constitution of North Dakota and North Dakota Century Code Chapters 54-03, 54-03.1, and 54-03.2. The Legislative Management and Legislative Council are established in Chapter 54-35.

The budget requests for these agencies are prepared using zero-based budgeting, meaning all amounts requested are calculated from a starting point of zero. The financial statements for the fiscal years ending June 30, 2021, and 2020, for the Legislative Assembly and Legislative Council had unqualified opinions and no audit findings.

The 2021-22 interim was a busy one for the legislative branch.

We planned for and completed a successful special legislative session in November, approving a redistricting plan and appropriating over \$1 billion of federal funds in a 5-day special session. We successfully transitioned from the executive branch Information Technology Department hosting legislative applications to operating separate legislative information technology (IT) systems, including a new email system. We also developed and rolled out a new website. We upgraded the temporary committee rooms in the judicial wing to make the committee rooms permanent in response to legislation enacting in the 2021 special session which transferred control of those rooms to the legislative branch.

We have had significant turnover in the Legislative Assembly, including in almost all leadership positions. In addition, we have had some unexpected turnover on the Legislative Council staff.

Our goals and plans for the next 2 years include retaining staff and filling vacant positions. We have learned to never expect to have a "normal" interim as we once were accustomed. We will continue working to improve our IT functions and hope to upgrade our bill drafting system. As I will discuss in a few minutes, in addition to our major bill drafting system upgrade project, we have included in the budget request funding for a variety of other items and projects,

including replacing legislative laptops and iPads and chamber upgrades.

LEGISLATIVE ASSEMBLY

Subdivision 1 of Section 1 of the recommended bill contains the recommended appropriation for the Legislative Assembly for the 2023-25 biennium which totals \$22,890,426 from the general fund. This amount includes \$5,704,550 of one-time funding requests from the general fund. The Legislative Assembly "ongoing" general fund request is \$740,304, or 4.1 percent less than the 2021-23 biennium "ongoing" appropriation. The amount requested is considered necessary for the organizational session and a 77-legislative-day (113-calendar-day) regular 2025 legislative session. The following schedule presents the number of legislative days for previous sessions:

Legislative Session	Legislative Days
2021	76
2019	76
2017	77
2015	79
2013	80
2011	78
2009	79
2007	78
2005	76
2003	76*
2001	77
1999	71
1997	66

*Excludes the 3 legislative days relating to the May 2003 special legislative session.

The Legislative Assembly in 2021 provided funding for an estimated 77-legislative-day 2023 legislative session. The estimated cost per day is approximately \$85,000.

Salaries and Wages

The salaries and wages line item of approximately \$12.5 million includes funding for:

- Legislative employees' pay for the 2025 legislative session based on the 79 employees anticipated to be employed for the 2023 legislative session and 2 percent 1st year and 3 percent 2nd year salary adjustments.
- Legislators' salary of \$203 per day for a 77-legislative-day (113-calendar-day) regular session. This includes a 2 percent 1st year and 3 percent 2nd year increase. The statutory changes to provide for this increase are included in Section 6 of the recommended bill (an estimated cost of \$237,698).

- Continuing the additional compensation of \$15 per calendar day for the legislative leaders and \$10 per calendar day for chairmen of the standing committees and assistant legislative leaders. These compensation rates were each increased by \$5 by the Legislative Assembly in 2011.
- Legislators' monthly compensation of \$548 per month for the 1st year of the biennium, an \$11, or 2 percent per month increase and \$564 per month for the 2nd year of the biennium, a \$16, or 3 percent per month increase (an estimated cost of \$69,215). The statutory changes for these increases are included in Section 6 of the recommended bill.
- Additional monthly compensation for House and Senate Majority and Minority Leaders of \$393 per month for the 1st year of the biennium, an \$8, or 2 percent per month increase; and \$405 per month for the 2nd year of the biennium, a \$12, or 3 percent per month increase (an estimated cost of \$2,614). The statutory changes for these increases are provided for in Section 6 of the recommended bill.
- Health insurance coverage for 133 legislators, the same number as the 2021-23 biennium. Current information indicates 127 legislators have requested health insurance.

Operating Expenses

The operating expenses line item of approximately \$5.2 million includes funding for:

- Legislators' travel costs for 17 trips at 60 cents per mile during the 2025 regular session and one trip for the 2024 organizational session. The mileage rate currently is 65.5 cents per mile.
- Lodging costs for 126 legislators for 4 months during the 2025 legislative session at an estimated reimbursement rate of \$1,852 per month. The reimbursement rate for the 2023 legislative session is \$1,814. The budget includes an additional \$10,650 relating to lodging.
- Contribution of \$10,000 annually to the International Legislator's Forum (Manitoba, Minnesota, North Dakota, and South Dakota).
- IT data processing of \$53,340, a decrease of \$1,327,564 compared to the 2021-23 biennium. The decrease relates to the legislative branch providing its own IT services rather than using ITD for software development and hosting services.
- Other IT-related operating expenses, including software, maintenance, equipment, and telecommunications totals \$1,460,936, a decrease of \$470,187. The decrease results from expanding IT services within the legislative branch.
- Service contracts total \$572,083, a decrease of \$95. These costs relate primarily to video

streaming, archiving, indexing, and closed captioning of committee meetings and chamber sessions.

- Professional services of \$23,000, \$59,000 less than the 2021-23 biennium budget. The decrease relates primarily to using legislative staff for the bill and journal room rather than contracting for the service.
- One-time funding is included in operating expenses for replacing computers and iPads for legislators for \$557,950 and improving the chambers by purchasing new chairs for \$80,000, replacing the carpeting for \$110,000, and refinishing the woodwork for \$30,000.

Capital Assets

The capital assets line item of \$4,932,600 includes \$6,000 of ongoing funding for unexpected equipment replacement needs during the 2023-25 biennium, one-time funding of \$4,816,600 for an IT project to upgrade the LEGEND bill drafting system, and \$110,000 for increasing storage capacity for audio and video.

National Conference of State Legislatures

The National Conference of State Legislatures (NCSL) line item of \$283,070 is an increase of \$11,737, or 4.3 percent from the 2021-23 biennium budget of \$271,333. This represents North Dakota's contribution to NCSL.

2021-23 Biennium One-Time Funding

For the current biennium, the Legislative Assembly received \$1.45 million of one-time funding for the legislative branch IT expansion and \$316,284 for the special session for redistricting. Approximately \$374,000 of the IT expansion funding remains and is anticipated to be spent by the end of the biennium. The actual costs for the special session were approximately \$285,000.

LEGISLATIVE MANAGEMENT AND LEGISLATIVE COUNCIL

Subdivision 2 of Section 1 of the recommended bill contains the appropriation for the Legislative Management and Legislative Council for the 2023-25 biennium which totals \$18,019,439, of which \$17,931,439 is from the general fund and \$88,000 is from the insurance regulatory trust fund. This amount includes \$275,500 of one-time funding requests. Ongoing funding from the general fund is \$1,983,529, or 12.7 percent more than the 2021-23 biennium general fund appropriation.

The \$88,000 from the insurance regulatory trust fund is for expenses relating to legislator involvement with the National Conference of Insurance Legislators (NCOIL).

The Legislative Council is requesting 44 full-time equivalent (FTE) positions, the same as the 2021-23 biennium. The organizational chart reflecting the

current staff structure is attached as an [appendix](#). As indicated, we have 4 vacant FTE positions, one of which is unfunded.

Salaries and Wages

The salaries and wages line item of approximately \$14.0 million includes funding for:

- 44 authorized FTE positions (43 FTE funded), the same as the 2021-23 biennium.
- The 6 percent 1st year and 4 percent 2nd year state employee salary increase of \$778,944 as recommended by the Governor.
- Health insurance premiums based on a monthly premium of \$1,643 (an increase of \$221,192).
- Temporary employees' pay for the 2025 legislative session.
- Legislators' per diem for interim meetings of \$1,030,898, \$14,392 more than the 2021-23 budgeted amount. This request is based on the same number of committees budgeted for the 2021-22 interim, assumes an 87 percent attendance rate at committee meetings, and continues the smaller committee membership size of an average of 14 members. The budgeted amount includes a proposed increase for legislators' interim meeting pay of 2 percent the 1st year and 3 percent the 2nd year from the current level of \$193 per day to \$197 per day effective July 1, 2023, and \$203 per day effective July 1, 2024 (an estimated cost of \$28,356). These increases are provided for in Section 7 of the recommended bill.
- Similar to the classification system for the executive branch and the compensation step system for the judicial branch, the Legislative Council has a session retention program. The program is intended to retain key staff members for legislative sessions by providing step-type increases for completing a legislative session. The program started after the 2019 session. Although over the last year we have lost some experienced staff members, we feel this system helps to encourage staff to continue to work for the legislative branch. We have some very talented employees who are attractive targets for other employers. We need to retain them.

Operating Expenses

The operating expenses line item of approximately \$3.9 million includes funding for:

- Travel expenses relating to meetings during the interim of \$1,584,024, which is \$38,310 less than the 2021-23 budget. The funding request is based on the same number of committees budgeted for the 2021-23 interim, assumes an 87 percent attendance rate at committee meetings, and continues the smaller committee membership size of an average of 14 members. Funding for mileage reimbursement is included

at a rate of 60 cents per mile. The current rate is 65.5 cents per mile.

- Dues of \$38,400 paid annually to the Energy Council, the same as the 2021-23 biennium.
- Professional services of \$270,000, an increase of \$65,000 compared to the 2021-23 budget. The \$270,000 includes \$242,000 for consulting services to assist with interim committee studies when required, \$8,000 for contracting for the Legislative Council audit, and \$20,000 for contracting for the State Auditor's office audit.
- IT data processing of \$94,032, a decrease of \$410,884 due to the legislative branch providing its own IT services rather than using ITD for software development and hosting services.
- IT software of \$892,427, an increase of \$778,180 relating to Microsoft Office 365, self-hosted applications, backup programs, and increased security and monitoring.
- Service contracts of \$228,562, an increase of \$120,806 relating to enterprise support services.
- One-time funding of \$155,500 is included in operating expenses for computer and iPad replacement.
- Other operating expenses changes are based on the Office of Management and Budget's guidelines as they are applicable, and anticipated needs in other areas.

Capital Assets

The capital assets line item of \$126,000 includes \$6,000 for unanticipated equipment replacement needs during the 2023-25 biennium and one-time funding of \$120,000 for secondary and backup servers.

2021-23 Biennium One-Time Funding

For the current biennium, the Legislative Council received one-time funding of \$48,000 for furniture and equipment relating to the IT expansion and \$150,000 for public website redesign. These projects are both complete.

OTHER AREAS

Sections 4 and 5 of the bill relate to authorizing line item transfers as necessary and the cancellation of previous unspent appropriations.

RELATED BILLS

Other bills under consideration which may affect the budget of the legislative branch include:

- Senate Bill No. 2124, which increases the daily in-state meal allowance for state employees and legislators.

ATTACH:1

23.0230.01001
Title.

Prepared by the Legislative Council staff for
Representative Steiner
January 12, 2023

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1001

Page 1, line 2, after "government" insert "; to create and enact a new section to chapter 54-03 of the North Dakota Century Code, relating to legislator education training accounts"

Page 2, after line 28, insert:

"SECTION 4. APPROPRIATION - LEGISLATIVE COUNCIL - LEGISLATOR EDUCATION TRAINING ACCOUNTS. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$289,322, or so much of the sum as may be necessary, to the legislative council for the purpose of establishing legislator education training accounts, for the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 5. APPROPRIATION - LEGISLATIVE ASSEMBLY - STIPEND. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$372,240, or so much of the sum as may be necessary, to the legislative assembly for the purpose of increasing and expanding the legislator technology stipend from \$90 to \$200 per month, including technology, phone, and office expenses, for the biennium beginning July 1, 2023, and ending June 30, 2025."

Page 3, after line 18, insert:

"SECTION 8. A new section to chapter 54-03 of the North Dakota Century Code is created and enacted as follows:

Legislator education training accounts.

1. The legislative management shall establish a policy to provide each member of the legislative assembly an education training account of five thousand dollars each year for education and training expenses. The account must be used to compensate and reimburse a legislator for eligible expenses claimed by the legislator for daily compensation, online training classes, registration, lodging, travel, and meal-related expenses associated with travel to national conferences and other training located in the United States or territories of the United States.
2. The legislative council shall administer the legislator education training accounts in accordance with policies established by the legislative management.
3. Legislative management policies must include required reports and guidelines for authorized use, but may not restrict individual legislator's choices for the type of education or training in which the legislator participates."

Renumber accordingly



North Dakota Legislative Council

Prepared for Representative Martinson
LC# 23.9529.01000
January 2023

HOUSE BILL NO. 1001 LEGISLATIVE COUNCIL PROPOSED MOTION FOR ENERGY COUNCIL CONFERENCE FUNDING

The following is a proposed motion for consideration by the House Appropriations - Government Operations Division for House Bill No. 1001 related to the 2023-25 biennium Legislative Council budget:

It was moved by _____ and seconded by _____ that in House Bill No. 1001 \$35,000 of operating expenses in the Legislative Council budget be reallocated from travel expense to conference expense for costs associated with hosting an Energy Council conference in North Dakota.

23.0230.01003
Title.

Prepared by the Legislative Council staff for
the House Appropriations - Government
Operations Division Committee

Fiscal No. 1

February 6, 2023

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1001

Page 1, line 2, after the semicolon insert "to amend and reenact sections 54-03-20 and 54-35-10 of the North Dakota Century Code, relating to legislative compensation; to provide a report;"

Page 1, replace lines 13 through 19 with:

"		<u>Adjustments or</u>	
	<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
Salaries and wages	\$11,430,094	\$1,399,505	\$12,829,599
Operating expenses	6,218,753	(1,040,834)	5,177,919
Capital assets	6,000	4,926,600	4,932,600
National conference of state legislatures	<u>271,333</u>	<u>11,737</u>	<u>283,070</u>
Total general fund	\$17,926,180	\$5,297,008	\$23,223,188"

Page 1, remove lines 22 through 24

Page 2, replace lines 1 through 6 with:

"		<u>Adjustments or</u>	
	<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
Salaries and wages	\$12,690,980	\$1,890,465	\$14,581,445
Operating expenses	3,045,430	890,982	3,936,412
Capital assets	<u>6,000</u>	<u>120,000</u>	<u>126,000</u>
Total all funds	\$15,742,410	\$2,901,447	\$18,643,857
Less estimated income	<u>70,000</u>	<u>18,000</u>	<u>88,000</u>
Total general fund	\$15,672,410	\$2,883,447	\$18,555,857
Full-time equivalent positions	44.00	1.00	45.00"

Page 2, replace lines 9 through 13 with:

"		<u>Adjustments or</u>	
	<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
Grand total general fund	\$33,598,590	\$8,180,455	\$41,779,045
Grand total special funds	<u>70,000</u>	<u>18,000</u>	<u>88,000</u>
Grand total all funds	\$33,668,590	\$8,198,455	\$41,867,045"

Page 2, line 14, after "**FUNDING**" insert "**- EFFECT ON BASE BUDGET - REPORT TO SIXTY-NINTH LEGISLATIVE ASSEMBLY**"

Page 2, line 16, after "biennium" insert "and the 2023-25 one-time funding items included in the appropriation for the legislative assembly in section 1 of this Act"

Page 2, replace lines 18 through 20 with:

"Redistricting session	\$316,284	\$0
Information technology expansion	1,450,000	0
Propylon core upgrade	0	4,816,600
Audio and video storage	0	110,000
Computer and iPad replacement	0	557,950

Chamber upgrades	0	<u>220,000</u>
Total general fund	\$1,766,284	\$5,704,550

The 2023-25 biennium one-time funding amounts are not part of the entity's base budget for the 2025-27 biennium. The legislative assembly shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023, and ending June 30, 2025."

Page 2, line 22, after "**FUNDING**" insert "**- EFFECT ON BASE BUDGET - REPORT TO SIXTY-NINTH LEGISLATIVE ASSEMBLY**"

Page 2, line 23, after "biennium" insert "and the 2023-25 one-time funding items included in the appropriation for legislative management and legislative council in section 1 of this Act"

Page 2, replace lines 25 through 28 with:

"Information technology expansion	\$48,000	\$0
Public website design	150,000	0
Acute psychiatric hospitalization study	500,000	0
Computer and iPad replacement	0	155,500
Secondary and backup servers	<u>0</u>	<u>120,000</u>
Total general fund	\$698,000	\$275,500

The 2023-25 biennium one-time funding amounts are not part of the entity's base budget for the 2025-27 biennium. The legislative council shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023, and ending June 30, 2025."

Page 3, after line 18, insert:

"SECTION 6. AMENDMENT. Section 54-03-20 of the North Dakota Century Code is amended and reenacted as follows:

54-03-20. Compensation and expense reimbursement of members of the legislative assembly.

1. Each member of the legislative assembly is entitled to receive as compensation for services the sum of ~~one hundred eighty-nine~~two hundred one dollars through June 30, ~~2022~~2024, and ~~one hundred ninety-three~~two hundred nine dollars thereafter for each calendar day during any organizational, special, or regular legislative session and for each day that member attends a meeting of a legislative committee between the organizational session and the regular session as authorized by legislative rule.
2. a. Each member of the legislative assembly is entitled to receive reimbursement for lodging, which may not exceed per calendar month the amount established under this subdivision by the director of the office of management and budget for lodging in state and which may not exceed the rate provided in section 44-08-04 for each calendar day during the period of any organizational, special, or regular session. On August first of each even-numbered year, the director of the office of management and budget shall set the maximum monthly reimbursement for the subsequent two-year period at an amount equal to thirty times seventy percent of the daily lodging

reimbursement in effect on that date as provided under subdivision d of subsection 2 of section 44-08-04.

- b. Notwithstanding subdivision a:
 - (1) A member of the legislative assembly may elect to be reimbursed for less than the amount to which the legislator is entitled under this subsection by claiming the lesser amount on a voucher submitted with the receipt required by section 44-08-04.
 - (2) The legislative management may establish guidelines that may result in a reduced maximum reimbursement for a single dwelling in which two or more legislators share lodging and the total rent for that dwelling exceeds the amount to which a legislator is entitled under subdivision a.
3.
 - a. Members of the legislative assembly who receive reimbursement for lodging are also entitled to reimbursement for travel for not to exceed one round trip taken during any calendar week, or portion of a week, the legislative assembly is in session, between their residences and the place of meeting of the legislative assembly, at the rate provided for state employees with the additional limitation that reimbursement for travel by common carrier may be only at the cost of coach fare and may not exceed one and one-half times the amount the member would be entitled to receive as mileage reimbursement for travel by motor vehicle.
 - b. A member of the legislative assembly who does not receive reimbursement for lodging and whose place of residence in the legislative district that the member represents is not within the city of Bismarck is entitled to reimbursement at the rate provided for state employees for necessary travel for not to exceed one round trip taken per day between the residence and the place of meeting of the legislative assembly when it is in session and may receive reimbursement for lodging at the place of meeting of the legislative assembly as provided in section 44-08-04 for each calendar day for which round trip travel reimbursement is not claimed, provided that the total reimbursement may not exceed the maximum monthly reimbursement allowed under subdivision a of subsection 2.
4. The amount to which each legislator is entitled must be paid following the organizational session in December and each month upon submission of a voucher and appropriate documentation during a regular or special session, consistent with section 26 of article XI of the constitution of North Dakota.
5. If during a special session, the legislative assembly adjourns for more than three days, a member of the legislative assembly is entitled to receive compensation during those days only while in attendance at a standing committee if the legislator is a member of that committee, a majority or minority leader, or a legislator who is not on that committee but who has the approval of a majority or minority leader to attend.
6. A day, or portion of a day, spent in traveling to or returning from an organizational, special, or regular session or a legislative committee

meeting must be included as a calendar day during a legislative session or as a day of a legislative committee meeting for the purposes of this section.

7. a. In addition, each member is entitled to receive during the term for which the member was elected, as compensation for the execution of public duties during the biennium, the sum of five hundred ~~twenty-six~~fifty-eight dollars through June 30, ~~2022~~2024, and five hundred ~~thirty-seven~~eighty dollars thereafter per month, paid monthly.
 - b. If a member dies or resigns from office during the member's term, the member may be paid only the allowances provided for in this section for the period for which the member was actually a member.
 - c. The majority and minority leaders of the house and senate and the chairman of the legislative management, if the chairman is not a majority or minority leader, are each entitled to receive as compensation, in addition to any other compensation or expense reimbursement provided by law, the sum of ~~three hundred~~seventy-seven~~four~~four hundred dollars through June 30, ~~2022~~2024, and ~~three hundred eighty-five~~four hundred sixteen dollars thereafter per month during the biennium for their execution of public duties.
8. Attendance at any organizational, special, or regular session of the legislative assembly by any member is a conclusive presumption of entitlement as set out in this section and compensation and expense allowances must be excluded from gross income for income tax purposes to the extent permitted for federal income tax purposes under section 127 of the Economic Recovery Tax Act of 1981 [Pub. L. 97-34; 95 Stat. 202; 26 U.S.C. 162(i)].
 9. Before each regular legislative session, the legislative management shall make recommendations and submit any necessary legislation to adjust legislative compensation amounts.

SECTION 7. AMENDMENT. Section 54-35-10 of the North Dakota Century Code is amended and reenacted as follows:

54-35-10. Compensation of members and leadership.

1. The members of the legislative management and the members of any committee of the legislative management are entitled to be compensated for the time spent in attendance at sessions of the legislative management and of its committees at the rate of ~~one hundred eighty-nine~~two hundred one dollars through June 30, ~~2022~~2024, and ~~one hundred ninety-three~~two hundred nine dollars thereafter per day and must also be paid for expenses incurred in attending said meetings and in the performance of their official duties in the amounts provided by law for other state officers.
2. In addition to the compensation provided in subsection 1, the chairman of the legislative management is entitled to receive an additional five dollars for each day spent in attendance at sessions of the legislative management and of its committees, and the chairman of each of the legislative management's committees is entitled to receive five dollars for

each day spent in attendance at sessions of the legislative management or of the committee which the person chairs."

Page 3, line 19, replace "This Act is" with "Sections 1 through 5 of this Act are"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1001 - Summary of House Action

	Base Budget	House Changes	House Version
Legislative Assembly			
Total all funds	\$17,926,180	\$5,297,008	\$23,223,188
Less estimated income	0	0	0
General fund	\$17,926,180	\$5,297,008	\$23,223,188
FTE	0.00	0.00	0.00
Legislative Council			
Total all funds	\$15,742,410	\$2,901,447	\$18,643,857
Less estimated income	70,000	18,000	88,000
General fund	\$15,672,410	\$2,883,447	\$18,555,857
FTE	44.00	1.00	45.00
Bill total			
Total all funds	\$33,668,590	\$8,198,455	\$41,867,045
Less estimated income	70,000	18,000	88,000
General fund	\$33,598,590	\$8,180,455	\$41,779,045
FTE	44.00	1.00	45.00

House Bill No. 1001 - Legislative Assembly - House Action

	Base Budget	House Changes	House Version
Salaries and wages	\$11,430,094	\$1,399,505	\$12,829,599
Operating expenses	6,218,753	(1,040,834)	5,177,919
Capital assets	6,000	4,926,600	4,932,600
National Conf. of State Legislatures	271,333	11,737	283,070
Total all funds	\$17,926,180	\$5,297,008	\$23,223,188
Less estimated income	0	0	0
General fund	\$17,926,180	\$5,297,008	\$23,223,188
FTE	0.00	0.00	0.00

Department 150 - Legislative Assembly - Detail of House Changes

	Adjusts Funding for Cost to Continue Compensation ¹	Adds Funding for Salary and Benefit Increases ²	Increases Funding for Monthly Lodging Expenses ³	Adds Funding for Mileage Rate Increases ⁴	Adjusts Funding for IT Expense ⁵	Adjusts Funding for Operating Expenses ⁶
Salaries and wages	\$20,553	\$1,378,952				
Operating expenses			\$10,650	\$8,901	(\$1,778,017)	(\$70,318)
Capital assets						
National Conf. of State Legislatures						
Total all funds	\$20,553	\$1,378,952	\$10,650	\$8,901	(\$1,778,017)	(\$70,318)
Less estimated income	0	0	0	0	0	0
General fund	\$20,553	\$1,378,952	\$10,650	\$8,901	(\$1,778,017)	(\$70,318)
FTE	0.00	0.00	0.00	0.00	0.00	0.00

	Increases Funding for the International Legislators' Forum ⁷	Increases Funding for National Conference of State Legislatures Dues ⁸	Adds One-Time Funding for Propylon Core Upgrade ⁹	Adds One-Time Funding for Increased Audio and Video Storage ¹⁰	Adds One-Time Funding for Computer and iPad Replacement ¹¹	Adds One-Time Funding for Chamber Upgrades ¹²
Salaries and wages						
Operating expenses	\$10,000				\$557,950	\$220,000
Capital assets			\$4,816,600	\$110,000		
National Conf. of State Legislatures		\$11,737				
Total all funds	\$10,000	\$11,737	\$4,816,600	\$110,000	\$557,950	\$220,000
Less estimated income	0	0	0	0	0	0
General fund	\$10,000	\$11,737	\$4,816,600	\$110,000	\$557,950	\$220,000
FTE	0.00	0.00	0.00	0.00	0.00	0.00

	Total House Changes
Salaries and wages	\$1,399,505
Operating expenses	(1,040,834)
Capital assets	4,926,600
National Conf. of State Legislatures	11,737
Total all funds	\$5,297,008
Less estimated income	0
General fund	\$5,297,008
FTE	0.00

¹ Funding is added for cost to continue 2021-23 biennium compensation increases.

² Funding is added for increases in monthly health insurance premiums from \$1,429 to \$1,648 (\$699,048) and for 2023-25 biennium compensation adjustments of 4 percent per year for temporary salaries (\$214,393), legislators' daily pay for regular and organizational sessions, legislators' monthly compensation, and additional monthly compensation for legislative leaders (\$465,511).

The major compensation adjustments are as follows:

	Current Compensation Rate	Rate Effective July 1, 2023	Rate Effective July 1, 2024
Daily session pay	\$193	\$201	\$209
Monthly compensation	\$537	\$558	\$580
Leaders' additional monthly compensation	\$385	\$400	\$416

³ Funding is added to increase the maximum monthly lodging expense reimbursement to \$1,852 anticipated for the 2025 legislative session. The maximum monthly lodging reimbursement is \$1,814 for the 2023 legislative session.

⁴ Funding is added for anticipated increases in the mileage rate to 60 cents per mile.

⁵ Funding is adjusted for IT-related expenses.

⁶ Funding is adjusted for various operating expenses.

⁷ Funding is increased for the International Legislators' Forum to provide a total of \$30,000.

⁸ Funding is increased for National Conference of State Legislatures dues to provide a total of \$283,070.

⁹ One-time funding is added for a Propylon Core computer system upgrade.

¹⁰ One-time funding is added for increased storage capacity for audio and video.

¹¹ One-time funding is added for laptop and iPad replacement for legislators and legislative session staff.

¹² One-time funding is added for chamber upgrades, including chairs, carpet, and woodwork refinishing.

This amendment also adds a section to adjust 2023-25 biennium compensation rates to provide 4 percent per year increases for legislators' regular and organizational session pay, legislators' monthly compensation, and additional monthly compensation for legislative leaders.

House Bill No. 1001 - Legislative Council - House Action

	Base Budget	House Changes	House Version
Salaries and wages	\$12,690,980	\$1,890,465	\$14,581,445
Operating expenses	3,045,430	890,982	3,936,412
Capital assets	6,000	120,000	126,000
Total all funds	\$15,742,410	\$2,901,447	\$18,643,857
Less estimated income	70,000	18,000	88,000
General fund	\$15,672,410	\$2,883,447	\$18,555,857
FTE	44.00	1.00	45.00

Department 160 - Legislative Council - Detail of House Changes

	Adjusts Funding for Cost to Continue Salaries¹	Adds Funding for Salary and Benefit Increases²	Increases Funding for Legislator Per Diem³	Increases Funding for Overtime Salaries⁴	Restores Funding for Office Assistant Position⁵	Adds 1 FTE Attorney Position⁶
Salaries and wages	\$233,217	\$802,779	\$50,131	\$4,338	\$180,000	\$270,000
Operating expenses						
Capital assets						
Total all funds	\$233,217	\$802,779	\$50,131	\$4,338	\$180,000	\$270,000
Less estimated income	0	0	0	0	0	0
General fund	\$233,217	\$802,779	\$50,131	\$4,338	\$180,000	\$270,000
FTE	0.00	0.00	0.00	0.00	0.00	1.00

	Adds Funding for Salary Equity⁷	Adjusts Funding for Operating Expenses⁸	Reallocates Funding from Travel to Conference Expense⁹	Adds One-Time Funding for Computer and iPad Replacement¹⁰	Adds One-Time Funding for Servers¹¹	Total House Changes
Salaries and wages	\$350,000					\$1,890,465
Operating expenses		\$735,482		\$155,500		890,982
Capital assets					\$120,000	120,000
Total all funds	\$350,000	\$735,482	\$0	\$155,500	\$120,000	\$2,901,447
Less estimated income	0	18,000	0	0	0	18,000
General fund	\$350,000	\$717,482	\$0	\$155,500	\$120,000	\$2,883,447
FTE	0.00	0.00	0.00	0.00	0.00	1.00

¹ Funding is added for cost to continue salary increases.

² The following funding is added for 2023-25 biennium salary adjustments of 4 percent on July 1, 2023, and 4 percent on July 1, 2024, and increases in health insurance premiums from \$1,429 to \$1,648 per month:

	General Fund	Other Funds	Total
Salary increase	\$576,499	\$0	\$576,499
Health insurance increase	226,280	0	226,280
Total	\$802,779	\$0	\$802,779

³ Funding is added for 2023-25 biennium compensation adjustments of 4 percent per year for legislators' attendance at interim meetings. The compensation adjustments are as follows:

Sixty-eighth
Legislative Assembly

1	Operating expenses	6,218,753	(1,040,834)	5,177,919
2	Capital assets	6,000	4,926,600	4,932,600
3	National conference of state legislatures	271,333	11,737	283,070
4	Total general fund	\$17,926,180	\$5,297,008	\$23,223,188

5 Subdivision 2.

6 LEGISLATIVE MANAGEMENT AND LEGISLATIVE COUNCIL

7	<u>Governor's</u>			
8		<u>Base Level</u>	<u>Recommendation</u>	<u>Appropriation</u>
9	Salaries and wages	\$12,690,980	\$13,957,027	\$12,690,980
10	Operating expenses	3,045,430	3,936,412	3,045,430
11	Capital assets	6,000	126,000	6,000
12	Total all funds	\$15,742,410	\$18,019,439	\$15,742,410
13	Less estimated income	70,000	88,000	70,000
14	Total general fund	\$15,672,410	\$17,931,439	\$15,672,410
15	Full-time equivalent positions	44.00	44.00	44.00

16	<u>Adjustments or</u>			
17		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
18	Salaries and wages	\$12,690,980	\$1,890,465	\$14,581,445
19	Operating expenses	3,045,430	890,982	3,936,412
20	Capital assets	6,000	120,000	126,000
21	Total all funds	\$15,742,410	\$2,901,447	\$18,643,857
22	Less estimated income	70,000	18,000	88,000
23	Total general fund	\$15,672,410	\$2,883,447	\$18,555,857
24	Full-time equivalent positions	44.00	1.00	45.00

25 Subdivision 3.

26 TOTAL - SECTION 1

27	<u>Governor's</u>			
28		<u>Base Level</u>	<u>Recommendation</u>	<u>Appropriation</u>
29	Grand total general fund	\$33,598,590	\$40,821,865	\$33,598,590
30	Grand total special funds	70,000	88,000	70,000
31	Grand total all funds	\$33,668,590	\$40,909,865	\$33,668,590

	Adjustments or		
	Base Level	Enhancements	Appropriation
Grand total general fund	\$33,598,590	\$8,180,455	\$41,779,045
Grand total special funds	70,000	18,000	88,000
Grand total all funds	\$33,668,590	\$8,198,455	\$41,867,045

SECTION 2. LEGISLATIVE ASSEMBLY ONE-TIME FUNDING - EFFECT ON BASE

BUDGET - REPORT TO SIXTY-NINTH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixty-seventh legislative assembly for the 2021-23 biennium and the 2023-25 one-time funding items included in the appropriation for the legislative assembly in section 1 of this Act:

One-Time Funding Description	2021-23	2023-25
Redistricting session	\$316,284	\$0
Information technology expansion	1,450,000	0
Total general fund	\$1,766,284	\$0
Redistricting session	\$316,284	\$0
Information technology expansion	1,450,000	0
Propylon core upgrade	0	4,816,600
Audio and video storage	0	110,000
Computer and iPad replacement	0	557,950
Chamber upgrades	0	220,000
Total general fund	\$1,766,284	\$5,704,550

The 2023-25 biennium one-time funding amounts are not part of the entity's base budget for the 2025-27 biennium. The legislative assembly shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 3. LEGISLATIVE MANAGEMENT AND LEGISLATIVE COUNCIL ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-NINTH LEGISLATIVE

ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixty-seventh legislative assembly for the 2021-23 biennium and the 2023-25 one-time funding items included in the appropriation for legislative management and legislative council in section 1 of this Act:

	<u>One-Time Funding Description</u>	<u>2021-23</u>	<u>2023-25</u>
2	Information technology expansion	\$48,000	\$0
3	Public website design	150,000	0
4	Acute psychiatric hospitalization study	500,000	0
5	Total general fund	\$698,000	\$0
6	Information technology expansion	\$48,000	\$0
7	Public website design	150,000	0
8	Acute psychiatric hospitalization study	500,000	0
9	Computer and iPad replacement	0	155,500
10	Secondary and backup servers	0	120,000
11	Total general fund	\$698,000	\$275,500

The 2023-25 biennium one-time funding amounts are not part of the entity's base budget for the 2025-27 biennium. The legislative council shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 4. EXEMPTION - TRANSFERS. Notwithstanding section 54-16-04, the director of the office of management and budget shall transfer appropriation authority between line items of the legislative management and legislative council as may be requested by the chairman of the legislative management or the director of the legislative council upon the finding by the chairman or the director that the nature of studies and duties assigned to the legislative management or legislative council requires the transfers in properly carrying on the legislative management's and legislative council's functions and duties. The director of the office of management and budget shall similarly make transfers of appropriation authority between the line items for the sixty-eighth and sixty-ninth legislative assemblies, upon request by the chairman of the legislative management or the director of the legislative council upon the finding by the chairman or director that the transfers are required for the legislative assembly to carry on its functions and duties.

SECTION 5. APPLICATION, TRANSFER AUTHORITY, AND CANCELLATION OF UNEXPENDED APPROPRIATIONS. Sections 54-16-04 and 54-44.1-11 do not apply to chapter 29 of the 2021 Session Laws. The director of the office of management and budget shall make transfers of appropriation authority between the line items and the agencies of the

1 legislative branch within section 1 of that chapter as requested by the chairman of the legislative
2 management or the director of the legislative council. The office of management and budget
3 shall cancel unexpended appropriations for the legislative assembly and legislative council
4 enacted prior to the 2021-23 biennium as directed by the chairman of the legislative
5 management or the director of the legislative council.

6 **SECTION 6. AMENDMENT.** Section 54-03-20 of the North Dakota Century Code is
7 amended and reenacted as follows:

8 **54-03-20. Compensation and expense reimbursement of members of the legislative**
9 **assembly.**

- 10 1. Each member of the legislative assembly is entitled to receive as compensation for
11 services the sum of ~~one hundred eighty-nine~~two hundred one dollars through June 30,
12 ~~2022~~2024, and ~~one hundred ninety-three~~two hundred nine dollars thereafter for each
13 calendar day during any organizational, special, or regular legislative session and for
14 each day that member attends a meeting of a legislative committee between the
15 organizational session and the regular session as authorized by legislative rule.
- 16 2. a. Each member of the legislative assembly is entitled to receive reimbursement for
17 lodging, which may not exceed per calendar month the amount established under
18 this subdivision by the director of the office of management and budget for
19 lodging in state and which may not exceed the rate provided in section 44-08-04
20 for each calendar day during the period of any organizational, special, or regular
21 session. On August first of each even-numbered year, the director of the office of
22 management and budget shall set the maximum monthly reimbursement for the
23 subsequent two-year period at an amount equal to thirty times seventy percent of
24 the daily lodging reimbursement in effect on that date as provided under
25 subdivision d of subsection 2 of section 44-08-04.
- 26 b. Notwithstanding subdivision a:
- 27 (1) A member of the legislative assembly may elect to be reimbursed for less
28 than the amount to which the legislator is entitled under this subsection by
29 claiming the lesser amount on a voucher submitted with the receipt required
30 by section 44-08-04.

1 (2) The legislative management may establish guidelines that may result in a
2 reduced maximum reimbursement for a single dwelling in which two or more
3 legislators share lodging and the total rent for that dwelling exceeds the
4 amount to which a legislator is entitled under subdivision a.

5 3. a. Members of the legislative assembly who receive reimbursement for lodging are
6 also entitled to reimbursement for travel for not to exceed one round trip taken
7 during any calendar week, or portion of a week, the legislative assembly is in
8 session, between their residences and the place of meeting of the legislative
9 assembly, at the rate provided for state employees with the additional limitation
10 that reimbursement for travel by common carrier may be only at the cost of coach
11 fare and may not exceed one and one-half times the amount the member would
12 be entitled to receive as mileage reimbursement for travel by motor vehicle.

13 b. A member of the legislative assembly who does not receive reimbursement for
14 lodging and whose place of residence in the legislative district that the member
15 represents is not within the city of Bismarck is entitled to reimbursement at the
16 rate provided for state employees for necessary travel for not to exceed one
17 round trip taken per day between the residence and the place of meeting of the
18 legislative assembly when it is in session and may receive reimbursement for
19 lodging at the place of meeting of the legislative assembly as provided in section
20 44-08-04 for each calendar day for which round trip travel reimbursement is not
21 claimed, provided that the total reimbursement may not exceed the maximum
22 monthly reimbursement allowed under subdivision a of subsection 2.

23 4. The amount to which each legislator is entitled must be paid following the
24 organizational session in December and each month upon submission of a voucher
25 and appropriate documentation during a regular or special session, consistent with
26 section 26 of article XI of the constitution of North Dakota.

27 5. If during a special session, the legislative assembly adjourns for more than three days,
28 a member of the legislative assembly is entitled to receive compensation during those
29 days only while in attendance at a standing committee if the legislator is a member of
30 that committee, a majority or minority leader, or a legislator who is not on that
31 committee but who has the approval of a majority or minority leader to attend.

- 1 6. A day, or portion of a day, spent in traveling to or returning from an organizational,
2 special, or regular session or a legislative committee meeting must be included as a
3 calendar day during a legislative session or as a day of a legislative committee
4 meeting for the purposes of this section.
- 5 7. a. In addition, each member is entitled to receive during the term for which the
6 member was elected, as compensation for the execution of public duties during
7 the biennium, the sum of five hundred ~~twenty-six~~fifty-eight dollars through
8 June 30, ~~2022~~2024, and five hundred ~~thirty-seven~~eighty dollars thereafter per
9 month, paid monthly.
- 10 b. If a member dies or resigns from office during the member's term, the member
11 may be paid only the allowances provided for in this section for the period for
12 which the member was actually a member.
- 13 c. The majority and minority leaders of the house and senate and the chairman of
14 the legislative management, if the chairman is not a majority or minority leader,
15 are each entitled to receive as compensation, in addition to any other
16 compensation or expense reimbursement provided by law, the sum of ~~three-~~
17 ~~hundred seventy-seven~~four hundred dollars through June 30, ~~2022~~2024, and
18 ~~three hundred eighty-five~~four hundred sixteen dollars thereafter per month during
19 the biennium for their execution of public duties.
- 20 8. Attendance at any organizational, special, or regular session of the legislative
21 assembly by any member is a conclusive presumption of entitlement as set out in this
22 section and compensation and expense allowances must be excluded from gross
23 income for income tax purposes to the extent permitted for federal income tax
24 purposes under section 127 of the Economic Recovery Tax Act of 1981 [Pub. L. 97-34;
25 95 Stat. 202; 26 U.S.C. 162(i)].
- 26 9. Before each regular legislative session, the legislative management shall make
27 recommendations and submit any necessary legislation to adjust legislative
28 compensation amounts.

29 **SECTION 7. AMENDMENT.** Section 54-35-10 of the North Dakota Century Code is
30 amended and reenacted as follows:

**Legislative Assembly - Budget No. 150
House Bill No. 1001
Base Level Funding Changes**

	Executive Budget Recommendation				House Version				House Changes to Executive Budget Increase (Decrease) - Executive Budget			
	FTE	General	Other	Total	FTE	General	Other	Total	FTE	General	Other	Total
	Positions	Fund	Funds		Positions	Fund	Funds		Positions	Fund	Funds	
	0.00	\$17,926,180	\$0	\$17,926,180	0.00	\$17,926,180	\$0	\$17,926,180	0.00	\$0	\$0	\$0
2023-25 Biennium Base Level	0.00	\$17,926,180	\$0	\$17,926,180	0.00	\$17,926,180	\$0	\$17,926,180	0.00	\$0	\$0	\$0
2023-25 Ongoing Funding Changes												
Base budget increase for cost-to-continue 2021-23 biennium compensation increases		\$20,553		\$20,553		\$20,553		\$20,553		\$0		\$0
Provides funding for proposed legislators' monthly compensation adjustments of 4 percent each year of the biennium. The request includes adjustments of 2 percent in the 1st year and 3 percent in the 2nd year of the biennium.		69,215		69,215		116,572		116,572		47,357		47,357
Provides funding for proposed adjustments to additional monthly compensation for legislative leaders of 4 percent each year of the biennium. The request includes adjustments of 2 percent in the 1st year and 3 percent in the 2nd year of the biennium.		2,614		2,614		3,776		3,776		1,162		1,162
Provides funding for proposed adjustments to legislative session compensation of 4 percent each year of the biennium. The request includes adjustments of 2 percent in the 1st year and 3 percent in the 2nd year of the biennium.		237,698		237,698		345,163		345,163		107,465		107,465
Adds funding for the health insurance premium increase for legislators		683,088		683,088		699,048		699,048		15,960		15,960
Increases funding for temporary session employee salaries, including estimated increases in daily rates of 4 percent each year of the biennium.		63,575		63,575		214,393		214,393		150,818		150,818
Increases funding for operating expenses to increase the maximum monthly lodging expense reimbursement to \$1,852 anticipated for the 2025 legislative session. The maximum monthly lodging reimbursement is \$1,814 for the 2023 legislative session.		10,650		10,650		10,650		10,650				0
Increases funding for operating expenses related to anticipated mileage rate increases		8,901		8,901		8,901		8,901				0
Adjusts funding for operating expense related to IT		(1,778,017)		(1,778,017)		(1,778,017)		(1,778,017)				0
Decreases funding for operating expenses		(70,318)		(70,318)		(70,318)		(70,318)				0

Legislative Council - Budget No. 160
House Bill No. 1001
Base Level Funding Changes

	Executive Budget Recommendation				House Version				House Changes to Executive Budget Increase (Decrease) - Executive Budget			
	FTE	General	Other	Total	FTE	General	Other	Total	FTE	General	Other	Total
	Positions	Fund	Funds		Positions	Fund	Funds		Positions	Fund	Funds	
2023-25 Biennium Base Level	44.00	\$15,672,410	\$70,000	\$15,742,410	44.00	\$15,672,410	\$70,000	\$15,742,410	0.00	\$0	\$0	\$0
2023-25 Ongoing Funding Changes												
Base payroll changes		\$233,217		\$233,217		\$233,217		\$233,217				\$0
Salary increase		778,944		778,944		576,499		576,499		(202,445)		(202,445)
Health insurance increase		221,192		221,192		226,280		226,280		5,088		5,088
Adds funding to increase per diem by 4 percent each year of the biennium. The request includes adjustments of 2 percent in the 1st year and 3 percent in the 2nd year of the biennium.		28,356		28,356		50,131		50,131		21,775		21,775
Adds 1 FTE attorney position				0	1.00	270,000		270,000	1.00	270,000		270,000
Restores funding for office assistant position				0		180,000		180,000		180,000		180,000
Increases funding for overtime salaries		4,338		4,338		4,338		4,338				0
Adds salary equity funding				0		350,000		350,000		350,000		350,000
Decreases funding for travel resulting from continued savings related to reduced committee sizes during the 2023-25 biennium		(76,717)		(76,717)		(76,717)		(76,717)				0
Increases funding for travel for increases in out-of-state travel fees, lodging, and mileage rates		38,407		38,407		38,407		38,407				0
Increases funding for operating expenses related to IT		565,876		565,876		565,876		565,876				0
Increases funding for operating expenses		124,916	\$18,000	142,916		124,916	18,000	142,916				0
Increases funding for professional services to provide a total of \$270,000		65,000		65,000		65,000		65,000				0
Reallocates \$35,000 from travel expense to conference expense				0				0				0
Total ongoing funding changes	0.00	\$1,983,529	\$18,000	\$2,001,529	1.00	\$2,607,947	\$18,000	\$2,625,947	1.00	\$624,418	\$0	\$624,418

23.0230.01004
Title.

Prepared by the Legislative Council staff for
the House Appropriations - Government
Operations Division Committee

Fiscal No. 2

February 8, 2023

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1001

Page 1, line 2, after the semicolon insert "to amend and reenact sections 54-03-20 and 54-35-10 of the North Dakota Century Code, relating to legislative compensation; to provide for a legislative management study; to provide a report;"

Page 1, replace lines 13 through 19 with:

"		<u>Adjustments or</u>	
	<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
Salaries and wages	\$11,430,094	\$1,399,505	\$12,829,599
Operating expenses	6,218,753	(668,594)	5,550,159
Capital assets	6,000	4,926,600	4,932,600
National conference of state legislatures	<u>271,333</u>	<u>11,737</u>	<u>283,070</u>
Total general fund	\$17,926,180	\$5,669,248	\$23,595,428"

Page 1, remove lines 22 through 24

Page 2, replace lines 1 through 6 with:

"		<u>Adjustments or</u>	
	<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
Salaries and wages	\$12,690,980	\$1,940,465	\$14,631,445
Operating expenses	3,045,430	890,982	3,936,412
Capital assets	<u>6,000</u>	<u>120,000</u>	<u>126,000</u>
Total all funds	\$15,742,410	\$2,951,447	\$18,693,857
Less estimated income	<u>70,000</u>	<u>18,000</u>	<u>88,000</u>
Total general fund	\$15,672,410	\$2,933,447	\$18,605,857
Full-time equivalent positions	44.00	1.00	45.00"

Page 2, replace lines 9 through 13 with:

"		<u>Adjustments or</u>	
	<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
Grand total general fund	\$33,598,590	\$8,602,695	\$42,201,285
Grand total special funds	<u>70,000</u>	<u>18,000</u>	<u>88,000</u>
Grand total all funds	\$33,668,590	\$8,620,695	\$42,289,285"

Page 2, line 14, after "**FUNDING**" insert "**- EFFECT ON BASE BUDGET - REPORT TO SIXTY-NINTH LEGISLATIVE ASSEMBLY**"

Page 2, line 16, after "biennium" insert "and the 2023-25 one-time funding items included in the appropriation for the legislative assembly in section 1 of this Act"

Page 2, replace lines 18 through 20 with:

"Redistricting session	\$316,284	\$0
Information technology expansion	1,450,000	0
Propylon core upgrade	0	4,816,600
Audio and video storage	0	110,000
Computer and iPad replacement	0	557,950

Chamber upgrades	0	<u>220,000</u>
Total general fund	\$1,766,284	\$5,704,550

The 2023-25 biennium one-time funding amounts are not part of the entity's base budget for the 2025-27 biennium. The legislative assembly shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023, and ending June 30, 2025."

Page 2, line 22, after "**FUNDING**" insert "**- EFFECT ON BASE BUDGET - REPORT TO SIXTY-NINTH LEGISLATIVE ASSEMBLY**"

Page 2, line 23, after "biennium" insert "and the 2023-25 one-time funding items included in the appropriation for legislative management and legislative council in section 1 of this Act"

Page 2, replace lines 25 through 28 with:

"Information technology expansion	\$48,000	\$0
Public website design	150,000	0
Acute psychiatric hospitalization study	500,000	0
Computer and iPad replacement	0	155,500
Secondary and backup servers	0	<u>120,000</u>
Total general fund	\$698,000	\$275,500

The 2023-25 biennium one-time funding amounts are not part of the entity's base budget for the 2025-27 biennium. The legislative council shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023, and ending June 30, 2025."

Page 3, after line 18, insert:

"SECTION 6. AMENDMENT. Section 54-03-20 of the North Dakota Century Code is amended and reenacted as follows:

54-03-20. Compensation and expense reimbursement of members of the legislative assembly.

1. Each member of the legislative assembly is entitled to receive as compensation for services the sum of ~~one hundred eighty-nine~~two hundred one dollars through June 30, ~~2022~~2024, and ~~one hundred ninety-three~~two hundred nine dollars thereafter for each calendar day during any organizational, special, or regular legislative session and for each day that member attends a meeting of a legislative committee between the organizational session and the regular session as authorized by legislative rule.
2. a. Each member of the legislative assembly is entitled to receive reimbursement for lodging, which may not exceed per calendar month the amount established under this subdivision by the director of the office of management and budget for lodging in state and which may not exceed the rate provided in section 44-08-04 for each calendar day during the period of any organizational, special, or regular session. On August first of each even-numbered year, the director of the office of management and budget shall set the maximum monthly reimbursement for the subsequent two-year period at an amount equal to thirty times seventy percent of the daily lodging reimbursement in effect on that date as provided under subdivision d of subsection 2 of section 44-08-04.

- b. Notwithstanding subdivision a:
 - (1) A member of the legislative assembly may elect to be reimbursed for less than the amount to which the legislator is entitled under this subsection by claiming the lesser amount on a voucher submitted with the receipt required by section 44-08-04.
 - (2) The legislative management may establish guidelines that may result in a reduced maximum reimbursement for a single dwelling in which two or more legislators share lodging and the total rent for that dwelling exceeds the amount to which a legislator is entitled under subdivision a.
3. a. Members of the legislative assembly who receive reimbursement for lodging are also entitled to reimbursement for travel for not to exceed one round trip taken during any calendar week, or portion of a week, the legislative assembly is in session, between their residences and the place of meeting of the legislative assembly, at the rate provided for state employees with the additional limitation that reimbursement for travel by common carrier may be only at the cost of coach fare and may not exceed one and one-half times the amount the member would be entitled to receive as mileage reimbursement for travel by motor vehicle.
- b. A member of the legislative assembly who does not receive reimbursement for lodging and whose place of residence in the legislative district that the member represents is not within the city of Bismarck is entitled to reimbursement at the rate provided for state employees for necessary travel for not to exceed one round trip taken per day between the residence and the place of meeting of the legislative assembly when it is in session and may receive reimbursement for lodging at the place of meeting of the legislative assembly as provided in section 44-08-04 for each calendar day for which round trip travel reimbursement is not claimed, provided that the total reimbursement may not exceed the maximum monthly reimbursement allowed under subdivision a of subsection 2.
4. The amount to which each legislator is entitled must be paid following the organizational session in December and each month upon submission of a voucher and appropriate documentation during a regular or special session, consistent with section 26 of article XI of the constitution of North Dakota.
5. If during a special session, the legislative assembly adjourns for more than three days, a member of the legislative assembly is entitled to receive compensation during those days only while in attendance at a standing committee if the legislator is a member of that committee, a majority or minority leader, or a legislator who is not on that committee but who has the approval of a majority or minority leader to attend.
6. A day, or portion of a day, spent in traveling to or returning from an organizational, special, or regular session or a legislative committee meeting must be included as a calendar day during a legislative session or

as a day of a legislative committee meeting for the purposes of this section.

7. a. In addition, each member is entitled to receive during the term for which the member was elected, as compensation for the execution of public duties during the biennium, the sum of five hundred ~~twenty-six~~fifty-eight dollars through June 30, ~~2022~~2024, and five hundred ~~thirty-seven~~eighty dollars thereafter per month, paid monthly.
 - b. If a member dies or resigns from office during the member's term, the member may be paid only the allowances provided for in this section for the period for which the member was actually a member.
 - c. The majority and minority leaders of the house and senate and the chairman of the legislative management, if the chairman is not a majority or minority leader, are each entitled to receive as compensation, in addition to any other compensation or expense reimbursement provided by law, the sum of ~~three hundred~~seventy-seven~~four hundred~~ dollars through June 30, ~~2022~~2024, and ~~three hundred eighty-five~~four hundred sixteen dollars thereafter per month during the biennium for their execution of public duties.
8. Attendance at any organizational, special, or regular session of the legislative assembly by any member is a conclusive presumption of entitlement as set out in this section and compensation and expense allowances must be excluded from gross income for income tax purposes to the extent permitted for federal income tax purposes under section 127 of the Economic Recovery Tax Act of 1981 [Pub. L. 97-34; 95 Stat. 202; 26 U.S.C. 162(i)].
 9. Before each regular legislative session, the legislative management shall make recommendations and submit any necessary legislation to adjust legislative compensation amounts.

SECTION 7. AMENDMENT. Section 54-35-10 of the North Dakota Century Code is amended and reenacted as follows:

54-35-10. Compensation of members and leadership.

1. The members of the legislative management and the members of any committee of the legislative management are entitled to be compensated for the time spent in attendance at sessions of the legislative management and of its committees at the rate of ~~one hundred eighty-nine~~two hundred one dollars through June 30, ~~2022~~2024, and ~~one hundred ninety-three~~two hundred nine dollars thereafter per day and must also be paid for expenses incurred in attending said meetings and in the performance of their official duties in the amounts provided by law for other state officers.
2. In addition to the compensation provided in subsection 1, the chairman of the legislative management is entitled to receive an additional five dollars for each day spent in attendance at sessions of the legislative management and of its committees, and the chairman of each of the legislative management's committees is entitled to receive five dollars for each day spent in attendance at sessions of the legislative management or of the committee which the person chairs.

SECTION 8. LEGISLATIVE MANAGEMENT STUDY - IMPACT OF TERM LIMITS ON THE LEGISLATIVE ASSEMBLY. During the 2023-24 interim, the legislative management shall consider studying the impact of term limits on the manner in which the legislative assembly conducts business. The study must include an assessment of the desirability of providing increased educational opportunities for legislative members due to shortened tenures in the legislative assembly, increasing the number of legislative council policy staff available to assist new members, and holding legislative sessions on an annual basis. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-ninth legislative assembly."

Page 3, line 19, replace "This Act is" with "Sections 1 through 5 of this Act are"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1001 - Summary of House Action

	Base Budget	House Changes	House Version
Legislative Assembly			
Total all funds	\$17,926,180	\$5,669,248	\$23,595,428
Less estimated income	0	0	0
General fund	\$17,926,180	\$5,669,248	\$23,595,428
FTE	0.00	0.00	0.00
Legislative Council			
Total all funds	\$15,742,410	\$2,951,447	\$18,693,857
Less estimated income	70,000	18,000	88,000
General fund	\$15,672,410	\$2,933,447	\$18,605,857
FTE	44.00	1.00	45.00
Bill total			
Total all funds	\$33,668,590	\$8,620,695	\$42,289,285
Less estimated income	70,000	18,000	88,000
General fund	\$33,598,590	\$8,602,695	\$42,201,285
FTE	44.00	1.00	45.00

House Bill No. 1001 - Legislative Assembly - House Action

	Base Budget	House Changes	House Version
Salaries and wages	\$11,430,094	\$1,399,505	\$12,829,599
Operating expenses	6,218,753	(668,594)	5,550,159
Capital assets	6,000	4,926,600	4,932,600
National Conf. of State Legislatures	271,333	11,737	283,070
Total all funds	\$17,926,180	\$5,669,248	\$23,595,428
Less estimated income	0	0	0
General fund	\$17,926,180	\$5,669,248	\$23,595,428
FTE	0.00	0.00	0.00

Department 150 - Legislative Assembly - Detail of House Changes

	Adjusts Funding for Cost to Continue Compensation 1	Adds Funding for Salary and Benefit Increases2	Increases Funding for Monthly Lodging Expenses3	Adds Funding for Mileage Rate Increases4	Adjusts Funding for IT Expense5	Adds Funding to Increase Legislators' Technology Stipend6
Salaries and wages	\$20,553	\$1,378,952				
Operating expenses			\$10,650	\$8,901	(\$1,778,017)	\$372,240
Capital assets						
National Conf. of State Legislatures						
Total all funds	\$20,553	\$1,378,952	\$10,650	\$8,901	(\$1,778,017)	\$372,240
Less estimated income	0	0	0	0	0	0
General fund	\$20,553	\$1,378,952	\$10,650	\$8,901	(\$1,778,017)	\$372,240
FTE	0.00	0.00	0.00	0.00	0.00	0.00

	Adjusts Funding for Operating Expenses7	Increases Funding for the International Legislators' Forum8	Increases Funding for National Conference of State Legislatures Dues9	Adds One- Time Funding for Propylon Core Upgrade10	Adds One- Time Funding for Increased Audio and Video Storage11	Adds One- Time Funding for Computer and iPad Replacement12
Salaries and wages						
Operating expenses	(\$70,318)	\$10,000				\$557,950
Capital assets				\$4,816,600	\$110,000	
National Conf. of State Legislatures			\$11,737			
Total all funds	(\$70,318)	\$10,000	\$11,737	\$4,816,600	\$110,000	\$557,950
Less estimated income	0	0	0	0	0	0
General fund	(\$70,318)	\$10,000	\$11,737	\$4,816,600	\$110,000	\$557,950
FTE	0.00	0.00	0.00	0.00	0.00	0.00

	Adds One- Time Funding for Chamber Upgrades13	Total House Changes
Salaries and wages		\$1,399,505
Operating expenses	\$220,000	(668,594)
Capital assets		4,926,600
National Conf. of State Legislatures		11,737
Total all funds	\$220,000	\$5,669,248
Less estimated income	0	0
General fund	\$220,000	\$5,669,248
FTE	0.00	0.00

¹ Funding is added for cost to continue 2021-23 biennium compensation increases.

² Funding is added for increases in monthly health insurance premiums from \$1,429 to \$1,648 (\$699,048) and for 2023-25 biennium compensation adjustments of 4 percent per year for temporary salaries (\$214,393), legislators' daily pay for regular and organizational sessions, legislators' monthly compensation, and additional monthly compensation for legislative leaders (\$465,511).

The major compensation adjustments are as follows:

	Current Compensation Rate	Rate Effective July 1, 2023	Rate Effective July 1, 2024
Daily session pay	\$193	\$201	\$209
Monthly compensation	\$537	\$558	\$580
Leaders' additional monthly compensation	\$385	\$400	\$416

³ Funding is added to increase the maximum monthly lodging expense reimbursement to \$1,852 anticipated for the 2025 legislative session. The maximum monthly lodging reimbursement is \$1,814 for the 2023 legislative session.

⁴ Funding is added for anticipated increases in the mileage rate to 60 cents per mile.

⁵ Funding is adjusted for IT-related expenses.

⁶ Funding is added to increase legislators' technology stipend from \$90 to \$200 per month.

⁷ Funding is adjusted for various operating expenses.

⁸ Funding is increased for the International Legislators' Forum to provide a total of \$30,000.

⁹ Funding is increased for National Conference of State Legislatures dues to provide a total of \$283,070.

¹⁰ One-time funding is added for a Propylon Core computer system upgrade.

¹¹ One-time funding is added for increased storage capacity for audio and video.

¹² One-time funding is added for laptop and iPad replacement for legislators and legislative session staff.

¹³ One-time funding is added for chamber upgrades, including chairs, carpet, and woodwork refinishing.

This amendment also:

- Adds a section to adjust 2023-25 biennium compensation rates to provide 4 percent per year increases for legislators' regular and organizational session pay, legislators' monthly compensation, and additional monthly compensation for legislative leaders.

House Bill No. 1001 - Legislative Council - House Action

	Base Budget	House Changes	House Version
Salaries and wages	\$12,690,980	\$1,940,465	\$14,631,445
Operating expenses	3,045,430	890,982	3,936,412
Capital assets	6,000	120,000	126,000
Total all funds	\$15,742,410	\$2,951,447	\$18,693,857
Less estimated income	70,000	18,000	88,000
General fund	\$15,672,410	\$2,933,447	\$18,605,857
FTE	44.00	1.00	45.00

Department 160 - Legislative Council - Detail of House Changes

	Adjusts Funding for Cost to Continue Salaries¹	Adds Funding for Salary and Benefit Increases²	Increases Funding for Legislator Per Diem³	Increases Funding for Overtime Salaries⁴	Restores Funding for Office Assistant Position⁵	Adds 1 FTE Attorney Position⁶
Salaries and wages	\$233,217	\$802,779	\$50,131	\$4,338	\$180,000	\$270,000
Operating expenses						
Capital assets						
Total all funds	\$233,217	\$802,779	\$50,131	\$4,338	\$180,000	\$270,000
Less estimated income	0	0	0	0	0	0
General fund	\$233,217	\$802,779	\$50,131	\$4,338	\$180,000	\$270,000
FTE	0.00	0.00	0.00	0.00	0.00	1.00

23.0230.01006
Title.

Prepared by the Legislative Council staff for
Representative Schatz
February 10, 2023

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1001

Page 1, line 3, after the semicolon insert "to create and enact a new section to chapter 54-03 of the North Dakota Century Code, relating to legislator education training accounts;"

Page 3, after line 18, insert:

"**SECTION 6.** A new section to chapter 54-03 of the North Dakota Century Code is created and enacted as follows:

Legislator education training accounts.

1. The legislative management shall establish a policy to provide each member of the legislative assembly an education training account of five thousand dollars each year for education and training expenses. The account must be used to compensate and reimburse a legislator for eligible expenses claimed by the legislator for daily compensation, online training classes, registration, lodging, travel, and meal-related expenses associated with travel to national conferences and other training located in the United States or territories of the United States.
2. The legislative council shall administer the legislator education training accounts in accordance with policies established by the legislative management.
3. Legislative management policies must include required reports and guidelines for authorized use, but may not restrict individual legislator's choices for the type of education or training in which the legislator participates.

SECTION 7. APPROPRIATION - LEGISLATOR EDUCATION TRAINING ACCOUNTS. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$289,322, or so much of the sum as may be necessary, to the legislative council for the purpose of establishing legislator education training accounts, for the biennium beginning July 1, 2023, and ending June 30, 2025."

Re-number accordingly

23.0230.01005
Title.

Prepared by the Legislative Council staff for
Representative Bellew
February 10, 2023

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1001

Page 3, after line 18, insert:

"SECTION 6. APPROPRIATION - LEGISLATIVE COUNCIL - LEGISLATOR EDUCATION AND TRAINING. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$280,000, or so much of the sum as may be necessary, to the legislative council for the purpose of providing additional funding for legislators to attend education and training programs for the biennium beginning July 1, 2023, and ending June 30, 2025."

Renumber accordingly

23.0230.01004
Title.

Prepared by the Legislative Council staff for
the House Appropriations - Government
Operations Division Committee
February 8, 2023

Fiscal No. 2

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1001

Page 1, line 2, after the semicolon insert "to amend and reenact sections 54-03-20 and 54-35-10 of the North Dakota Century Code, relating to legislative compensation; to provide for a legislative management study; to provide a report;"

Page 1, replace lines 13 through 19 with:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and wages	\$11,430,094	\$1,399,505	\$12,829,599
Operating expenses	6,218,753	(668,594)	5,550,159
Capital assets	6,000	4,926,600	4,932,600
National conference of state legislatures	<u>271,333</u>	<u>11,737</u>	<u>283,070</u>
Total general fund	\$17,926,180	\$5,669,248	\$23,595,428"

Page 1, remove lines 22 through 24

Page 2, replace lines 1 through 6 with:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and wages	\$12,690,980	\$1,940,465	\$14,631,445
Operating expenses	3,045,430	890,982	3,936,412
Capital assets	<u>6,000</u>	<u>120,000</u>	<u>126,000</u>
Total all funds	\$15,742,410	\$2,951,447	\$18,693,857
Less estimated income	<u>70,000</u>	<u>18,000</u>	<u>88,000</u>
Total general fund	\$15,672,410	\$2,933,447	\$18,605,857
Full-time equivalent positions	44.00	1.00	45.00"

Page 2, replace lines 9 through 13 with:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Grand total general fund	\$33,598,590	\$8,602,695	\$42,201,285
Grand total special funds	<u>70,000</u>	<u>18,000</u>	<u>88,000</u>
Grand total all funds	\$33,668,590	\$8,620,695	\$42,289,285"

Page 2, line 14, after "FUNDING" insert "- EFFECT ON BASE BUDGET - REPORT TO SIXTY-NINTH LEGISLATIVE ASSEMBLY"

Page 2, line 16, after "biennium" insert "and the 2023-25 one-time funding items included in the appropriation for the legislative assembly in section 1 of this Act"

Page 2, replace lines 18 through 20 with:

"Redistricting session	\$316,284	\$0
Information technology expansion	1,450,000	0
Propylon core upgrade	0	4,816,600
Audio and video storage	0	110,000
Computer and iPad replacement	0	557,950

Chamber upgrades	0	220,000
Total general fund	\$1,766,284	\$5,704,550

The 2023-25 biennium one-time funding amounts are not part of the entity's base budget for the 2025-27 biennium. The legislative assembly shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023, and ending June 30, 2025."

Page 2, line 22, after "FUNDING" insert "- EFFECT ON BASE BUDGET - REPORT TO SIXTY-NINTH LEGISLATIVE ASSEMBLY"

Page 2, line 23, after "biennium" insert "and the 2023-25 one-time funding items included in the appropriation for legislative management and legislative council in section 1 of this Act"

Page 2, replace lines 25 through 28 with:

"Information technology expansion	\$48,000	\$0
Public website design	150,000	0
Acute psychiatric hospitalization study	500,000	0
Computer and iPad replacement	0	155,500
Secondary and backup servers	0	120,000
Total general fund	\$698,000	\$275,500

The 2023-25 biennium one-time funding amounts are not part of the entity's base budget for the 2025-27 biennium. The legislative council shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023, and ending June 30, 2025."

Page 3, after line 18, insert:

"SECTION 6. AMENDMENT. Section 54-03-20 of the North Dakota Century Code is amended and reenacted as follows:

54-03-20. Compensation and expense reimbursement of members of the legislative assembly.

1. Each member of the legislative assembly is entitled to receive as compensation for services the sum of ~~one hundred eighty nine~~ two hundred one dollars through June 30, ~~2022~~ 2024, and ~~one hundred ninety three~~ two hundred nine dollars thereafter for each calendar day during any organizational, special, or regular legislative session and for each day that member attends a meeting of a legislative committee between the organizational session and the regular session as authorized by legislative rule.
2. a. Each member of the legislative assembly is entitled to receive reimbursement for lodging, which may not exceed per calendar month the amount established under this subdivision by the director of the office of management and budget for lodging in state and which may not exceed the rate provided in section 44-08-04 for each calendar day during the period of any organizational, special, or regular session. On August first of each even-numbered year, the director of the office of management and budget shall set the maximum monthly reimbursement for the subsequent two-year period at an amount equal to thirty times seventy percent of the daily lodging reimbursement in effect on that date as provided under subdivision d of subsection 2 of section 44-08-04.

- b. Notwithstanding subdivision a:
- (1) A member of the legislative assembly may elect to be reimbursed for less than the amount to which the legislator is entitled under this subsection by claiming the lesser amount on a voucher submitted with the receipt required by section 44-08-04.
 - (2) The legislative management may establish guidelines that may result in a reduced maximum reimbursement for a single dwelling in which two or more legislators share lodging and the total rent for that dwelling exceeds the amount to which a legislator is entitled under subdivision a.
3. a. Members of the legislative assembly who receive reimbursement for lodging are also entitled to reimbursement for travel for not to exceed one round trip taken during any calendar week, or portion of a week, the legislative assembly is in session, between their residences and the place of meeting of the legislative assembly, at the rate provided for state employees with the additional limitation that reimbursement for travel by common carrier may be only at the cost of coach fare and may not exceed one and one-half times the amount the member would be entitled to receive as mileage reimbursement for travel by motor vehicle.
- b. A member of the legislative assembly who does not receive reimbursement for lodging and whose place of residence in the legislative district that the member represents is not within the city of Bismarck is entitled to reimbursement at the rate provided for state employees for necessary travel for not to exceed one round trip taken per day between the residence and the place of meeting of the legislative assembly when it is in session and may receive reimbursement for lodging at the place of meeting of the legislative assembly as provided in section 44-08-04 for each calendar day for which round trip travel reimbursement is not claimed, provided that the total reimbursement may not exceed the maximum monthly reimbursement allowed under subdivision a of subsection 2.
4. The amount to which each legislator is entitled must be paid following the organizational session in December and each month upon submission of a voucher and appropriate documentation during a regular or special session, consistent with section 26 of article XI of the constitution of North Dakota.
5. If during a special session, the legislative assembly adjourns for more than three days, a member of the legislative assembly is entitled to receive compensation during those days only while in attendance at a standing committee if the legislator is a member of that committee, a majority or minority leader, or a legislator who is not on that committee but who has the approval of a majority or minority leader to attend.
6. A day, or portion of a day, spent in traveling to or returning from an organizational, special, or regular session or a legislative committee meeting must be included as a calendar day during a legislative session or

as a day of a legislative committee meeting for the purposes of this section.

7. a. In addition, each member is entitled to receive during the term for which the member was elected, as compensation for the execution of public duties during the biennium, the sum of five hundred ~~twenty-six~~fifty-eight dollars through June 30, ~~2022~~2024, and five hundred ~~thirty-seven~~eighty dollars thereafter per month, paid monthly.
 - b. If a member dies or resigns from office during the member's term, the member may be paid only the allowances provided for in this section for the period for which the member was actually a member.
 - c. The majority and minority leaders of the house and senate and the chairman of the legislative management, if the chairman is not a majority or minority leader, are each entitled to receive as compensation, in addition to any other compensation or expense reimbursement provided by law, the sum of ~~three hundred~~seventy-seven ~~four hundred~~four hundred dollars through June 30, ~~2022~~2024, and ~~three hundred eighty-five~~four hundred sixteen dollars thereafter per month during the biennium for their execution of public duties.
8. Attendance at any organizational, special, or regular session of the legislative assembly by any member is a conclusive presumption of entitlement as set out in this section and compensation and expense allowances must be excluded from gross income for income tax purposes to the extent permitted for federal income tax purposes under section 127 of the Economic Recovery Tax Act of 1981 [Pub. L. 97-34; 95 Stat. 202; 26 U.S.C. 162(i)].
 9. Before each regular legislative session, the legislative management shall make recommendations and submit any necessary legislation to adjust legislative compensation amounts.

SECTION 7. AMENDMENT. Section 54-35-10 of the North Dakota Century Code is amended and reenacted as follows:

54-35-10. Compensation of members and leadership.

1. The members of the legislative management and the members of any committee of the legislative management are entitled to be compensated for the time spent in attendance at sessions of the legislative management and of its committees at the rate of ~~one hundred eighty-nine~~two hundred one dollars through June 30, ~~2022~~2024, and ~~one hundred ninety-three~~two hundred nine dollars thereafter per day and must also be paid for expenses incurred in attending said meetings and in the performance of their official duties in the amounts provided by law for other state officers.
2. In addition to the compensation provided in subsection 1, the chairman of the legislative management is entitled to receive an additional five dollars for each day spent in attendance at sessions of the legislative management and of its committees, and the chairman of each of the legislative management's committees is entitled to receive five dollars for each day spent in attendance at sessions of the legislative management or of the committee which the person chairs.

SECTION 8. LEGISLATIVE MANAGEMENT STUDY - IMPACT OF TERM LIMITS ON THE LEGISLATIVE ASSEMBLY. During the 2023-24 interim, the legislative management shall consider studying the impact of term limits on the manner in which the legislative assembly conducts business. The study must include an assessment of the desirability of providing increased educational opportunities for legislative members due to shortened tenures in the legislative assembly, increasing the number of legislative council policy staff available to assist new members, and holding legislative sessions on an annual basis. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-ninth legislative assembly."

Page 3, line 19, replace "This Act is" with "Sections 1 through 5 of this Act are"

Re-number accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1001 - Summary of House Action

	Base Budget	House Changes	House Version
Legislative Assembly			
Total all funds	\$17,926,180	\$5,669,248	\$23,595,428
Less estimated income	0	0	0
General fund	\$17,926,180	\$5,669,248	\$23,595,428
FTE	0.00	0.00	0.00
Legislative Council			
Total all funds	\$15,742,410	\$2,951,447	\$18,693,857
Less estimated income	70,000	18,000	88,000
General fund	\$15,672,410	\$2,933,447	\$18,605,857
FTE	44.00	1.00	45.00
Bill total			
Total all funds	\$33,668,590	\$8,620,695	\$42,289,285
Less estimated income	70,000	18,000	88,000
General fund	\$33,598,590	\$8,602,695	\$42,201,285
FTE	44.00	1.00	45.00

House Bill No. 1001 - Legislative Assembly - House Action

	Base Budget	House Changes	House Version
Salaries and wages	\$11,430,094	\$1,399,505	\$12,829,599
Operating expenses	6,218,753	(668,594)	5,550,159
Capital assets	6,000	4,926,600	4,932,600
National Conf. of State Legislatures	271,333	11,737	283,070
Total all funds	\$17,926,180	\$5,669,248	\$23,595,428
Less estimated income	0	0	0
General fund	\$17,926,180	\$5,669,248	\$23,595,428
FTE	0.00	0.00	0.00

Department 150 - Legislative Assembly - Detail of House Changes

	Adjusts Funding for Cost to Continue Compensation ¹	Adds Funding for Salary and Benefit Increases ²	Increases Funding for Monthly Lodging Expenses ³	Adds Funding for Mileage Rate Increases ⁴	Adjusts Funding for IT Expense ⁵	Adds Funding to Increase Legislators' Technology Stipend ⁶
Salaries and wages	\$20,553	\$1,378,952				
Operating expenses			\$10,650	\$8,901	(\$1,778,017)	\$372,240
Capital assets						
National Conf. of State Legislatures						
Total all funds	\$20,553	\$1,378,952	\$10,650	\$8,901	(\$1,778,017)	\$372,240
Less estimated income	0	0	0	0	0	0
General fund	\$20,553	\$1,378,952	\$10,650	\$8,901	(\$1,778,017)	\$372,240
FTE	0.00	0.00	0.00	0.00	0.00	0.00

	Adjusts Funding for Operating Expenses ⁷	Increases Funding for the International Legislators' Forum ⁸	Increases Funding for National Conference of State Legislatures Dues ⁹	Adds One-Time Funding for Propylon Core Upgrade ¹⁰	Adds One-Time Funding for Increased Audio and Video Storage ¹¹	Adds One-Time Funding for Computer and iPad Replacement ¹²
Salaries and wages						
Operating expenses	(\$70,318)	\$10,000				\$557,950
Capital assets				\$4,816,600	\$110,000	
National Conf. of State Legislatures			\$11,737			
Total all funds	(\$70,318)	\$10,000	\$11,737	\$4,816,600	\$110,000	\$557,950
Less estimated income	0	0	0	0	0	0
General fund	(\$70,318)	\$10,000	\$11,737	\$4,816,600	\$110,000	\$557,950
FTE	0.00	0.00	0.00	0.00	0.00	0.00

	Adds One-Time Funding for Chamber Upgrades ¹³	Total House Changes
Salaries and wages		\$1,399,505
Operating expenses	\$220,000	(668,594)
Capital assets		4,926,600
National Conf. of State Legislatures		11,737
Total all funds	\$220,000	\$5,669,248
Less estimated income	0	0
General fund	\$220,000	\$5,669,248
FTE	0.00	0.00

¹ Funding is added for cost to continue 2021-23 biennium compensation increases.

² Funding is added for increases in monthly health insurance premiums from \$1,429 to \$1,648 (\$699,048) and for 2023-25 biennium compensation adjustments of 4 percent per year for temporary salaries (\$214,393), legislators' daily pay for regular and organizational sessions, legislators' monthly compensation, and additional monthly compensation for legislative leaders (\$465,511).

The major compensation adjustments are as follows:

	Current Compensation Rate	Rate Effective July 1, 2023	Rate Effective July 1, 2024
Daily session pay	\$193	\$201	\$209
Monthly compensation	\$537	\$558	\$580
Leaders' additional monthly compensation	\$385	\$400	\$416

³ Funding is added to increase the maximum monthly lodging expense reimbursement to \$1,852 anticipated for the 2025 legislative session. The maximum monthly lodging reimbursement is \$1,814 for the 2023 legislative session.

⁴ Funding is added for anticipated increases in the mileage rate to 60 cents per mile.

⁵ Funding is adjusted for IT-related expenses.

⁶ Funding is added to increase legislators' technology stipend from \$90 to \$200 per month.

⁷ Funding is adjusted for various operating expenses.

⁸ Funding is increased for the International Legislators' Forum to provide a total of \$30,000.

⁹ Funding is increased for National Conference of State Legislatures dues to provide a total of \$283,070.

¹⁰ One-time funding is added for a Propylon Core computer system upgrade.

¹¹ One-time funding is added for increased storage capacity for audio and video.

¹² One-time funding is added for laptop and iPad replacement for legislators and legislative session staff.

¹³ One-time funding is added for chamber upgrades, including chairs, carpet, and woodwork refinishing.

This amendment also:

- Adds a section to adjust 2023-25 biennium compensation rates to provide 4 percent per year increases for legislators' regular and organizational session pay, legislators' monthly compensation, and additional monthly compensation for legislative leaders.

House Bill No. 1001 - Legislative Council - House Action

	Base Budget	House Changes	House Version
Salaries and wages	\$12,690,980	\$1,940,465	\$14,631,445
Operating expenses	3,045,430	890,982	3,936,412
Capital assets	6,000	120,000	126,000
Total all funds	\$15,742,410	\$2,951,447	\$18,693,857
Less estimated income	70,000	18,000	88,000
General fund	\$15,672,410	\$2,933,447	\$18,605,857
FTE	44.00	1.00	45.00

Department 160 - Legislative Council - Detail of House Changes

	Adjusts Funding for Cost to Continue Salaries ¹	Adds Funding for Salary and Benefit Increases ²	Increases Funding for Legislator Per Diem ³	Increases Funding for Overtime Salaries ⁴	Restores Funding for Office Assistant Position ⁵	Adds 1 FTE Attorney Position ⁶
Salaries and wages	\$233,217	\$802,779	\$50,131	\$4,338	\$180,000	\$270,000
Operating expenses						
Capital assets						
Total all funds	\$233,217	\$802,779	\$50,131	\$4,338	\$180,000	\$270,000
Less estimated income	0	0	0	0	0	0
General fund	\$233,217	\$802,779	\$50,131	\$4,338	\$180,000	\$270,000
FTE	0.00	0.00	0.00	0.00	0.00	1.00

Prepared by the Legislative Council staff
March 6, 2023

**STATEMENT OF JOHN BJORNSON, DIRECTOR,
NORTH DAKOTA LEGISLATIVE COUNCIL,
REGARDING ENGROSSED HOUSE BILL NO. 1001,
MARCH 6, 2023**

Mr. Chairman and members of the Government Operations Division of the Senate Appropriations Committee:

I am here this afternoon appearing on Engrossed House Bill No. 1001 on behalf of the members of the Legislative Assembly and the members of the Legislative Management to explain the budget requests for the Legislative Assembly, the Legislative Management, and the Legislative Council for the 2023-25 biennium. My presentation will follow the outline provided in the information you asked to be included in the presentation.

The Legislative Assembly is established in Article IV of the Constitution of North Dakota and North Dakota Century Code Chapters 54-03, 54-03.1, and 54-03.2. The Legislative Management and Legislative Council are established in Chapter 54-35.

The budget requests for these agencies are prepared using zero-based budgeting, meaning all amounts requested are calculated from a starting point of zero. The financial statements for the fiscal years ending June 30, 2021, and 2020, for the Legislative Assembly and Legislative Council had unqualified opinions and no audit findings.

The 2021-22 interim was a busy one for the legislative branch.

We planned for and completed a successful special legislative session in November, approving a redistricting plan and appropriating over \$1 billion of federal funds in a 5-day special legislative session. We successfully transitioned from the executive branch Information Technology Department (ITD) hosting legislative applications to operating separate legislative information technology (IT) systems, including a new email system. We also developed and rolled out a new website. We upgraded the temporary committee rooms in the judicial wing to make the committee rooms permanent in response to legislation enacted in the 2021 special legislative session which transferred control of those rooms to the legislative branch.

We have had significant turnover in the Legislative Assembly, including in almost all leadership positions. In addition, we have had some unexpected turnover on the Legislative Council staff.

Our goals and plans for the next 2 years include retaining staff and filling vacant positions. We have learned to never expect to have a "normal" interim as we once were accustomed. We will continue working to improve our IT functions and hope to upgrade our bill drafting system. As I will discuss in a few minutes, in addition to our major bill drafting system upgrade project, we have included in the budget request funding for a variety of other items and projects,

including replacing legislative laptops and iPads and chamber upgrades.

LEGISLATIVE ASSEMBLY

Subdivision 1 of Section 1 of the engrossed bill contains the appropriation for the Legislative Assembly for the 2023-25 biennium which totals \$23,595,428 from the general fund. This amount includes \$5,704,550 of one-time funding requests from the general fund. The Legislative Assembly "ongoing" general fund request is \$35,302, or .2 percent less than the 2021-23 biennium "ongoing" appropriation. The amount requested is considered necessary for the organizational session and a 77-legislative-day (113-calendar-day) regular 2025 legislative session. The following schedule presents the number of legislative days for previous sessions:

Legislative Session	Legislative Days
2021	76
2019	76
2017	77
2015	79
2013	80
2011	78
2009	79
2007	78
2005	76
2003	76*
2001	77
1999	71
1997	66

*Excludes the 3 legislative days relating to the May 2003 special legislative session.

The Legislative Assembly in 2021 provided funding for an estimated 77-legislative-day 2023 legislative session. The estimated cost per day is approximately \$85,000.

Salaries and Wages

The salaries and wages line item of approximately \$12.8 million includes funding for:

- Legislative employees' pay for the 2025 legislative session based on the 79 employees anticipated to be employed for the 2023 legislative session and 4 percent 1st year and 4 percent 2nd year salary adjustments.
- Legislators' salary of \$209 per day for a 77-legislative-day (113-calendar-day) regular session. This includes a 4 percent 1st year and 4 percent 2nd year increase. The statutory changes to provide for this increase are included in Section 6 of the engrossed bill (an estimated cost of \$345,163).

- Continuing the additional compensation of \$15 per calendar day for the legislative leaders and \$10 per calendar day for chairmen of the standing committees and assistant legislative leaders. These compensation rates were each increased by \$5 by the Legislative Assembly in 2011.
- Legislators' monthly compensation of \$558 per month for the 1st year of the biennium, a \$21, or 4 percent per month increase and \$580 per month for the 2nd year of the biennium, a \$22, or 4 percent per month increase (an estimated cost of \$116,572). The statutory changes for these increases are included in Section 6 of the engrossed bill.
- Additional monthly compensation for House and Senate Majority and Minority Leaders of \$400 per month for the 1st year of the biennium, a \$15, or 4 percent per month increase; and \$416 per month for the 2nd year of the biennium, a \$16, or 4 percent per month increase (an estimated cost of \$3,776). The statutory changes for these increases are provided for in Section 6 of the engrossed bill.
- Health insurance coverage for 133 legislators, the same number as the 2021-23 biennium. Current information indicates 127 legislators have requested health insurance.
- Other IT-related operating expenses, including software, maintenance, equipment, and telecommunications totals \$1,460,936, a decrease of \$470,187. The decrease results from expanding IT services within the legislative branch.
- Service contracts total \$572,083, a decrease of \$95. These costs relate primarily to video streaming, archiving, indexing, and closed captioning of committee meetings and chamber sessions.
- Professional services of \$23,000, \$59,000 less than the 2021-23 biennium budget. The decrease relates primarily to using legislative staff for the Bill and Journal Room rather than contracting for the service.
- One-time funding is included in operating expenses for replacing computers and iPads for legislators for \$557,950 and improving the chambers by purchasing new chairs for \$80,000, replacing the carpeting for \$110,000, and refinishing the woodwork for \$30,000.

Capital Assets

The capital assets line item of \$4,932,600 includes \$6,000 of ongoing funding for unexpected equipment replacement needs during the 2023-25 biennium, one-time funding of \$4,816,600 for an IT project to upgrade the LEGEND bill drafting system, and \$110,000 for increasing storage capacity for audio and video.

National Conference of State Legislatures

The National Conference of State Legislatures (NCSL) line item of \$283,070 is an increase of \$11,737, or 4.3 percent from the 2021-23 biennium budget of \$271,333. This represents North Dakota's contribution to NCSL.

2021-23 Biennium One-Time Funding

For the current biennium, the Legislative Assembly received \$1.45 million of one-time funding for the legislative branch IT expansion and \$316,284 for the special legislative session for redistricting. Approximately \$374,000 of the IT expansion funding remains and is anticipated to be spent by the end of the biennium. The actual costs for the special legislative session were approximately \$285,000.

LEGISLATIVE MANAGEMENT AND LEGISLATIVE COUNCIL

Subdivision 2 of Section 1 of the engrossed bill contains the appropriation for the Legislative Management and Legislative Council for the 2023-25 biennium which totals \$18,693,857, of which \$18,605,857 is from the general fund and \$88,000 is from the insurance regulatory trust fund. This amount includes \$275,500 of one-time funding requests. Ongoing funding from the general fund is \$2,657,947,

Operating Expenses

The operating expenses line item of approximately \$5.6 million includes funding for:

- Legislators' travel costs for 17 trips at 60 cents per mile during the 2025 regular session and one trip for the 2024 organizational session. The mileage rate currently is 65.5 cents per mile.
- Lodging costs for 126 legislators for 4 months during the 2025 legislative session at an estimated reimbursement rate of \$1,852 per month. The reimbursement rate for the 2023 legislative session is \$1,814. The budget includes an additional \$10,650 relating to lodging.
- The House added \$372,240 to the request to increase the legislator's technology stipend from \$90 to \$200 per month.
- The base level budget included a contribution of \$10,000 annually to the International Legislator's Forum (Manitoba, Minnesota, North Dakota, and South Dakota). The Consensus Council recently notified us the fees will increase by \$5,000 per year. The House added \$10,000 to the base level to provide for this increase.
- IT data processing of \$53,340, a decrease of \$1,327,564 compared to the 2021-23 biennium. The decrease relates to the legislative branch providing its own IT services rather than using ITD for software development and hosting services.

or 17 percent more than the 2021-23 biennium general fund appropriation.

The \$88,000 from the insurance regulatory trust fund is for expenses relating to legislator involvement with the National Conference of Insurance Legislators (NCOIL).

The Legislative Council requested 44 full-time equivalent (FTE) positions, the same as the 2021-23 biennium; however, the House added 1 FTE attorney position. The organizational chart reflecting the current staff structure is attached as an [appendix](#). As indicated, we have 4 vacant FTE positions, one of which is unfunded. The House added funding for the unfunded position.

Salaries and Wages

The salaries and wages line item of approximately \$14.6 million includes funding for:

- 45 authorized FTE positions, 1 FTE more than the 2021-23 biennium.
- The 4 percent 1st year and 4 percent 2nd year state employee salary increase of \$576,499.
- Health insurance premiums based on a monthly premium of \$1,648 (an increase of \$226,280).
- Temporary employees' pay for the 2025 legislative session.
- Legislators' per diem for interim meetings of \$1,052,673, \$36,167 more than the 2021-23 budgeted amount. This request is based on the same number of committees budgeted for the 2021-22 interim, assumes an 87 percent attendance rate at committee meetings, and continues the smaller committee membership size of an average of 14 members. The budgeted amount includes a proposed increase for legislators' interim meeting pay of 4 percent the 1st year and 4 percent the 2nd year from the current level of \$193 per day to \$201 per day effective July 1, 2023, and \$209 per day effective July 1, 2024 (an estimated cost of \$50,131). These increases are provided for in Section 7 of the engrossed bill.
- Similar to the classification system for the executive branch and the compensation step system for the judicial branch, the Legislative Council has a session retention program. The program is intended to retain key staff members for legislative sessions by providing step-type increases for completing a legislative session. The program started after the 2019 session. Although over the last year we have lost some experienced staff members, we feel this system helps to encourage staff to continue to work for the legislative branch. We have some very talented employees who are attractive targets for other employers. We need to retain them.
- Because legislative branch employees are not eligible for the executive branch salary equity pool included in Senate Bill No. 2015, the House added \$400,000 from the general fund

for salary equity funding for the Legislative Council staff.

Operating Expenses

The operating expenses line item of approximately \$3.9 million includes funding for:

- Travel expenses relating to meetings during the interim of \$1,584,024, which is \$38,310 less than the 2021-23 budget. The funding request is based on the same number of committees budgeted for the 2021-23 interim, assumes an 87 percent attendance rate at committee meetings, and continues the smaller committee membership size of an average of 14 members. Funding for mileage reimbursement is included at a rate of 60 cents per mile. The current rate is 65.5 cents per mile. The House reallocated \$35,000 of travel-related funding to conference-related funding for costs associated with hosting the Energy Council conference in North Dakota.
- Dues of \$38,400 paid annually to the Energy Council, the same as the 2021-23 biennium.
- Professional services of \$270,000, an increase of \$65,000 compared to the 2021-23 budget. The \$270,000 includes \$242,000 for consulting services to assist with interim committee studies when required, \$8,000 for contracting for the Legislative Council audit, and \$20,000 for contracting for the State Auditor's office audit.
- IT data processing of \$94,032, a decrease of \$410,884 due to the legislative branch providing its own IT services rather than using ITD for software development and hosting services.
- IT software of \$892,427, an increase of \$778,180 relating to Microsoft Office 365, self-hosted applications, backup programs, and increased security and monitoring.
- Service contracts of \$228,562, an increase of \$120,806 relating to enterprise support services.
- One-time funding of \$155,500 is included in operating expenses for computer and iPad replacement.
- Other operating expenses changes are based on the Office of Management and Budget's guidelines as they are applicable, and anticipated needs in other areas.

Capital Assets

The capital assets line item of \$126,000 includes \$6,000 for unanticipated equipment replacement needs during the 2023-25 biennium and one-time funding of \$120,000 for secondary and backup servers.

2021-23 Biennium One-Time Funding

For the current biennium, the Legislative Council received one-time funding of \$48,000 for furniture and equipment relating to the IT expansion and \$150,000

**Legislative Assembly - Budget No. 150
House Bill No. 1001
Base Level Funding Changes**

	Executive Budget Recommendation				House Version				House Changes to Executive Budget Increase (Decrease) - Executive Budget			
	FTE Positions	General Fund	Other Funds	Total	FTE Positions	General Fund	Other Funds	Total	FTE Positions	General Fund	Other Funds	Total
	0.00	\$17,926,180	\$0	\$17,926,180	0.00	\$17,926,180	\$0	\$17,926,180	0.00	\$0	\$0	\$0
2023-25 Biennium Base Level												
2023-25 Ongoing Funding Changes												
Base budget increase for cost to continue 2021-23 biennium compensation increases		\$20,553		\$20,553		\$20,553		\$20,553				\$0
Provides funding for proposed legislators' monthly compensation adjustments of 4 percent each year of the biennium. The request includes adjustments of 2 percent in the 1st year and 3 percent in the 2nd year of the biennium.		69,215		69,215		116,572		116,572		47,357		47,357
Provides funding for proposed adjustments to additional monthly compensation for legislative leaders of 4 percent each year of the biennium. The request includes adjustments of 2 percent in the 1st year and 3 percent in the 2nd year of the biennium.		2,614		2,614		3,776		3,776		1,162		1,162
Provides funding for proposed adjustments to legislative session compensation of 4 percent each year of the biennium. The request includes adjustments of 2 percent in the 1st year and 3 percent in the 2nd year of the biennium.		237,698		237,698		345,163		345,163		107,465		107,465
Adds funding for the health insurance premium increase for legislators		683,088		683,088		699,048		699,048		15,960		15,960
Increases funding for temporary session employee salaries, including estimated increases in daily rates of 4 percent each year of the biennium <i>80-85 temps.</i>		63,575		63,575		214,393		214,393		150,818		150,818
Increases funding for operating expenses to increase the maximum monthly lodging expense reimbursement to \$1,852 anticipated for the 2025 legislative session. The maximum monthly lodging reimbursement is \$1,814 for the 2023 legislative session.		10,650		10,650		10,650		10,650				0
Increases funding for operating expenses related to anticipated mileage rate increases		8,901		8,901		8,901		8,901				0
Adjusts funding for operating expense related to IT		(1,778,017)		(1,778,017)		(1,778,017)		(1,778,017)				0

Adds funding to increase legislators' technology stipend from \$90 to \$200 per month	0			372,240	372,240	372,240	372,240	372,240				
Decreases funding for operating expenses	(70,318)	(70,318)	(70,318)	(70,318)	(70,318)			0				
Increases funding for the International Legislators' Forum	0	0	0	10,000	10,000	10,000	10,000	10,000				
Increases funding for NCSL dues	11,737	11,737	11,737	11,737	11,737			0				
Total ongoing funding changes	0.00	(\$740,304)	\$0	(\$740,304)	0.00	(\$35,302)	\$0	(\$35,302)	0.00	\$705,002	\$0	\$705,002
One-Time Funding Items												
Adds one-time funding for capital assets for Propylon Core upgrade	\$4,816,600	\$4,816,600	\$4,816,600	\$4,816,600	\$4,816,600	\$4,816,600	\$4,816,600	\$4,816,600				0
Adds one-time funding for capital assets for increased storage capacity for audio and video	110,000	110,000	110,000	110,000	110,000	110,000	110,000	110,000				0
Adds one-time funding for operating expenses related to laptop and iPad replacement	557,950	557,950	557,950	557,950	557,950	557,950	557,950	557,950				0
Adds one-time funding for operating expenses related to chamber upgrades	220,000	220,000	220,000	220,000	220,000	220,000	220,000	220,000				0
Total one-time funding changes	0.00	\$5,704,550	\$0	\$5,704,550	0.00	\$5,704,550	\$0	\$5,704,550	0.00	\$0	\$0	\$0
Total Changes to Base Level Funding	0.00	\$4,964,246	\$0	\$4,964,246	0.00	\$5,669,248	\$0	\$5,669,248	0.00	\$705,002	\$0	\$705,002
2023-25 Total Funding	0.00	\$22,890,426	\$0	\$22,890,426	0.00	\$23,595,428	\$0	\$23,595,428	0.00	\$705,002	\$0	\$705,002
<i>Federal funds included in other funds</i>			\$0	\$0			\$0	\$0			\$0	\$0
<i>Total ongoing changes as a percentage of base level</i>		(4.1%)	(4.1%)	(4.1%)		(0.2%)	(0.2%)	(0.2%)				
<i>Total changes as a percentage of base level</i>		27.7%	27.7%	27.7%		31.6%	31.6%	31.6%				

Other Sections in Legislative Assembly - Budget No. 150

	<u>Executive Budget Recommendation</u>	<u>House Version</u>
Transfers	Section 4 would allow transfers of funds between line items of appropriations for the Legislative Assembly and Legislative Council as requested by the Chairman of the Legislative Management or the Director of the Legislative Council.	Section 4 allows transfers of funds between line items of appropriations for the Legislative Assembly and Legislative Council as requested by the Chairman of the Legislative Management or the Director of the Legislative Council.
Continuation of appropriation authority	Section 5 would provide the unspent funds appropriated for the Legislative Assembly and Legislative Council for the 2021-23 biennium be continued and unexpended appropriations enacted prior to the 2021-23 biennium may be canceled as directed by the Chairman of the Legislative Management or the Director of the Legislative Council.	Section 5 provides the unspent funds appropriated for the Legislative Assembly and Legislative Council for the 2021-23 biennium be continued and unexpended appropriations enacted prior to the 2021-23 biennium may be canceled as directed by the Chairman of the Legislative Management or the Director of the Legislative Council.
Compensation	Section 6 would increase legislators' daily pay during legislative sessions, monthly compensation, and additional monthly compensation by 2 percent in the 1st year and 3 percent in the 2nd year of the 2023-25 biennium. Section 7 would increase legislators' interim meeting pay by 2 percent in the 1st year and 3 percent in the 2nd year of the 2023-25 biennium.	Section 6 increases legislators' daily pay during legislative sessions, monthly compensation, and additional monthly compensation for legislative leaders by 4 percent each year of the 2023-25 biennium. Section 7 increases legislators' interim meeting pay by 4 percent each year of the 2023-25 biennium.

Other Sections in Legislative Assembly - Budget No. 150

Executive Budget Recommendation

House Version

Legislative Management study - Impact of term limits

Section 8 provides for a Legislative Management study of the impact of term limits, including an assessment of the desirability of providing increased educational opportunities for legislative members due to shortened tenures in the Legislative Assembly, increasing the number of Legislative Council policy staff available to assist new members, and holding legislative sessions on an annual basis.

Emergency

Section 8 would declare the Act is an emergency measure.

Section 9 declares Sections 1 through 5 of the Act are an emergency measure.

Legislative Council - Budget No. 160
House Bill No. 1001
Base Level Funding Changes

	Executive Budget Recommendation				House Version				House Changes to Executive Budget Increase (Decrease) - Executive Budget			
	FTE Positions	General Fund	Other Funds	Total	FTE Positions	General Fund	Other Funds	Total	FTE Positions	General Fund	Other Funds	Total
2023-25 Biennium Base Level	44.00	\$15,672,410	\$70,000	\$15,742,410	44.00	\$15,672,410	\$70,000	\$15,742,410	0.00	\$0	\$0	\$0
2023-25 Ongoing Funding Changes												
Base payroll changes		\$233,217		\$233,217		\$233,217		\$233,217				\$0
Salary increase		778,944		778,944		576,499		576,499		(202,445)		(202,445)
Health insurance increase		221,192		221,192		226,280		226,280		5,088		5,088
Adds funding to increase per diem by 4 percent each year of the biennium. The request includes adjustments of 2 percent in the 1st year and 3 percent in the 2nd year of the biennium.		28,356		28,356		50,131		50,131		21,775		21,775
Adds 1 FTE attorney position				0	1.00	270,000		270,000	1.00	270,000		270,000
Restores funding for office assistant position				0		180,000		180,000		180,000		180,000
Increases funding for overtime salaries		4,338		4,338		4,338		4,338				0
Adds salary equity funding				0		400,000		400,000		400,000		400,000
Decreases funding for travel resulting from continued savings related to reduced committee sizes during the 2023-25 biennium		(76,717)		(76,717)		(76,717)		(76,717)				0
Increases funding for travel for increases in out-of-state travel fees, lodging, and mileage rates		38,407		38,407		38,407		38,407				0
Increases funding for operating expenses related to IT		565,876		565,876		565,876		565,876				0
Increases funding for operating expenses		124,916	\$18,000	142,916		124,916	\$18,000	142,916				0
Increases funding for professional services to provide a total of \$270,000		65,000		65,000		65,000		65,000				0
Reallocates \$35,000 from travel expense to conference expense				0				0				0
Total ongoing funding changes	0.00	\$1,983,529	\$18,000	\$2,001,529	1.00	\$2,657,947	\$18,000	\$2,675,947	1.00	\$674,418	\$0	\$674,418

One-Time Funding Items											
Adds one-time funding for operating expenses related to computer and iPad replacement		\$155,500		\$155,500		\$155,500		\$155,500			0
Adds one-time funding for capital assets for secondary and backup servers		120,000		120,000		120,000		120,000			0
Total one-time funding changes	0.00	\$275,500	\$0	\$275,500	0.00	\$275,500	\$0	\$275,500	0.00	\$0	\$0
Total Changes to Base Level Funding	0.00	\$2,259,029	\$18,000	\$2,277,029	1.00	\$2,933,447	\$18,000	\$2,951,447	1.00	\$674,418	\$0
2023-25 Total Funding	44.00	\$17,931,439	\$88,000	\$18,019,439	45.00	\$18,605,857	\$88,000	\$18,693,857	1.00	\$674,418	\$0
<i>Federal funds included in other funds</i>			\$0				\$0				\$0
<i>Total ongoing changes as a percentage of base level</i>	0.0%	12.7%	25.7%	12.7%	2.3%	17.0%	25.7%	17.0%			
<i>Total changes as a percentage of base level</i>	0.0%	14.4%	25.7%	14.5%	2.3%	18.7%	25.7%	18.7%			

Other Sections in Legislative Council - Budget No. 160

	<u>Executive Budget Recommendation</u>	<u>House Version</u>
Transfers	Section 4 would allow transfers of funds between line items of appropriations for the Legislative Assembly and Legislative Council as requested by the Chairman of the Legislative Management or the Director of the Legislative Council.	Section 4 allows transfers of funds between line items of appropriations for the Legislative Assembly and Legislative Council as requested by the Chairman of the Legislative Management or the Director of the Legislative Council.
Continuation of appropriation authority	Section 5 would provide the unspent funds appropriated for the Legislative Assembly and Legislative Council for the 2021-23 biennium be continued and unexpended appropriations enacted prior to the 2021-23 biennium may be canceled as directed by the Chairman of the Legislative Management or the Director of the Legislative Council.	Section 5 provides the unspent funds appropriated for the Legislative Assembly and Legislative Council for the 2021-23 biennium be continued and unexpended appropriations enacted prior to the 2021-23 biennium may be canceled as directed by the Chairman of the Legislative Management or the Director of the Legislative Council.
Compensation	Section 6 would increase legislators' daily pay during legislative sessions, monthly compensation, and additional monthly compensation by 2 percent in the 1st year and 3 percent in the 2nd year of the 2023-25 biennium. Section 7 would increase legislators' interim meeting pay by 2 percent in the 1st year and 3 percent in the 2nd year of the 2023-25 biennium.	Section 6 increases legislators' daily pay during legislative sessions, monthly compensation, and additional monthly compensation of legislative leaders by 4 percent each year of the 2023-25 biennium. Section 7 increases legislators' interim meeting pay by 4 percent each year of the 2023-25 biennium.
Legislative Management study - Impact of term limits		Section 8 provides for a Legislative Management study of the impact of term limits, including an assessment of the desirability of providing increased educational opportunities for legislative members due to shortened tenures in the Legislative Assembly, increasing the number of Legislative Council policy staff available to assist new members, and holding legislative sessions on an annual basis.
Emergency	Section 8 would declare the Act is an emergency measure.	Section 9 declares Sections 1 through 5 of the Act are an emergency measure.

3/4/23

Prepared for the Senate Appropriations Committee

**Department 150 - Legislative Assembly
House Bill No. 1001**

First Chamber Comparison to Base Level

	General Fund	Other Funds	Total
2023-25 First Chamber Version	\$23,595,428	\$0	\$23,595,428
2023-25 Base Level	17,926,180	0	17,926,180
Increase (Decrease)	\$5,669,248	\$0	\$5,669,248

First Chamber Changes

A summary of the first chamber's changes to the agency's base level appropriations and the executive budget is attached as an appendix.

Selected Bill Sections Included in the First Chamber Version

Transfers - Section 4 allows transfers of funds between line items of appropriations for the Legislative Assembly and Legislative Council as requested by the Chairman of the Legislative Management or the Director of the Legislative Council.

Continuation of appropriation authority - Section 5 provides the unspent funds appropriated for the Legislative Assembly and the Legislative Council for the 2021-23 biennium be continued and unexpended appropriations enacted prior to the 2021-23 biennium may be canceled as directed by the Chairman of the Legislative Management or the Director of the Legislative Council.

Compensation - Section 6 increases legislators' daily pay during legislative sessions, monthly compensation, and additional monthly compensation for legislative leaders by 4 percent each year of the 2023-25 biennium. Section 7 increases legislators' interim meeting pay by 4 percent each year of the 2023-25 biennium. The compensation adjustments are as follows:

	Current Compensation Rate	Rate Effective July 1, 2023	Rate Effective July 1, 2024
Daily session pay	\$193	\$201	\$209
Monthly compensation	\$537	\$558	\$580
Leaders' additional monthly compensation	\$385	\$400	\$416
Interim meeting pay	\$193	\$201	\$209

Legislative Management study - Impact of term limits - Section 8 provides for a Legislative Management study of the impact of term limits, including an assessment of the desirability of providing increased educational opportunities for legislative members due to shortened tenures in the Legislative Assembly, increasing the number of Legislative Council policy staff available to assist new members, and holding legislative sessions on an annual basis.

Emergency - Section 9 declares Sections 1 through 5 of the Act are an emergency measure.

Continuing Appropriations

There are no continuing appropriations for the Legislative Assembly.

Deficiency Appropriations

There are no deficiency appropriations for the Legislative Assembly.

Significant Audit Findings

There are no significant audit findings for the Legislative Assembly.

Major Related Legislation

House Bill No. 1285 - Relates to limitations on the introduction of legislative bills prepared by executive branch agencies, legislative interim committees, and the judicial branch.

House Bill No. 1313 - Relates to determining the Legislative Management Chairman and Vice Chairman and eligible years of service.

House Bill No. 1485 - Requires each Legislative Assembly to adopt conflict of interest rules.

House Concurrent Resolution No. 3003 - Designates House and Senate employment positions and fixes compensation.

House Concurrent Resolution No. 3005 - Provides for a constitutional amendment to require the Governor to call the Legislative Assembly into a special session to consider a veto if the Governor vetoes a bill or item when the Legislative Assembly is not in session.

House Concurrent Resolution No. 3019 - Amends the constitution to provide an individual may not serve more than 12 cumulative years in either the House of Representatives or the Senate until after 4 years have elapsed since reaching 12 years of service in that chamber. The measure also places 12 cumulative year term limits on statewide elected executive branch officers. The measure repeals a provision prohibiting the Legislative Assembly from proposing constitutional amendments relating to term limits.

House Concurrent Resolution No. 3020 - Provides for a constitutional amendment to require the Legislative Assembly to meet in a regular session each year for at least 50 days and a maximum of 60 days and authorizes the Legislative Assembly to reconvene for additional days to override a veto.

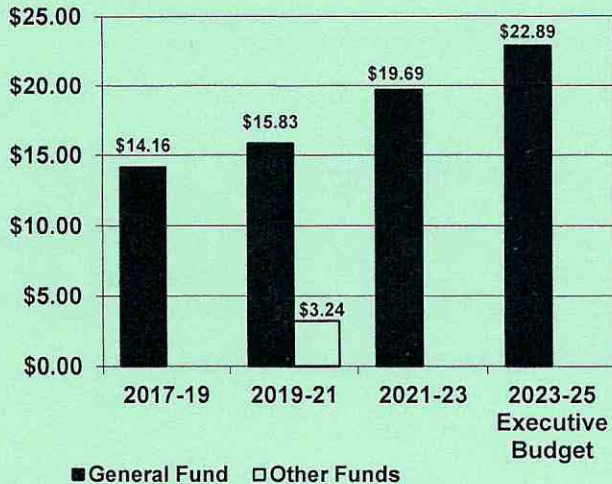
Senate Bill No. 2124 - Changes the daily in-state meal allowance from \$35 per day to 90 percent of the federal General Services Administration (GSA) per diem rate for state employees and legislators.

Senate Bill No. 2192 - Provides for a Legislative Management study relating to the impact of term limits on the Legislative Assembly.

Historical Appropriations Information

Agency Appropriations and FTE Positions

Agency Funding (Millions)



FTE Positions



Ongoing General Fund Appropriations

	2015-17	2017-19	2019-21	2021-23	2023-25 Executive Budget
Ongoing general fund appropriations	\$13,730,065	\$14,159,170	\$15,307,755	\$17,926,180	\$17,185,876
Increase (decrease) from previous biennium	N/A	\$429,105	\$1,148,585	\$2,618,425	(\$740,304)
Percentage increase (decrease) from previous biennium	N/A	3.1%	8.1%	17.1%	(4.1%)
Cumulative percentage increase (decrease) from 2015-17 biennium	N/A	3.1%	11.5%	30.6%	25.2%

Major Increases (Decreases) in Ongoing General Fund Appropriations

2017-19 Biennium

1. Reduced funding for the 2019 legislative session to provide funding for an estimated 75 legislative days rather than 77 legislative days, including reductions to per diem (\$112,000) and travel expenses (\$48,000) (\$160,000)
2. Added funding to increase the maximum monthly lodging expense reimbursement to \$1,720 anticipated for the 2019 legislative session. The maximum monthly lodging reimbursement was \$1,682 for the 2017 legislative session \$20,320
3. Reduced funding for National Conference of State Legislatures (NCSL) dues to provide 90 percent of the estimated 2017-19 biennium billing, a total of \$225,155 (\$16,108)
4. Restored a portion of the funding for information technology (IT) and other operating expenses, reduced as part of the August 2016 budget reductions \$254,642

2019-21 Biennium

1. Restored legislative compensation and travel for 2 legislative days removed in 2017, to provide for a total of 77 legislative days \$160,000
2. Added funding for proposed increase in daily lodging and maximum monthly lodging expense reimbursement allowed during legislative sessions from \$1,720 to \$1,796 anticipated for the 2021 legislative session \$40,670
3. Increased funding for NCSL dues, including funding to restore the 10 percent reduction made in the 2017-19 biennium \$38,278

2021-23 Biennium

1. Added funding to increase the maximum monthly lodging expense reimbursement to \$1,833 anticipated for the 2023 legislative session. The maximum monthly lodging reimbursement was \$1,814 for the 2021 session. \$19,830

- 2. Increased funding for operating expenses, including increases related to video streaming, archiving, indexing, and closed captioning for committee rooms and for adjustments related to the annual cost for voting system upgrades and the addition of virtual voting \$935,912
- 3. Increased funding for IT expansion \$1,400,000

2023-25 Biennium (Executive Budget Recommendation)

- 1. Increases funding for operating expenses to increase the maximum monthly lodging expense reimbursement to \$1,852 anticipated for the 2025 legislative session. The maximum monthly lodging reimbursement is \$1,814 for the 2023 legislative session. \$10,650
- 2. Adjusts funding for operating expense related to IT (\$1,778,017)

One-Time General Fund Appropriations

	2015-17	2017-19	2019-21	2021-23	2023-25 Executive Budget
One-time general fund appropriations	\$1,704,810	\$0	\$517,760	\$1,766,284	\$5,704,550

Major One-Time General Fund Appropriations

2017-19 Biennium

None \$0

2019-21 Biennium

Added one-time funding for computer and iPad replacement \$517,760

2021-23 Biennium

- 1. Added one-time funding for redistricting special legislative session \$316,284
- 2. Added one-time funding for IT expansion \$1,450,000

2023-25 Biennium (Executive Budget Recommendation)

- 1. Adds one-time funding for capital assets for Propylon Core upgrade \$4,816,600
- 2. Adds one-time funding for capital assets for increased storage capacity for audio and video \$110,000
- 3. Adds one-time funding for operating expenses related to laptop and iPad replacement \$557,950
- 4. Adds one-time funding for operating expenses related to chamber upgrades \$220,000

Legislative Assembly - Budget No. 150
House Bill No. 1001
Base Level Funding Changes

	Executive Budget Recommendation				House Version			
	FTE Positions	General Fund	Other Funds	Total	FTE Positions	General Fund	Other Funds	Total
2023-25 Biennium Base Level	0.00	\$17,926,180	\$0	\$17,926,180	0.00	\$17,926,180	\$0	\$17,926,180
2023-25 Ongoing Funding Changes								
Base budget increase for cost to continue 2021-23 biennium compensation increases		\$20,553		\$20,553		\$20,553		\$20,553
Provides funding for proposed legislators' monthly compensation adjustments of 4 percent each year of the biennium. The request includes adjustments of 2 percent in the 1st year and 3 percent in the 2nd year of the biennium.		69,215		69,215		116,572		116,572
Provides funding for proposed adjustments to additional monthly compensation for legislative leaders of 4 percent each year of the biennium. The request includes adjustments of 2 percent in the 1st year and 3 percent in the 2nd year of the biennium.		2,614		2,614		3,776		3,776
Provides funding for proposed adjustments to legislative session compensation of 4 percent each year of the biennium. The request includes adjustments of 2 percent in the 1st year and 3 percent in the 2nd year of the biennium.		237,698		237,698		345,163		345,163
Adds funding for the health insurance premium increase for legislators		683,088		683,088		699,048		699,048
Increases funding for temporary session employee salaries, including estimated increases in daily rates of 4 percent each year of the biennium		63,575		63,575		214,393		214,393
Increases funding for operating expenses to increase the maximum monthly lodging expense reimbursement to \$1,852 anticipated for the 2025 legislative session. The maximum monthly lodging reimbursement is \$1,814 for the 2023 legislative session.		10,650		10,650		10,650		10,650
Increases funding for operating expenses related to anticipated mileage rate increases		8,901		8,901		8,901		8,901

Adjusts funding for operating expense related to IT	(1,778,017)		(1,778,017)	(1,778,017)		(1,778,017)
Adds funding to increase legislators' technology stipend from \$90 to \$200 per month			0	372,240		372,240
Decreases funding for operating expenses	(70,318)		(70,318)	(70,318)		(70,318)
Increases funding for the International Legislators' Forum			0	10,000		10,000
Increases funding for NCSL dues	11,737		11,737	11,737		11,737
Total ongoing funding changes	0.00	(\$740,304)	\$0	(\$740,304)	0.00	(\$35,302)
One-Time Funding Items						
Adds one-time funding for capital assets for Propylon Core upgrade	\$4,816,600		\$4,816,600	\$4,816,600		\$4,816,600
Adds one-time funding for capital assets for increased storage capacity for audio and video	110,000		110,000	110,000		110,000
Adds one-time funding for operating expenses related to laptop and iPad replacement	557,950		557,950	557,950		557,950
Adds one-time funding for operating expenses related to chamber upgrades	220,000		220,000	220,000		220,000
Total one-time funding changes	0.00	\$5,704,550	\$0	\$5,704,550	0.00	\$5,704,550
Total Changes to Base Level Funding	0.00	\$4,964,246	\$0	\$4,964,246	0.00	\$5,669,248
2023-25 Total Funding	0.00	\$22,890,426	\$0	\$22,890,426	0.00	\$23,595,428
<i>Federal funds included in other funds</i>			\$0			\$0
<i>Total ongoing changes as a percentage of base level</i>		(4.1%)		(4.1%)		(0.2%)
<i>Total changes as a percentage of base level</i>		27.7%		27.7%		31.6%

Other Sections in Legislative Assembly - Budget No. 150

	<u>Executive Budget Recommendation</u>	<u>House Version</u>
Transfers	Section 4 would allow transfers of funds between line items of appropriations for the Legislative Assembly and Legislative Council as requested by the Chairman of the Legislative Management or the Director of the Legislative Council.	Section 4 allows transfers of funds between line items of appropriations for the Legislative Assembly and Legislative Council as requested by the Chairman of the Legislative Management or the Director of the Legislative Council.
Continuation of appropriation authority	Section 5 would provide the unspent funds appropriated for the Legislative Assembly and Legislative Council for the 2021-23 biennium be continued and unexpended appropriations enacted prior to the 2021-23 biennium may be canceled as directed by the Chairman of the Legislative Management or the Director of the Legislative Council.	Section 5 provides the unspent funds appropriated for the Legislative Assembly and Legislative Council for the 2021-23 biennium be continued and unexpended appropriations enacted prior to the 2021-23 biennium may be canceled as directed by the Chairman of the Legislative Management or the Director of the Legislative Council.

Other Sections in Legislative Assembly - Budget No. 150

	<u>Executive Budget Recommendation</u>	<u>House Version</u>
Compensation	Section 6 would increase legislators' daily pay during legislative sessions, monthly compensation, and additional monthly compensation by 2 percent in the 1st year and 3 percent in the 2nd year of the 2023-25 biennium. Section 7 would increase legislators' interim meeting pay by 2 percent in the 1st year and 3 percent in the 2nd year of the 2023-25 biennium.	Section 6 increases legislators' daily pay during legislative sessions, monthly compensation, and additional monthly compensation for legislative leaders by 4 percent each year of the 2023-25 biennium. Section 7 increases legislators' interim meeting pay by 4 percent each year of the 2023-25 biennium.
Legislative Management study - Impact of term limits		Section 8 provides for a Legislative Management study of the impact of term limits, including an assessment of the desirability of providing increased educational opportunities for legislative members due to shortened tenures in the Legislative Assembly, increasing the number of Legislative Council policy staff available to assist new members, and holding legislative sessions on an annual basis.
Emergency	Section 8 would declare the Act is an emergency measure.	Section 9 declares Sections 1 through 5 of the Act are an emergency measure.

23.0230.02001
Title.

Prepared by the Legislative Council staff for
the Senate Appropriations - Government
Operations Division Committee
March 23, 2023

Fiscal No. 1

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1001

Page 1, line 3, remove "to provide for a legislative"

Page 1, line 4, replace "management study; to provide a report;" with "to provide an exemption;"

Page 1, replace lines 17 through 21 with:

"Salaries and wages	\$11,430,094	\$1,520,473	\$12,950,567
Operating expenses	6,218,753	(668,594)	5,550,159
Capital assets	6,000	4,926,600	4,932,600
National conference of state legislatures	<u>271,333</u>	<u>11,737</u>	<u>283,070</u>
Total general fund	\$17,926,180	\$5,790,216	\$23,716,396"

Page 2, replace lines 3 through 8 with:

"Salaries and wages	\$12,690,980	\$2,559,736	\$15,250,716
Operating expenses	3,045,430	890,982	3,936,412
Capital assets	<u>6,000</u>	<u>120,000</u>	<u>126,000</u>
Total all funds	\$15,742,410	\$3,570,718	\$19,313,128
Less estimated income	<u>70,000</u>	<u>18,000</u>	<u>88,000</u>
Total general fund	\$15,672,410	\$3,552,718	\$19,225,128"

Page 2, replace lines 14 through 16 with:

"Grand total general fund	\$33,598,590	\$9,342,934	\$42,941,524
Grand total special funds	<u>70,000</u>	<u>18,000</u>	<u>88,000</u>
Grand total all funds	\$33,668,590	\$9,360,934	\$43,029,524"

Page 4, line 15, replace "two hundred one" with "two hundred five"

Page 4, line 16, replace "two hundred nine" with "two hundred thirteen"

Page 6, line 12, replace "fifty-eight" with "sixty-nine"

Page 6, line 13, replace "eighty" with "ninety-two"

Page 6, line 22, replace "four hundred" with "four hundred eight"

Page 6, line 23, replace "four hundred sixteen" with "four hundred twenty-four"

Page 7, line 10, replace "two hundred one" with "two hundred five"

Page 7, line 11, replace "two hundred nine" with "two hundred thirteen"

Page 7, remove lines 20 through 28

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1001 - Summary of Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Legislative Assembly				
Total all funds	\$17,926,180	\$23,595,428	\$120,968	\$23,716,396
Less estimated income	0	0	0	0
General fund	\$17,926,180	\$23,595,428	\$120,968	\$23,716,396
FTE	0.00	0.00	0.00	0.00
Legislative Council				
Total all funds	\$15,742,410	\$18,693,857	\$619,271	\$19,313,128
Less estimated income	70,000	88,000	0	88,000
General fund	\$15,672,410	\$18,605,857	\$619,271	\$19,225,128
FTE	44.00	45.00	0.00	45.00
Bill total				
Total all funds	\$33,668,590	\$42,289,285	\$740,239	\$43,029,524
Less estimated income	70,000	88,000	0	88,000
General fund	\$33,598,590	\$42,201,285	\$740,239	\$42,941,524
FTE	44.00	45.00	0.00	45.00

House Bill No. 1001 - Legislative Assembly - Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Salaries and wages	\$11,430,094	\$12,829,599	\$120,968	\$12,950,567
Operating expenses	6,218,753	5,550,159		5,550,159
Capital assets	6,000	4,932,600		4,932,600
National Conf. of State Legislatures	271,333	283,070		283,070
Total all funds	\$17,926,180	\$23,595,428	\$120,968	\$23,716,396
Less estimated income	0	0	0	0
General fund	\$17,926,180	\$23,595,428	\$120,968	\$23,716,396
FTE	0.00	0.00	0.00	0.00

Department 150 - Legislative Assembly - Detail of Senate Changes

	Adjusts Funding for Salary and Benefit Increases ¹	Total Senate Changes
Salaries and wages	\$120,968	\$120,968
Operating expenses		
Capital assets		
National Conf. of State Legislatures		
Total all funds	\$120,968	\$120,968
Less estimated income	0	0
General fund	\$120,968	\$120,968
FTE	0.00	0.00

¹ Funding is reduced for monthly health insurance premiums by \$15,960. Funding is added for 2023-25 biennium compensation adjustments to provide increases of 6 percent in the 1st year and 4 percent in the 2nd year of the biennium for temporary salaries (\$22,358), legislators' daily pay for regular and organizational sessions, legislators' monthly compensation, and additional monthly compensation for legislative leaders (\$114,570). The House provided compensation adjustments of 4 percent each year of the 2023-25 biennium.

The major compensation adjustments are as follows:

	Current Compensation Rate	Rate Effective July 1, 2023	Rate Effective July 1, 2024
Daily session pay	\$193	\$205	\$213
Monthly compensation	\$537	\$569	\$592
Leaders' additional monthly compensation	\$385	\$408	\$424

This amendment also amends Section 6 of the bill to increase legislators' daily pay during legislative sessions, monthly compensation, and additional monthly compensation for legislative leaders by 6 percent in the 1st year and 4 percent in the 2nd year of the 2023-25 biennium. The House adjusted legislative compensation by 4 percent each year of the 2023-25 biennium.

House Bill No. 1001 - Legislative Council - Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Salaries and wages	\$12,690,980	\$14,631,445	\$619,271	\$15,250,716
Operating expenses	3,045,430	3,936,412		3,936,412
Capital assets	6,000	126,000		126,000
Total all funds	\$15,742,410	\$18,693,857	\$619,271	\$19,313,128
Less estimated income	70,000	88,000	0	88,000
General fund	\$15,672,410	\$18,605,857	\$619,271	\$19,225,128
FTE	44.00	45.00	0.00	45.00

Department 160 - Legislative Council - Detail of Senate Changes

	Adjusts Funding for Salary and Benefit Increases ¹	Adjusts Funding for Legislator Per Diem ²	Increases Funding for Salary Equity ³	Total Senate Changes
Salaries and wages	\$197,357	\$21,914	\$400,000	\$619,271
Operating expenses				
Capital assets				
Total all funds	\$197,357	\$21,914	\$400,000	\$619,271
Less estimated income	0	0	0	0
General fund	\$197,357	\$21,914	\$400,000	\$619,271
FTE	0.00	0.00	0.00	0.00

¹ Salaries and wages funding is adjusted to provide for 2023-25 biennium salary increases of 6 percent on July 1, 2023, and 4 percent on July 1, 2024, and for adjustments to health insurance premium rates as follows:

	General Fund	Other Funds	Total
Salary increase	\$202,445	\$0	\$202,445
Health insurance adjustment	(5,088)	(0)	(5,088)
Total	\$197,357	\$0	\$197,357

The House provided salary adjustments of 4 percent on July 1, 2023, and July 1, 2024.

² Funding is added for 2023-25 biennium compensation adjustments to provide increases of 6 percent in the 1st year and 4 percent in the 2nd year of the biennium for legislators' attendance at interim meetings. The House provided compensation adjustments of 4 percent each year of the 2023-25 biennium.

The compensation adjustments are as follows:

	Current Compensation Rate	Rate Effective July 1, 2023	Rate Effective July 1, 2024
Interim meeting pay	\$193	\$205	\$213

23.0230.02002
Title.

Prepared by the Legislative Council staff for
the Senate Appropriations - Government
Operations Division Committee
March 27, 2023

Fiscal No. 2

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1001

Page 1, line 3, remove "to provide for a legislative"

Page 1, line 4, remove "management study;"

Page 1, line 4, after the second semicolon insert "to provide an exemption;"

Page 1, replace lines 17 through 21 with:

"Salaries and wages	\$11,430,094	\$1,520,473	\$12,950,567
Operating expenses	6,218,753	(668,594)	5,550,159
Capital assets	6,000	4,926,600	4,932,600
National conference of state legislatures	<u>271,333</u>	<u>11,737</u>	<u>283,070</u>
Total general fund	\$17,926,180	\$5,790,216	\$23,716,396"

Page 2, replace lines 3 through 8 with:

"Salaries and wages	\$12,690,980	\$1,952,397	\$14,643,377
New and vacant FTE funding pool	0	479,137	479,137
Operating expenses	3,045,430	890,982	3,936,412
Capital assets	<u>6,000</u>	<u>120,000</u>	<u>126,000</u>
Total all funds	\$15,742,410	\$3,442,516	\$19,184,926
Less estimated income	<u>70,000</u>	<u>18,000</u>	<u>88,000</u>
Total general fund	\$15,672,410	\$3,424,516	\$19,096,926"

Page 2, replace lines 14 through 16 with:

"Grand total general fund	\$33,598,590	\$9,214,732	\$42,813,322
Grand total special funds	<u>70,000</u>	<u>18,000</u>	<u>88,000</u>
Grand total all funds	\$33,668,590	\$9,232,732	\$42,901,322"

Page 4, after line 9, insert:

"SECTION 6. NEW AND VACANT FTE FUNDING POOL - BUDGET SECTION REPORT.

1. The legislative council may not spend funds from the new and vacant FTE funding pool line item in section 1 of this Act, but may transfer funds from this line item to the salaries and wages line item as necessary to provide funding for:
 - a. Filling a new or vacant FTE position from the date of hire through the end of the biennium, or
 - b. Salaries and wages if actual salaries and wages savings from vacant positions are less than the estimate used by the sixty-eighth legislative assembly in the development of the appropriation.
2. The legislative council shall report to the budget section regarding the use of funding in the pool including information on:

- a. New FTE positions, including the date hired;
 - b. Vacant FTE positions, including the dates the positions are vacated and filled; and
 - c. Additional salaries and wages funding needed due to savings from vacant positions being less than anticipated.
3. If funding in the funding pool line item is insufficient to provide the necessary salaries and wages funding for the biennium, the legislative council may request a deficiency appropriation from the sixty-ninth legislative assembly."

Page 4, line 15, replace "two hundred one" with "two hundred five"

Page 4, line 16, replace "two hundred nine" with "two hundred thirteen"

Page 6, line 12, replace "fifty-eight" with "sixty-nine"

Page 6, line 13, replace "eighty" with "ninety-two"

Page 6, line 22, replace "four hundred" with "four hundred eight"

Page 6, line 23, replace "four hundred sixteen" with "four hundred twenty-four"

Page 7, line 10, replace "two hundred one" with "two hundred five"

Page 7, line 11, replace "two hundred nine" with "two hundred thirteen"

Page 7, remove lines 20 through 28

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1001 - Summary of Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Legislative Assembly				
Total all funds	\$17,926,180	\$23,595,428	\$120,968	\$23,716,396
Less estimated income	0	0	0	0
General fund	\$17,926,180	\$23,595,428	\$120,968	\$23,716,396
FTE	0.00	0.00	0.00	0.00
Legislative Council				
Total all funds	\$15,742,410	\$18,693,857	\$491,069	\$19,184,926
Less estimated income	70,000	88,000	0	88,000
General fund	\$15,672,410	\$18,605,857	\$491,069	\$19,096,926
FTE	44.00	45.00	0.00	45.00
Bill total				
Total all funds	\$33,668,590	\$42,289,285	\$612,037	\$42,901,322
Less estimated income	70,000	88,000	0	88,000
General fund	\$33,598,590	\$42,201,285	\$612,037	\$42,813,322
FTE	44.00	45.00	0.00	45.00

House Bill No. 1001 - Legislative Assembly - Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Salaries and wages	\$11,430,094	\$12,829,599	\$120,968	\$12,950,567
Operating expenses	6,218,753	5,550,159		5,550,159
Capital assets	6,000	4,932,600		4,932,600
National Conf. of State Legislatures	271,333	283,070		283,070
Total all funds	\$17,926,180	\$23,595,428	\$120,968	\$23,716,396
Less estimated income	0	0	0	0
General fund	\$17,926,180	\$23,595,428	\$120,968	\$23,716,396
FTE	0.00	0.00	0.00	0.00

Department 150 - Legislative Assembly - Detail of Senate Changes

	Adjusts Funding for Salary and Benefit Increases ¹	Total Senate Changes
Salaries and wages	\$120,968	\$120,968
Operating expenses		
Capital assets		
National Conf. of State Legislatures		
Total all funds	\$120,968	\$120,968
Less estimated income	0	0
General fund	\$120,968	\$120,968
FTE	0.00	0.00

¹ Funding is reduced for monthly health insurance premiums by \$15,960. Funding is added for 2023-25 biennium compensation adjustments to provide increases of 6 percent in the 1st year and 4 percent in the 2nd year of the biennium for temporary salaries (\$22,358), legislators' daily pay for regular and organizational sessions, legislators' monthly compensation, and additional monthly compensation for legislative leaders (\$114,570). The House provided compensation adjustments of 4 percent each year of the 2023-25 biennium.

The major compensation adjustments are as follows:

	Current Compensation Rate	Rate Effective July 1, 2023	Rate Effective July 1, 2024
Daily session pay	\$193	\$205	\$213
Monthly compensation	\$537	\$569	\$592
Leaders' additional monthly compensation	\$385	\$408	\$424

This amendment also amends a section of the bill related to legislators' daily pay during legislative sessions, monthly compensation, and additional monthly compensation for legislative leaders to provide increases of 6 percent in the 1st year and 4 percent in the 2nd year of the 2023-25 biennium. The House adjusted legislative compensation by 4 percent each year of the 2023-25 biennium.

House Bill No. 1001 - Legislative Council - Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Salaries and wages	\$12,690,980	\$14,631,445	\$11,932	\$14,643,377
Operating expenses	3,045,430	3,936,412		3,936,412
Capital assets	6,000	126,000		126,000
New and vacant FTE funding pool			479,137	479,137
Total all funds	\$15,742,410	\$18,693,857	\$491,069	\$19,184,926
Less estimated income	70,000	88,000	0	88,000
General fund	\$15,672,410	\$18,605,857	\$491,069	\$19,096,926
FTE	44.00	45.00	0.00	45.00

Department 160 - Legislative Council - Detail of Senate Changes

	Adjusts Funding for Salary and Benefit Increases ¹	Adjusts Funding for Legislator Per Diem ²	Increases Funding for Salary Equity ³	Removes Salary Funding for Funding Pool ⁴	Adds Funding for New and Vacant FTE Funding Pool ⁵	Total Senate Changes
Salaries and wages	\$197,357	\$21,914	\$400,000	(\$607,339)		\$11,932
Operating expenses						
Capital assets						
New and vacant FTE funding pool					\$479,137	479,137
Total all funds	\$197,357	\$21,914	\$400,000	(\$607,339)	\$479,137	\$491,069
Less estimated income	0	0	0	0	0	0
General fund	\$197,357	\$21,914	\$400,000	(\$607,339)	\$479,137	\$491,069
FTE	0.00	0.00	0.00	0.00	0.00	0.00

¹ Salaries and wages funding is adjusted to provide for 2023-25 biennium salary increases of 6 percent on July 1, 2023, and 4 percent on July 1, 2024, and for adjustments to health insurance premium rates as follows:

	General Fund	Other Funds	Total
Salary increase	\$202,445	\$0	\$202,445
Health insurance adjustment	(5,088)	(0)	(5,088)
Total	\$197,357	\$0	\$197,357

The House provided salary adjustments of 4 percent on July 1, 2023, and July 1, 2024.

² Funding is added for 2023-25 biennium compensation adjustments to provide increases of 6 percent in the 1st year and 4 percent in the 2nd year of the biennium for legislators' attendance at interim meetings. The House provided compensation adjustments of 4 percent each year of the 2023-25 biennium.

The compensation adjustments are as follows:

	Current Compensation Rate	Rate Effective July 1, 2023	Rate Effective July 1, 2024
Interim meeting pay	\$193	\$205	\$213

³ Funding for salary equity is increased to provide a total of \$800,000 from the general fund. The House provided \$400,000 from the general fund for salary equity.

⁴ Funding for new FTE positions and estimated savings from vacant FTE positions is removed as shown below. If needed, these amounts are available to the Legislative Council in a new and vacant FTE funding pool line item. Funding may be transferred for new FTE positions approved by the Legislative Assembly and to fund vacant FTE positions when vacant positions are filled.

	General Fund	Other Funds	Total
New FTE positions	(\$270,000)	\$0	(\$270,000)
Vacant FTE positions	(337,339)	0	(337,339)
Total	(\$607,339)	0	(\$607,339)

⁵ Funding is added for a new and vacant FTE funding pool.

This amendment also:

- Adds a section related to the transfer of funding from the new and vacant FTE funding pool, including a report to the Budget Section.
- Amends a section of the bill related to legislators' interim meeting pay to provide increases of 6 percent in the 1st year and 4 percent in the 2nd year of the 2023-25 biennium. The House adjusted legislative compensation by 4 percent each year of the 2023-25 biennium.
- Removes a section, included by the House, that provided for a Legislative Management study of the impact of term limits. Senate Bill No. 2192, relating to a Legislative Management study of the impact of term limits on the Legislative Assembly, has passed both chambers.

23.0230.02002
Title.

Prepared by the Legislative Council staff for
the Senate Appropriations - Government
Operations Division Committee
March 27, 2023

Fiscal No. 2

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1001

Page 1, line 3, remove "to provide for a legislative"

Page 1, line 4, remove "management study;"

Page 1, line 4, after the second semicolon insert "to provide an exemption;"

Page 1, replace lines 17 through 21 with:

"Salaries and wages	\$11,430,094	\$1,520,473	\$12,950,567
Operating expenses	6,218,753	(668,594)	5,550,159
Capital assets	6,000	4,926,600	4,932,600
National conference of state legislatures	<u>271,333</u>	<u>11,737</u>	<u>283,070</u>
Total general fund	\$17,926,180	\$5,790,216	\$23,716,396"

Page 2, replace lines 3 through 8 with:

"Salaries and wages	\$12,690,980	\$1,952,397	\$14,643,377
New and vacant FTE funding pool	0	479,137	479,137
Operating expenses	3,045,430	890,982	3,936,412
Capital assets	<u>6,000</u>	<u>120,000</u>	<u>126,000</u>
Total all funds	\$15,742,410	\$3,442,516	\$19,184,926
Less estimated income	<u>70,000</u>	<u>18,000</u>	<u>88,000</u>
Total general fund	\$15,672,410	\$3,424,516	\$19,096,926"

Page 2, replace lines 14 through 16 with:

"Grand total general fund	\$33,598,590	\$9,214,732	\$42,813,322
Grand total special funds	<u>70,000</u>	<u>18,000</u>	<u>88,000</u>
Grand total all funds	\$33,668,590	\$9,232,732	\$42,901,322"

Page 4, after line 9, insert:

"SECTION 6. NEW AND VACANT FTE FUNDING POOL - BUDGET SECTION REPORT.

1. The legislative council may not spend funds from the new and vacant FTE funding pool line item in section 1 of this Act, but may transfer funds from this line item to the salaries and wages line item as necessary to provide funding for:
 - a. Filling a new or vacant FTE position from the date of hire through the end of the biennium, or
 - b. Salaries and wages if actual salaries and wages savings from vacant positions are less than the estimate used by the sixty-eighth legislative assembly in the development of the appropriation.
2. The legislative council shall report to the budget section regarding the use of funding in the pool including information on:

- a. New FTE positions, including the date hired;
 - b. Vacant FTE positions, including the dates the positions are vacated and filled; and
 - c. Additional salaries and wages funding needed due to savings from vacant positions being less than anticipated.
3. If funding in the funding pool line item is insufficient to provide the necessary salaries and wages funding for the biennium, the legislative council may request a deficiency appropriation from the sixty-ninth legislative assembly."

Page 4, line 15, replace "two hundred one" with "two hundred five"

Page 4, line 16, replace "two hundred nine" with "two hundred thirteen"

Page 6, line 12, replace "fifty-eight" with "sixty-nine"

Page 6, line 13, replace "eighty" with "ninety-two"

Page 6, line 22, replace "four hundred" with "four hundred eight"

Page 6, line 23, replace "four hundred sixteen" with "four hundred twenty-four"

Page 7, line 10, replace "two hundred one" with "two hundred five"

Page 7, line 11, replace "two hundred nine" with "two hundred thirteen"

Page 7, remove lines 20 through 28

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1001 - Summary of Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Legislative Assembly				
Total all funds	\$17,926,180	\$23,595,428	\$120,968	\$23,716,396
Less estimated income	0	0	0	0
General fund	\$17,926,180	\$23,595,428	\$120,968	\$23,716,396
FTE	0.00	0.00	0.00	0.00
Legislative Council				
Total all funds	\$15,742,410	\$18,693,857	\$491,069	\$19,184,926
Less estimated income	70,000	88,000	0	88,000
General fund	\$15,672,410	\$18,605,857	\$491,069	\$19,096,926
FTE	44.00	45.00	0.00	45.00
Bill total				
Total all funds	\$33,668,590	\$42,289,285	\$612,037	\$42,901,322
Less estimated income	70,000	88,000	0	88,000
General fund	\$33,598,590	\$42,201,285	\$612,037	\$42,813,322
FTE	44.00	45.00	0.00	45.00

House Bill No. 1001 - Legislative Assembly - Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Salaries and wages	\$11,430,094	\$12,829,599	\$120,968	\$12,950,567
Operating expenses	6,218,753	5,550,159		5,550,159
Capital assets	6,000	4,932,600		4,932,600
National Conf. of State Legislatures	271,333	283,070		283,070
Total all funds	\$17,926,180	\$23,595,428	\$120,968	\$23,716,396
Less estimated income	0	0	0	0
General fund	\$17,926,180	\$23,595,428	\$120,968	\$23,716,396
FTE	0.00	0.00	0.00	0.00

Department 150 - Legislative Assembly - Detail of Senate Changes

	Adjusts Funding for Salary and Benefit Increases ¹	Total Senate Changes
Salaries and wages	\$120,968	\$120,968
Operating expenses		
Capital assets		
National Conf. of State Legislatures		
Total all funds	\$120,968	\$120,968
Less estimated income	0	0
General fund	\$120,968	\$120,968
FTE	0.00	0.00

¹ Funding is reduced for monthly health insurance premiums by \$15,960. Funding is added for 2023-25 biennium compensation adjustments to provide increases of 6 percent in the 1st year and 4 percent in the 2nd year of the biennium for temporary salaries (\$22,358), legislators' daily pay for regular and organizational sessions, legislators' monthly compensation, and additional monthly compensation for legislative leaders (\$114,570). The House provided compensation adjustments of 4 percent each year of the 2023-25 biennium.

The major compensation adjustments are as follows:

	Current Compensation Rate	Rate Effective July 1, 2023	Rate Effective July 1, 2024
Daily session pay	\$193	\$205	\$213
Monthly compensation	\$537	\$569	\$592
Leaders' additional monthly compensation	\$385	\$408	\$424

This amendment also amends a section of the bill related to legislators' daily pay during legislative sessions, monthly compensation, and additional monthly compensation for legislative leaders to provide increases of 6 percent in the 1st year and 4 percent in the 2nd year of the 2023-25 biennium. The House adjusted legislative compensation by 4 percent each year of the 2023-25 biennium.

House Bill No. 1001 - Legislative Council - Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Salaries and wages	\$12,690,980	\$14,631,445	\$11,932	\$14,643,377
Operating expenses	3,045,430	3,936,412		3,936,412
Capital assets	6,000	126,000		126,000
New and vacant FTE funding pool			479,137	479,137
Total all funds	\$15,742,410	\$18,693,857	\$491,069	\$19,184,926
Less estimated income	70,000	88,000	0	88,000
General fund	\$15,672,410	\$18,605,857	\$491,069	\$19,096,926
FTE	44.00	45.00	0.00	45.00

Department 160 - Legislative Council - Detail of Senate Changes

	Adjusts Funding for Salary and Benefit Increases ¹	Adjusts Funding for Legislator Per Diem ²	Increases Funding for Salary Equity ³	Removes Salary Funding for Funding Pool ⁴	Adds Funding for New and Vacant FTE Funding Pool ⁵	Total Senate Changes
Salaries and wages	\$197,357	\$21,914	\$400,000	(\$607,339)		\$11,932
Operating expenses						
Capital assets						
New and vacant FTE funding pool					\$479,137	479,137
Total all funds	\$197,357	\$21,914	\$400,000	(\$607,339)	\$479,137	\$491,069
Less estimated income	0	0	0	0	0	0
General fund	\$197,357	\$21,914	\$400,000	(\$607,339)	\$479,137	\$491,069
FTE	0.00	0.00	0.00	0.00	0.00	0.00

¹ Salaries and wages funding is adjusted to provide for 2023-25 biennium salary increases of 6 percent on July 1, 2023, and 4 percent on July 1, 2024, and for adjustments to health insurance premium rates as follows:

	General Fund	Other Funds	Total
Salary increase	\$202,445	\$0	\$202,445
Health insurance adjustment	(5,088)	(0)	(5,088)
Total	\$197,357	\$0	\$197,357

The House provided salary adjustments of 4 percent on July 1, 2023, and July 1, 2024.

² Funding is added for 2023-25 biennium compensation adjustments to provide increases of 6 percent in the 1st year and 4 percent in the 2nd year of the biennium for legislators' attendance at interim meetings. The House provided compensation adjustments of 4 percent each year of the 2023-25 biennium.

The compensation adjustments are as follows:

	Current Compensation Rate	Rate Effective July 1, 2023	Rate Effective July 1, 2024
Interim meeting pay	\$193	\$205	\$213

³ Funding for salary equity is increased to provide a total of \$800,000 from the general fund. The House provided \$400,000 from the general fund for salary equity.

⁴ Funding for new FTE positions and estimated savings from vacant FTE positions is removed as shown below. If needed, these amounts are available to the Legislative Council in a new and vacant FTE funding pool line item. Funding may be transferred for new FTE positions approved by the Legislative Assembly and to fund vacant FTE positions when vacant positions are filled.

	<u>General Fund</u>	<u>Other Funds</u>	<u>Total</u>
New FTE positions	(\$270,000)	\$0	(\$270,000)
Vacant FTE positions	<u>(337,339)</u>	<u>0</u>	<u>(337,339)</u>
Total	(\$607,339)	0	(\$607,339)

⁵ Funding is added for a new and vacant FTE funding pool.

This amendment also:

- Adds a section related to the transfer of funding from the new and vacant FTE funding pool, including a report to the Budget Section.
- Amends a section of the bill related to legislators' interim meeting pay to provide increases of 6 percent in the 1st year and 4 percent in the 2nd year of the 2023-25 biennium. The House adjusted legislative compensation by 4 percent each year of the 2023-25 biennium.
- Removes a section, included by the House, that provided for a Legislative Management study of the impact of term limits. Senate Bill No. 2192, relating to a Legislative Management study of the impact of term limits on the Legislative Assembly, has passed both chambers.