

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1004

That the Senate recede from its amendments as printed on pages 1319-1321 of the House Journal and pages 1149-1151 of the Senate Journal and that Engrossed House Bill No. 1004 be amended as follows:

Page 1, line 2, after "23-01" insert "and a new section to chapter 23-09.3"

Page 1, line 4, after "units" insert "and to basic care facility license fees; to amend and reenact section 23-16-03 of the North Dakota Century Code, relating to health facilities licensing fees" and remove "a statement"

Page 1, line 5, remove "of"

Page 1, line 13, replace "29,787,430" with "29,972,929"

Page 1, line 14, replace "24,199,459" with "24,151,257"

Page 1, line 16, replace "36,156,628" with "36,190,628"

Page 1, line 17, replace "7,452,097" with "7,783,097"

Page 1, line 19, replace "116,905,586" with "117,407,883"

Page 1, line 20, replace "103,758,195" with "104,306,791"

Page 1, line 21, replace "13,147,391" with "13,101,092"

Page 2, line 4, replace "\$200,000" with "\$250,000"

Page 2, line 22, replace "\$5,830,000" with "\$5,760,000"

Page 3, underscore lines 6 through 11

Page 3, after line 11, insert:

**"SECTION 11.** A new section to chapter 23-09.3 of the North Dakota Century Code is created and enacted as follows:

**Application for license - License fee.** Applicants for a license shall file applications under oath with the state department of health upon forms prescribed. An application for a license for facilities not owned by the state or its political subdivisions must be accompanied by a fee of ten dollars per bed. License fees collected pursuant to this section must be deposited in the state department of health services operating fund in the state treasury and any expenditure from the fund is subject to appropriation by the legislative assembly.

**SECTION 12. AMENDMENT.** Section 23-16-03 of the North Dakota Century Code is amended and reenacted as follows:

**23-16-03. Application for license - License fee.** Applicants for license shall file applications under oath with the state department of health upon forms prescribed. Applications must be signed by the owner, or in the case of a corporation by two of its officers, or in the case of a county or municipal unit by the head of the governmental department having jurisdiction over it. Applications must set forth the full name and address of the owner of the institution for which license is sought, the names of the persons in control thereof, and such additional information as the state department of health may require, including affirmative evidence of ability to comply with such minimum standards, rules, and regulations as may be lawfully prescribed pursuant to this section. An application for a license for facilities not owned by the state or its political subdivisions must be accompanied by the following fees:

1. For each licensed acute care bed, ten dollars.
2. For each licensed skill care bed, ~~seven~~ ten dollars.
3. ~~For each licensed intermediate care bed, five dollars.~~

License fees collected pursuant to this section must be deposited in the state department of health services operating fund in the state treasury and any expenditure from the fund is subject to appropriation by the legislative assembly."

Page 3, line 18, replace "duplicated" with "federal, state, and local agency" and replace "of the" with "and"

Page 3, line 19, remove "administrative", replace "to" with ", duplicated procedures, and added regulations for", and remove "and the potential for waivers from"

Page 3, line 20, remove "these procedures", after the period insert "The study must also explore the potential for mitigating the impact of new mandated federal rules through additional collaboration between the state department of health and the department of human services and the submission of waiver requests.", and after the comma insert "including the potential for federal waivers and collaboration between agencies that may result in efficiencies,"

Reorder accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

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

	EXECUTIVE BUDGET	HOUSE VERSION	CONFERENCE COMMITTEE CHANGES	CONFERENCE COMMITTEE VERSION	SENATE VERSION	COMPARISON TO SENATE
Salaries and wages	\$30,219,050	\$29,787,430	\$185,499	\$29,972,929	\$29,972,929	
Operating expenses	25,295,911	24,199,459	(48,202)	24,151,257	24,113,564	\$37,693
Capital assets	1,629,972	1,629,972		1,629,972	1,629,972	
Grants	36,176,628	36,156,628	34,000	36,190,628	36,190,628	
Tobacco program	7,478,097	7,452,097	331,000	7,783,097	7,782,097	1,000
WIC food payments	<u>17,680,000</u>	<u>17,680,000</u>		<u>17,680,000</u>	<u>17,680,000</u>	
Total all funds	\$118,479,658	\$116,905,586	\$502,297	\$117,407,883	\$117,369,190	\$38,693
Less estimated income	<u>104,818,294</u>	<u>103,758,195</u>	<u>548,596</u>	<u>104,306,791</u>	<u>104,261,058</u>	<u>45,733</u>
General fund	\$13,661,364	\$13,147,391	(\$46,299)	\$13,101,092	\$13,108,132	(\$7,040)
FTE	312.00	311.00	2.00	313.00	313.00	0.00

**Dept. 301 - State Department of Health - Detail of Conference Committee Changes**

	INCREASES FUNDING FOR TOBACCO QUIT LINE 1	PROVIDES FUNDING FOR DONATED DENTAL SERVICES PROGRAM 2	PROVIDES FUNDING FOR HEALTHY NORTH DAKOTA 3	PROVIDES FUNDING FOR SCHOOL HEALTH PROGRAM 4	REMOVES FUNDING FOR COMMUNITY HEALTH GRANT PROGRAMS 5	INCREASES FUNDING FOR BASIC CARE LICENSING ACTIVITIES 6
Salaries and wages			\$104,801	\$113,000		
Operating expenses	\$280,000		77,215	87,000		\$122,250

Capital assets		\$14,000	20,000			
Grants						
Tobacco program					(\$350,000)	
WIC food payments						
Total all funds	\$280,000	\$14,000	\$202,016	\$200,000	(\$350,000)	\$122,250
Less estimated income	<u>280,000</u>	<u>14,000</u>	<u>202,016</u>	<u>200,000</u>	<u>(350,000)</u>	<u>72,250</u>
General fund	\$0	\$0	\$0	\$0	\$0	\$50,000
FTE	0.00	0.00	1.00	1.00	0.00	0.00
	MOVES FUNDING FOR QUIT LINE TO TOBACCO LINE ITEM <sup>7</sup>	REDUCES RECOMMENDED FUNDING FOR HEALTH INSURANCE <sup>8</sup>	REDUCES FUNDING FOR INFORMATION TECHNOLOGY COSTS <sup>9</sup>	RESTORES FUNDING FOR PERSONAL COMPUTER PURCHASES <sup>10</sup>	CHANGES FUNDING SOURCE FOR GRANTS TO THE NORTH DAKOTA STOCKMEN'S ASSOCIATION <sup>11</sup>	TOTAL CONFERENCE COMMITTEE CHANGES
Salaries and wages		(\$32,302)				\$185,499
Operating expenses	(\$680,000)		(\$46,308)	\$111,641		(48,202)
Capital assets						
Grants						34,000
Tobacco program	680,000			1,000		331,000
WIC food payments						
Total all funds	\$0	(\$32,302)	(\$46,308)	\$112,641	\$0	\$502,297
Less estimated income		<u>(21,203)</u>	<u>(11,108)</u>	<u>112,641</u>	<u>50,000</u>	<u>548,596</u>
General fund	\$0	(\$11,099)	(\$35,200)	\$0	(\$50,000)	(\$46,299)
FTE	0.00	0.00	0.00	0.00	0.00	2.00

<sup>1</sup> This amendment increases funding from \$400,000 to \$680,000 from the community health trust fund for the tobacco quit line. The House had reduced the tobacco quit line funding from \$800,000 to \$400,000.

<sup>2</sup> This amendment provides an additional \$14,000 of federal funds authority, for a total of \$35,000 of federal funds authority for the donated dental services program.

<sup>3</sup> This amendment provides federal or special funds spending authority for the Healthy North Dakota program and one associated FTE human service program administrator position. The House removed general fund authority and one FTE position for the Healthy North Dakota program.

<sup>4</sup> This amendment provides federal funds to be transferred from the Department of Public Instruction to coordinate school health programs and improve the health, education, and well-being of young people and adds one FTE human service program administrator position.

<sup>5</sup> This amendment removes funding from the community health trust fund for the Community Health Grant Program Advisory Committee (\$100,000) and for city and county employee tobacco cessation programs (\$250,000). Funding for these programs are to be included in Senate Bill No. 2297.

<sup>6</sup> The Conference Committee provided additional funding for basic care licensing activities from a \$50,000 general fund appropriation and increases in hospital and nursing facility licensing fees and from the establishment of basic care facility licensing fees.

<sup>7</sup> This amendment moves the funding for the tobacco quit line from the operating line item to the tobacco program line item.

<sup>8</sup> Funding for state employee health insurance premiums is reduced from \$493 to \$488.70 per month.

<sup>9</sup> This amendment reduces funding for information technology by \$35,200 from the general fund and \$11,108 from special funds, which represents a reduction in information technology funding from the general fund and special funds of approximately 5 percent.

<sup>10</sup> The Conference Committee restored \$112,641 of federal funds for personal computer purchases which was removed by the House.

<sup>11</sup> The Conference Committee changed the funding source for a grant to the North Dakota Stockmen's Association environmental services program from the general fund to the environment and rangeland protection fund.

The Conference Committee increased the per bed licensing fees as follows:

	CURRENT RATE	AMENDED RATE
Hospitals	\$10	\$10
Nursing facilities	\$7	\$10
Basic care facilities	\$0	\$10

The Conference Committee amended the section for the Legislative Council study of the nursing home survey process to provide that the nursing home survey study include a review of federal, state, and local agency procedures.