

Fifty-eighth
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1004

Introduced by

Appropriations Committee

(At the request of the Governor)

1 A BILL for an Act to provide an appropriation for defraying the expenses of the state
2 department of health; to create and enact a new section to chapter 23-01 of the North Dakota
3 Century Code, relating to the state department of health combining purchasing with or on
4 behalf of local public health units; to provide a continuing appropriation; to provide a statement
5 of legislative intent; and to provide for a legislative council study.

6 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

7 **SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the
8 funds as may be necessary, are appropriated out of any moneys in the general fund in the state
9 treasury, not otherwise appropriated, and from special funds derived from federal funds and
10 other income, to the state department of health for the purpose of defraying the expenses of its
11 various divisions, for the biennium beginning July 1, 2003, and ending June 30, 2005, as
12 follows:

13 Salaries and wages	\$29,787,430
14 Operating expenses	24,199,459
15 Capital assets	1,629,972
16 Grants	36,156,628
17 Tobacco program	7,452,097
18 WIC food payments	<u>17,680,000</u>
19 Total all funds	\$116,905,586
20 Less estimated income	<u>103,758,195</u>
21 Total general fund appropriation	\$13,147,391

22 **SECTION 2. ABANDONED MOTOR VEHICLE DISPOSAL FUND.** The estimated
23 income line item included in section 1 of this Act includes \$250,000, or so much of the sum as
24 may be necessary, to be made available to the state department of health from the abandoned

1 motor vehicle disposal fund, under section 39-26-11 for the biennium beginning July 1, 2003,
2 and ending June 30, 2005.

3 **SECTION 3. ENVIRONMENT AND RANGELAND PROTECTION FUND.** The
4 estimated income line item included in section 1 of this Act includes \$200,000, or so much of
5 the sum as may be necessary, to be made available to the state department of health from the
6 environment and rangeland protection fund for the biennium beginning July 1, 2003, and
7 ending June 30, 2005.

8 **SECTION 4. DOMESTIC VIOLENCE PREVENTION FUND.** The estimated income
9 line item included in section 1 of this Act includes \$280,000, or so much of the sum as may be
10 necessary, to be made available to the state department of health from the domestic violence
11 prevention fund for the biennium beginning July 1, 2003, and ending June 30, 2005.

12 **SECTION 5. ENVIRONMENTAL HEALTH PRACTITIONER LICENSURE FEE**
13 **ADMINISTRATIVE FUND.** The estimated income line item included in section 1 of this Act
14 includes \$1,000, or so much of the sum as may be necessary, to be made available to the state
15 department of health from the environmental health practitioner licensure fee administrative
16 fund for the biennium beginning July 1, 2003, and ending June 30, 2005.

17 **SECTION 6. WASTEWATER OPERATORS CERTIFICATION FUND.** The estimated
18 income line item included in section 1 of this Act includes \$21,000, or so much of the sum as
19 may be necessary, to be made available to the state department of health from the wastewater
20 operators certification fund for the biennium beginning July 1, 2003, and ending June 30, 2005.

21 **SECTION 7. COMMUNITY HEALTH TRUST FUND.** The estimated income line item
22 included in section 1 of this Act includes \$5,830,000, or so much of the sum as may be
23 necessary, to be made available to the state department of health from the community health
24 trust fund for the biennium beginning July 1, 2003, and ending June 30, 2005.

25 **SECTION 8. ESTIMATED INCOME - HEALTH CARE COOPERATIVE AGREEMENT**
26 **FUND.** The estimated income line item included in section 1 of this Act includes \$100,000, or
27 so much of the sum as may be necessary, is to be made available to the state department of
28 health from the health care cooperative agreement fund for the purpose of defraying the
29 expenses of the certificate of public advantage program for the biennium beginning July 1,
30 2003, and ending June 30, 2005.

1 **SECTION 9. INTENT - INDIRECT COST RECOVERIES.** Notwithstanding section
2 54-44.1-14, the state department of health may deposit indirect cost recoveries in its operating
3 account.

4 **SECTION 10.** A new section to chapter 23-01 of the North Dakota Century Code is
5 created and enacted as follows:

6 **Combined purchasing with local public health units - Continuing appropriation.**

7 The state department of health may make combined or joint purchases with or on behalf of
8 local public health units for items or services. Payments received by the state department of
9 health from local public health units pursuant to a combined or joint purchase must be
10 deposited in the operating fund and are appropriated as a standing and continuing
11 appropriation to the department of health for the purpose of this section.

12 **SECTION 11. LEGISLATIVE INTENT - EMPLOYEE OUTSOURCING - REPORT TO**
13 **BUDGET SECTION.** It is the intent of the legislative assembly that the state department of
14 health consider the option of outsourcing employee positions whenever reasonable and report
15 to the budget section during the 2003-04 interim on the status of outsourcing employees.

16 **SECTION 12. LEGISLATIVE COUNCIL STUDY - NURSING HOME SURVEY**
17 **PROCESS.** The legislative council shall consider studying, during the 2003-04 interim, the
18 nursing home survey process, including a review of duplicated procedures of the requirements
19 that result in additional administrative costs to nursing homes and the potential for waivers from
20 these procedures. The legislative council shall report its findings and recommendations,
21 together with any legislation required to implement the recommendations, to the fifty-ninth
22 legislative assembly.