

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1013

That the Senate recede from its amendments as printed on pages 1502-1507 of the House Journal and pages 1192-1197 of the Senate Journal and that Engrossed House Bill No. 1013 be amended as follows:

Page 1, line 4, replace the first "and" with "to provide for a legislative council study; to provide a statement of legislative intent;" and replace "sections" with "section"

Page 1, line 5, remove "15.1-02-01 and" and remove "the qualifications and"

Page 1, line 6, after "instruction" insert "; and to declare an emergency"

Page 3, line 8, replace "742,596" with "696,239"

Page 3, line 9, replace "2,109,485" with "1,834,485"

Page 3, line 11, replace "21,473,769" with "27,473,769"

Page 3, line 15, replace "25,403,839" with "25,743,839"

Page 3, line 19, replace "52,968,743" with "58,927,386"

Page 3, line 20, replace "29,792,978" with "29,784,889"

Page 3, line 21, replace "23,175,765" with "29,202,497"

Page 3, line 24, replace "138,550" with "135,555"

Page 3, line 27, replace "494,368" with "491,373"

Page 3, line 28, replace "27,568" with "27,194"

Page 3, line 29, replace "466,800" with "464,179"

Page 4, line 1, replace "84,501" with "201,314"

Page 4, line 4, replace "606,378" with "723,191"

Page 4, line 5, replace "330,918" with "454,220"

Page 4, line 6, replace "275,460" with "268,971"

Page 4, line 9, replace "128,781" with "125,411"

Page 4, line 12, replace "86,641" with "83,271"

Page 4, line 13, replace "(323,317)" with "(323,935)"

Page 4, line 14, replace "409,958" with "407,206"

Page 4, line 15, replace "24,327,983" with "30,342,853"
Page 4, line 16, replace "29,828,147" with "29,942,368"
Page 4, line 17, replace "54,156,130" with "60,285,221"
Page 4, line 27, replace "10,020,282" with "9,973,925"
Page 4, line 28, replace "15,167,308" with "14,892,308"
Page 4, line 29, replace "510,853,759" with "516,853,759"

Page 5, line 3, replace "207,659,083" with "207,999,083"
Page 5, line 5, replace "923,752,552" with "929,771,195"
Page 5, line 6, replace "295,851,781" with "295,843,692"
Page 5, line 7, replace "627,900,771" with "633,927,503"
Page 5, line 10, replace "2,217,121" with "2,214,126"
Page 5, line 13, replace "5,151,393" with "5,148,398"
Page 5, line 14, replace "1,657,547" with "1,657,173"
Page 5, line 15, replace "3,493,846" with "3,491,225"
Page 5, line 18, replace "4,894,309" with "5,011,122"
Page 5, line 21, replace "6,551,069" with "6,667,882"
Page 5, line 22, replace "1,202,367" with "1,325,669"
Page 5, line 23, replace "5,348,702" with "5,342,213"
Page 5, line 26, replace "2,669,073" with "2,665,703"
Page 5, line 29, replace "3,343,849" with "3,340,479"
Page 5, line 30, replace "844,066" with "843,448"
Page 5, line 31, replace "2,499,783" with "2,497,031"

Page 6, line 4, after "workbook" insert "including civic education"

Page 6, after line 5, insert:

"SECTION 5. APPROPRIATION. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$50,000, or so much of the sum as may be necessary, to the division of independent study for the purpose of revitalizing civic education, for the biennium beginning July 1, 2005, and ending June 30, 2007."

Page 6, line 6, replace "639,391,902" with "645,456,772"

Page 6, line 7, replace "299,555,761" with "299,669,982"

Page 6, line 8, replace "938,947,663" with "945,126,754"

Page 6, after line 8, insert:

"SECTION 6. APPROPRIATION. There is appropriated from special funds derived from federal funds and other income the sum of \$30,000,000, or so much of the sum as may be necessary, to the superintendent of public instruction for the purpose of providing grants for the period beginning with the effective date of this Act and ending June 30, 2005."

Page 8, replace lines 3 through 10 with:

"SECTION 15. LEGISLATIVE COUNCIL STUDY - SCHOOL FOR THE DEAF AND VISION SERVICES - SCHOOL FOR THE BLIND. The legislative council shall consider studying, during the 2005-06 interim, the potential for cooperative field service delivery between vision services - school for the blind and the school for the deaf. The legislative council shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixtieth legislative assembly.

SECTION 16. LEGISLATIVE COUNCIL STUDY - REPORT. The legislative council shall study, during the 2005-06 interim, the state's elementary and secondary education system, including key measurements of student progress, programs that address the state's competitiveness with other states, costs incurred by the state relating to implementing the No Child Left Behind Act, and the most effective means of using taxpayer dollars at the state and local levels to ensure the best possible education for the children of this state. The legislative council also shall evaluate effective programs; opportunities for achievement; and statutory, regulatory, and political barriers to success. The legislative council shall receive input from teachers; administrators; parents; students; local business and community leaders; representatives of higher education; and may use technology, curricular, and programmatic consultants, among others. The legislative council shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixtieth legislative assembly.

SECTION 17. LEGISLATIVE INTENT. It is the intent of the fifty-ninth legislative assembly that the department of public instruction not charge school districts for testing relating to the English language learner program."

Page 8, line 15, after "~~seventy five~~" insert "and"

Page 8, after line 17, insert:

"SECTION 19. EMERGENCY. Section 6 of this Act is declared to be an emergency measure."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1013 - Summary of Conference Committee Action

	EXECUTIVE BUDGET	HOUSE VERSION	CONFERENCE COMMITTEE CHANGES	CONFERENCE COMMITTEE VERSION	SENATE VERSION	COMPARISON TO SENATE
Department of Public Instruction						
Total all funds	\$930,021,612	\$923,752,552	\$6,018,643	\$929,771,195	\$928,721,195	\$1,050,000
Less estimated income	295,876,672	295,851,781	(8,089)	295,843,692	295,843,692	
General fund	\$634,144,940	\$627,900,771	\$6,026,732	\$633,927,503	\$632,877,503	\$1,050,000
Division of Independent Study						
Total all funds	\$0	\$148,800	\$50,000	\$198,800	\$148,800	\$50,000
Less estimated income						
General fund	\$0	\$148,800	\$50,000	\$198,800	\$148,800	\$50,000
State Library						
Total all funds	\$5,160,201	\$5,151,393	(\$2,995)	\$5,148,398	\$5,148,398	\$0
Less estimated income	1,658,575	1,657,547	(374)	1,657,173	1,657,173	
General fund	\$3,501,626	\$3,493,846	(\$2,621)	\$3,491,225	\$3,491,225	\$0
School for the Deaf						
Total all funds	\$6,815,119	\$6,551,069	\$116,813	\$6,667,882	\$6,544,455	\$123,427
Less estimated income	1,326,566	1,202,367	123,302	1,325,669	1,202,242	123,427
General fund	\$5,488,553	\$5,348,702	(\$6,489)	\$5,342,213	\$5,342,213	\$0
Vision Services - School for the Blind						
Total all funds	\$3,349,030	\$3,343,849	(\$3,370)	\$3,340,479	\$3,360,479	(\$20,000)
Less estimated income	845,535	844,066	(618)	843,448	843,448	
General fund	\$2,503,495	\$2,499,783	(\$2,752)	\$2,497,031	\$2,517,031	(\$20,000)
Bill Total						
Total all funds	\$945,345,962	\$938,947,663	\$6,179,091	\$945,126,754	\$943,923,327	\$1,203,427
Less estimated income	299,707,348	299,555,761	114,221	299,669,982	299,546,555	123,427
General fund	\$645,638,614	\$639,391,902	\$6,064,870	\$645,456,772	\$644,376,772	\$1,080,000

House Bill No. 1013 - Department of Public Instruction - Conference Committee Action

	EXECUTIVE BUDGET	HOUSE VERSION	CONFERENCE COMMITTEE CHANGES	CONFERENCE COMMITTEE VERSION	SENATE VERSION	COMPARISON TO SENATE
Salaries and wages	\$10,057,842	\$10,020,282	(\$46,357)	\$9,973,925	\$9,973,925	
Operating expenses	14,892,308	15,167,308	(275,000)	14,892,308	14,892,308	
Grants - State school aid	512,153,759	510,853,759	6,000,000	516,853,759	552,607,395	(\$35,753,636)
Grants - Tuition apportionment	71,600,000	71,600,000		71,600,000	50,120,000	21,480,000
Grants - Special education	52,500,000	52,500,000		52,500,000	52,500,000	
Grants - Revenue supplement	7,500,000	5,000,000		5,000,000	5,000,000	
Grants - Teacher compensation	50,912,120	50,912,120		50,912,120	35,638,484	15,273,636
Grants - Other grants	207,865,583	207,659,083	340,000	207,999,083	207,949,083	50,000
Reorganization bonuses	500,000					
JPA incentives	2,000,000					
National board certification	40,000	40,000		40,000	40,000	
Total all funds	\$930,021,612	\$923,752,552	\$6,018,643	\$929,771,195	\$928,721,195	\$1,050,000
Less estimated income	295,876,672	295,851,781	(8,089)	295,843,692	295,843,692	
General fund	\$634,144,940	\$627,900,771	\$6,026,732	\$633,927,503	\$632,877,503	\$1,050,000
FTE	92.75	92.75	0.00	92.75	92.75	0.00

Dept. 201 - Department of Public Instruction - Detail of Conference Committee Changes

	REDUCES RECOMMENDED FUNDING FOR HEALTH INSURANCE	REDUCES FUNDING FOR SALARIES AND WAGES 1	REDUCES FUNDING FOR OPERATING EXPENSES 2	INCREASES FUNDING FOR STATE SCHOOL AID 3	RESTORES FUNDING FOR THE NORTH DAKOTA LEAD CENTER 4	RESTORES THE INCREASE IN FUNDING FOR THE NORTH DAKOTA MUSEUM OF ART 5
Salaries and wages	(\$11,357)	(\$35,000)				
Operating expenses			(\$275,000)			
Grants - State school aid				\$6,000,000		
Grants - Tuition apportionment						
Grants - Special education						
Grants - Revenue supplement						
Grants - Teacher compensation						
Grants - Other grants					\$20,000	\$125,000
Reorganization bonuses						
JPA incentives						
National board certification						

Total all funds	(\$11,357)	(\$35,000)	(\$275,000)	\$6,000,000	\$20,000	\$125,000
Less estimated income	(8,089)					
General fund	(\$3,268)	(\$35,000)	(\$275,000)	\$6,000,000	\$20,000	\$125,000
FTE	0.00	0.00	0.00	0.00	0.00	0.00

RESTORES FUNDING FOR THE NORTH DAKOTA GOVERNOR'S SCHOOL ⁶
 RESTORES THE INCREASE IN FUNDING FOR THE NATIONAL WRITING PROJECTS ⁷
 INCREASES FUNDING FOR ADULT EDUCATION ⁸
 TOTAL CONFERENCE COMMITTEE CHANGES

Salaries and wages					(\$46,357)	
Operating expenses					(275,000)	
Grants - State school aid					6,000,000	
Grants - Tuition apportionment						
Grants - Special education						
Grants - Revenue supplement						
Grants - Teacher compensation						
Grants - Other grants	\$20,000	\$40,000	\$135,000		340,000	
Reorganization bonuses						
JPA incentives						
National board certification						
Total all funds	\$20,000	\$40,000	\$135,000		\$6,018,643	
Less estimated income					(8,089)	
General fund	\$20,000	\$40,000	\$135,000		\$6,026,732	
FTE	0.00	0.00	0.00		0.00	

1 This amendment reduces funding for salaries and wages by \$35,000 from the general fund. This change was also made by the Senate.

2 This amendment reduces funding for operating expenses by \$275,000 from the general fund. This change was also made by the Senate.

3 This amendment increases funding for state school aid by \$6,000,000, from \$510,853,759 as provided for by the House to \$516,853,759. The Senate had reallocated funding from tuition apportionment payments (\$21,480,000) and teacher compensation payments (\$15,273,636) to state school aid payments and increased funding by \$5,000,000 from the general fund for state school aid payments. The following is a summary of the funding for state school aid for the 2005-07 biennium.

	EXECUTIVE BUDGET	HOUSE VERSION	SENATE VERSION	CONFERENCE COMMITTEE VERSION
State school aid				
Per student payments	\$476,703,759	\$493,453,759	\$518,457,395	\$482,703,759
Limited English proficient student payments	650,000	650,000	650,000	650,000
Transportation aid payments	34,800,000	16,750,000	33,500,000	33,500,000
Total state school aid	\$512,153,759	\$510,853,759	\$552,607,395	\$516,853,759
Tuition apportionment	71,600,000	71,600,000	50,120,000	71,600,000
Teacher compensation payments	50,912,120	50,912,120	35,638,484	50,912,120
Total	\$634,665,879	\$633,365,879	\$638,365,879	\$639,365,879

4 This amendment restores funding of \$20,000 from the general fund for the North Dakota LEAD Center. The House removed the increase in funding of \$21,500 from the general fund provided in the executive budget recommendation for the center, and the Senate had restored funding of \$20,000 from the general fund for the center.

5 This amendment restores funding of \$125,000 from the general fund for the North Dakota Museum of Art educational outreach initiative. The House removed the increase in funding provided in the executive budget recommendation for the initiative, and the Senate had restored funding of \$125,000 from the general fund for the initiative.

6 This amendment restores funding of \$20,000 from the general fund for the North Dakota Governor's School. The House decreased funding for the Governor's School by \$20,000, from \$270,000 to \$250,000, and the Senate had restored the funding for the school.

7 This amendment restores funding of \$40,000 from the general fund for the national writing projects. The House removed the increase in funding provided in the executive budget recommendation for the projects, and the Senate had restored the funding for the projects.

8 This amendment increases funding for adult education by \$135,000, from \$920,000 to \$1,055,000. The Senate had increased funding for adult education by \$85,000 from the general fund to \$1,005,000. The following is a summary of the funding from the general fund for adult education for the 2005-07 biennium.

Executive budget	\$920,000
House version	\$920,000
Senate version	\$1,005,000
Conference committee version	\$1,055,000

This amendment:

- Adds a section appropriating \$30 million of special funds to the department for providing grants to school districts during the 2003-05 biennium. The Senate had added a section appropriating \$15 million of special funds for providing grants to school districts during the 2003-05 biennium.
- Adds a section providing for a Legislative Council study of the state's elementary and secondary education system. This section was not added by the Senate.
- Adds a section of legislative intent providing that the department shall not charge school districts for testing relating to the English language learner program. This section was not added by the Senate.
- Removes Section 13 of the engrossed bill amending Section 15.1-02-01 relating to the qualification of the Superintendent of Public Instruction. This section was also removed by the Senate.

House Bill No. 1013 - Division of Independent Study - Conference Committee Action

	EXECUTIVE BUDGET	HOUSE VERSION	CONFERENCE COMMITTEE CHANGES	CONFERENCE COMMITTEE VERSION	SENATE VERSION	COMPARISON TO SENATE
North Dakota studies textbook proposal		\$148,800		\$148,800	\$148,800	
Civic education			<u>\$50,000</u>	<u>50,000</u>		<u>\$50,000</u>
Total all funds	\$0	\$148,800	\$50,000	\$198,800	\$148,800	\$50,000
Less estimated income						
General fund	\$0	\$148,800	\$50,000	\$198,800	\$148,800	\$50,000
FTE	0.00	0.00	0.00	0.00	0.00	0.00

Dept. 202 - Division of Independent Study - Detail of Conference Committee Changes

	PROVIDES FUNDING FOR REVITALIZING CIVIC EDUCATION 1	TOTAL CONFERENCE COMMITTEE CHANGES
North Dakota studies textbook proposal		
Civic education	<u>\$50,000</u>	<u>\$50,000</u>
Total all funds	\$50,000	\$50,000
Less estimated income		
General fund	\$50,000	\$50,000
FTE	0.00	0.00

¹ This amendment provides a \$50,000 general fund appropriation to the Division of Independent Study for revitalizing civic education. This funding was not provided by either the House or the Senate.

House Bill No. 1013 - State Library - Conference Committee Action

	EXECUTIVE BUDGET	HOUSE VERSION	CONFERENCE COMMITTEE CHANGES	CONFERENCE COMMITTEE VERSION	SENATE VERSION	COMPARISON TO SENATE
Salaries and wages	\$2,225,929	\$2,217,121	(\$2,995)	\$2,214,126	\$2,214,126	
Operating expenses	1,381,772	1,381,772		1,381,772	1,381,772	
Grants	<u>1,552,500</u>	<u>1,552,500</u>		<u>1,552,500</u>	<u>1,552,500</u>	
Total all funds	\$5,160,201	\$5,151,393	(\$2,995)	\$5,148,398	\$5,148,398	\$0
Less estimated income	<u>1,658,575</u>	<u>1,657,547</u>	<u>(374)</u>	<u>1,657,173</u>	<u>1,657,173</u>	
General fund	\$3,501,626	\$3,493,846	(\$2,621)	\$3,491,225	\$3,491,225	\$0
FTE	28.75	28.75	0.00	28.75	28.75	0.00

Dept. 250 - State Library - Detail of Conference Committee Changes

	REDUCES RECOMMENDED FUNDING FOR HEALTH INSURANCE	TOTAL CONFERENCE COMMITTEE CHANGES
Salaries and wages	(\$2,995)	(\$2,995)
Operating expenses		
Grants		

Total all funds	(\$2,995)	(\$2,995)
Less estimated income	<u>(374)</u>	<u>(374)</u>
General fund	(\$2,621)	(\$2,621)
FTE	0.00	0.00

House Bill No. 1013 - School for the Deaf - Conference Committee Action

	EXECUTIVE BUDGET	HOUSE VERSION	CONFERENCE COMMITTEE CHANGES	CONFERENCE COMMITTEE VERSION	SENATE VERSION	COMPARISON TO SENATE
Salaries and wages	\$5,106,474	\$4,894,309	\$116,813	\$5,011,122	\$4,887,695	\$123,427
Operating expenses	1,429,150	1,377,265		1,377,265	1,377,265	
Capital assets	<u>279,495</u>	<u>279,495</u>		<u>279,495</u>	<u>279,495</u>	
Total all funds	\$6,815,119	\$6,551,069	\$116,813	\$6,667,882	\$6,544,455	\$123,427
Less estimated income	<u>1,326,566</u>	<u>1,202,367</u>	<u>123,302</u>	<u>1,325,669</u>	<u>1,202,242</u>	<u>123,427</u>
General fund	\$5,488,553	\$5,348,702	(\$6,489)	\$5,342,213	\$5,342,213	\$0
FTE	49.94	47.94	1.25	49.19	47.94	1.25

Dept. 252 - School for the Deaf - Detail of Conference Committee Changes

	REDUCES RECOMMENDED FUNDING FOR HEALTH INSURANCE	RESTORES FUNDING FOR FTE POSITION 1	RESTORES A PORTION OF AN FTE POSITION 2	TOTAL CONFERENCE COMMITTEE CHANGES
Salaries and wages	(\$6,614)	\$123,427		\$116,813
Operating expenses				
Capital assets				
Total all funds	(\$6,614)	\$123,427	\$0	\$116,813
Less estimated income	<u>(125)</u>	<u>123,427</u>		<u>123,302</u>
General fund	(\$6,489)	\$0	\$0	(\$6,489)
FTE	0.00	1.00	0.25	1.25

¹ This amendment restores funding of \$123,427 from special funds for 1 FTE position removed by the House. The Senate did not restore the funding for the position.

² This amendment restores .25 of an FTE position that was inadvertently removed in the House amendments.

House Bill No. 1013 - Vision Services - School for the Blind - Conference Committee Action

	EXECUTIVE BUDGET	HOUSE VERSION	CONFERENCE COMMITTEE CHANGES	CONFERENCE COMMITTEE VERSION	SENATE VERSION	COMPARISON TO SENATE
Salaries and wages	\$2,674,254	\$2,669,073	(\$3,370)	\$2,665,703	\$2,685,703	(\$20,000)
Operating expenses	607,306	607,306		607,306	607,306	
Capital assets	<u>67,470</u>	<u>67,470</u>		<u>67,470</u>	<u>67,470</u>	
Total all funds	\$3,349,030	\$3,343,849	(\$3,370)	\$3,340,479	\$3,360,479	(\$20,000)
Less estimated income	<u>845,535</u>	<u>844,066</u>	<u>(618)</u>	<u>843,448</u>	<u>843,448</u>	
General fund	\$2,503,495	\$2,499,783	(\$2,752)	\$2,497,031	\$2,517,031	(\$20,000)
FTE	26.95	26.95	0.00	26.95	26.95	0.00

Dept. 253 - Vision Services - School for the Blind - Detail of Conference Committee Changes

	REDUCES RECOMMENDED FUNDING FOR HEALTH INSURANCE	TOTAL CONFERENCE COMMITTEE CHANGES
Salaries and wages	(\$3,370)	(\$3,370)
Operating expenses		
Capital assets		
Total all funds	(\$3,370)	(\$3,370)
Less estimated income	<u>(618)</u>	<u>(618)</u>
General fund	(\$2,752)	(\$2,752)
FTE	0.00	0.00

This amendment does not provide funding of \$20,000 from the general fund for temporary salaries and wages for Vision Services - School for the Blind as provided for by the Senate.

House Bill No. 1013 - Other Changes - Conference Committee Action

This amendment also adds a section providing for a Legislative Council study of the potential for cooperative field service delivery between Vision Services - School for the Blind and the School for the Deaf. This section was also added by the Senate.