

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1004

That the Senate recede from its amendments as printed on pages 1370-1372 of the House Journal and pages 990-992 of the Senate Journal and that Engrossed House Bill No. 1004 be amended as follows:

Page 1, line 4, after "immunizations" insert "; to provide legislative intent; to allow the acceptance and expenditure of certain moneys; to provide for a demonstration project; to provide for a legislative council study; to provide a continuing appropriation; to provide for a report to the legislative council"

Page 1, line 5, replace "legislative intent" with "an expiration date"

Page 1, line 24, replace "19,982,693" with "20,082,693"

Page 2, line 2, replace "14,625,610" with "14,875,610"

Page 2, line 5, replace "42,349,960" with "42,699,960"

Page 2, line 7, replace "5,408,059" with "5,758,059"

Page 2, line 14, replace "45,596,674" with "45,696,674"

Page 2, line 16, replace "56,457,776" with "56,707,776"

Page 2, line 19, replace "168,089,084" with "168,439,084"

Page 2, line 21, replace "18,876,963" with "19,226,963"

Page 4, replace lines 1 through 4 with:

**"SECTION 8. LEGISLATIVE COUNCIL STUDY - EMERGENCY MEDICAL SERVICES.** The legislative council shall consider studying, during the 2007-08 interim, the emergency medical services system within the state, including the funding, demographics, and impact on rural areas. The legislative council shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-first legislative assembly.

**SECTION 9. LEGISLATIVE INTENT - CHILDHOOD IMMUNIZATION PROGRAM FUNDING.** It is the intent of the sixtieth legislative assembly that the funding appropriated in House Bill No. 1435 be used only for a childhood immunization program and is limited to the lesser of the total appropriation or the amount necessary for the childhood immunization program.

**SECTION 10. ACCEPTANCE AND EXPENDITURE OF CERTAIN MONEYS.** The sixtieth legislative assembly's action on House Bill No. 1004 does not preclude the university of North Dakota from receiving and spending federal and other funds pursuant to North Dakota Century Code sections 54-16-04.1 and 54-16-04.2."

Page 4, after line 12, insert:

**"SECTION 12. DEMONSTRATION PROJECT FOR VOLUNTARY SURVEYS DURING MAJOR CONSTRUCTION OR RENOVATION OF BASIC CARE AND LONG-TERM CARE FACILITIES - CONTINUING APPROPRIATION - REPORT TO LEGISLATIVE COUNCIL.**

1. During the 2007-09 biennium, the state department of health shall design and implement a demonstration project through which the department offers a life safety survey process for basic care facilities and long-term care facilities to access voluntarily during and at the conclusion of a construction project, renovation project, or construction and renovation project that costs more than three million dollars.
2. The department may charge a reasonable fee for a life safety survey performed under this section to cover the food, lodging, and transportation expenses of surveyors performing the surveys. Revenues derived from the fees collected under this subsection must be deposited in the state department of health's operating fund in the state treasury and are appropriated as a continuing appropriation to the state department of health for the purpose of funding the demonstration project under this section.
3. The department shall design and perform the demonstration project in a manner that will provide the surveyor who performs a life safety survey under this section does not violate the federal requirements associated with medicare certified life safety surveys. The department shall perform the demonstration project within the department's 2007-09 appropriation and staffing levels.
4. Before August 1, 2008, the department shall provide a report to the legislative council regarding the status of the demonstration project, including the feasibility and desirability of making the program permanent and whether the department will be recommending any legislation to make the program permanent.

**SECTION 13. EXPIRATION DATE.** Section 12 of this Act is effective through June 30, 2009, and after that date is ineffective."

Renumber 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	\$37,715,624	\$37,747,905		\$37,747,905	\$37,747,905	
Operating expenses	33,335,674	45,596,674	\$100,000	45,696,674	46,362,874	(\$666,200)
Capital assets	1,817,383	1,817,383		1,817,383	1,817,383	
Grants	55,102,776	56,457,776	250,000	56,707,776	56,807,776	(100,000)
Tobacco prevention and control	9,473,554	8,919,346		8,919,346	8,919,346	
WIC food payments	17,550,000	17,550,000		17,550,000	17,550,000	
Morgue branch location					1,500,000	(1,500,000)
School nursing services					1,000,000	(1,000,000)
<b>Total all funds</b>	<b>\$154,995,011</b>	<b>\$168,089,084</b>	<b>\$350,000</b>	<b>\$168,439,084</b>	<b>\$171,705,284</b>	<b>(\$3,266,200)</b>
Less estimated income	<u>136,940,183</u>	<u>149,212,121</u>		<u>149,212,121</u>	<u>151,712,121</u>	<u>(2,500,000)</u>
General fund	\$18,054,828	\$18,876,963	\$350,000	\$19,226,963	\$19,993,163	(\$766,200)
FTE	331.50	330.50	1.00	331.50	332.50	(1.00)

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

	ADDS FOOD AND LODGING POSITION 1	ADDS FUNDING FOR DOMESTIC VIOLENCE GRANTS 2	REMOVES FUNDING FOR LOCAL PUBLIC HEALTH 3	ADDS FUNDING FOR WOMEN'S WAY PROGRAM 4	TOTAL CONFERENCE COMMITTEE CHANGES
Salaries and wages					
Operating expenses				\$100,000	\$100,000
Capital assets					
Grants		\$350,000	(\$100,000)		250,000
Tobacco prevention and control					
WIC food payments					
Morgue branch location					
School nursing services					
Total all funds	\$0	\$350,000	(\$100,000)	\$100,000	\$350,000
Less estimated income					
General fund	\$0	\$350,000	(\$100,000)	\$100,000	\$350,000
FTE	1.00	0.00	0.00	0.00	1.00

1 Adds authority for 1 FTE field environmental health practitioner for food and lodging inspections. The conference committee agreed to the Senate action for this position.

2 The Senate added funding for domestic violence grants. The conference committee agreed to this action.

3 The conference committee reduced funding for grants to local public health units from \$2 million to \$1.9 million per biennium.

4 The conference committee added \$100,000 of funding for the Women's Way program.

The Senate removed the intent section in Engrossed House Bill No. 1004 relating to use of funding from the community health trust fund for media campaigns. The conference committee agreed to this action.

The Senate provided a contingent appropriation from the balance of per student payments and transportation payments available as of June 30, 2007, for providing grants on a matching basis for school nursing services. The conference committee removed this funding.

The conference committee added a section providing for a Legislative Council study of emergency medical services during the 2007-08 interim.

The conference committee added a section providing for a demonstration project to be conducted during the 2007-09 biennium for voluntary surveys during major construction or renovation of basic care and long-term care facilities.

The Senate appropriated \$1.5 million from the permanent oil tax trust fund for the morgue branch location at the University of North Dakota School of Medicine and Health Sciences. The conference committee removed this funding.

The conference committee added an intent section providing that the appropriation in House Bill No. 1435 be limited to the amount needed for the childhood immunization program.

The conference committee added a section providing that the 60th Legislative Assembly's action on House Bill No. 1004 does not preclude the University of North Dakota from receiving federal and special funds for a state morgue pursuant to North Dakota Century Code Sections 54-16-04.1 and 54-16-04.2.