

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1004

Page 1, line 2, after "health" insert "; to create and enact a new section to chapter 23-39 of the North Dakota Century Code, relating to collecting fees for tanning facility inspections; to amend and reenact section 23-01-05.3 of the North Dakota Century Code, relating to tracking immunizations; and to provide legislative intent"

Page 1, line 20, replace "5,373,111" with "5,405,392"

Page 1, line 21, replace "7,721,693" with "19,982,693"

Page 1, line 23, replace "13,270,610" with "14,625,610"

Page 1, line 24, replace "787,559" with "233,351"

Page 2, line 2, replace "29,255,887" with "42,349,960"

Page 2, line 3, replace "24,669,963" with "36,941,901"

Page 2, line 4, replace "4,585,924" with "5,408,059"

Page 2, line 10, replace "37,715,624" with "37,747,905"

Page 2, line 11, replace "33,335,674" with "45,596,674"

Page 2, line 13, replace "55,102,776" with "56,457,776"

Page 2, line 14, replace "9,473,554" with "8,919,346"

Page 2, line 16, replace "154,995,011" with "168,089,084"

Page 2, line 17, replace "136,940,183" with "149,212,121"

Page 2, line 18, replace "18,054,828" with "18,876,963"

Page 2, after line 27, insert:

"SECTION 6. AMENDMENT. Section 23-01-05.3 of the North Dakota Century Code is amended and reenacted as follows:

23-01-05.3. Immunization data.

1. The state department of health may establish an immunization information system and may require the childhood immunizations specified in subsection 1 of section 23-07-17.1 and other information be reported to the department. The state department of health may only require the reporting of childhood immunizations and other data upon completion of the immunization information reporting system. A health care provider who administers a childhood immunization shall report the patient's identifying information, the immunization that is administered, and other required information to the department. The report must be submitted using

electronic media, and must contain the data content and use the format and codes specified by the department.

2. Notwithstanding any other provision of law, a health care provider, elementary or secondary school, early childhood facility, public or private postsecondary educational institution, city or county board of health, district health unit, and the state health officer may exchange immunization data in any manner with one another. Immunization data that may be exchanged under this section is limited to the date and type of immunization administered to a patient and may be exchanged regardless of the date of the immunization.

SECTION 7. A new section to chapter 23-39 of the North Dakota Century Code is created and enacted as follows:

License fees. The fees established by the department must be based on the cost of conducting routine and complaint inspections, enforcement action, and preparing and sending license renewals. License fees collected pursuant to this chapter must be deposited in the department's operating fund in the state treasury and any expenditure from the fund is subject to appropriation by the legislative assembly. The department shall waive all or a portion of the license fee for any tanning facility that is subject to local jurisdiction.

The department shall accept city or county enforcement of this chapter if the department determines the city or county requirements meet or exceed the requirements of this chapter and any rules promulgated under this chapter.

SECTION 8. LEGISLATIVE INTENT - MEDIA CAMPAIGNS. It is the intent of the sixtieth legislative assembly that funding from the community health trust fund not be used for media campaigns to influence public opinion regarding measures on state or local ballots or proposed legislation.

SECTION 9. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-FIRST LEGISLATIVE ASSEMBLY. The total general fund appropriation line item in section 3 of this Act includes \$2,010,135 for the one-time funding items identified in this section. This amount is not a part of the agency's base budget to be used in preparing the 2009-11 executive budget. The state department of health shall report to the appropriations committees of the sixty-first legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2007, and ending June 30, 2009.

An antiviral stockpile in case of severe influenza outbreak \$2,010,135"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1004 - State Department of Health - House Action

	EXECUTIVE BUDGET	HOUSE CHANGES	HOUSE VERSION
Salaries and wages	\$37,715,624	\$32,281	\$37,747,905
Operating expenses	33,335,674	12,261,000	45,596,674
Capital assets	1,817,383		1,817,383
Grants	55,102,776	1,355,000	56,457,776
Tobacco prevention and control	9,473,554	(554,208)	8,919,346
WIC food payments	<u>17,550,000</u>		<u>17,550,000</u>
Total all funds	\$154,995,011	\$13,094,073	\$168,089,084
Less estimated income	<u>136,940,183</u>	<u>12,271,938</u>	<u>149,212,121</u>
General fund	\$18,054,828	\$822,135	\$18,876,963
FTE	331.50	(1.00)	330.50

Dept. 301 - State Department of Health - Detail of House Changes

	ADDS FUNDING FOR TANNING INSPECTIONS ¹	ADDS FUNDING FOR EMERGENCY MEDICAL SERVICES PROGRAM ²	ADDS FUNDING FOR LOCAL PUBLIC HEALTH UNITS ³	ADDS FUNDING FOR DOMESTIC VIOLENCE PROGRAMS ⁴	REMOVES FUNDING FOR ABSTINENCE PROGRAM GRANTS ⁵	ADDS FUNDING FOR PHYSICIAN LOAN REPAYMENT PROGRAM ⁶
Salaries and wages	\$32,281					
Operating expenses		\$25,000				
Capital assets						
Grants			\$900,000	\$150,000	(\$220,000)	\$75,000
Tobacco prevention and control						
WIC food payments						
Total all funds	\$32,281	\$25,000	\$900,000	\$150,000	(\$220,000)	\$75,000
Less estimated income	<u>32,281</u>				<u>(220,000)</u>	<u>75,000</u>
General fund	\$0	\$25,000	\$900,000	\$150,000	\$0	\$0
FTE	0.00	0.00	0.00	0.00	0.00	0.00
	CHANGES FUNDING SOURCE FOR ANTIVIRAL STOCKPILE COSTS ⁷	ADDS FUNDING FOR STORAGE COSTS ⁸	ADDS FUNDING FOR COLORECTAL CANCER SCREENING INITIATIVE ⁹	REMOVES 1 FTE YOUTH TOBACCO COORDINATOR POSITION ¹⁰	ADDS FUNDING FOR EMERGENCY MEDICAL SERVICES GRANTS ¹¹	DECREASES FUNDING FOR RUSSELL-SILVER SYNDROME GRANTS ¹²
Salaries and wages		\$36,000				
Operating expenses						
Capital assets						
Grants			\$200,000		\$300,000	(\$50,000)
Tobacco prevention and control				(\$554,208)		
WIC food payments						
Total all funds	\$0	\$36,000	\$200,000	(\$554,208)	\$300,000	(\$50,000)
Less estimated income	<u>288,865</u>		<u>150,000</u>	<u>(554,208)</u>	<u>300,000</u>	
General fund	(\$288,865)	\$36,000	\$50,000	\$0	\$0	(\$50,000)
FTE	0.00	0.00	0.00	(1.00)	0.00	0.00
	ADDS FUNDING AUTHORITY FOR PROVIDERS CHOICE PROGRAM ¹³	TOTAL HOUSE CHANGES				
Salaries and wages		\$32,281				
Operating expenses	\$12,200,000	12,261,000				
Capital assets						
Grants		1,355,000				
Tobacco prevention and control		(554,208)				
WIC food payments						
Total all funds	\$12,200,000	\$13,094,073				
Less estimated income	<u>12,200,000</u>	<u>12,271,938</u>				
General fund	\$0	\$822,135				
FTE	0.00	(1.00)				

¹ Adds special funds spending authority for the State Department of Health to collect fees for the inspection of tanning facilities.

² Adds funding for the North Dakota critical incident stress management program to assist emergency medical services providers in dealing with stress caused by difficult situations.

³ Increases funding for grants to local public health units from \$1.1 million to \$2 million per biennium.

⁴ Adds funding for grants to domestic violence and rape crisis agencies across the state to provide prevention and intervention services on domestic violence and sexual assault issues.

⁵ Removes federal funds spending authority for grants relating to abstinence programs.

⁶ Adds funding from the community health trust fund for physician loan repayment program grants.

⁷ Changes funding source for storage and administration fees relating to the influenza antiviral stockpile program from the general fund to special funds from fees.

⁸ Restores funding for storage costs relating to the influenza antiviral stockpile program.

⁹ Adds funding from the general fund and community health trust fund for a grant program through the North Dakota Cancer Coalition to provide funding for colorectal cancer screening initiatives to target low-income, underinsured, uninsured, and disparity populations between ages 50 through 64 living in rural counties with a population of 15,000 or less and with a primary focus on counties with a large American Indian population. Recipients of grants will develop and provide a cohesive approach to cancer prevention, early detection, and treatment in North Dakota. In addition, the recipients, must demonstrate the existence of an established referral mechanism to providers trained to perform colonoscopies.

¹⁰ Removes special funds spending authority from the community health trust fund for 1 FTE youth tobacco coordinator position and operating costs to address youth tobacco and to implement a countermarketing campaign.

¹¹ Adds funding from the community health trust fund for emergency medical services training grants.

¹² Decreases funding for Russell-Silver Syndrome grants from \$150,000 to \$100,000.

¹³ Adds special funds spending authority to purchase and receive reimbursement from providers for the Providers Choice program.

Amends North Dakota Century Code Section 23-01-05.3 to provide that the State Department of Health may establish an immunization information system and may require childhood immunizations be reported to the department. This amendment incorporates the provisions of 2007 House Bill No. 1084.

Adds a section identifying one-time funding for the State Department of Health and provides that the one-time funding is not to be included in the base budget of the State Department of Health for preparing the 2009-11 executive budget. In addition, the section provides for a report to the Appropriations Committees of the 61st Legislative Assembly on the use of one-time funding.

Creates a new section to North Dakota Century Code Chapter 23-39 to provide for fees collected by the State Department of Health for regulating tanning facilities to be deposited in the department's operating fund for associated costs. House Bill No. 1154 (2007) provides for the department to regulate tanning facilities.

Adds a section of legislative intent that funding from the community health trust fund not be used for media campaigns to influence public opinion regarding measures on state or local ballots or proposed legislation.