

March 26, 2019

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2124

Page 2, line 7, after the first semicolon insert "to provide for a report;"

Page 2, line 8, after the first semicolon insert "to provide for the transfer of employees;"

Page 4, line 5, replace "of the host county in which" with "within"

Page 4, line 6, remove "office is located shall act as the legal adviser of the human"

Page 4, replace lines 7 and 8 with ", by way of agreement, shall designate a singular state's attorneys office, within or outside the human service zone, to act as legal adviser of the human service zone. The host county state's attorney shall serve as the legal adviser if no agreement is reached. The agreement may not limit a state's attorneys individual discretion in court filings and representation."

Page 4, line 12, after "zone" insert ", unless a different agreement is established by the affected state's attorney"

Page 4, line 14, overstrike "13 or 14" and insert immediately thereafter "12 or 13"

Page 6, line 27, after "compensation" insert "and salary increases"

Page 11, line 10, replace "designed" with "designated"

Page 39, line 31, overstrike the first "or"

Page 39, line 31, remove the overstrike over "county social"

Page 39, line 31, remove "human"

Page 39, line 31, remove the overstrike over "board" and insert immediately thereafter ", or human service"

Page 57, line 28, remove "and"

Page 57, line 29, after "members" insert ", and agree to seek approval from the department regarding hiring or dismissal of county social services or human service zone employees"

Page 58, line 30, after the second "positions" insert "or a human service zone team member's separation from employment"

Page 60, remove lines 22 and 23

Page 60, line 24, replace "k." with "j."

Page 60, line 26, replace "l." with "k."

Page 60, after line 27 insert:

"l. Whether the human service zone board is constituted of individuals that represent the population of the human service zone."

Page 61, line 2, after "thereafter" insert "through a process developed by the department"

Page 61, line 23, after "department" insert "through a process developed by the department"

Page 63, line 21, after "department" insert "through a process developed by the department"

Page 66, line 17, replace "As necessary" with "If applicable"

Page 66, line 18, after "programs" insert "under the director of the department and"

Page 66, line 18, replace "substantially similar" with "the"

Page 66, line 18, replace ", benefits, or objectives" with "of enhancing quality, effectiveness, and efficiency of programs and services"

Page 66, line 19, after "11." insert "Cooperate with the department or other human service zones in revising human service zone operations to reflect department guidelines or best practices that may be based on recommendations from experimental or pilot programs."

12."

Page 66, line 23, replace "12." with "13."

Page 66, line 25, replace "13." with "14."

Page 67, line 7, after "hire" insert "or separate from employment"

Page 67, line 9, after "positions" insert "by the department"

Page 67, line 16, replace "in partnership with" with "as agreed upon by"

Page 67, line 16, after "compensation" insert "and salary increases"

Page 68, line 20, after "zone" insert ", agreement."

Page 68, line 20, after "plan" insert "which may include requiring the reconstituting of the human service zone board or rehiring of a human service zone director as part of a new or modified agreement or plan"

Page 68, line 28, after "panel" insert ". The department shall approve or disapprove of the recommendation for the human service zone director from the human service zone board and interview panel before the human service zone board takes action to hire the human service zone director"

Page 70, line 8, remove ", state elected"

Page 70, line 9, remove "officials."

Page 70, line 9, overstrike "sex"

Page 70, line 9, remove ", race, and ethnicity must be fairly"

Page 70, remove line 10

Page 72, line 13, replace "Hire, supervise." with "Supervise"

Page 72, line 14, after "department" insert ". Hire the human service zone director with the express approval of the department"

Page 126, line 6, after the first "and" insert "salary"

Page 126, line 6, after "increases" insert ". The department may limit future salary increases for human service zone team members who received a salary increase from the county commissioners or county social service board for calendar year 2018 or 2019 which"

was above the salary increase provided by the legislative assembly for state employees or who receive a wage above equitable compensation"

Page 126, line 23, after "director" insert ", during the period between January 1, 2020, and December 31, 2021."

Page 126, line 24, after the first "department" insert ", during the period between January 1, 2020, and December 31, 2021"

Page 135, after line 15, insert:

"SECTION 140. REPORT TO SIXTY-SEVENTH LEGISLATIVE ASSEMBLY - DEPARTMENT OF HUMAN SERVICES. The department of human services shall submit to the appropriations committees of the sixty-seventh legislative assembly a report with metrics that include the cost per unit of work for transactional services or caseloads and other performance metrics as available. The department of human services shall submit trends in these metrics for selected programs or geographies that have undergone concentrated process improvement efforts under pilot projects or otherwise in collaboration with the department."

Page 135, line 20, replace "two hundred twenty-three" with "thirty-three"

Page 135, line 26, replace "a" with ":

a. A"

Page 135, after line 29, insert:

"b. An increase in county social services employees or human service zone team members delivering human services programs, services, or functions."

Page 136, line 13, replace "two hundred twenty-three" with "thirty-three"

Page 136, remove lines 16 through 21

Page 136, line 22, replace "c." with "a."

Page 136, remove lines 25 through 29

Page 137, remove lines 1 through 3

Page 137, line 4, replace "g." with "b."

Page 137, line 4, replace "One hundred four" with "Sixteen"

Page 137, line 5, remove "the supplemental nutrition"

Page 137, remove lines 6 and 7

Page 137, line 8, replace "related activities" with "long-term care eligibility determination"

Page 137, remove lines 9 through 11

Page 137, line 12, replace "i." with "c."

Page 137, line 12, replace "Ten" with "Three"

Page 137, line 14, replace "two hundred twenty-eight" with "thirty-three"

Page 137, after line 17, insert:

**"SECTION 142. TRANSFER OF EMPLOYEES - HEALTH INSURANCE
COVERAGE.**

1. The following full-time equivalent positions of a county or human service zone become full-time equivalent positions of the department of human services upon notice of transfer to the human service zone director or county commissioners:
 - a. Four full-time equivalent positions to serve as human service zone operational directors to provide supervision and technical assistance to the human service zones.
 - b. Twenty-seven full-time equivalent child care licensing positions.
 - c. Two full-time equivalent adoption assistance eligibility determination and adoption case management or related administration positions.
 - d. Sixty-four full-time equivalent home and community-based services case management positions.
 - e. Three full-time equivalent positions to assist with the human service zones, human service zone plans, or formula payments, or to relieve human service zones of miscellaneous duties, including estate recovery.
 - f. Seven full-time equivalent positions to serve as quality control to the human service zones.
2. Of the one hundred seven full-time equivalent positions in this section, the department of human services may adjust or increase full-time equivalent positions as transfers from one or more host counties for management support to administer the powers and duties transferred.
3. Any employee who becomes a state employee under this section or section 141 is entitled to receive a salary in an amount not less than the salary received as an employee of the county or host county.
4. The department may limit future salary increases for an employee who is transferred under this section or section 141 who received a salary increase from their former county commissioners or county social service board for the calendar years 2018 or 2019 above the salary increase provided by the legislative assembly for state employees or who receive a wage above equitable compensation.
5. Each year of county or host county employment of an employee who is transferred under this section or section 141 will be considered a year of state employment for purposes of section 54-06-14.
6. Before the transfer of the full-time equivalent position from the county or host county to the department of human services, the county or host county shall pay the employer's share of any premium that is necessary to continue any existing health insurance coverage for an employee who is transferred under this section for one month after the effective date of this transfer.

7. Any equipment, including technology-related equipment, furnishings, and supplies in the control and custody of a county or human service zone on the effective date of an employment transfer from the county or host county to the department of human services under this section or section 141, may be transferred to the control and custody of the department of human services if requested.
8. Any position added to the department of human services under this section would be position transfers from the human service zone and may not result in:
 - a. A net addition of positions delivering human services programs, services, or functions under the appropriation provided in Senate Bill No. 2012, as approved by the sixty-sixth legislative assembly.
 - b. An increase in county social services employees or human service zone team members delivering human services programs, services, or functions."

Page 137, line 18, replace "Section" with "Sections"

Page 137, line 18, after "64" insert "and 142"

Page 137, line 18, replace "becomes" with "become"

Page 137, line 21, after "139" insert ", 140"

Page 137, line 22, replace "140" with "141"

Renumber accordingly