

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2002

That the House recede from its amendments as printed on pages 1149-1153 of the Senate Journal and pages 1365-1369 of the House Journal and that Engrossed Senate Bill No. 2002 be amended as follows:

Page 1, line 3, remove the first "and"

Page 1, line 3, replace the second "and" with a comma

Page 1, line 3, after "50-09-02.1" insert "and section 50-25.1-11.1, as amended in section 2 of Senate Bill No. 2131, as approved by the sixty-seventh legislative assembly,"

Page 1, line 5, remove "and"

Page 1, line 5, after "judges" insert ", and criminal history record checks for children's advocacy centers"

Page 1, replace lines 17 through 23 with:

| | | | |
|---------------------------------|----------------|--------------|----------------|
| "Salaries and wages | \$11,338,720 | (\$135,814) | \$11,202,906 |
| Operating expenses | 2,705,762 | (355,668) | 2,350,094 |
| Guardianship monitoring program | <u>283,042</u> | <u>3,055</u> | <u>286,097</u> |
| Total all funds | \$14,327,524 | (\$488,427) | \$13,839,097 |
| Less estimated income | <u>0</u> | <u>0</u> | <u>0</u> |
| Total general fund | \$14,327,524 | (\$488,427) | \$13,839,097" |

Page 2, replace lines 4 through 10 with:

| | | | |
|-----------------------|------------------|------------------|----------------|
| "Salaries and wages | \$73,242,268 | \$2,853,541 | \$76,095,809 |
| Operating expenses | 20,396,902 | (449,529) | 19,947,373 |
| Capital assets | 0 | 2,000,000 | 2,000,000 |
| Judges' retirement | <u>280,332</u> | <u>(143,086)</u> | <u>137,246</u> |
| Total all funds | \$93,919,502 | \$4,260,926 | \$98,180,428 |
| Less estimated income | <u>1,659,596</u> | <u>(902,633)</u> | <u>756,963</u> |
| Total general fund | \$92,259,906 | \$5,163,559 | \$97,423,465" |

Page 2, replace lines 15 through 19 with:

| | | | |
|---|--------------------|-----------------|--------------------|
| "Judicial conduct commission and disciplinary board | <u>\$1,250,962</u> | <u>\$66,519</u> | <u>\$1,317,481</u> |
| Total all funds | \$1,250,962 | \$66,519 | \$1,317,481 |
| Less estimated income | <u>482,701</u> | <u>19,799</u> | <u>502,500</u> |
| Total general fund | \$768,261 | \$46,720 | \$814,981" |

Page 2, replace lines 24 through 27 with:

| | | | |
|--------------------------------|------------------|------------------|------------------|
| "Grand total general fund | \$107,355,691 | \$4,721,852 | \$112,077,543 |
| Grand total special funds | <u>2,142,297</u> | <u>(882,834)</u> | <u>1,259,463</u> |
| Grand total all funds | \$109,497,988 | \$3,839,018 | \$113,337,006 |
| Full-time equivalent positions | 363.00 | (1.00) | 362.00" |

Page 3, replace lines 2 through 5 with:

"Juvenile case management system \$0 \$2,000,000"

Page 3, replace line 9 with:

"Total all funds \$1,117,352 \$2,000,000"

Page 3, replace line 11 with:

"Total general fund \$147,352 \$2,000,000"

Page 7, line 21, remove "one hundred sixty-six thousand six hundred"

Page 7, line 22, replace "sixty-two" with "one hundred sixty-five thousand eight hundred forty-five"

Page 7, line 23, replace "one hundred sixty-nine thousand nine hundred ninety-five" with "one hundred sixty-nine thousand one hundred sixty-two"

Page 7, line 25, replace "four thousand seven hundred thirteen" with "four thousand six hundred ninety"

Page 7, line 26, remove "four thousand eight"

Page 7, line 27, replace "hundred seven" with "four thousand seven hundred eighty-four"

Page 8, line 3, remove "one hundred fifty-two thousand nine hundred"

Page 8, line 4, replace "twenty-five" with "one hundred fifty-two thousand one hundred seventy-five"

Page 8, line 5, replace "one hundred fifty-five thousand nine hundred eighty-four" with "one hundred fifty-five thousand two hundred nineteen"

Page 8, line 10, replace "four thousand three hundred forty-five" with "four thousand three hundred twenty-four"

Page 8, line 11, replace "four thousand four hundred thirty-two" with "four thousand four hundred ten"

Page 8, after line 25, insert:

"SECTION 13. AMENDMENT. Section 50-25.1-11.1 of the North Dakota Century Code, as amended in section 2 of Senate Bill No. 2131, as approved by the sixty-seventh legislative assembly, is amended and reenacted as follows:

50-25.1-11.1. Children's advocacy centers - Confidentiality of records - Criminal history record checks.

1. Records and digital media in the possession of a children's advocacy center relating to a forensic medical examination, forensic interview, or therapy are confidential and may be released only to a person other than a law enforcement agency, the department or the department's authorized agent, or a medical or mental health professional when the child comes before the medical or mental health professional in that person's professional capacity, upon service of a subpoena signed by a judge.
2. ~~Upon receipt of a request by a children's advocacy center, the~~The department may submit a request for a criminal history record check under section 12-60-24. ~~Under this subsection, a children's advocacy center may~~

require the following individuals to submit to a criminal history record check:

- a. ~~An on an employee, final applicant for employment, contractor, multidisciplinary team member, or volunteer, of a children's advocacy center who has contact with a child at or through a children's advocacy center; and~~
- b. ~~An individual a children's advocacy center determines requires a criminal history record check to participate in services at a center."~~

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Senate Bill No. 2002 - Summary of Conference Committee Action

| | Base Budget | Senate Version | Conference Committee Changes | Conference Committee Version | House Version | Comparison to House |
|--------------------------------------|------------------|------------------|------------------------------|------------------------------|------------------|---------------------|
| Supreme Court | | | | | | |
| Total all funds | \$14,327,524 | \$15,905,355 | (\$2,066,258) | \$13,839,097 | \$15,839,097 | (\$2,000,000) |
| Less estimated income | <u>0</u> | <u>0</u> | <u>0</u> | <u>0</u> | <u>0</u> | <u>0</u> |
| General fund | \$14,327,524 | \$15,905,355 | (\$2,066,258) | \$13,839,097 | \$15,839,097 | (\$2,000,000) |
| FTE | 43.50 | 43.50 | 0.00 | 43.50 | 43.50 | 0.00 |
| District Courts | | | | | | |
| Total all funds | \$93,919,502 | \$100,771,191 | (\$2,590,763) | \$98,180,428 | \$95,820,799 | \$2,359,629 |
| Less estimated income | <u>1,659,596</u> | <u>1,691,910</u> | <u>(934,947)</u> | <u>756,963</u> | <u>756,963</u> | <u>0</u> |
| General fund | \$92,259,906 | \$99,079,281 | (\$1,655,816) | \$97,423,465 | \$95,063,836 | \$2,359,629 |
| FTE | 315.00 | 313.50 | 0.50 | 314.00 | 315.00 | (1.00) |
| Judicial Conduct Commission | | | | | | |
| Total all funds | \$1,250,962 | \$1,320,197 | (\$2,716) | \$1,317,481 | \$1,317,481 | \$0 |
| Less estimated income | <u>482,701</u> | <u>502,500</u> | <u>0</u> | <u>502,500</u> | <u>502,500</u> | <u>0</u> |
| General fund | \$768,261 | \$817,697 | (\$2,716) | \$814,981 | \$814,981 | \$0 |
| FTE | 4.50 | 4.50 | 0.00 | 4.50 | 4.50 | 0.00 |
| Department of Corrections and Rehab. | | | | | | |
| Total all funds | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| Less estimated income | <u>0</u> | <u>0</u> | <u>0</u> | <u>0</u> | <u>0</u> | <u>0</u> |
| General fund | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| FTE | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Bill total | | | | | | |
| Total all funds | \$109,497,988 | \$117,996,743 | (\$4,659,737) | \$113,337,006 | \$112,977,377 | \$359,629 |
| Less estimated income | <u>2,142,297</u> | <u>2,194,410</u> | <u>(934,947)</u> | <u>1,259,463</u> | <u>1,259,463</u> | <u>0</u> |
| General fund | \$107,355,691 | \$115,802,333 | (\$3,724,790) | \$112,077,543 | \$111,717,914 | \$359,629 |
| FTE | 363.00 | 361.50 | 0.50 | 362.00 | 363.00 | (1.00) |

Senate Bill No. 2002 - Supreme Court - Conference Committee Action

| | Base Budget | Senate Version | Conference Committee Changes | Conference Committee Version | House Version | Comparison to House |
|---------------------------------|---------------------|---------------------|------------------------------|------------------------------|---------------------|----------------------|
| Salaries and wages | \$11,338,720 | \$11,236,107 | (\$33,201) | \$11,202,906 | \$11,202,906 | |
| Operating expenses | 2,705,762 | 2,350,094 | | 2,350,094 | 2,350,094 | |
| Capital assets | | 2,032,000 | (2,032,000) | | 2,000,000 | (\$2,000,000) |
| Guardianship monitoring program | 283,042 | 287,154 | (1,057) | 286,097 | 286,097 | |
| Total all funds | \$14,327,524 | \$15,905,355 | (\$2,066,258) | \$13,839,097 | \$15,839,097 | (\$2,000,000) |
| Less estimated income | 0 | 0 | 0 | 0 | 0 | 0 |
| General fund | \$14,327,524 | \$15,905,355 | (\$2,066,258) | \$13,839,097 | \$15,839,097 | (\$2,000,000) |
| FTE | 43.50 | 43.50 | 0.00 | 43.50 | 43.50 | 0.00 |

Department 181 - Supreme Court - Detail of Conference Committee Changes

| | Adjusts Funding for Salary Increases ¹ | Removes One-Time Funding ² | Total Conference Committee Changes |
|---------------------------------|---|---------------------------------------|------------------------------------|
| Salaries and wages | (\$33,201) | | (\$33,201) |
| Operating expenses | | | |
| Capital assets | | (\$2,032,000) | (2,032,000) |
| Guardianship monitoring program | (1,057) | | (1,057) |
| Total all funds | (\$34,258) | (\$2,032,000) | (\$2,066,258) |
| Less estimated income | 0 | 0 | 0 |
| General fund | (\$34,258) | (\$2,032,000) | (\$2,066,258) |
| FTE | 0.00 | 0.00 | 0.00 |

¹ Funding is adjusted to provide salary increases of 1.5 percent on July 1, 2021, with a minimum monthly increase of \$100, and 2 percent on July 1, 2022, the same as the House version. The Senate provided salary adjustments of 2 percent on July 1, 2021, with a minimum monthly increase of \$80 and a maximum monthly increase of \$300, and 2 percent on July 1, 2022.

² One-time funding from the general fund is removed as follows:

| | General Fund |
|--|----------------------|
| Zoom remote video equipment (same as House version) | (\$32,000) |
| Docket management system (the House and Senate versions included this funding) | (2,000,000) |
| Total | (\$2,032,000) |

Senate Bill No. 2002 - District Courts - Conference Committee Action

| | Base Budget | Senate Version | Conference Committee Changes | Conference Committee Version | House Version | Comparison to House |
|------------------------|---------------------|----------------------|------------------------------|------------------------------|---------------------|---------------------|
| Salaries and wages | \$73,242,268 | \$77,153,703 | (\$1,057,894) | \$76,095,809 | \$76,196,548 | (\$100,739) |
| Operating expenses | 20,396,902 | 21,152,242 | (1,204,869) | 19,947,373 | 19,487,005 | 460,368 |
| Capital assets | | 2,328,000 | (328,000) | | 2,000,000 | 2,000,000 |
| Judges' retirement | 280,332 | 137,246 | | 137,246 | 137,246 | |
| Total all funds | \$93,919,502 | \$100,771,191 | (\$2,590,763) | \$98,180,428 | \$95,820,799 | \$2,359,629 |
| Less estimated income | 1,659,596 | 1,691,910 | (934,947) | 756,963 | 756,963 | 0 |
| General fund | \$92,259,906 | \$99,079,281 | (\$1,655,816) | \$97,423,465 | \$95,063,836 | \$2,359,629 |
| FTE | 315.00 | 313.50 | 0.50 | 314.00 | 315.00 | (1.00) |

Department 182 - District Courts - Detail of Conference Committee Changes

| | Adjusts Funding for Salary Increases¹ | Adjusts Funding for the Transfer of Child Support Services² | Removes Funding for a Veterans' Treatment Court³ | Reduces Funding for Juvenile Intensive In- Home Services⁴ | Removes Funding for Youth Cultural Achievement Programs⁵ | Adjusts Funding for Information Technology Equipment⁶ |
|------------------------|---|---|--|---|--|---|
| Salaries and wages | (\$166,969) | (\$790,186) | (\$100,739) | | | |
| Operating expenses | | (144,761) | (44,508) | (\$200,000) | (\$455,000) | (\$203,000) |
| Capital assets | | | | | | |
| Judges' retirement | | | | | | |
| Total all funds | (\$166,969) | (\$934,947) | (\$145,247) | (\$200,000) | (\$455,000) | (\$203,000) |
| Less estimated income | 0 | (934,947) | 0 | 0 | 0 | 0 |
| General fund | (\$166,969) | \$0 | (\$145,247) | (\$200,000) | (\$455,000) | (\$203,000) |
| FTE | 0.00 | 0.50 | 0.00 | 0.00 | 0.00 | 0.00 |

| | Removes One- Time Funding⁷ | Total Conference Committee Changes |
|------------------------|--|---|
| Salaries and wages | | (\$1,057,894) |
| Operating expenses | (\$157,600) | (1,204,869) |
| Capital assets | (328,000) | (328,000) |
| Judges' retirement | | |
| Total all funds | (\$485,600) | (\$2,590,763) |
| Less estimated income | 0 | (934,947) |
| General fund | (\$485,600) | (\$1,655,816) |
| FTE | 0.00 | 0.50 |

¹ Funding is adjusted to provide salary increases of 1.5 percent on July 1, 2021, with a minimum monthly increase of \$100, and 2 percent on July 1, 2022, the same as the House version. The Senate provided salary adjustments of 2 percent on July 1, 2021, with a minimum monthly increase of \$80 and a maximum monthly increase of \$300, and 2 percent on July 1, 2022.

² Funding of \$934,947 from federal funds is removed to reflect the transfer of certain child support duties to the Department of Human Services, the same as the House version. This amendment also restores a 0.5 FTE position removed by the Senate for child support duties. The House version restored 1.5 FTE positions removed by the Senate.

³ Funding of \$145,247 from the general fund added by the Senate and included in the House version for a veterans' treatment court is removed by the Conference Committee.

⁴ Funding of \$200,000 from the general fund for juvenile intensive in-home services is removed to provide a total of \$300,000 from the general fund for juvenile intensive in-home services. The Senate version included \$500,000 for juvenile intensive in-home services and the House version included \$0 for the services.

⁵ Funding of \$455,000 from the general fund for youth cultural achievement programs is removed, the same as the House version.

⁶ Funding to lease information technology equipment is reduced by \$203,000, to provide for a total increase from the base budget of \$912,008 from the general fund to lease information technology equipment. The Senate version provided \$1,115,008 from the general fund and the House version provided \$707,132 from the general fund to lease information technology equipment.

⁷ One-time funding from the general fund removed by the House is also removed by the Conference Committee as follows:

| | General Fund |
|-----------------------------|-------------------------|
| Zoom remote video equipment | (\$328,000) |
| Wi-Fi access points | (157,600) |
| Total | (\$485,600) |

The Conference Committee included \$2 million for a new juvenile case management system which was added by the Senate, but removed by the House.

Senate Bill No. 2002 - Judicial Conduct Commission - Conference Committee Action

| | Base Budget | Senate Version | Conference Committee Changes | Conference Committee Version | House Version | Comparison to House |
|-----------------------------|-------------|----------------|------------------------------|------------------------------|---------------|---------------------|
| Judicial Conduct Commission | \$1,250,962 | \$1,320,197 | (\$2,716) | \$1,317,481 | \$1,317,481 | |
| Total all funds | \$1,250,962 | \$1,320,197 | (\$2,716) | \$1,317,481 | \$1,317,481 | \$0 |
| Less estimated income | 482,701 | 502,500 | 0 | 502,500 | 502,500 | 0 |
| General fund | \$768,261 | \$817,697 | (\$2,716) | \$814,981 | \$814,981 | \$0 |
| FTE | 4.50 | 4.50 | 0.00 | 4.50 | 4.50 | 0.00 |

Department 183 - Judicial Conduct Commission - Detail of Conference Committee Changes

| | Adjusts Funding for Salary Increases ¹ | Total Conference Committee Changes |
|-----------------------------|---|------------------------------------|
| Judicial Conduct Commission | (\$2,716) | (\$2,716) |
| Total all funds | (\$2,716) | (\$2,716) |
| Less estimated income | 0 | 0 |
| General fund | (\$2,716) | (\$2,716) |
| FTE | 0.00 | 0.00 |

¹ Funding is adjusted to provide salary increases of 1.5 percent on July 1, 2021, with a minimum monthly increase of \$100, and 2 percent on July 1, 2022, the same as the House version. The Senate provided salary adjustments of 2 percent on July 1, 2021, with a minimum monthly increase of \$80 and a maximum monthly increase of \$300, and 2 percent on July 1, 2022.

Senate Bill No. 2002 - Other Changes - Conference Committee Action

This amendment also:

- Amends North Dakota Century Code Sections 27-02-02 and 27-05-03 to increase the salaries of Supreme Court justices and district court judges by 1.5 percent beginning July 1, 2021, and by 2 percent beginning July 1, 2022.
- Amends Section 50-25.1-11.1, as amended in Section 2 of Senate Bill No. 2131, as approved by the 67th Legislative Assembly, relating to criminal history record checks for children's advocacy centers.