

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2001

That the House recede from its amendments as printed on pages 1182-1186 of the Senate Journal and pages 1349-1352 of the House Journal and that Engrossed Senate Bill No. 2001 be amended as follows:

Page 1, line 2, after the semicolon insert "to provide for governance of a legislative applications replacement system project; to provide for applications and transfers; to provide for a legislative council study; to amend and reenact section 54-03-20 of the North Dakota Century Code, relating to compensation of members of the legislative assembly; to provide an effective date;"

Page 2, line 5, replace "253,551" with "601,739"

Page 2, line 7, replace "100,000" with "226,085"

Page 2, line 9, replace "456,700" with "930,973"

Page 2, line 12, replace "255,125" with "251,007"

Page 2, line 16, replace "47,034" with "42,916"

Page 2, line 17, replace "503,734" with "973,889"

Page 2, line 26, replace "5,736,429" with "6,084,617"

Page 2, line 28, replace "106,000" with "232,085"

Page 2, line 30, replace "9,017,952" with "9,492,225"

Page 3, line 2, replace "5,171,154" with "5,167,036"

Page 3, line 5, replace "7,579,890" with "7,575,772"

Page 3, line 6, replace "16,597,842" with "17,067,997"

Page 3, after line 16, insert:

"SECTION 5. LEGISLATIVE APPLICATIONS REPLACEMENT SYSTEM GOVERNANCE. The legislative council shall develop, during the 2005-06 interim, a design, an analysis, and a plan for implementation of a replacement system for legislative applications. The legislative council staff and the information technology department staff shall develop a project plan. The legislative council's interim legislative management committee shall review the project plan and may request revisions to the plan before adopting the plan. The legislative council chairman may appoint an executive steering group for the project which may consist of members from the legislative council staff, members from the information technology department staff, and legislators. The project plan must be developed in a phased approach and must include a process for soliciting suggestions from members of the legislative assembly regarding system functions. After completion of a project phase, the legislative

management committee shall review and approve the deliverables from the completed phase before any consideration may be made for a subsequent phase. The individual designated as the project manager shall provide reports regarding the project as required by chapters 54-35 and 54-59.

SECTION 6. LEGISLATIVE COUNCIL STUDY - PRINTING OF BILLS AND RESOLUTIONS. The legislative council, through its legislative management committee, shall study, during the 2005-06 interim, the feasibility and desirability of arranging for the printing of bills and resolutions for the sixtieth legislative assembly by using computers and high-speed printers rather than printing multiple copies of all bills and having copies available in the bill and journal room. The legislative council shall report its findings and recommendations, together with any legislation necessary to implement the recommendations, to the sixtieth legislative assembly.

SECTION 7. LEGISLATIVE COUNCIL STUDY - LEGISLATIVE MEETING ROOMS. The legislative council, through its legislative management committee, shall study, during the 2005-06 interim, the need for additional legislative committee meeting rooms. The legislative council may expend any funds available for the remodeling of legislative meeting rooms if the study concludes that additional meeting rooms are needed. The legislative council shall report its findings and recommendations, together with any legislation necessary to implement the recommendations, to the sixtieth legislative assembly.

SECTION 8. LEGISLATIVE COUNCIL STUDY - DIVISION CHAIRMEN PAY. The legislative council, through its legislative management committee, shall study, during the 2005-06 interim, the appropriateness of increasing the daily compensation for chairmen of substantive standing committee divisions established by rule of the house or senate. The legislative council shall report its findings and recommendations, together with any legislation necessary to implement the recommendations, to the sixtieth legislative assembly.

SECTION 9. APPLICATION AND TRANSFER AUTHORITY. North Dakota Century Code sections 54-16-04 and 54-44.1-11 do not apply to chapter 1 of the 2003 Session Laws. Any unexpended funds from the appropriations in chapter 1 of the 2003 Session Laws may be used to assist in the cost of the legislative applications replacement project, including preplanning costs. The director of the office of management and budget and the state treasurer shall make transfers of funds between the line items and the agencies of the legislative branch within section 1 of that chapter as requested by the chairman of the legislative council or the chairman's designee.

SECTION 10. AMENDMENT. Section 54-03-20 of the North Dakota Century Code is amended and reenacted as follows:

54-03-20. Compensation and expense reimbursement of members of the legislative assembly.

1. Each member of the legislative assembly of the state of North Dakota is entitled to receive as compensation for services the sum of one hundred twenty-five dollars for each calendar day during any organizational, special, or regular legislative session and for each day that member attends a meeting of a legislative committee between the organizational session and the regular session as authorized by legislative rule.
2. Each member of the legislative assembly is entitled to receive reimbursement for lodging, which may not exceed a maximum of six hundred fifty dollars per calendar month for lodging in state, at the rates and in the manner provided in section 44-08-04 for each calendar day during the period of any organizational, special, or regular session.

3. a. Members of the legislative assembly who receive reimbursement for lodging are also entitled to reimbursement for travel for not to exceed one round trip taken during any calendar week, or portion of a week, the legislative assembly is in session, between their residences and the place of meeting of the legislative assembly, at the rate provided for state employees with the additional limitation that reimbursement for travel by common carrier may be only at the cost of coach fare and may not exceed one and one-half times the amount the member would be entitled to receive as mileage reimbursement for travel by motor vehicle.
 - b. A member of the legislative assembly who does not receive reimbursement for lodging and whose place of residence in the legislative district that the member represents is not within the city of Bismarck is entitled to reimbursement at the rate provided for state employees for necessary travel for not to exceed one round trip taken per day between the residence and the place of meeting of the legislative assembly when it is in session and may receive reimbursement for lodging at the place of meeting of the legislative assembly as provided in section 44-08-04 for each calendar day for which round trip travel reimbursement is not claimed, provided that the total reimbursement may not exceed six hundred fifty dollars per month.
4. The amount to which each legislator is entitled must be paid following the organizational session in December and following each month during a regular or special session.
5. If during a special session, the legislative assembly adjourns for more than three days, a member of the legislative assembly is entitled to receive compensation during those days only while in attendance at a standing committee if the legislator is a member of that committee, a majority or minority leader, or a legislator who is not on that committee but who has the approval of a majority or minority leader to attend.
6. A day, or portion of a day, spent in traveling to or returning from an organizational, special, or regular session or a legislative committee meeting must be included as a calendar day during a legislative session or as a day of a legislative committee meeting for the purposes of this section.
7. a. In addition, each member is entitled to receive during the term for which the member was elected, as compensation for the execution of public duties during the biennium, the sum of ~~two~~ three hundred fifty dollars a month, which is payable every six months or monthly, at the member's option.
 - b. If a member dies or resigns from office during the member's term, the member may be paid only the allowances provided for in this section for the period for which the member was actually a member.
 - c. The majority and minority leaders of the house and senate and the chairman of the legislative council, if the chairman is not a majority or minority leader, are each entitled to receive as compensation, in addition to any other compensation or expense reimbursement provided by law, the sum of two hundred fifty dollars per month during the biennium for their execution of public duties.
8. Attendance at any organizational, special, or regular session of the legislative assembly by any member is a conclusive presumption of entitlement as set out in this section and compensation and expense

allowances must be excluded from gross income for income tax purposes to the extent permitted for federal income tax purposes under section 127 of the Economic Recovery Tax Act of 1981 [Pub. L. 97-34; 95 Stat. 202; 26 U.S.C. 162(i)].

SECTION 11. EFFECTIVE DATE. Section 10 of this Act becomes effective on July 1, 2005."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Senate Bill No. 2001 - Summary of Conference Committee Action

	EXECUTIVE BUDGET	SENATE VERSION	CONFERENCE COMMITTEE CHANGES	CONFERENCE COMMITTEE VERSION	HOUSE VERSION	COMPARISON TO HOUSE
Legislative Assembly						
Total all funds	\$13,117,952	\$9,017,952	\$474,273	\$9,492,225	\$9,180,314	\$311,911
Less estimated income						
General fund	\$13,117,952	\$9,017,952	\$474,273	\$9,492,225	\$9,180,314	\$311,911
Legislative Council						
Total all funds	\$7,598,596	\$7,579,890	(\$4,118)	\$7,575,772	\$7,575,772	\$0
Less estimated income						
General fund	\$7,598,596	\$7,579,890	(\$4,118)	\$7,575,772	\$7,575,772	\$0
Bill Total						
Total all funds	\$20,716,548	\$16,597,842	\$470,155	\$17,067,997	\$16,756,086	\$311,911
Less estimated income						
General fund	\$20,716,548	\$16,597,842	\$470,155	\$17,067,997	\$16,756,086	\$311,911

Senate Bill No. 2001 - Legislative Assembly - Conference Committee Action

	EXECUTIVE BUDGET	SENATE VERSION	CONFERENCE COMMITTEE CHANGES	CONFERENCE COMMITTEE VERSION	HOUSE VERSION	COMPARISON TO HOUSE
Salaries and wages	\$5,736,429	\$5,736,429	\$348,188	\$6,084,617	\$5,898,791	\$185,826
Operating expenses	2,997,773	2,997,773		2,997,773	2,997,773	
Capital assets	6,000	106,000	126,085	232,085	106,000	126,085
National Conference of State Legislatures	177,750	177,750		177,750	177,750	
Legislative applications replacement	4,200,000					
Total all funds	\$13,117,952	\$9,017,952	\$474,273	\$9,492,225	\$9,180,314	\$311,911
Less estimated income						
General fund	\$13,117,952	\$9,017,952	\$474,273	\$9,492,225	\$9,180,314	\$311,911
FTE	0.00	0.00	0.00	0.00	0.00	0.00

Dept. 150 - Legislative Assembly - Detail of Conference Committee Changes

	REDUCES RECOMMENDED FUNDING FOR HEALTH INSURANCE	ADDS FUNDING FOR COMMITTEE ROOMS ¹	ADDS FUNDING FOR SOUND SYSTEM ²	ADDS FUNDING FOR LEGISLATOR MONTHLY COMPENSATION ³	TOTAL CONFERENCE COMMITTEE CHANGES
Salaries and wages	(\$16,100)			\$364,288	\$348,188
Operating expenses					
Capital assets		\$100,000	\$26,085		126,085
National Conference of State Legislatures					
Legislative applications replacement					
Total all funds	(\$16,100)	\$100,000	\$26,085	\$364,288	\$474,273
Less estimated income					
General fund	(\$16,100)	\$100,000	\$26,085	\$364,288	\$474,273
FTE	0.00	0.00	0.00	0.00	0.00

¹ The capital assets line item is increased by \$100,000 from the general fund to provide a total of \$200,000 for designing and remodeling space in the Capitol for an additional committee room or for refurbishing committee rooms.

² The capital assets line item is increased by \$26,085 from the general fund for replacing sound system mixers in the House chamber.

³ A section is added increasing, effective July 1, 2005, legislators' monthly compensation by \$100 per month, from \$250 to \$350 per month.

A section is added providing for the governance of the legislative applications replacement system computer project by the Legislative Council. The House had added a similar section relating to the development and oversight of the project.

A section is added requiring a Legislative Council study of the feasibility of printing bills and resolutions using high-speed printers for the 2007 legislative session. The House had added a section of legislative intent that the Legislative Council arrange for this for the 2007 session.

A section is added requiring a Legislative Council study of the need for additional legislative committee meeting rooms.

A section is added allowing for continuation of any unspent 2003-05 biennium appropriation authority of the legislative branch for costs of the legislative applications replacement system computer project, the same as the House version.

Sections and funding added by the House increasing legislator pay by \$10 per day during legislative sessions are removed.

Sections and funding added by the House are removed which provided that chairmen of standing committee divisions receive an additional \$5 per day during legislative sessions, the same as standing committee chairmen, which was to be retroactive to January 1, 2005. A section is added providing that the Legislative Management Committee study, during the interim, the appropriateness of increasing the daily compensation for these division chairmen.

Senate Bill No. 2001 - Legislative Council - Conference Committee Action

	EXECUTIVE BUDGET	SENATE VERSION	CONFERENCE COMMITTEE CHANGES	CONFERENCE COMMITTEE VERSION	HOUSE VERSION	COMPARISON TO HOUSE
Salaries and wages	\$5,189,860	\$5,171,154	(\$4,118)	\$5,167,036	\$5,167,036	
Operating expenses	2,367,736	2,367,736		2,367,736	2,367,736	
Capital assets	41,000	41,000		41,000	41,000	
Total all funds	\$7,598,596	\$7,579,890	(\$4,118)	\$7,575,772	\$7,575,772	\$0
Less estimated income						
General fund	\$7,598,596	\$7,579,890	(\$4,118)	\$7,575,772	\$7,575,772	\$0
FTE	33.00	33.00	0.00	33.00	33.00	0.00

Dept. 160 - Legislative Council - Detail of Conference Committee Changes

	REDUCES RECOMMENDED FUNDING FOR HEALTH INSURANCE	TOTAL CONFERENCE COMMITTEE CHANGES
Salaries and wages	(\$4,118)	(\$4,118)
Operating expenses		
Capital assets		
Total all funds	(\$4,118)	(\$4,118)
Less estimated income		
General fund	(\$4,118)	(\$4,118)
FTE	0.00	0.00