

**HOUSE BILL NO. 1395**  
**with Conference Committee Amendments**  
**HOUSE BILL NO. 1395**

Introduced by

Representatives Delzer, Boschee, Pollert

Senators Heckaman, Holmberg, Wardner

1 A BILL for an Act to adjust state agency spending authority approved by the emergency  
2 commission and budget section; to provide a statement of legislative intent; to provide an  
3 appropriation; to provide an exemption; to provide for retroactive application; and to declare an  
4 emergency.

**5 BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:****6 SECTION 1. EMERGENCY COMMISSION AUTHORIZATION ADJUSTMENTS -**

7 **APPROPRIATION.** The amounts identified in the emergency commission authorization column  
8 below represent the federal coronavirus relief fund spending authority approved for each  
9 agency or institution by the emergency commission and budget section under section  
10 54-16-04.1 for the biennium ending June 30, 2021. The director of the office of management  
11 and budget shall adjust the federal coronavirus relief fund spending authorization amount for  
12 each agency and institution to the amounts shown in the appropriation column which are  
13 appropriated from federal funds derived from the federal coronavirus relief fund to the agency or  
14 institution listed for the purpose of defraying expenses relating to the COVID-19 pandemic for  
15 the period beginning May 15, 2020, and ending June 30, 2021.

16	Emergency Commission			
17	<u>Agency or Institution</u>	<u>Authorization</u>	<u>Adjustment</u>	<u>Appropriation</u>
18	Governor	\$18,083	0	\$18,083
19	Secretary of state	49,216	0	49,216
20	Office of management and budget	7,003,055	18,315	7,021,370
21	Information technology department	61,868,226	0	61,868,226
22	State auditor	10,866	0	10,866
23	State treasurer	122,757,062	523,194	123,280,256
24	Tax commissioner	28,601	0	28,601

Sixty-seventh  
Legislative Assembly

1	Office of administrative hearings	522	0	522
2	Legislative assembly	3,100,000	0	3,100,000
3	Legislative council	100,000	0	100,000
4	Judicial branch	312,212	360,000	672,212
5	Department of public instruction	64,316,217	0	64,316,217
6	Department of trust lands	94,135	1,505	95,640
7	North Dakota university system office	1,468,787	0	1,468,787
8	Bismarck state college	4,210,745	0	4,210,745
9	Lake region state college	880,813	0	880,813
10	Williston state college	1,712,364	0	1,712,364
11	University of North Dakota	20,984,766	0	20,984,766
12	North Dakota state university	18,671,414	(52,750)	18,618,664
13	North Dakota state college of science	5,107,897	0	5,107,897
14	Dickinson state university	2,346,239	0	2,346,239
15	Mayville state university	2,206,656	0	2,206,656
16	Minot state university	2,454,439	0	2,454,439
17	Valley City state university	740,353	0	740,353
18	Dakota college at Bottineau	804,631	0	804,631
19	Department of career and technical	470,980	0	470,980
20	education			
21	State department of health	174,115,929	(72,542,160)	101,573,769
22	Department of environmental quality	745,000	0	745,000
23	Veterans' home	462,040	0	462,040
24	Indian affairs commission	20,915	0	20,915
25	Department of veterans' affairs	2,860	0	2,860
26	Department of human services	61,103,911	(548,937)	60,554,974
27	Job service North Dakota	372,381,213	(1,427,906)	370,953,307
28	Industrial commission	65,476,513	6,000,000	71,476,513
29	Bank of North Dakota	70,000,000	(1,322,817)	68,677,183
30	Mill and elevator association	116,690	0	116,690
31	Workforce safety and insurance	1,018,052	0	1,018,052



1	DEPARTMENT OF PUBLIC INSTRUCTION	
2	Elementary and secondary school emergency education relief	\$305,266,879
3	Emergency education relief homeless children and youth program	1,999,661
4	Assistance to nonpublic schools	4,151,371
5	Individuals with disabilities education act grant	<u>8,632,569</u>
6	Total federal funds	\$320,050,480
7	STATE LIBRARY	
8	COVID-19 salaries and wages	\$86,669
9	COVID-19 operating expenses	1,580,057
10	COVID-19 grants	<u>500,000</u>
11	Total federal funds	\$2,166,726
12	Subdivision 4.	
13	STATE DEPARTMENT OF HEALTH	
14	COVID-19 response	<u>\$87,290,597</u>
15	Total federal funds	\$87,290,597
16	Subdivision 5.	
17	VETERANS' HOME	
18	COVID-19 response	<u>\$1,300,000</u>
19	Total federal funds	\$1,300,000
20	Subdivision 6.	
21	DEPARTMENT OF HUMAN SERVICES	
22	COVID-19 operating expenses	\$16,863,309
23	COVID-19 grants	<u>224,826,531</u>
24	Total federal funds	\$241,689,840
25	Subdivision 7.	
26	ADJUTANT GENERAL	
27	COVID-19 response	<u>\$887,873</u>
28	Total federal funds	\$887,873
29	Subdivision 8.	
30	DEPARTMENT OF COMMERCE	

Sixty-seventh  
Legislative Assembly

1 COVID-19 response \$56,234,176  
2 Total federal funds \$56,234,176

3 Subdivision 9.

4 COUNCIL ON THE ARTS

5 COVID-19 funding \$759,060

6 Total federal funds \$759,060

7 Subdivision 10.

8 DEPARTMENT OF TRANSPORTATION

9 COVID-19 grants \$1,609,357

10 COVID-19 capital assets 317,000,000

11 Total federal funds \$318,609,357

12 Subdivision 11.

13 TOTAL - SECTION 2

14 Grand total federal funds \$1,079,148,109

15 **SECTION 3. LEGISLATIVE INTENT - STATE FISCAL RECOVERY FUND AND**

16 **CORONAVIRUS CAPITAL PROJECTS FUND.** It is the intent of the sixty-seventh legislative  
17 assembly that state fiscal recovery funds and any unexpended federal coronavirus capital  
18 projects funds received through H.R. 1319 of the 117<sup>th</sup> Congress, also known as the federal  
19 American Rescue Plan Act, be appropriated by the legislative assembly during future regular  
20 and special legislative sessions and that funding for one-time initiatives and projects that  
21 improve the well-being of the state's citizens be given consideration for use of this funding.

22 **SECTION 4. EXEMPTION.** The funding appropriated in section 1 of this Act is not subject to  
23 the provisions of section 54-44.1-11 and may be continued into the biennium beginning July 1,  
24 2021, and ending June 30, 2023.

25 **SECTION 5. RETROACTIVE APPLICATION.** Section 1 of this Act applies retroactively to  
26 May 15, 2020.

27 **SECTION 6. EMERGENCY.** This Act is declared to be an emergency measure.