

Introduced by

Legislative Management

(Appropriations Committee)

1 A BILL for an Act to provide an appropriation; to provide for a transfer; to authorize full-time  
2 equivalent positions; to provide an exemption; to provide for a report; and to provide an effective  
3 date.

4 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

5 **SECTION 1. APPROPRIATION - STATE TREASURER - ONE-TIME FUNDING - LOCAL**  
6 **FISCAL RELIEF ALLOCATIONS TO POLITICAL SUBDIVISIONS.** In addition to the funding  
7 provided under subdivision 1 of section 2 of House Bill No. 1395, as approved by the sixty-  
8 seventh legislative assembly, there is appropriated from federal funds the sum of \$3,014,975, or  
9 so much of the sum as may be necessary, to the state treasurer for the purpose of providing  
10 local fiscal relief allocations to political subdivisions, for the period beginning with the effective  
11 date of this Act and ending June 30, 2023. The funding provided under this section is  
12 considered a one-time funding item.

13 **SECTION 2. TRANSFER - BANK OF NORTH DAKOTA PROFITS - UNIVERSITY OF**  
14 **NORTH DAKOTA.** The industrial commission shall transfer to the university of North Dakota  
15 \$750,000 from the current earnings and accumulated undivided profits of the Bank of North  
16 Dakota for expenses associated with campus network upgrades, for the period beginning with  
17 the effective date of this Act and ending June 30, 2023.

18 **SECTION 3. APPROPRIATION - ATTORNEY GENERAL - ATTORNEY GENERAL**  
19 **REFUND FUND - SALARY EQUITY INCREASES.** There is appropriated out of any moneys in  
20 the attorney general refund fund in the state treasury, not otherwise appropriated, the sum of  
21 \$537,297, or so much of the sum as may be necessary, to the attorney general for the purpose  
22 of providing salary equity increases to employees in the crime laboratory of the attorney  
23 general's office, for the period beginning with the effective date of this Act and ending June 30,  
24 2023.

1       **SECTION 4. DEPARTMENT OF HUMAN SERVICES - FULL-TIME EQUIVALENT**

2       **POSITIONS.** Pursuant subsection 1 of section 26 of Senate Bill No. 2086, as approved by the  
3 sixty-seventh legislative assembly, the department of human services is authorized sixteen full-  
4 time equivalent positions for the period beginning with the effective date of this Act and ending  
5 June 30, 2023.

6       **SECTION 5. APPROPRIATION - DEPARTMENT OF HUMAN SERVICES - ONE-TIME**  
7 **FUNDING - EXEMPTION.**

8       1. There is appropriated from federal funds the sum of \$79,600,000, or so much of the  
9 sum as may be necessary, to the department of human services for the purpose of  
10 federal medical assistance percentage adjustments, for the period beginning with the  
11 effective date of this Act and ending June 30, 2023. The funding provided under this  
12 section is considered a one-time funding item.

13       2. Notwithstanding section 7 of House Bill No. 1012, as approved by the sixty-seventh  
14 legislative assembly, the department of human services may use up to \$16,000,000  
15 from general fund savings resulting from federal enhancements or adjustments that  
16 cause the federal medical assistance percentage to exceed the rates used by the  
17 sixty-seventh legislative assembly for budgeting purposes to address any decreases in  
18 the regular federal medical assistance percentage rate for the period beginning with  
19 the effective date of this Act and ending June 30, 2023.

20       **SECTION 6. APPROPRIATION - DEPARTMENT OF HUMAN SERVICES - MEDICAID**

21 **POSTPARTUM COVERAGE.** There is appropriated from federal funds the sum of \$600,000, or  
22 so much of the sum as may be necessary, to the department of human services for the purpose  
23 of medicaid postpartum coverage, for the period beginning with the effective date of this Act and  
24 ending June 30, 2023.

25       **SECTION 7. APPROPRIATION - DEPARTMENT OF HUMAN SERVICES - LIFESPAN**

26 **RESPITE CARE PROGRAM.** There is appropriated from federal funds the sum of \$386,690, or  
27 so much of the sum as may be necessary, to the department of human services for the purpose  
28 of the lifespan respite care program, for the period beginning with the effective date of this Act  
29 and ending June 30, 2023.

30       **SECTION 8. APPROPRIATION - DEPARTMENT OF HUMAN SERVICES - VULNERABLE**

31 **ADULT PROTECTION SERVICES PROGRAM.** There is appropriated from federal funds the

1 sum of \$1,936,350, or so much of the sum as may be necessary, to the department of human  
2 services for the purpose of the vulnerable adult protection services program, for the period  
3 beginning with the effective date of this Act and ending June 30, 2023.

4 **SECTION 9. APPROPRIATION - DEPARTMENT OF HUMAN SERVICES - ONE-TIME**  
5 **FUNDING - SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM VERIFICATION**

6 **DATABASE.** There is appropriated from federal funds the sum of \$239,558, or so much of the  
7 sum as may be necessary, to the department of human services for the purpose of a  
8 supplemental nutrition assistance program verification database, for the period beginning with  
9 the effective date of this Act and ending June 30, 2023. The funding provided under this section  
10 is considered a one-time funding item.

11 **SECTION 10. APPROPRIATION - DEPARTMENT OF HUMAN SERVICES - CHILDREN**  
12 **AND FAMILY SERVICES TRANSITION PROGRAM.** There is appropriated from federal funds

13 the sum of \$1,168,347, or so much of the sum as may be necessary, to the department of  
14 human services for the purpose of children and family services transition program, for the  
15 period beginning with the effective date of this Act and ending June 30, 2023.

16 **SECTION 11. FUNDING TRANSFERS - EXEMPTION - AUTHORIZATION - REPORT.**

17 Notwithstanding section 54-16-04, the director of the office of management and budget shall  
18 transfer appropriation authority between line items within subdivision 6 of section 1 of House Bill  
19 No. 1394, as approved by the sixty-seventh legislative assembly, and subdivision 6 of section 2  
20 of House Bill No. 1395, as approved by the sixty-seventh legislative assembly, for the period  
21 beginning with the effective date of this Act and ending June 30, 2023, as requested by the  
22 department of human services. The department of human services shall notify the legislative  
23 council of any transfer made pursuant to this section. The department shall report to the budget  
24 section after June 30, 2022, any transfer made in excess of \$50,000 and to the appropriations  
25 committees of the sixty-eighth legislative assembly regarding any transfers made pursuant to  
26 this section.

27 **SECTION 12. APPROPRIATION - DEPARTMENT OF HUMAN SERVICES - ONE-TIME**

28 **FUNDING - STATE HOSPITAL.** There is appropriated from federal funds the sum of \$200,000,  
29 or so much of the sum as may be necessary, to the department of human services for the  
30 purpose of defraying expenses at the state hospital, for the period beginning with the effective

1 date of this Act and ending June 30, 2023. The funding provided under this section is  
2 considered a one-time funding item.

3 **SECTION 13. APPROPRIATION - DEPARTMENT OF HUMAN SERVICES - MONEY**

4 **FOLLOWS THE PERSON CAPACITY PROGRAM.** There is appropriated from federal funds  
5 the sum of \$5,000,000, or so much of the sum as may be necessary, to the department of  
6 human services for the purpose of the money follows the person capacity program, for the  
7 period beginning with the effective date of this Act and ending June 30, 2023.

8 **SECTION 14. APPROPRIATION - DEPARTMENT OF HUMAN SERVICES - RANDOLPH**

9 **SHEPPARD VOCATIONAL REHABILITATION PROGRAM.** There is appropriated from federal  
10 funds the sum of \$22,663, or so much of the sum as may be necessary, to the department of  
11 human services for the purpose of the Randolph Sheppard vocational rehabilitation program, for  
12 the period beginning with the effective date of this Act and ending June 30, 2023.

13 **SECTION 15. APPROPRIATION - DEPARTMENT OF HUMAN SERVICES - FREE**

14 **THROUGH RECOVERY PROGRAM.** There is appropriated out of any special funds derived  
15 from income and other sources, not otherwise appropriated, the sum of \$3,300,000, or so much  
16 of the sum as may be necessary, to the department of human services for the purpose of the  
17 free through recovery program, for the period beginning with the effective date of this Act and  
18 ending June 30, 2023.

19 **SECTION 16. APPROPRIATION - RETIREMENT AND INVESTMENT OFFICE -**

20 **FULL-TIME EQUIVALENT POSITIONS.** There is appropriated out of any moneys from special  
21 funds derived from income, not otherwise appropriated, the sum of \$1,806,862, or so much of  
22 the sum as may be necessary, to the retirement and investment office for the purpose of new  
23 full-time equivalent positions and salary adjustments, for the period beginning with the effective  
24 date of this Act and ending June 30, 2023. Of the amount appropriated in this section,  
25 \$1,731,862 is for salaries and wages and \$75,000 is for operating expenses. The retirement  
26 and investment office is authorized six full-time equivalent positions.

27 **SECTION 17. APPROPRIATION - DEPARTMENT OF PUBLIC INSTRUCTION - PUBLIC**

28 **INSTRUCTION FUND - STATE FISCAL RECOVERY FUND - ONE-TIME FUNDING.** There is  
29 appropriated out of any moneys in the public instruction fund in the state treasury, derived from  
30 reimbursements withheld from school districts' integrated formula payments, not otherwise  
31 appropriated, the sum of \$10,000,000, or so much of the sum as may be necessary, and from

1 federal funds derived from the state fiscal recovery fund, the sum of \$100,000, or so much of  
2 the fund as may be necessary, to the department of public instruction for the purpose of  
3 information technology project upgrades to the state automated reporting system and the  
4 statewide longitudinal data system and for information technology upgrade funding in lieu of  
5 withholding from school districts not eligible for federal elementary and secondary school  
6 emergency relief funding allocations, for the period beginning with the effective date of this Act  
7 and ending June 30, 2023. The funding provided in this section is a one-time funding item.

8 **SECTION 18. EMERGENCY COMMISSION AND BUDGET SECTION SPENDING LIMIT**

9 **FOR SPECIAL FUNDS - EXEMPTION.** Notwithstanding the provisions of subsection 4 of  
10 section 54-16-04.2 regarding the aggregate request limit of \$5,000,000 per biennium, the  
11 emergency commission may authorize up to \$20,000,000 of aggregate requests for special  
12 funds and other sources under section 54-16-04.2, subject to any budget section approval  
13 requirements, for the biennium beginning July 1, 2021, and ending June 30, 2023.

14 **SECTION 19. EFFECTIVE DATE.** This Act becomes effective on December 1, 2021.