

Sixty-seventh
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1506

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 amend and reenact section 9 of chapter 46 of the 2021 Session Laws,
3 relating to the beyond visual line of sight unmanned aircraft system program; to provide an
4 exemption; to provide for a report; and to provide an effective date.

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

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

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

19 **SECTION 3. APPROPRIATION - ATTORNEY GENERAL - ATTORNEY GENERAL**
20 **REFUND FUND - SALARY EQUITY INCREASES.** There is appropriated out of any moneys in
21 the attorney general refund fund in the state treasury, not otherwise appropriated, the sum of
22 \$537,297, or so much of the sum as may be necessary, to the attorney general for the purpose
23 of providing salary equity increases to employees in the crime laboratory of the attorney

1 general's office, for the period beginning with the effective date of this Act and ending June 30,
2 2023.

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

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

8 **SECTION 5. APPROPRIATION - DEPARTMENT OF HUMAN SERVICES - ONE-TIME**
9 **FUNDING - EXEMPTION.**

- 10 1. There is appropriated from federal funds the sum of \$79,600,000, or so much of the
11 sum as may be necessary, to the department of human services for the purpose of
12 federal medical assistance percentage adjustments, for the period beginning with the
13 effective date of this Act and ending June 30, 2023. The funding provided under this
14 section is considered a one-time funding item.
- 15 2. Notwithstanding section 7 of House Bill No. 1012, as approved by the sixty-seventh
16 legislative assembly, the department of human services may use up to \$16,000,000
17 from general fund savings resulting from federal enhancements or adjustments that
18 cause the federal medical assistance percentage to exceed the rates used by the
19 sixty-seventh legislative assembly for budgeting purposes to address any decreases in
20 the regular federal medical assistance percentage rate for the period beginning with
21 the effective date of this Act and ending June 30, 2023.

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

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

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

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

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

2 **ADULT PROTECTION SERVICES PROGRAM.** There is appropriated from federal funds the
3 sum of \$1,936,350, or so much of the sum as may be necessary, to the department of human
4 services for the purpose of the vulnerable adult protection services program, for the period
5 beginning with the effective date of this Act and ending June 30, 2023.

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

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

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

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

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

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

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

30 **FUNDING - STATE HOSPITAL.** There is appropriated from federal funds the sum of \$200,000,
31 or so much of the sum as may be necessary, to the department of human services for the

1 purpose of defraying expenses at the state hospital, for the period beginning with the effective
2 date of this Act and ending June 30, 2023. The funding provided under this section is
3 considered a one-time funding item.

4 **SECTION 13. APPROPRIATION - DEPARTMENT OF HUMAN SERVICES - MONEY**
5 **FOLLOWS THE PERSON CAPACITY PROGRAM.** There is appropriated from federal funds
6 the sum of \$5,000,000, or so much of the sum as may be necessary, to the department of
7 human services for the purpose of the money follows the person capacity program, for the
8 period beginning with the effective date of this Act and ending June 30, 2023.

9 **SECTION 14. APPROPRIATION - DEPARTMENT OF HUMAN SERVICES - RANDOLPH**
10 **SHEPPARD VOCATIONAL REHABILITATION PROGRAM.** There is appropriated from federal
11 funds the sum of \$22,663, or so much of the sum as may be necessary, to the department of
12 human services for the purpose of the Randolph Sheppard vocational rehabilitation program, for
13 the period beginning with the effective date of this Act and ending June 30, 2023.

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

20 **SECTION 16. APPROPRIATION - RETIREMENT AND INVESTMENT OFFICE -**
21 **FULL-TIME EQUIVALENT POSITIONS.** There is appropriated out of any moneys from special
22 funds derived from income, not otherwise appropriated, the sum of \$1,806,862, or so much of
23 the sum as may be necessary, to the retirement and investment office for the purpose of new
24 full-time equivalent positions and salary adjustments, for the period beginning with the effective
25 date of this Act and ending June 30, 2023. Of the amount appropriated in this section,
26 \$1,731,862 is for salaries and wages and \$75,000 is for operating expenses. The retirement
27 and investment office is authorized six full-time equivalent positions.

28 **SECTION 17. APPROPRIATION - DEPARTMENT OF PUBLIC INSTRUCTION - PUBLIC**
29 **INSTRUCTION FUND - STATE FISCAL RECOVERY FUND - ONE-TIME FUNDING.** There is
30 appropriated out of any moneys in the public instruction fund in the state treasury, derived from
31 reimbursements withheld from school districts' integrated formula payments, not otherwise

1 appropriated, the sum of \$10,000,000, or so much of the sum as may be necessary, and from
2 federal funds derived from the state fiscal recovery fund, the sum of \$100,000, or so much of
3 the fund as may be necessary, to the department of public instruction for the purpose of
4 information technology project upgrades to the state automated reporting system and the
5 statewide longitudinal data system and for information technology upgrade funding in lieu of
6 withholding from school districts not eligible for federal elementary and secondary school
7 emergency relief funding allocations, for the period beginning with the effective date of this Act
8 and ending June 30, 2023. The funding provided in this section is a one-time funding item.

9 **SECTION 18. APPROPRIATION - BANK OF NORTH DAKOTA.** There is appropriated out
10 of any moneys in the Bank of North Dakota operating fund in the state treasury, not otherwise
11 appropriated, the sum of \$1,025,369, or so much of the sum as may be necessary, to the Bank
12 of North Dakota for the purpose of salaries and wages funding, for the period beginning with the
13 effective date of this Act, and ending June 30, 2023.

14 **SECTION 19. APPROPRIATION - DEPARTMENT OF COMMERCE - ONE-TIME**
15 **FUNDING - WORKFORCE COMMUNITY SERVICES PROGRAM.** There is appropriated from
16 federal funds, not otherwise appropriated, the sum of \$1,074,888, or so much of the sum as
17 may be necessary, to the department of commerce for the purpose of the workforce community
18 services program, for the period beginning with the effective date of this Act, and ending
19 June 30, 2023. The funding provided under this section is considered a one-time funding item.

20 **SECTION 20. APPROPRIATION - DEPARTMENT OF COMMERCE - ONE-TIME**
21 **FUNDING - COMMUNITY DEVELOPMENT PLANNING GRANT PROGRAM.** There is
22 appropriated from federal funds, not otherwise appropriated, the sum of \$1,000,000, or so much
23 of the sum as may be necessary, to the department of commerce for the purpose of a
24 community development planning grant program, for the period beginning with the effective date
25 of this Act, and ending June 30, 2023. The funding provided under this section is considered a
26 one-time funding item.

27 **SECTION 21. APPROPRIATION - DEPARTMENT OF COMMERCE - ONE-TIME**
28 **FUNDING - WORKFORCE INNOVATION NETWORK GRANT PROGRAM.** There is
29 appropriated from special funds, not otherwise appropriated, the sum of \$100,000, or so much
30 of the sum as may be necessary, to the department of commerce for the purpose of a workforce
31 innovation network grant program, for the period beginning with the effective date of this Act,

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

3 **SECTION 22. AMENDMENT.** Section 9 of chapter 46 of the 2021 Session Laws is
4 amended and reenacted as follows:

5 **SECTION 9. BEYOND VISUAL LINE OF SIGHT UNMANNED AIRCRAFT**
6 **SYSTEM PROGRAM - MATCHING FUND REQUIREMENT - ONE-TIME FUNDING.**

7 The grants line item in section 1 of this Act includes \$1,000,000 from the general fund
8 for grants to an organization dedicated to expanding workforce opportunities, training,
9 and education related to the beyond visual line of sight unmanned aircraft system
10 industry, ~~which the~~. The department of commerce may provide funding under this
11 section only to the extent the organization provides one dollar of matching funds from
12 private or other public sources during the period beginning July 1, 2020, and ending
13 June 30, 2023, for each one dollar provided by the department. This funding is
14 considered a one-time funding item.

15 **SECTION 23. EMERGENCY COMMISSION AND BUDGET SECTION SPENDING LIMIT**
16 **FOR SPECIAL FUNDS - EXEMPTION.** Notwithstanding the provisions of subsection 4 of
17 section 54-16-04.2 regarding the aggregate request limit of \$5,000,000 per biennium, the
18 emergency commission may authorize up to \$20,000,000 of aggregate requests for special
19 funds and other sources under section 54-16-04.2, subject to any budget section approval
20 requirements, for the biennium beginning July 1, 2021, and ending June 30, 2023.

21 **SECTION 24. EFFECTIVE DATE.** This Act becomes effective on December 1, 2021.