

2023 SENATE STATE AND LOCAL GOVERNMENT

SB 2029

2023 SENATE STANDING COMMITTEE MINUTES

State and Local Government Committee
Room JW216, State Capitol

SB 2029
1/5/2023

Relating to emergency commission and budget section approval to accept and disburse federal funds and state special funds.
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1:00 PM Chairman Roers opened the hearing. Present: **Chairman Roers, Vice Chairman Barta, Senator Cleary, Senator Estenson, Senator Lee, and Senator Braunberger.**

Discussion Topics:

- Limits and caps
- Expenditures

Adam Mathiak, Legislative Council, in neutral position. No written testimony.

1:15 PM **Joe Morrissette, Director OMB** testified in support. #12426

Senator Klein, District 14, in support and no written testimony.

Senator Lee moved an emergency clause amendment. **Senator Barta** seconded. Voice Vote was taken and passed.

Senator Lee moved a **DO PASS** as amended. #23.0284.01001.
Senator Braunberger seconded.

Senators	Vote
Senator Kristin Roers	Y
Senator Jeff Barta	Y
Senator Ryan Braunberger	Y
Senator Sean Cleary	Y
Senator Judy Estenson	Y
Senator Judy Lee	Y

VOTE: 6 YES 0 NO 0 Absent Bill Passed

Chairman Roers will carry the bill.

1:30 PM **Chairman Roers** closed the meeting.

Pam Dever, Committee Clerk

OK
1-5-2023
181

PROPOSED AMENDMENTS TO SENATE BILL NO. 2029

Page 1, line 3, after the second "funds" insert "; and to declare an emergency"

Page 4, after line 20, insert:

"SECTION 3. EMERGENCY. This Act is declared to be an emergency measure."

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2029: State and Local Government Committee (Sen. K. Roers, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2029 was placed on the Sixth order on the calendar. This bill does not affect workforce development.

Page 1, line 3, after the second "funds" insert "; and to declare an emergency"

Page 4, after line 20, insert:

"SECTION 3. EMERGENCY. This Act is declared to be an emergency measure."

Renumber accordingly

2023 HOUSE GOVERNMENT AND VETERANS AFFAIRS

SB 2029

2023 HOUSE STANDING COMMITTEE MINUTES

Government and Veterans Affairs Committee Pioneer Room, State Capitol

SB 2029
3/2/2023

Relating to emergency commission and budget section approval to accept and disburse federal funds and state special funds; and to declare an emergency.

Meeting called to order by Chairmen Schauer at 8:37 AM.

Chairman Austen Schauer, Vice Chairman Bernie Satrom, Reps. Landon Bahl, Claire Cory, Jeff A. Hoverson, Jorin Johnson, Karen Karl, Carrie McLeod, Karen M. Rohr, Vicky Steiner, Steve Vetter, and Mary Schneider present. Rep. Scott Louser virtually present.

Discussion Topics:

- State budget
- Maximum funding
- Exceeding funding cap
- Role of emergency commission

Adam Mathiak, Fiscal Analyst for Legislative Council, spoke in a neutral position.

Joe Morrissette, Director of Office of Management and Budget, supportive testimony (#21300).

Chairman Weisz adjourned the meeting at 9:12 AM.

Phillip Jacobs, Committee Clerk

2023 HOUSE STANDING COMMITTEE MINUTES

Government and Veterans Affairs Committee Pioneer Room, State Capitol

SB 2029
3/10/2023

Relating to emergency commission and budget section approval to accept and disburse federal funds and state special funds; and to declare an emergency.

Meeting called to order by Chairmen Schauer at 11:36 AM.

Chairman Austen Schauer, Vice Chairman Bernie Satrom, Reps. Claire Cory, Jeff A. Hoverson, Jorin Johnson, Karen Karls, Scott Louser, Carrie McLeod, Karen M. Rohr, Vicky Steiner, Steve Vetter, and Mary Schneider present. Rep. Landon Bahl not present.

Discussion Topics:

- Committee work

Chairman Schauer called for a discussion on SB 2029.

Rep. Steiner moved a do not pass on SB 2029.

Seconded by Rep. Rohr.

Roll Call Vote:

Representatives	Vote
Representative Austen Schauer	Y
Representative Bernie Satrom	Y
Representative Landon Bahl	AB
Representative Claire Cory	Y
Representative Jeff A. Hoverson	Y
Representative Jorin Johnson	Y
Representative Karen Karls	N
Representative Scott Louser	Y
Representative Carrie McLeod	Y
Representative Karen M. Rohr	Y
Representative Mary Schneider	Y
Representative Vicky Steiner	Y
Representative Steve Vetter	Y

Motion carries 11-1-1.

Carried by Rep. Steiner.

Chairman Schauer adjourned the meeting at 11:42 AM.

Phillip Jacobs, Committee Clerk

REPORT OF STANDING COMMITTEE

SB 2029, as engrossed: Government and Veterans Affairs Committee (Rep. Schauer, Chairman) recommends DO NOT PASS (11 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). Engrossed SB 2029 was placed on the Fourteenth order on the calendar.

2023 HOUSE STANDING COMMITTEE MINUTES

Government and Veterans Affairs Committee Pioneer Room, State Capitol

SB 2029
3/30/2023

Relating to emergency commission and budget section approval to accept and disburse federal funds and state special funds; and to declare an emergency.

Meeting called to order by Chairmen Schauer at 9:11 AM.

Chairman Austen Schauer, Vice Chairman Bernie Satrom, Reps. Landon Bahl, Claire Cory, Jorin Johnson, Karen Karls, Karen M. Rohr, Vicky Steiner, Steve Vetter, and Mary Schneider present. Reps. Jeff A. Hoverson, Scott Louser, and Carrie McLeod not present.

Discussion Topics:

- Committee work
- Amendments

Chairman Schauer called for a discussion on SB 2029.

Rep. Schneider moved to reconsider the committee's previous actions on SB 2029.

Seconded by Rep. Steiner.

Roll Call Vote:

Representatives	Vote
Representative Austen Schauer	Y
Representative Bernie Satrom	Y
Representative Landon Bahl	Y
Representative Claire Cory	Y
Representative Jeff A. Hoverson	AB
Representative Jorin Johnson	Y
Representative Karen Karls	Y
Representative Scott Louser	AB
Representative Carrie McLeod	AB
Representative Karen M. Rohr	Y
Representative Mary Schneider	Y
Representative Vicky Steiner	Y
Representative Steve Vetter	Y

Motion carries 10-0-3.

Rep. Steiner moved to adopt amendment (#23.0284.02004) to SB 2029 (#27417).

Seconded by Rep. Rohr.

Roll Call Vote:

Representatives	Vote
Representative Austen Schauer	Y
Representative Bernie Satrom	Y
Representative Landon Bahl	Y
Representative Claire Cory	Y
Representative Jeff A. Hoverson	AB
Representative Jorin Johnson	Y
Representative Karen Karls	Y
Representative Scott Louser	AB
Representative Carrie McLeod	AB
Representative Karen M. Rohr	Y
Representative Mary Schneider	Y
Representative Vicky Steiner	Y
Representative Steve Vetter	Y

Motion carries 10-0-3.

Rep. Steiner proposed amendment to SB 2029, as follows;

Page 4, line 20, after “governor” insert “. The director of the office of management and budget shall notify the members of the legislative assembly of any requests submitted which, if approved, would exceed the limit under this subsection”

Rep. Cory moved to adopt the previously stated amendment to SB 2029.

Seconded by Rep. Bahl.

Roll Call Vote:

Representatives	Vote
Representative Austen Schauer	Y
Representative Bernie Satrom	Y
Representative Landon Bahl	Y
Representative Claire Cory	Y
Representative Jeff A. Hoverson	AB
Representative Jorin Johnson	Y
Representative Karen Karls	Y
Representative Scott Louser	AB
Representative Carrie McLeod	AB
Representative Karen M. Rohr	Y
Representative Mary Schneider	Y
Representative Vicky Steiner	Y
Representative Steve Vetter	Y

Motion carries 10-0-3.

Chairman Schauer adjourned the meeting at 9:42 AM.

Phillip Jacobs, Committee Clerk

2023 HOUSE STANDING COMMITTEE MINUTES

Government and Veterans Affairs Committee Pioneer Room, State Capitol

SB 2029
3/30/2023

Relating to emergency commission and budget section approval to accept and disburse federal funds and state special funds; and to declare an emergency.

Meeting called to order by Chairmen Schauer at 2:50 PM.

Chairman Austen Schauer, Vice Chairman Bernie Satrom, Claire Cory, Jorin Johnson, Karen Karls, Karen M. Rohr, Vicky Steiner, Steve Vetter, and Mary Schneider present. Reps. Landon Bahl, Jeff A. Hoverson, Scott Louser, and Carrie McLeod not present.

Discussion Topics:

- Committee work
- Amendments

Chairman Schauer called for a discussion on SB 2029.

Rep. Steiner moved to adopt amendment (#23.0284.02005) to SB 2029, (#27416).

Seconded by Rep. Rohr.

Roll Call Vote:

Representatives	Vote
Representative Austen Schauer	Y
Representative Bernie Satrom	Y
Representative Landon Bahl	AB
Representative Claire Cory	Y
Representative Jeff A. Hoverson	AB
Representative Jorin Johnson	Y
Representative Karen Karls	Y
Representative Scott Louser	AB
Representative Carrie McLeod	AB
Representative Karen M. Rohr	Y
Representative Mary Schneider	Y
Representative Vicky Steiner	Y
Representative Steve Vetter	Y

Motion carries 9-0-4.

Rep. Rohr moved a do pass as amended on SB 2029.

Seconded by Rep. Cory.

Roll Call Vote:

Representatives	Vote
Representative Austen Schauer	Y
Representative Bernie Satrom	Y
Representative Landon Bahl	AB
Representative Claire Cory	Y
Representative Jeff A. Hoverson	AB
Representative Jorin Johnson	Y
Representative Karen Karls	Y
Representative Scott Louser	AB
Representative Carrie McLeod	AB
Representative Karen M. Rohr	Y
Representative Mary Schneider	Y
Representative Vicky Steiner	Y
Representative Steve Vetter	Y

Motion carries 9-0-4.

Carried by Rep. Steiner.

Chairman Schauer adjourned the meeting at 2:57 PM.

Phillip Jacobs, Committee Clerk

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3-30-23

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2029

Page 2, line 27, after "fifty" insert "forty"

Page 2, line 27, remove the overstrike over "~~million-dollars~~"

Page 2, line 27, remove "an amount equal"

Page 2, remove line 28

Page 2, line 29, remove "most recently adjourned special or regular session of the legislative assembly"

Page 2, line 30, after "fifty" insert "forty"

Page 2, line 31, remove the overstrike over "~~million-dollars~~"

Page 2, line 31, remove "an amount equal to two percent of the current biennial state"

Page 3, line 1, remove "general fund budget"

Page 3, line 3, after "governor" insert ". The director of the office of management and budget shall notify the members of the legislative assembly of any requests submitted which, if approved, would exceed the limit under this subsection"

Page 3, line 5, after "fifty" insert "forty"

Page 3, line 5, remove the overstrike over "~~million-dollars~~"

Page 3, line 5, remove "an"

Page 3, remove lines 6 and 7

Page 3, line 8, remove "assembly"

Page 4, line 13, after "five" insert "ten"

Page 4, line 13, remove the overstrike over "~~million-dollars~~"

Page 4, line 13, remove "an"

Page 4, remove lines 14 and 15

Page 4, line 16, remove "assembly"

Page 4, line 17, after "five" insert "ten"

Page 4, line 17, remove the overstrike over "~~million-dollars~~"

Page 4, line 17, remove "an amount equal to one percent of the current biennial"

Page 4, line 18, remove "state general fund budget"

Page 4, line 20, after "governor" insert ". The director of the office of management and budget shall notify the members of the legislative assembly of any requests submitted which, if approved, would exceed the limit under this subsection"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2029, as engrossed: Government and Veterans Affairs Committee (Rep. Schauer, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (9 YEAS, 0 NAYS, 4 ABSENT AND NOT VOTING). Engrossed SB 2029 was placed on the Sixth order on the calendar.

Page 2, line 27, after "~~fifty~~" insert "forty"

Page 2, line 27, remove the overstrike over "~~million dollars~~"

Page 2, line 27, remove "an amount equal"

Page 2, remove line 28

Page 2, line 29, remove "most recently adjourned special or regular session of the legislative assembly"

Page 2, line 30, after "~~fifty~~" insert "forty"

Page 2, line 31, remove the overstrike over "~~million dollars~~"

Page 2, line 31, remove "an amount equal to two percent of the current biennial state"

Page 3, line 1, remove "general fund budget"

Page 3, line 3, after "governor" insert ". The director of the office of management and budget shall notify the members of the legislative assembly of any requests submitted which, if approved, would exceed the limit under this subsection"

Page 3, line 5, after "~~fifty~~" insert "forty"

Page 3, line 5, remove the overstrike over "~~million dollars~~"

Page 3, line 5, remove "an"

Page 3, remove lines 6 and 7

Page 3, line 8, remove "assembly"

Page 4, line 13, after "~~five~~" insert "ten"

Page 4, line 13, remove the overstrike over "~~million dollars~~"

Page 4, line 13, remove "an"

Page 4, remove lines 14 and 15

Page 4, line 16, remove "assembly"

Page 4, line 17, after "~~five~~" insert "ten"

Page 4, line 17, remove the overstrike over "~~million dollars~~"

Page 4, line 17, remove "an amount equal to one percent of the current biennial"

Page 4, line 18, remove "state general fund budget"

Page 4, line 20, after "governor" insert ". The director of the office of management and budget shall notify the members of the legislative assembly of any requests submitted which, if approved, would exceed the limit under this subsection"

Renumber accordingly

2023 CONFERENCE COMMITTEE

SB 2029

2023 SENATE STANDING COMMITTEE MINUTES

State and Local Government Committee
Room JW216, State Capitol

SB 2029
4/14/2023
CONFERENCE COMMITTEE

Relating to emergency commission and budget section approval to accept and disburse federal funds and state special funds; declare an emergency.
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8:36 AM Chair Roers opened meeting. Present: Chair Roers, Sen Cleary, Chair Steiner, Rep Rohr, and Rep Schauer. Sen Estenson absent.

Discussion Topics:

- Money change
- Percentage
- Constitutional duty
- Constituents' questions

Chair Steiner explained House reasoning.

Chair Roers explained Senate rationale. Needs to discuss with leadership.

Joe Morsette, Office Management Budget, answered questions.

8:53 AM Chair Roers adjourned the meeting.

Pam Dever, Committee Clerk

2023 SENATE STANDING COMMITTEE MINUTES

State and Local Government Committee
Room JW216, State Capitol

SB 2029
4/18/2023
CONFERENCE COMMITTEE

Relating to emergency commission and budget section approval to accept and disburse federal funds and state special funds; declare an emergency.
--

10:07 AM Chair Roers opened committee work. Present: Chair Roers, Sen Estenson, Sen Cleary, Chair Steiner, Rep Rohr, and Rep Schauer.

Discussion Topics:

- Percentage of budget
- Notification language

Rep Steiner presented an amendment. 23.0284.02007 #27662.

Adam Mathiak, Legislative Council, was asked forward to answer questions.

Rep Schauer handed committee information. #27663.

Chair Steiner moved the House recede from House amendments and amend further.

Rep Rohr seconded the motion.

ROLL CALL VOTE: Yes – 6 NO – 0 Absent – 0

Chair Roers will carry the bill for the Senate.

Chair Steiner will carry the bill for the House.

10:26 AM Chair Roers adjourned the meeting.

Pam Dever, Committee Clerk

OK
1/2
4-18-23

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2029

That the House recede from its amendments as printed on pages 1334 and 1335 of the Senate Journal and pages 1493 and 1494 of the House Journal and that Engrossed Senate Bill No. 2029 be amended as follows:

Page 2, line 27, remove the overstrike over "~~fifty million dollars~~"

Page 2, line 27, remove "an amount equal"

Page 2, remove line 28

Page 2, line 29, remove "most recently adjourned special or regular session of the legislative assembly"

Page 2, line 30, remove the overstrike over "fifty"

Page 2, line 31, remove the overstrike over "~~million dollars of funds~~"

Page 2, line 31, remove "an amount equal to two percent of the current biennial state"

Page 3, line 1, remove "general fund budget"

Page 3, line 3, after "governor" insert ". The director of the office of management and budget shall notify the members of the legislative assembly of any requests submitted which, if approved, would exceed the limit under this subsection"

Page 3, line 5, remove the overstrike over "~~fifty million dollars~~"

Page 3, line 5, remove "an"

Page 3, remove lines 6 and 7

Page 3, line 8, remove "assembly"

Page 4, line 13, after "five" insert "twenty"

Page 4, line 13, remove the overstrike over "~~million dollars~~"

Page 4, line 13, remove "an"

Page 4, remove lines 14 and 15

Page 4, line 16, remove "assembly"

Page 4, line 17, after "five" insert "twenty"

Page 4, line 17, remove the overstrike over "~~million dollars~~"

Page 4, line 17, remove "an amount equal to one percent of the current biennial"

Page 4, line 18, remove "state general fund budget"

Page 4, line 20, after "governor" insert ". The director of the office of management and budget shall notify the members of the legislative assembly of any requests submitted which, if approved, would exceed the limit under this subsection"

Renumber accordingly

DR
272
4-18-23

2023 SENATE CONFERENCE COMMITTEE
ROLL CALL VOTES

BILL/RESOLUTION NO. SB 2029 as (re) engrossed

Senate State and Local Government Committee

- Action Taken SENATE accede to House Amendments
 SENATE accede to House Amendments and further amend
 HOUSE recede from House amendments
 HOUSE recede from House amendments and amend as follows
- Unable to agree, recommends that the committee be discharged and a new committee be appointed

Motion Made by: Rep Steiner Seconded by: Rep Rohr

Senators	4/14	4/18		Yes	No	Representatives	4/14	4/18		Yes	No
Chair Roers	x	x		X		Chair Steiner	x	x		X	
Sen Estenson	AB	x		X		Rep Rohr	x	x		X	
Sen Cleary	x	x		X		Rep Schauer	x	x		X	
Total Senate Vote				3		Total Rep. Vote				3	

Vote Count Yes: 6 No: 0 Absent: 0

Senate Carrier Sen Roers House Carrier Rep Steiner

LC Number 23.0284 . 02008 of amendment

LC Number 23.0284 . 04000 of engrossment

Emergency clause added or deleted

Statement of purpose of amendment – page 2 line 31 for legislators need to be notified of cap changes

REPORT OF CONFERENCE COMMITTEE

SB 2029, as engrossed: Your conference committee (Sens. K. Roers, Estenson, Cleary and Reps. Steiner, Rohr, Schauer) recommends that the **HOUSE RECEDE** from the House amendments as printed on SJ pages 1334-1335, adopt amendments as follows, and place SB 2029 on the Seventh order:

That the House recede from its amendments as printed on pages 1334 and 1335 of the Senate Journal and pages 1493 and 1494 of the House Journal and that Engrossed Senate Bill No. 2029 be amended as follows:

Page 2, line 27, remove the overstrike over "~~fifty million dollars~~"

Page 2, line 27, remove "an amount equal"

Page 2, remove line 28

Page 2, line 29, remove "most recently adjourned special or regular session of the legislative assembly"

Page 2, line 30, remove the overstrike over "~~fifty~~"

Page 2, line 31, remove the overstrike over "~~million dollars of funds~~"

Page 2, line 31, remove "an amount equal to two percent of the current biennial state"

Page 3, line 1, remove "general fund budget"

Page 3, line 3, after "governor" insert ". The director of the office of management and budget shall notify the members of the legislative assembly of any requests submitted which, if approved, would exceed the limit under this subsection"

Page 3, line 5, remove the overstrike over "~~fifty million dollars~~"

Page 3, line 5, remove "an"

Page 3, remove lines 6 and 7

Page 3, line 8, remove "assembly"

Page 4, line 13, after "~~five~~" insert "twenty"

Page 4, line 13, remove the overstrike over "~~million dollars~~"

Page 4, line 13, remove "an"

Page 4, remove lines 14 and 15

Page 4, line 16, remove "assembly"

Page 4, line 17, after "~~five~~" insert "twenty"

Page 4, line 17, remove the overstrike over "~~million dollars~~"

Page 4, line 17, remove "an amount equal to one percent of the current biennial"

Page 4, line 18, remove "state general fund budget"

Insert LC: 23.0284.02008
Senate Carrier: K. Roers
House Carrier: Steiner

Page 4, line 20, after "governor" insert ". The director of the office of management and budget shall notify the members of the legislative assembly of any requests submitted which, if approved, would exceed the limit under this subsection"

Renumber accordingly

Engrossed SB 2029 was placed on the Seventh order of business on the calendar.

TESTIMONY

SB 2029

TESTIMONY OF

Joe Morrisette, Director, Office of Management and Budget

Good afternoon, Chairman Roers and committee members. I am Joe Morrisette, Director of the Office of Management and Budget. I am here to testify in support of SB 2029.

This bill would raise the current limits that restrict the authority of the Emergency Commission to approve additional special and federal funds that become available to state agencies during the interim. It would also make the limits dynamic as a percentage of the state budget rather than a fixed dollar amount. This is a reasonable approach as it allows the caps to grow over time as the state budget grows.

The 2021-23 biennium was the first biennium where the Emergency Commission authority was subject to caps. Those caps were \$50 million for federal fund approvals and \$5 million for special funds. Thankfully, the legislature addressed the inadequacy of the special funds cap during the 2021 special session and temporarily increased the cap to \$20 million.

This bill would adjust the cap for federal funds to 2% of general fund budget, which in the current biennium would put that cap at \$99.9 million. The cap for special funds would be set at 1% of the general fund budget, which in the current biennium would be \$49.9 million.

During the 2021-23 biennium, the Emergency Commission approved the expenditure of an additional \$49.7 million of federal funds and additional \$19.7 million of special funds. This left a cushion for federal authority of just \$332,000, or 0.70% and a cushion for special fund authority of just \$345,000, or 1.73%. Some requests were amended or not approved to avoid exceeding the cap.

The caps proposed in this bill would have been adequate to approve all requests presented to the Emergency Commission during the current biennium. Although I think caps are an unnecessary restriction on the authority of the Emergency Commission, the caps proposed in this bill are an improvement over current law and will help ensure that a special legislative session is not required to approve a federal grant opportunity. We are experiencing unprecedented levels of federal appropriations, and new federal funding opportunities are available to state agencies. This bill would provide additional flexibility to allow the state to take advantage of new federal funding opportunities.

Chairman Roers and committee members, this concludes my testimony. I ask for your support for SB 2029. I would be happy to answer any questions.

TESTIMONY OF

Joe Morrissette, Director, Office of Management and Budget

Good afternoon, Chairman Schauer and committee members. I am Joe Morrissette, Director of the Office of Management and Budget. I am here to testify in support of SB 2029.

This bill would raise the current limits that restrict the authority of the Emergency Commission to approve additional special and federal funds that become available to state agencies during the interim. It would also make the limits dynamic as a percentage of the state budget rather than a fixed dollar amount. This is a reasonable approach as it allows the caps to grow over time as the state budget grows. The 2021-23 biennium was the first biennium where the Emergency Commission authority was subject to caps. Those caps were \$50 million for federal fund approvals and \$5 million for special funds. Thankfully, the legislature addressed the inadequacy of the special funds cap during the 2021 special session and temporarily increased the cap to \$20 million.

This bill would adjust the cap for federal funds to 2% of general fund budget, which in the current biennium would put that cap at \$99.9 million. The cap for special funds would be set at 1% of the general fund budget, which in the current biennium would be \$49.9 million.

During the 2021-23 biennium, the Emergency Commission approved the expenditure of an additional \$49.7 million of federal funds and additional \$19.7 million of special funds. This left a cushion for federal authority of just \$332,000, or 0.70% and a cushion for special fund authority of just \$345,000, or 1.73%. Some requests were amended or not approved to avoid exceeding the cap. The emergency clause added by the Senate in section 3 of the bill is important. Without the emergency clause, this bill would take effect August 1 and we would have little capacity under existing law to make budget adjustments through the Emergency Commission process to close out the 2021-23 biennium.

The caps proposed in this bill would have been adequate to approve all requests presented to the Emergency Commission during the current biennium. Although I think caps are an unnecessary restriction on the authority of the Emergency Commission, the caps proposed in this bill are an improvement over current law and will help ensure that a special legislative session is not required to approve a federal grant opportunity. We are experiencing unprecedented levels of federal appropriations, and new federal funding opportunities are available to state agencies. This bill would provide additional flexibility to allow the state to take advantage of new federal funding opportunities.

Chairman Schauer and committee members, this concludes my testimony. I ask for your support for SB 2029. I would be happy to answer any questions.

23.0284.02005
Title.

Prepared by the Legislative Council staff for
Representative Steiner
March 30, 2023

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2029

Page 2, line 27, after "~~fifty~~" insert "forty"

Page 2, line 27, remove the overstrike over "~~million dollars~~"

Page 2, line 27, remove "an amount equal"

Page 2, remove line 28

Page 2, line 29, remove "most recently adjourned special or regular session of the legislative assembly"

Page 2, line 30, after "~~fifty~~" insert "forty"

Page 2, line 31, remove the overstrike over "~~million dollars~~"

Page 2, line 31, remove "an amount equal to two percent of the current biennial state"

Page 3, line 1, remove "general fund budget"

Page 3, line 3, after "governor" insert ". The director of the office of management and budget shall notify the members of the legislative assembly of any requests submitted which, if approved, would exceed the limit under this subsection"

Page 3, line 5, after "~~fifty~~" insert "forty"

Page 3, line 5, remove the overstrike over "~~million dollars~~"

Page 3, line 5, remove "an"

Page 3, remove lines 6 and 7

Page 3, line 8, remove "assembly"

Page 4, line 13, after "~~five~~" insert "ten"

Page 4, line 13, remove the overstrike over "~~million dollars~~"

Page 4, line 13, remove "an"

Page 4, remove lines 14 and 15

Page 4, line 16, remove "assembly"

Page 4, line 17, after "~~five~~" insert "ten"

Page 4, line 17, remove the overstrike over "~~million dollars~~"

Page 4, line 17, remove "an amount equal to one percent of the current biennial"

Page 4, line 18, remove "state general fund budget"

Page 4, line 20, after "governor" insert ". The director of the office of management and budget shall notify the members of the legislative assembly of any requests submitted which, if approved, would exceed the limit under this subsection"

Renumber accordingly

23.0284.02004
Title.

Prepared by the Legislative Council staff for
Representative Steiner
March 28, 2023

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2029

Page 1, line 1, replace "sections 54-16-04.1 and" with "section"

Page 1, line 3, remove "federal funds and"

Page 1, line 3, remove "; and to declare an emergency"

Page 1, remove lines 5 through 24

Page 2, remove lines 1 through 31

Page 3, remove lines 1 through 12

Page 4, line 12, remove the overstrike over "aggregate"

Page 4, line 12, remove "cumulative"

Page 4, line 13, after "five" insert "twenty" "ten"

Page 4, line 13, remove the overstrike over "~~million dollars~~"

Page 4, line 13, remove "an"

Page 4, remove lines 14 and 15

Page 4, line 16, remove "assembly"

Page 4, line 17, after "five" insert "twenty" "ten"

Page 4, line 17, remove the overstrike over "~~million dollars~~"

Page 4, line 17, remove "an amount equal to one percent of the current biennial"

Page 4, line 18, remove "state general fund budget"

Page 4, remove line 21

Renumber accordingly

\$50 million struck + replace w/ \$40 million



23.0284.02007
Title.

Prepared by the Legislative Council staff for
Representative Steiner
April 17, 2023

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2029

That the House recede from its amendments as printed on pages 1334 and 1335 of the Senate Journal and pages 1493 and 1494 of the House Journal and that Engrossed Senate Bill No. 2029 be amended as follows:

Page 2, line 27, remove the overstrike over "~~fifty million dollars~~"

Page 2, line 27, remove "an amount equal"

Page 2, remove line 28

Page 2, line 29, remove "most recently adjourned special or regular session of the legislative assembly"

Page 2, line 30, remove the overstrike over "~~fifty~~"

Page 2, line 31, remove the overstrike over "~~million dollars of funds~~"

Page 2, line 31, remove "an amount equal to two percent of the current biennial state"

Page 3, line 1, remove "general fund budget"

Page 3, line 5, remove the overstrike over "~~fifty million dollars~~"

Page 3, line 5, remove "an"

Page 3, remove lines 6 and 7

Page 3, line 8, remove "assembly"

Page 4, line 13, after "~~five~~" insert "twenty"

Page 4, line 13, remove the overstrike over "~~million dollars~~"

Page 4, line 13, remove "an"

Page 4, remove lines 14 and 15

Page 4, line 16, remove "assembly"

Page 4, line 17, after "~~five~~" insert "twenty"

Page 4, line 17, remove the overstrike over "~~million dollars~~"

Page 4, line 17, remove "an amount equal to one percent of the current biennial"

Page 4, line 18, remove "state general fund budget"

Renumber accordingly

Schauer, Austen

Subject: FW: Emergency Commission - History of Spending Approvals

From: Mathiak, Adam <amathiak@ndlegis.gov>
Sent: Thursday, March 2, 2023 11:00 AM
To: -Grp-NDLA House Government & Veterans Affairs <ndlahgovtvets@ndlegis.gov>
Cc: Knudson, Allen H. <aknudson@ndlegis.gov>; Jacobs, Phillip <pjacobs@ndlegis.gov>; Paulson, Timothy <tpaulson@ndlegis.gov>
Subject: Emergency Commission - History of Spending Approvals

Members of the House Government and Veterans Affairs Committee:

As requested, the schedule below provides information on the requests approved by the Emergency Commission since the 2007-08 interim. The information was included in the [background memorandum](#) related to the Government Finance Committee’s study of the Emergency Commission and Budget Section spending approval limits.

	Total Requests	State Special Funds	Federal Funds
2007-08 interim	33	\$20,988,584	\$70,454,427
2009-10 interim	39	\$2,130,000 ¹	\$63,413,419 ¹
2011-12 interim	28	\$546,000 ²	\$25,904,860 ²
2013-14 interim	24	\$1,987,856 ³	\$7,169,024 ³
2015-16 interim	17	\$1,460,000 ⁴	\$1,558,365 ⁴
2017-18 interim	11	\$231,550 ⁵	\$31,124,500 ⁵
2019-20 interim	62	\$40,595,000 ⁶	\$1,883,802,474 ⁶

¹These amounts include \$50,701,861 of federal American Recovery and Reinvestment Act (ARRA) funding, but exclude \$131,418,750 related to federal disaster relief funding and \$81,750,000 of emergency transportation funding (\$6,750,000 of matching funds from the state highway fund and \$75,500,000 of Federal Highway Administration emergency relief funds).

²These amounts include \$7,000,000 of federal ARRA funding, but exclude \$386,710,411 related to disaster relief funding (\$33,610,411 from the state disaster relief fund and \$353,100,000 of federal funds) and \$387,100,000 of emergency transportation funding (\$32,400,000 of matching funds from the state highway fund and \$354,700,000 of Federal Highway Administration emergency relief funds).

³These amounts exclude \$27,332,970 from the state disaster relief fund and \$11,134,875 from federal funds related to disaster relief funding.

⁴These amounts exclude \$32,307,427 from the state disaster relief fund related to disaster relief funding.

⁵These amounts exclude \$4,512,468 from the state disaster relief fund related to disaster relief funding.

⁶These amounts include \$1,772,634,147 of federal coronavirus relief funding, but exclude \$494,915 from the state disaster relief fund related to disaster relief funding.

Please let us know if you have any questions. Thank you.

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 ND Legislative Council
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