

**HOUSE BILL NO. 1395**  
**with Senate 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	0	312,212
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	(582,942)	60,520,969
27	Job service North Dakota	372,381,213	(1,427,906)	370,953,307
28	Industrial commission	65,476,513	4,000,000	69,476,513
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	Assistance to nonpublic schools	4,151,371
4	Individuals with disabilities education act grant	<u>8,632,569</u>
5	Total federal funds	\$318,050,819
6	Subdivision 3.	
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>174,826,531</u>
24	Total federal funds	\$191,689,840
25	Subdivision 7.	
26	ADJUTANT GENERAL	
27	COVID-19 response	<u>\$887,873</u>
28	Total federal funds	\$887,873
29	Subdivision 8.	
30	COUNCIL ON THE ARTS	

Sixty-seventh  
Legislative Assembly

1 COVID-19 funding \$759,060  
2 Total federal funds \$759,060

3 Subdivision 9.

4 DEPARTMENT OF TRANSPORTATION

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

6 COVID-19 capital assets 317,000,000

7 Total federal funds \$318,609,357

8 Subdivision 10.

9 TOTAL - SECTION 2

10 Grand total federal funds \$970,914,272

11 **SECTION 3. LEGISLATIVE INTENT - STATE FISCAL RECOVERY FUND.** It is the intent of  
12 the sixty-seventh legislative assembly that state fiscal recovery funds received through  
13 H.R. 1319 of the 117<sup>th</sup> Congress, also known as the federal American Rescue Plan Act, be  
14 appropriated by the legislative assembly during future regular and special legislative sessions.

15 **SECTION 4. EXEMPTION.** The funding appropriated in section 1 of this Act is not subject to  
16 the provisions of section 54-44.1-11 and may be continued into the biennium beginning July 1,  
17 2021, and ending June 30, 2023.

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

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