

LEGISLATIVE COUNCIL STUDIES AND RESOLUTIONS FOR THE 2005-06 LEGISLATIVE INTERIM - REQUIRED OR TO BE PRIORITIZED

This memorandum presents information on study directives of the 59th Legislative Assembly. The first column identifies the resolution or bill and section number of the study directive. The second column describes the study directive, as contained in the title of the resolution or the section of the bill (with respect to those bills that require a study rather than provide for Legislative Council discretion in screening the study, the requirement is indicated in the description). The third column provides

information on current relevant laws, relevant 2005 legislative proposals, and legislative proposals for Legislative Council studies since 1993. A two-year reference indicates the interim the study was conducted. The committee that conducted the study is identified after the description. A single-year reference with respect to a study indicates the legislative session the study was proposed, but the study was not given priority by the Legislative Council.

Bill or Resolution No.	Subject Matter	Notes - 2005 Legislative Proposals - Prior Studies
1473 § 1	(Required Study by an 18-Member Commission on Alternatives to Incarceration) Study sentencing alternatives, mandatory sentences, treatment options, the expanded use of problem-solving courts, home monitoring, and other related issues	<p style="text-align: center;">NOTE</p> <p>Two similar studies were passed by the Legislative Assembly.</p> <p>HCR 3047 - Study sentencing alternatives with an emphasis on the expanded use of rehabilitation over incarceration, the provision of more treatment options, and the adequate funding of treatment programs</p> <p>SB 2015 § 12 - Directs the Legislative Council to appoint an interim committee to develop a legislative strategic plan, including site and facilities' plans, for the Department of Corrections and Rehabilitation's incarceration and correctional facility needs</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1277 - Failed to pass the Senate; would have authorized the use of an electronic home detention and global positioning system monitoring for certain offenders</p> <p>SB 2341 - Establishes a pilot program in Walsh, Pembina, and Grand Forks Counties which provides that in lieu of incarceration, an individual who has pled guilty or has been found guilty of certain felony drug offenses may be sentenced to a period of probation of not less than 18 months in conjunction with a suspended execution of a sentence of imprisonment, a sentence to probation, or an order deferring imposition of sentence during which the individual may be required to participate in a drug addiction program</p> <p>SB 2349 - Creates an office of faith-based and community initiatives within the Governor's office</p> <p>SB 2373 - Authorizes the Department of Human Services to establish beds at the State Hospital for the treatment of individuals who are addicted to methamphetamine or other controlled substances</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>HB 1506 § 6 (2003-04) - The long-term needs of all state inmates and if the Department of Corrections and Rehabilitation should continue to contract to house state female inmates with county jails or if the state should expand the prison system, including a review of the east cellblock of the State Penitentiary and future needs for maximum security prisoners; the female population and related treatment, programming, and training needs; and the mental health services of the State Hospital, including if the Department of Corrections and Rehabilitation should continue to expand its facilities on the State Hospital grounds and if patients at the State</p>

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		<p>Hospital with mental health needs should be served in other locations (Budget Committee on Government Services)</p> <p>HCR 3032 (2003) - The feasibility and desirability of converting vacant public school buildings in rural areas into methamphetamine detoxification and treatment facilities (Not given priority)</p> <p>HCR 3037 (2003-04) - The needs of individuals with mental illness, drug and alcohol addictions, and physical or developmental disabilities, including individuals with multiple needs, and how the state responds to those needs; the long-term plans for the State Hospital, the Developmental Center at Westwood Park, Grafton, state and county correctional facilities, and other state facilities and the relationships among those facilities; the impact and availability of community services; the state's criminal justice process from arrest to release; alternatives to incarceration; and the effectiveness of incarceration and treatment (Budget Committee on Government Services)</p> <p>SB 2016 §§ 5 and 6 (2001-02) - The facilities and operations of the Department of Corrections and Rehabilitation. The consultant hired to conduct this study addressed issues related to population projections; conducted a capacity needs analysis, an operations assessment, a physical plant review, and a program review; and addressed the housing of female inmates and the use of State Hospital facilities for correctional purposes. Section 6 appropriated \$200,000 to contract with a consultant to conduct the study. (Corrections Committee)</p> <p>SCR 4018 (2001-02) - The commitment procedures contained in NDCC Chapter 25-03.1 and the commitment laws from other states to determine if North Dakota law sufficiently addresses the treatment needs of controlled substance abusers in this state; to study the mandatory minimum sentence requirements of Chapter 19-03.1 and the mandatory minimum sentencing laws from other states and the federal government relating to drug offenses; and to study the need for legislation to assist in the cooperative efforts of state, local, and federal agencies to combat unlawful drug use and abuse in this state (Corrections Committee)</p> <p>SCR 4033 (2001-02) - The commitment procedures for individuals with mental illness (Judiciary A Committee)</p> <p>SCR 4015 (1999-2000) - The adult correctional system in the state, including its functions, responsibilities, funding, and operation, and the causes of past and projected future increases in the state's adult inmate population, including the impact of sentencing laws (Criminal Justice Committee)</p> <p>SCR 4051 (1999-2000) - The classification of criminal offenses throughout the North Dakota Century Code (Criminal Justice Committee)</p> <p>SB 2012 § 31 (1999-2000) - The feasibility and desirability of collocating the Developmental Center and the State Hospital at one location and of transferring additional buildings on the State Hospital grounds to the Department of Corrections and Rehabilitation (Budget Committee on Institutional Services)</p> <p>SB 2016 (1997-98) - Programs to prevent crime and delinquency and reduce incarceration (Criminal Justice Committee)</p> <p>HCR 3002 (1995-96) - Monitor the continued development of a continuum of services for the mentally ill and chemically dependent and the changes in the role of the State Hospital and expanded community services, including psychosocial clubs and the clubhouse project (Budget Committee on Government Services)</p> <p>SCR 4063 (1993-94) - Feasibility and desirability of establishing a women's correctional facility off the State Penitentiary grounds (Budget Committee on Government Finance)</p>
3047	Study sentencing alternatives with an emphasis on the expanded use of rehabilitation over incarceration, the provision of more treatment options, and	<p style="text-align: center;">NOTE</p> <p>Two similar studies were passed by the Legislative Assembly.</p>

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	the adequate funding of treatment programs	<p>HB 1473 - Provides for a Commission on Alternatives to Incarceration to study sentencing alternatives, mandatory sentences, treatment options, the expanded use of problem-solving courts, home monitoring, and other related issues</p> <p>SB 2015 § 12 - Directs the Legislative Council to appoint an interim committee to develop a legislative strategic plan, including site and facilities' plans, for the Department of Corrections and Rehabilitation's incarceration and correctional facility needs</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1277 - Failed to pass the Senate; would have authorized the use of an electronic home detention and global positioning system monitoring for certain offenders</p> <p>SB 2341 - Establishes a pilot program in Walsh, Pembina, and Grand Forks Counties which provides that in lieu of incarceration, an individual who has pled guilty or has been found guilty of certain felony drug offenses may be sentenced to a period of probation of not less than 18 months in conjunction with a suspended execution of a sentence of imprisonment, a sentence to probation, or an order deferring imposition of sentence during which the individual may be required to participate in a drug addiction program</p> <p>SB 2349 - Creates an office of faith-based and community initiatives within the Governor's office</p> <p>SB 2373 - Authorizes the Department of Human Services to establish beds at the State Hospital for the treatment of individuals who are addicted to methamphetamine or other controlled substances</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>HB 1506 § 6 (2003-04) - The long-term needs of all state inmates and if the department of Corrections and Rehabilitation should continue to contract to house state female inmates with county jails or if the state should expand the prison system, including a review of the east cellblock of the State Penitentiary and future needs for maximum security prisoners; the female population and related treatment, programming, and training needs; and the mental health services of the State Hospital, including if the Department of Corrections and Rehabilitation should continue to expand its facilities on the State Hospital grounds and if patients at the State Hospital with mental health needs should be served in other locations (Budget Committee on Government Services)</p> <p>HCR 3032 (2003) - The feasibility and desirability of converting vacant public school buildings in rural areas into methamphetamine detoxification and treatment facilities (Not given priority)</p> <p>HCR 3037 (2003-04) - The needs of individuals with mental illness, drug and alcohol addictions, and physical or developmental disabilities, including individuals with multiple needs, and how the state responds to those needs; the long-term plans for the State Hospital, the Developmental Center at Westwood Park, Grafton, state and county correctional facilities, and other state facilities and the relationships among those facilities; the impact and availability of community services; the state's criminal justice process from arrest to release; alternatives to incarceration; and the effectiveness of incarceration and treatment (Budget Committee on Government Services)</p> <p>SB 2016 § 5 (2001-02) - The facilities and operations of the Department of Corrections and Rehabilitation. The consultant hired to conduct this study addressed issues related to population projections; conducted a capacity needs analysis, an operations assessment, a physical plant review, and a program review; and addressed the housing of female inmates and the use of State Hospital facilities for correctional purposes. (Corrections Committee)</p> <p>SCR 4018 (2001-02) - The commitment procedures contained in NDCC Chapter 25-03.1 and the commitment laws from other states to determine if North Dakota law sufficiently addresses the treatment needs of controlled</p>

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		<p>substance abusers in this state; to study the mandatory minimum sentence requirements of Chapter 19-03.1 and the mandatory minimum sentencing laws from other states and the federal government relating to drug offenses; and to study the need for legislation to assist in the cooperative efforts of state, local, and federal agencies to combat unlawful drug use and abuse in this state (Corrections Committee)</p> <p>SCR 4033 (2001-02) - The commitment procedures for individuals with mental illness (Judiciary A Committee)</p> <p>SCR 4015 (1999-2000) - The adult correctional system in the state, including its functions, responsibilities, funding, and operation, and the causes of past and projected future increases in the state's adult inmate population, including the impact of sentencing laws (Criminal Justice Committee)</p> <p>SCR 4051 (1999-2000) - The classification of criminal offenses throughout the North Dakota Century Code (Criminal Justice Committee)</p> <p>SB 2012 § 31 (1999-2000) - The feasibility and desirability of collocating the Developmental Center and the State Hospital at one location and of transferring additional buildings on the State Hospital grounds to the Department of Corrections and Rehabilitation (Budget Committee on Institutional Services)</p> <p>SB 2016 (1997-98) - Programs to prevent crime and delinquency and reduce incarceration (Criminal Justice Committee)</p> <p>HCR 3002 (1995-96) - Monitor the continued development of a continuum of services for the mentally ill and chemically dependent and the changes in the role of the State Hospital and expanded community services, including psychosocial clubs and the clubhouse project (Budget Committee on Government Services)</p> <p>SCR 4063 (1993-94) - Feasibility and desirability of establishing a women's correctional facility off the State Penitentiary grounds (Budget Committee on Government Finance)</p>
2015 § 12 (Amended by HB 1015 § 41)	(Required Study by a Department of Corrections and Rehabilitation's Incarceration and Correctional Facility Needs Committee) Develop a legislative strategic plan, including site and facilities' plans, for the Department of Corrections and Rehabilitation's incarceration and correctional facility needs	<p style="text-align: center;">NOTE</p> <p>Two similar studies were passed by the Legislative Assembly.</p> <p>HB 1473 - Provides for a Commission on Alternatives to Incarceration to study sentencing alternatives, mandatory sentences, treatment options, the expanded use of problem-solving courts, home monitoring, and other related issues</p> <p>HCR 3047 - Study sentencing alternatives with an emphasis on the expanded use of rehabilitation over incarceration, the provision of more treatment options, and the adequate funding of treatment programs</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1277 - Failed to pass the Senate; would have authorized the use of an electronic home detention and global positioning system monitoring for certain offenders</p> <p>SB 2341 - Establishes a pilot program in Walsh, Pembina, and Grand Forks Counties which provides that in lieu of incarceration, an individual who has pled guilty or has been found guilty of certain felony drug offenses may be sentenced to a period of probation of not less than 18 months in conjunction with a suspended execution of a sentence of imprisonment, a sentence to probation, or an order deferring imposition of sentence during which the individual may be required to participate in a drug addiction program</p> <p>SB 2349 - Creates an office of faith-based and community initiatives within the Governor's office</p> <p>SB 2373 - Authorizes the Department of Human Services to establish beds at the State Hospital for the treatment of individuals who are addicted to methamphetamine or other controlled substances</p> <p style="text-align: center;">PRIOR STUDIES</p>

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		<p>HB 1506 § 6 (2003-04) - The long-term needs of all state inmates and if the Department of Corrections and Rehabilitation should continue to contract to house state female inmates with county jails or if the state should expand the prison system, including a review of the east cellblock of the State Penitentiary and future needs for maximum security prisoners; the female population and related treatment, programming, and training needs; and the mental health services of the State Hospital, including if the Department of Corrections and Rehabilitation should continue to expand its facilities on the State Hospital grounds and if patients at the State Hospital with mental health needs should be served in other locations (Budget Committee on Government Services)</p> <p>HCR 3032 (2003) - The feasibility and desirability of converting vacant public school buildings in rural areas into methamphetamine detoxification and treatment facilities (Not given priority)</p> <p>HCR 3037 (2003-04) - The needs of individuals with mental illness, drug and alcohol addictions, and physical or developmental disabilities, including individuals with multiple needs, and how the state responds to those needs; the long-term plans for the State Hospital, the Developmental Center at Westwood Park, Grafton, state and county correctional facilities, and other state facilities and the relationships among those facilities; the impact and availability of community services; the state's criminal justice process from arrest to release; alternatives to incarceration; and the effectiveness of incarceration and treatment (Budget Committee on Government Services)</p> <p>SB 2016 § 5 (2001-02) - The facilities and operations of the Department of Corrections and Rehabilitation. The consultant hired to conduct this study addressed issues related to population projections; conducted a capacity needs analysis, an operations assessment, a physical plant review, and a program review; and addressed the housing of female inmates and the use of State Hospital facilities for correctional purposes. (Corrections Committee)</p> <p>SCR 4018 (2001-02) - The commitment procedures contained in NDCC Chapter 25-03.1 and the commitment laws from other states to determine if North Dakota law sufficiently addresses the treatment needs of controlled substance abusers in this state; to study the mandatory minimum sentence requirements of Chapter 19-03.1 and the mandatory minimum sentencing laws from other states and the federal government relating to drug offenses; and to study the need for legislation to assist in the cooperative efforts of state, local, and federal agencies to combat unlawful drug use and abuse in this state (Corrections Committee)</p> <p>SCR 4033 (2001-02) - The commitment procedures for individuals with mental illness (Judiciary A Committee)</p> <p>SCR 4015 (1999-2000) - The adult correctional system in the state, including its functions, responsibilities, funding, and operation, and the causes of past and projected future increases in the state's adult inmate population, including the impact of sentencing laws (Criminal Justice Committee)</p> <p>SB 2012 § 31 (1999-2000) - The feasibility and desirability of collocating the Developmental Center and the State Hospital at one location and of transferring additional buildings on the State Hospital grounds to the Department of Corrections and Rehabilitation (Budget Committee on Institutional Services)</p> <p>SB 2016 (1997-98) - Programs to prevent crime and delinquency and reduce incarceration (Criminal Justice Committee)</p> <p>HCR 3002 (1995-96) - Monitor the continued development of a continuum of services for the mentally ill and chemically dependent and the changes in the role of the State Hospital and expanded community services, including psychosocial clubs and the clubhouse project (Budget Committee on Government Services)</p> <p>SCR 4063 (1993-94) - Feasibility and desirability of establishing a women's correctional facility off the State Penitentiary grounds (Budget Committee on Government Finance)</p>
1015 § 29	Study employee salaries of the	NOTE

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	<p>Department of Corrections and Rehabilitation, including a salary comparison of the department's employees to market, salary increases and equity adjustments from 1995 through 2005, salary increases and equity adjustments authorized for the 2005-07 biennium, employee turnover, and salary equity funding requested and provided</p>	<p>SB 2015 (2005) - Provides \$1 million for correctional officers and \$500,000 for all Department of Corrections and Rehabilitation employees for equity adjustments and an intent statement that if the department can identify \$250,000 of general fund savings, the savings be used to provide equity adjustments for employees in the Field Services Division. In addition, the bill contains a mandatory study to develop a strategic plan for correctional facility needs and a mandatory study of all state employee compensation.</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>HB 1506 § 6 (2003-04) - The long-term needs of all state inmates and if the Department of Corrections and Rehabilitation should continue to contract to house state female inmates with county jails or if the state should expand the prison system, including a review of the east cellblock of the State Penitentiary and future needs for maximum security prisoners; the female population and related treatment, programming, and training needs; and the mental health services of the State Hospital, including if the Department of Corrections and Rehabilitation should continue to expand its facilities on the State Hospital grounds and if patients at the State Hospital with mental health needs should be served in other locations (Budget Committee on Government Services)</p> <p>SCR 4017 (2001-02) - The feasibility and desirability of implementing a retirement program for all law enforcement and correctional officers within the state of North Dakota which provides retirement benefits similar to those provided to the members of the Highway Patrolmen's retirement system pursuant to NDCC Chapter 39-03.1 (Employee Benefits Programs Committee)</p> <p>SB 2016 § 5 (2001-02) - The facilities and operations of the Department of Corrections and Rehabilitation (Corrections Committee)</p> <p>SB 2411 (1999-2000) - Privatizing and contracting for services provided by state agencies (Budget Committee on Government Services)</p>
1523 § 1	<p>(Required Study by a Six-Member Workers' Compensation Review Committee) Study workers' compensation claims that are brought to the committee by injured workers for the purpose of determining whether changes should be made to the laws relating to workers' compensation</p>	<p style="text-align: center;">NOTE</p> <p>NDCC § 65-02-03.3 - Legislative Audit and Fiscal Review Committee receives annual report from director of Workforce Safety and Insurance and the chairman of the Workforce Safety and Insurance Board of Directors</p> <p>NDCC § 65-02-05.1 - Budget Section receives biennial report from Workforce Safety and Insurance on all revenues deposited in and expenditures from the building maintenance account of the Workforce Safety and Insurance fund</p> <p>NDCC § 65-02-30 - Legislative Audit and Fiscal Review Committee receives report from director of Workforce Safety and Insurance, chairman of the Workforce Safety and Insurance Board of Directors, and the auditor regarding the biennial performance audit of Workforce Safety and Insurance</p> <p>NDCC § 65-04-03.1 - Budget Section receives periodic reports from Workforce Safety and Insurance and the Risk Management Division of the Office of Management and Budget on the success of a single workers' compensation account for state entities covered by Chapter 32-12.2</p> <p>NDCC § 65-06.2-09 - Legislative Council receives safety audit of the Roughrider Industries work program and performance audit of the program of modified workers' compensation coverage</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>Legislative Council Chairman Directive (2003-04) - Review the 2004 rate increase proposed by Workforce Safety and Insurance and projections for future rate assignments (Commerce Committee)</p> <p>HB 3050 (2003) - Equity of the current system for awarding workers' compensation death benefits and the feasibility and desirability of creating a death benefit investment system (Not given priority)</p>

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		<p>HCR 3064 (2001) - Workers' compensation fraud by employers, employees, attorneys, health care providers, and rehabilitation service providers in order to identify the financial impact of such fraud on the North Dakota workers' compensation fund, the most appropriate method of addressing such fraud, and the cost of addressing such fraud (Not given priority)</p> <p>SB 2214 § 5 (1999-2000) - Receive report from the Workers Compensation Bureau regarding the recommendations from its study of the benefits available to persons receiving long-term disability or death benefits from the bureau (Commerce and Labor Committee)</p> <p>SB 2008 § 7 (1995-96) - The services provided by the Public Service Commission, their cost and effectiveness, and the need for continuing the services as a result of regulatory changes at both the state and federal level (Government Organization Committee)</p> <p>SB 2403 § 3 (1995-96) - Feasibility and desirability of the Workers Compensation Bureau establishing a system through which injured workers whose disability benefits cease upon reaching retirement age under 1995 House Bill No. 1228 would receive a pension or an annuity in lieu of further disability benefits; and review the different methods through which the pension or annuity would be established and paid, who would be responsible for administering the pension or annuity, and to which injured workers the pension or annuity would be paid (Commerce Committee)</p> <p>SB 2200 § 12 (1993-94) - Feasibility and desirability of replacing the workers' compensation permanent partial impairment benefit system with a permanent partial disability system and of requiring that the medical basis for certifying disability be established by medical evidence supported by objective medical findings and study the impact of consortium awards on third-party subrogation settlements and cases (Workers' Compensation Committee)</p> <p>SCR 4038 (1993-94) - The workers' compensation system, including the cost and delivery of medical care, the cost of rehabilitation, legal fees, previous legislation, premium structure, alternate insurance concepts and the impact on the fund of those concepts, administration and staffing of the bureau, the number of injured workers receiving social services benefits, and employer and employee fraud (Workers' Compensation Committee)</p>
1524 § 1	<p>(Required Study by a Seven-Member Tribal and State Relations Committee) Study tribal-state issues, including government-to-government relations, the delivery of services, case management services, child support enforcement, and issues related to the promotion of economic development</p>	<p style="text-align: center;">NOTE</p> <p>Two other measures relating to tribal-state relations committees were considered during the 2005 legislative session.</p> <p>HB 1440 - Failed to pass the House; would have created a Legislative Council state-tribal relations committee</p> <p>SB 2320 - Failed to pass the Senate; would have created a Legislative Council state-tribal relations committee</p> <p>HCR 3001 - Directs the Legislative Council to study the legal and enforcement issues relating to child support collections on Indian reservations, including state and tribal court jurisdictions, recognition of income withholding orders, and logistics involved in transferring child support collected to custodial parents</p> <p>HCR 3031 - Directs a study of issues relating to tribal-state relations, including methods for encouraging greater tribal-state cooperation; the promotion of economic development on Indian reservations in the state; the identification and study of health care, child welfare services, social services, environmental protection, education, and law enforcement issues on the reservations; the identification and study of the social and fiscal impact of providing social services in counties within and adjacent to the reservations; and the identification and proposals for the resolution of the water issues affecting the state and the tribes</p> <p style="text-align: center;">LEGISLATION 2005</p>

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		<p>HB 1081 - Provides that if a school district enters an agreement with a tribal government to perform any administrative service, activity, or undertaking, the school district is required to provide written notice to the Superintendent of Public Instruction that it is contemplating entering into an agreement and is required to consider written recommendations that the Superintendent makes regarding the agreement</p> <p>HB 1526 - Authorizes the Industrial Commission to establish at the Bank of North Dakota a guaranty program for a business located in the state which contracts with a business located in the state which is either owned by one of the five North Dakota Indian tribes or which is an American Indian-owned small business located in this state</p> <p>SB 2025 - Failed to pass the Senate; would have required the Governor to submit a proposed gaming compact to the Legislative Assembly before entering, renewing, amending, or extending any compact</p> <p>SB 2041 - Provides that an individual hunting on Indian land pursuant to a tribal hunting license is not required to possess a state license to hunt on that land</p> <p>SB 2321 - Failed to pass the House; would have added an enrolled member of a federally recognized Indian tribe to the membership of the State Health Council</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>SCR 4029 (2003) - Issues relating to the Indian population of the state, including sovereignty, educational opportunities, population disbursement, unemployment, health concerns, suicide rates, living conditions, and impact on the caseloads of the Department of Human Services and the Department of Corrections and Rehabilitation (Not given priority)</p> <p>SB 2114 § 3 (1999-2000) - Require the Department of Human Services to report periodically to the Legislative Council on the progress of any negotiation with any tribal government to establish a pilot project for administration of a tribal family assistance grant from the United States Department of Health and Human Services (Budget Committee on Human Services)</p> <p>HCR 3002 (1999) - American Indian long-term care and case management needs, access to appropriate services, and the functional relationship between state service units and the North Dakota American Indian reservation service systems (Not given priority)</p> <p>HCR 3005 (1997-98) - American Indian long-term care needs and access to appropriate services and the functional relationship between state service units and the American Indian reservation service systems (Budget Committee on Long-Term Care)</p> <p>SCR 4030 (1997-98) - Issues of welfare reform as they relate to the relationship between the state and the federally recognized Indian tribes within the state (Welfare Reform Committee)</p> <p>SCR 4053 (1997-98) - The prevention of and dispositional alternatives to juvenile crime with a focus on services offered to American Indian children (Criminal Justice Committee)</p>
3031	Study issues relating to tribal-state relations, including methods for encouraging greater tribal-state cooperation; the promotion of economic development on Indian reservations in the state; the identification and study of health care, child welfare services, social services, environmental protection, education, and law	<p style="text-align: center;">NOTE</p> <p>Three bills relating to tribal-state relations committees were considered during the 2005 legislative session.</p> <p>HB 1440 - Failed to pass the House; would have created a Legislative Council state-tribal relations committee</p> <p>HB 1524 - Provides for a Legislative Council tribal and state relations committee</p> <p>SB 2320 - Failed to pass the Senate; would have created a Legislative Council state-tribal relations committee</p>

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	<p>enforcement issues on the reservations; the identification and study of the social and fiscal impact of providing social services in counties within and adjacent to the reservations; and the identification and proposals for the resolution of the water issues affecting the state and the tribes</p>	<p>HCR 3001 - Directs the Legislative Council to study the legal and enforcement issues relating to child support collections on Indian reservations, including state and tribal court jurisdictions, recognition of income withholding orders, and logistics involved in transferring child support collected to custodial parents</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1081 - Provides that if a school district enters an agreement with a tribal government to perform any administrative service, activity, or undertaking, the school district is required to provide written notice to the Superintendent of Public Instruction that it is contemplating entering into an agreement and is required to consider written recommendations that the Superintendent makes regarding the agreement</p> <p>HB 1526 - Authorizes the Industrial Commission to establish at the Bank of North Dakota a guaranty program for a business located in the state which contracts with a business located in the state which is either owned by one of the five North Dakota Indian tribes or which is an American Indian-owned small business located in this state</p> <p>SB 2025 - Failed to pass the Senate; would have required the Governor to submit a proposed gaming compact to the Legislative Assembly before entering, renewing, amending, or extending any compact</p> <p>SB 2041 - Provides that an individual hunting on Indian land pursuant to a tribal hunting license is not required to possess a state license to hunt on that land</p> <p>SB 2321 - Failed to pass the House; would have added an enrolled member of a federally recognized Indian tribe to the membership of the State Health Council</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>SCR 4029 (2003) - Issues relating to the Indian population of the state, including sovereignty, educational opportunities, population disbursement, unemployment, health concerns, suicide rates, living conditions, and impact on the caseloads of the Department of Human Services and the Department of Corrections and Rehabilitation (Not given priority)</p> <p>SB 2114 § 3 (1999-2000) - Require the Department of Human Services to report periodically to the Legislative Council on the progress of any negotiation with any tribal government to establish a pilot project for administration of a tribal family assistance grant from the United States Department of Health and Human Services (Budget Committee on Human Services)</p> <p>HCR 3002 (1999) - American Indian long-term care and case management needs, access to appropriate services, and the functional relationship between state service units and the North Dakota American Indian reservation service systems (Not given priority)</p> <p>HCR 3005 (1997-98) - American Indian long-term care needs and access to appropriate services and the functional relationship between state service units and the American Indian reservation service systems (Budget Committee on Long-Term Care)</p> <p>SCR 4030 (1997-98) - Issues of welfare reform as they relate to the relationship between the state and the federally recognized Indian tribes within the state (Welfare Reform Committee)</p> <p>SCR 4053 (1997-98) - The prevention of and dispositional alternatives to juvenile crime with a focus on services offered to American Indian children (Criminal Justice Committee)</p>
3001	Study the legal and enforcement issues relating to child support collections on Indian reservations, including state and	<p style="text-align: center;">NOTE</p> <p>Three bills relating to tribal-state relations committees were considered during the 2005 legislative session.</p>

Bill or Resolution No.	Subject Matter	Notes - 2005 Legislative Proposals - Prior Studies
	tribal court jurisdictions, recognition of income withholding orders, and logistics involved in transferring child support collected to custodial parents	<p>HB 1440 - Failed to pass the House; would have created a Legislative Council state-tribal relations committee</p> <p>HB 1524 - Provides for a Legislative Council tribal and state relations committee</p> <p>SB 2320 - Failed to pass the Senate; would have created a Legislative Council state-tribal relations committee</p> <p>HCR 3031 - Directs a study of issues relating to tribal-state relations, including for encouraging greater tribal-state cooperation; the promotion of economic development on Indian reservations in the state; the identification and study of health care, child welfare services, social services, environmental protection, education, and law enforcement issues on the reservations; the identification and study of the social and fiscal impact of providing social services in counties within and adjacent to the reservations; and the identification and proposals for the resolution of the water issues affecting the state and the tribes</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1172 - Requires collection agencies that collect child support to be licensed, provides for a child support deduction order, and creates a child support arrears registry</p> <p>SB 2288 - Provides that if an obligor, who would otherwise be subject to immediate income withholding, demonstrates and a child support agency finds there is good cause not to require immediate income withholding, the child support agency may enter into a written agreement with an obligor that provides for an alternate payment arrangement in lieu of immediate income withholding</p> <p>SB 2301 - Authorizes the Department of Human Services to distribute child support incentive funds according to a formula that promotes performance and consistency in child support enforcement activities throughout the state</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>HCR 3003 - State and local funding obligations for social services, including child support enforcement services (Not given priority)</p> <p>HCR 4029 (2003) - Issues relating to the Indian population of the state, including sovereignty, educational opportunities, population disbursement, unemployment, health concerns, suicide rates, living conditions, and impact on the caseloads of the Department of Human Services and the Department of Corrections and Rehabilitation (Not given priority)</p> <p>HB 1012 § 17 (2001-02) - Feasibility and desirability of state administration of child support, including the fiscal effect on counties and the state (Family Law Committee)</p> <p>SB 2114 § 3 (1999-2000) - Require the Department of Human Services to report periodically to the Legislative Council on the progress of any negotiation with any tribal government to establish a pilot project for administration of a tribal family assistance grant from the United States Department of Health and Human Services (Budget Committee on Human Services)</p> <p>HCR 3002 (1999) - American Indian long-term care and case management needs, access to appropriate services, and the functional relationship between state service units and the North Dakota American Indian reservation service systems (Not given priority)</p> <p>HCR 3031 (1997-98) - Issues of fairness and equity as they relate to child support guidelines and the issuance and enforcement of child custody and visitation orders (Child Support Committee)</p>

Bill or Resolution No.	Subject Matter	Notes - 2005 Legislative Proposals - Prior Studies
		<p>SCR 4030 (1997-98) - Issues of welfare reform as they relate to the relationship between the state and the federally recognized Indian tribes within the state (Welfare Reform Committee)</p> <p>SCR 4053 (1997-98) - The prevention of and dispositional alternatives to juvenile crime with a focus on services offered to American Indian children (Criminal Justice Committee)</p> <p>HCR 3003 (1995) - Methods to improve the cost-effectiveness and efficiency of the Department of Human Services child support collection system and any anticipated impact on the health and welfare of the child and review the roles of clerks of court, regional child support enforcement units, and the Department of Human Services in providing a coordinated and effective child support enforcement program (Not given priority)</p> <p>HCR 3045 (1995-96) - The responsibilities of county social services agencies as they are distinguished from the responsibilities of regional human service centers and the Department of Human Services (Budget Committee on Human Services)</p> <p>SCR 4049 (1995) - Issues relating to child support (Not given priority)</p> <p>SCR 4055 (1995) - The feasibility and desirability of establishing an administrative process for the enforcement of child support obligations (Not given priority)</p>
2001 § 6	(Required Study by the Legislative Management Committee) Study the feasibility and desirability of arranging for the printing of bills and resolutions for the 60th Legislative Assembly by using computers and high-speed printers rather than printing multiple copies of all bills and having copies available in the bill and journal room	<p style="text-align: center;">NOTE</p> <p>During each interim, the Legislative Management Committee reviews legislative printing options and makes recommendations regarding the printing of bills and resolutions.</p>
2001 § 7	(Required Study by the Legislative Management Committee) Study the need for additional legislative committee meeting rooms and expend available funds for remodeling legislative meeting rooms if additional meeting rooms are needed	<p style="text-align: center;">NOTE</p> <p>The legislative branch appropriation includes \$200,000 that may be used for designing and remodeling space in the Capitol for an additional committee room or for refurbishing committee rooms.</p> <p>The Legislative Management Committee regularly reviews legislative rules and policies relating to the use of legislative committee rooms and discusses renovation of legislative wing areas.</p>
2001 § 8	(Required Study by the Legislative Management Committee) Study the appropriateness of increasing the daily compensation for chairmen of substantive standing committee divisions established by rule of the House or Senate	<p style="text-align: center;">NOTE</p> <p>NDCC § 54-03-19.1 - Requires the Legislative Compensation Commission to develop recommendations for a long-term policy on legislative compensation</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>Although the House adopted an amendment to SB 2001 which would have provided an additional \$5 per day compensation for chairmen of substantive standing committee divisions established by rule of the House or Senate, the amendment was not included in the final version of the bill.</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>There are no prior studies.</p>
1013 § 16	(Required Study) Study the state's elementary and secondary education	<p style="text-align: center;">NOTE</p> <p>NDCC § 54-35-21 - Creates an 11-member No Child Left Behind Committee</p>

Bill or Resolution No.	Subject Matter	Notes - 2005 Legislative Proposals - Prior Studies
	<p>system, including key measurements of student progress, programs that address the state's competitiveness with other states, costs incurred by the state relating to implementing the No Child Left Behind Act, and the most effective means of using taxpayer dollars at the state and local levels to ensure the best possible education for the children of this state</p>	<p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1154 - Sets per student payments at \$2,765 and \$2,879, establishes a 38-mill equalization factor with a 3-mill annual increase, reconfigures weighting categories, requires school districts to be levying at least 180 mills before being entitled to supplemental payments, sets minimum teacher salaries at \$22,000 and \$22,500, and provides for the distribution of \$33.5 million in transportation payments</p> <p>HB 1013 - Appropriates \$516.8 million for state school aid, \$71.6 million for tuition apportionment payments, \$52.5 million for special education, \$5 million for supplemental payments, and \$50.9 million for teacher compensation payments</p> <p>HB 1434 - Continues the statutory No Child Left Behind Committee formed under NDCC Section 54-35-21</p> <p>HB 1512 - Would have raised state sales and income taxes to replace local property taxes in the funding of elementary and secondary education</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>HCR 3052 (2003-04) - School district data collection and reporting requirements (Education Finance Committee)</p> <p>SB 2421 § 32 (2003-04) - The manner in which elementary and secondary education is funded in this state and the feasibility and desirability of instituting alternative funding methods, including consideration of the amount of local contribution on a per resident basis (Education Finance Committee)</p> <p>SB 2418 § 1 (2003-04) - Investigate the adoption of the No Child Left Behind Act, its rationale, the promulgation of any federal regulations implementing the Act, the direct and indirect impact of the Act and its regulations on the school districts of this state, and the financial impact of the Act and its regulations on the budget of this state and on the taxpayers of this state (No Child Left Behind Committee)</p> <p>HCR 3051 (2001-02) - Delivery of elementary and secondary education during the ensuing 5, 10, and 20 years, with emphasis on a review of the current school district structure, reorganization options, the potential for creating alternate administrative units, and the equitable distribution of state aid to school districts (Education Committee)</p> <p>SB 2428 (2001-02) - State and local tax structure for funding elementary and secondary education to determine the feasibility and desirability of enhanced state funding to school districts for delivery of core curriculum instructions, the equity of the existing degree of reliance on property tax revenues for elementary and secondary education funding, and whether improved efficiency is attainable in the delivery of elementary and secondary education services (Education Committee)</p> <p>HCR 3060 (2001) - Feasibility and desirability of providing school district property tax relief and replacement of revenues through state funding (Not given priority)</p> <p>SB 2162 (1999-2000) - Provision of education to public school students in this state and the manner in which education to public school students will be delivered in the ensuing 5, 10, and 20 years (Education Finance Committee)</p> <p>SB 2338 (1997-98) - Financing of elementary and secondary schools and the availability of state support for school construction (Education Finance Committee)</p> <p>SB 2519 (1995-96) - Financing of elementary and secondary schools and the availability of state support for school construction; review of the formulas used to equalize state aid, including formulas for student</p>

Bill or Resolution No.	Subject Matter	Notes - 2005 Legislative Proposals - Prior Studies
		<p>transportation and special education, funding sources that would be alternatives to property taxes, and any other issues related to the financing of elementary and secondary schools (Education Finance Committee)</p> <p>HB 1003 (1993-94) - Use of nonproperty factors in financing education, the quality of education, legal action in this state regarding education finance issues, the effect of any legislation passed by the 53rd Legislative Assembly that relates to education financing, and any other matters related to education (Education Finance Committee)</p>
1434 § 1	<p>(Required Study) Study the No Child Left Behind Act of 2001, including amendments to the Act, changes to federal regulations implementing the Act, and any policy changes and letters of guidance issued by the United States Secretary of Education</p>	<p style="text-align: center;">NOTE</p> <p>HB 1434 - Began as a bill that required the Department of Public Instruction to notify the Legislative Council of any amendments to the state accountability plan. As passed, it included certain provisions of HB 1038.</p> <p>NDCC § 15.1-02-15 - Provides that whenever the Superintendent of Public Instruction determines that any bill or amendment under consideration by an interim committee of the Legislative Council or by a standing committee or a conference committee of the Legislative Assembly contains a provision required by the No Child Left Behind Act or its regulations, the Superintendent of Public Instruction shall provide the specific language of the Act or regulation and the citation</p> <p>NDCC § 15.1-09-33.2 - Provides that a school board's right to reimburse teachers for the cost of continuing education activities in connection with the No Child Left Behind Act may not be contractually curtailed</p> <p>NDCC § 54-35-21 - Creates an 11-member interim committee to investigate the adoption of the No Child Left Behind Act</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1038 - Failed to pass the Senate; would have created a No Child Left Behind advisory commission in addition to the No Child Left Behind Committee</p> <p>HB 1365 - Failed to pass the House; would have made participation in the No Child Left Behind Act voluntary</p> <p>HCR 3012 - Withdrawn; would have urged the United States Secretary of Education to declare all North Dakota elementary teachers to be highly qualified</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>SB 2418 § 1 (2003-04) - Investigate the adoption of the No Child Left Behind Act of 2001, its rationale, the promulgation of any federal regulations implementing the Act, the direct and indirect impact of the Act and its regulations on the school districts of this state, and the financial impact of the Act and its regulations on the budget of this state and on the taxpayers of this state</p>
1013 § 15	<p>Study the potential for cooperative field service delivery between Vision Services - School for the Blind and the School for the Deaf</p>	<p style="text-align: center;">NOTE</p> <p>NDCC § 25-26-02 - Directs North Dakota Vision Services - School for the Blind to facilitate collaboration with agencies and programs providing services to individuals who are blind or have a visual impairment</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1231 - Provides among other things that the School for the Deaf may collaborate with public and private entities for the provision of services to individuals who are deaf or hearing impaired. The School for the Deaf is not however permitted to compete with any public or private entity offering the same services within a region</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>SB 2330 § 1 (2001-02) - Coordination of benefits for children with special needs under the age of 21 among the Department of Public Instruction, the Department of Human Services, and private insurance companies,</p>

Bill or Resolution No.	Subject Matter	Notes - 2005 Legislative Proposals - Prior Studies
		<p>with the purpose of optimizing and coordinating resources and expanding services, including augmentative communication devices and therapy services (Budget Committee on Health Care)</p> <p>SCR 4044 (1999-2000) - Feasibility and desirability of consolidating under the School for the Blind all programs and services provided to children and adults who are blind or visually impaired (Budget Committee on Institutional Services)</p> <p>HCR 3005 (1993) - The provision of services to special needs children from a multiagency perspective (Not given priority)</p> <p>HCR 3058 (1993-94) - The provision of services to blind and visually impaired children and adults (Education Services)</p>
2404 § 1	<p>(Required Study) Study enhanced funding for elementary and secondary education and methods, including sales tax, income tax, and tax exemptions, by which the state's reliance on property taxes to fund elementary and secondary education could be reduced</p>	<p style="text-align: center;">NOTE</p> <p>NDCC Chapter 15.1-27 - Provides for the distribution of state aid to school districts--15.1-27-05 sets the mill deduct, 15.1-27-06 and 15.1-27-07 set the weighting categories, and 15.1-27-11 provides for supplemental payments. Chapter 57-15 authorizes various school district tax levies and sets tax levy limitations.</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1154 - Sets per student payments at \$2,765 for the first year of the biennium and at \$2,879 for the second year of the biennium, establishes a 38-mill deduct with an annual increase of 3 mills, and reconfigures weighting categories. To be eligible for supplemental payments, a school district must levy at least 180 mills and have less than 35 percent of its actual expenditures plus \$20,000 in its ending fund balance. The bill maintains teacher compensation reimbursements at \$3,000 and at \$1,000 for new teachers and establishes minimum salary levels of \$22,000 for the first year of the biennium and \$22,500 for the second year of the biennium. The bill also requires the inclusion of two days of professional development in the school calendar, provides criteria for the approval of educational associations governed by joint powers agreements, requires that school boards consist of at least five members, provides that the land from dissolved districts may be attached only to high school districts, requires the distribution of unobligated cash balances upon dissolution to the school districts receiving land from the dissolved district, requires that school districts not offering certain grade levels pay for both tuition and transportation, and includes extra curricular activity costs in the determination of tuition. The bill provides for the distribution of \$33.5 million in transportation grants, \$759,000 in reorganization bonus payments, and \$30,000 for transportation efficiency training.</p> <p>HB 1013 - Appropriated \$516.8 million for state school aid, \$71.6 million for tuition apportionment, \$52.5 million for special education, \$5 million for supplemental payments, and \$50.9 million for teacher compensation</p> <p>HB 1512 - Failed to pass the Senate; would have increased state income and sales taxes in order to eliminate property tax levies from the school funding formula</p> <p>SB 2333 - Failed to pass the House; would have required reorganization or dissolution of kindergarten through grade 8 school districts</p> <p>SB 2052 - Failed to pass the Senate; would have authorized a levy for full-day kindergarten programs</p> <p>SCR 4025 - Failed to pass the Senate; would have required a study of the feasibility and desirability of converting public school teachers to state employees</p> <p>SB 2084 - Repeals authorization for school districts to be nonoperating for three years prior to dissolution</p> <p>SB 2364 - Failed to pass the Senate; would have altered the method by which special education funding is distributed</p>

Bill or Resolution No.	Subject Matter	Notes - 2005 Legislative Proposals - Prior Studies
		<p>SB 2033 - Clarifies which school district is responsible for the cost of providing services to special needs students</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>SB 2421 § 32 (2003-04) - The manner in which elementary and secondary education is funded in this state and the feasibility and desirability of instituting alternative funding methods, including consideration of the amount of local contribution on a per resident basis (Education Finance Committee)</p> <p>HCR 3051 (2001-02) - Delivery of elementary and secondary education during the ensuing 5, 10, and 20 years, with emphasis on a review of the current school district structure, reorganization options, the potential for creating alternate administrative units, and the equitable distribution of state aid to school districts (Education Committee)</p> <p>SB 2428 (2001-02) - The state and local tax structure for funding elementary and secondary education to determine the feasibility and desirability of enhanced state funding to school districts for delivery of core curriculum instructions, the equity of the existing degree of reliance on property tax revenues for elementary and secondary education funding, and whether improved efficiency is attainable in the delivery of elementary and secondary education services (Education Committee)</p> <p>SB 2162 (1999-2000) - Provision of education to public school students in this state and the manner in which education to public school students will be delivered in the ensuing 5, 10, and 20 years (Education Finance Committee)</p> <p>HCR 3064 (1999) - Provision of enhanced funding for school districts for quality education and methods of reducing reliance on property taxes for school district funding (Not given priority)</p> <p>HCR 3078 (1999) - Equitable delivery of education services to students in this state and methods of accurately calculating and disbursing state funding for education (Not given priority)</p> <p>SCR 4031 (1999-2000) - The method by which the state funds special education (Education Finance Committee)</p> <p>HCR 3061 (1999) - Taxes imposed by state and local governments and the tax structure and balance among the various tax systems to provide a more equitable distribution of tax burdens (Not given priority)</p> <p>HCR 3037 (1997-98) - Feasibility and desirability of providing property tax relief through alternative state and local revenue sources (Taxation Committee)</p> <p>HCR 3044 (1997-98) - Impact of tax-exempt property on school districts (Taxation Committee)</p> <p>SB 2338 (1997-98) - Financing of elementary and secondary schools and the availability of state support for school construction (Education Finance Committee)</p> <p>SCR 4015 (1995-96) - The property tax assessment system of the state, with emphasis on the potential benefits to the system from improved technology and sharing of resources (Taxation Committee)</p> <p>SCR 4016 (1995-96) - Tax preferences, with emphasis on property tax preferences that may be granted by political subdivisions or that were created as economic development incentives (Taxation Committee)</p> <p>Advisory Commission on Intergovernmental Relations study under its own authority (1995-96) - Political subdivision levy limitations</p> <p>SB 2519 (1995-96) - Financing of elementary and secondary schools and the availability of state support for school construction; review of the formulas used to equalize state aid, including formulas for student</p>

Bill or Resolution No.	Subject Matter	Notes - 2005 Legislative Proposals - Prior Studies
		<p>transportation and special education, funding sources that would be alternatives to property taxes, and any other issues related to the financing of elementary and secondary schools (Education Finance Committee)</p> <p>HB 1003 (1993-94) - Use of nonproperty factors in financing education, the quality of education, legal action in this state regarding education finance issues, the effect of any legislation passed by the 53rd Legislative Assembly that relates to education financing, and any other matters related to education (Education Finance Committee)</p> <p>HCR 3045 (1993-94) - The tax structure, particularly the balance among the various tax systems in the state (Taxation Committee)</p>
4009	Study school district and library funding sources to determine if a method can be found to provide an incentive to reduce school district and library property tax levies	<p style="text-align: center;">NOTE</p> <p>NDCC § 40-38-02 - Allows cities and counties to levy taxes for the establishment and maintenance of public libraries</p> <p>NDCC § 40-38-04 - Library boards of directors are to furnish library service to and receive library service from other counties, school districts, and cities of this state and adjoining states and the State Library</p> <p>NDCC § 54-24-08 - Authorizes the State Library to cooperate with and contract with cities, governmental subdivisions, and agencies of this and other states, in the extension of library services</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1080 - Relates to the membership and duties of the Library Coordinating Commission and includes the development of a statewide online catalog, to support and strengthen library cooperative ventures, including consortia, regional associations, and partnerships</p> <p>HB 2411 - Relates to the joint provision of public library services by cities and counties, allows for the provision of a joint library fund, and directs that taxes within the service area that is outside the city limits may be levied according to the law governing a county library fund levy and that taxes within the service area that is within the city limits may be levied according to the law governing a city library fund levy</p> <p>HB 1079 - Relates to state aid to public libraries; continues the required annual reports to the State Library but directs the reports cover the calendar year rather than the fiscal year</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>SCR 4009 (2001) - The library system in North Dakota to determine the most efficient and effective methods for delivery of library services (Not given priority)</p> <p>SB 2013 (1995-96) - The library system in the state, including the role and mission of the State Library, cooperative library ventures, and research and information systems (Budget Committee on Government Services)</p>

Bill or Resolution No.	Subject Matter	Notes - 2005 Legislative Proposals - Prior Studies
4039	Study state and local taxes and other funding sources that may be used to more equitably spread the responsibility for funding elementary and secondary education, reduce reliance on property taxes, and enhance equity and adequacy of funding for elementary and secondary education	<p style="text-align: center;">NOTE</p> <p>NDCC Chapter 15.1-27 - Provides for the distribution of state aid to school districts--15.1-27-05 sets the mill deduct, 15.1-27-06 and 15.1-27-07 set the weighting categories, and 15.1-27-11 provides for supplemental payments. Chapter 57-15 authorizes various school district tax levies and sets tax levy limitations.</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1154 - Sets per student payments at \$2,765 for the first year of the biennium and at \$2,879 for the second year of the biennium, establishes a 38-mill deduct with an annual increase of 3 mills, and reconfigures weighting categories. To be eligible for supplemental payments, a school district must levy at least 180 mills and have less than 35 percent of its actual expenditures plus \$20,000 in its ending fund balance. The bill maintains teacher compensation reimbursements at \$3,000 and at \$1,000 for new teachers and establishes minimum salary levels of \$22,000 for the first year of the biennium and \$22,500 for the second year of the biennium. The bill also requires the inclusion of two days of professional development in the school calendar, provides criteria for the approval of educational associations governed by joint powers agreements, requires that school boards consist of at least five members, provides that the land from dissolved districts may be attached only to high school districts, requires the distribution of unobligated cash balances upon dissolution to the school districts receiving land from the dissolved district, requires that school districts not offering certain grade levels pay for both tuition and transportation, and includes extra curricular activity costs in the determination of tuition. The bill provides for the distribution of \$33.5 million in transportation grants, \$759,000 in reorganization bonus payments, and \$30,000 for transportation efficiency training.</p> <p>HB 1013 - Appropriated \$516.8 million for state school aid, \$71.6 million for tuition apportionment, \$52.5 million for special education, \$5 million for supplemental payments, and \$50.9 million for teacher compensation</p> <p>HB 1512 - Failed to pass the Senate; would have increased state income and sales taxes in order to eliminate property tax levies from the school funding formula</p> <p>SB 2333 - Failed to pass the House; would have required reorganization or dissolution of kindergarten through grade 8 school districts</p> <p>SB 2052 - Failed to pass the Senate; would have authorized a levy for full-day kindergarten programs</p> <p>SCR 4025 - Failed to pass the Senate; would have required a study of the feasibility and desirability of converting public school teachers to state employees</p> <p>SB 2084 - Repeals authorization for school districts to be nonoperating for three years prior to dissolution</p> <p>SB 2364 - Failed to pass the Senate; would have altered the method by which special education funding is distributed</p> <p>SB 2033 - Clarifies which school district is responsible for the cost of providing services to special needs students</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>SB 2421 § 32 (2003-04) - The manner in which elementary and secondary education is funded in this state and the feasibility and desirability of instituting alternative funding methods, including consideration of the amount of local contribution on a per resident basis (Education Finance Committee)</p> <p>HCR 3051 (2001-02) - Delivery of elementary and secondary education during the ensuing 5, 10, and 20 years, with emphasis on a review of the current school district structure, reorganization options, the potential for</p>

Bill or Resolution No.	Subject Matter	Notes - 2005 Legislative Proposals - Prior Studies
		<p>creating alternate administrative units, and the equitable distribution of state aid to school districts (Education Committee)</p> <p>SB 2428 (2001-02) - The state and local tax structure for funding elementary and secondary education to determine the feasibility and desirability of enhanced state funding to school districts for delivery of core curriculum instructions, the equity of the existing degree of reliance on property tax revenues for elementary and secondary education funding, and whether improved efficiency is attainable in the delivery of elementary and secondary education services (Education Committee)</p> <p>SB 2162 (1999-2000) - Provision of education to public school students in this state and the manner in which education to public school students will be delivered in the ensuing 5, 10, and 20 years (Education Finance Committee)</p> <p>HCR 3064 (1999) - Provision of enhanced funding for school districts for quality education and methods of reducing reliance on property taxes for school district funding (Not given priority)</p> <p>HCR 3078 (1999) - Equitable delivery of education services to students in this state and methods of accurately calculating and disbursing state funding for education (Not given priority)</p> <p>SCR 4031 (1999-2000) - The method by which the state funds special education (Education Finance Committee)</p> <p>HCR 3061 (1999) - Taxes imposed by state and local governments and the tax structure and balance among the various tax systems to provide a more equitable distribution of tax burdens (Not given priority)</p> <p>HCR 3037 (1997-98) - Feasibility and desirability of providing property tax relief through alternative state and local revenue sources (Taxation Committee)</p> <p>HCR 3044 (1997-98) - Impact of tax-exempt property on school districts (Taxation Committee)</p> <p>SB 2338 (1997-98) - Financing of elementary and secondary schools and the availability of state support for school construction (Education Finance Committee)</p> <p>SCR 4015 (1995-96) - The property tax assessment system of the state, with emphasis on the potential benefits to the system from improved technology and sharing of resources (Taxation Committee)</p> <p>SCR 4016 (1995-96) - Tax preferences, with emphasis on property tax preferences that may be granted by political subdivisions or that were created as economic development incentives (Taxation Committee)</p> <p>Advisory Commission on Intergovernmental Relations study under its own authority (1995-96) - Political subdivision levy limitations</p> <p>SB 2519 (1995-96) - Financing of elementary and secondary schools and the availability of state support for school construction; review of the formulas used to equalize state aid, including formulas for student transportation and special education, funding sources that would be alternatives to property taxes, and any other issues related to the financing of elementary and secondary schools (Education Finance Committee)</p> <p>HB 1003 (1993-94) - Use of nonproperty factors in financing education, the quality of education, legal action in this state regarding education finance issues, the effect of any legislation passed by the 53rd Legislative Assembly that relates to education financing, and any other matters related to education (Education Finance Committee)</p> <p>HCR 3045 (1993-94) - The tax structure, particularly the balance among the various tax systems in the state (Taxation Committee)</p>

Bill or Resolution No.	Subject Matter	Notes - 2005 Legislative Proposals - Prior Studies
2003 § 23	Study higher education funding and accountability, including a review of the progress made in implementing the Higher Education Roundtable recommendations relating to the University System meeting the state's expectations and needs, the funding methodology needed to meet these expectations and needs, and the appropriate accountability and reporting system for the University System, and including an independent consultant's evaluation of the roundtable recommendations and goals and objectives of the University System, the long-term financing plan for the University System, and the University System's prioritization of higher education funding. Section 24 provides an appropriation of \$175,000 for the study.	<p style="text-align: center;">NOTE</p> <p>NDCC § 15-10-14.2. Higher education system strategic plan - Reports.</p> <ol style="list-style-type: none"> 1. The state board of higher education shall adopt a strategic planning process and develop a strategic plan to define and prioritize university system goals and objectives. The board shall provide an annual performance and accountability report regarding performance and progress toward the goals outlined in the university system's strategic plan and accountability measures. 2. The state board of higher education shall report to the legislative assembly during each regular legislative session regarding the status of higher education in this state. <p style="text-align: center;">LEGISLATION 2005</p> <p>SB 2003 § 9 - Provides \$2 million to address equity at higher education institutions and other campus needs as determined by the State Board of Higher Education</p> <p>SB 2003 § 17 - Directs the State Board of Higher Education to conduct a review of the long-term finance plan, including a review of peer institutions and a review of the allocation of funds between equity and parity within the plan</p> <p>SB 2003 § 20 - Provides legislative intent that the Board of Higher Education's performance and accountability report as required by NDCC Section 15-10-14.2 include an executive summary and information regarding education excellence, economic development, student access, and financial operations</p> <p>SB 2206 - Failed to pass the Senate; would have appropriated equity funding for certain institutions of higher education</p> <p>SCR 4002 - Failed to pass the House; would have directed the Legislative Council to study the State Board of Higher Education's performance and accountability measures included in the report required by NDCC Section 15-10-14.2</p> <p>HB 1363 - Failed to pass the House; would have prohibited a four-year institution of higher education under the direction of the State Board of Higher Education from calculating tuition for full-time enrollment on a credit-hour basis unless the institution calculated tuition payable for the 2004-05 academic year in that manner or received approval to calculate tuition in that manner before January 1, 2005</p> <p>SB 2036 - Continues for another two years the statute that exempts the North Dakota University System from having to return all unexpended appropriations at the end of a biennium</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>HB 1003 § 24 (2003-04) - Continue the study of higher education, which may include use of the Higher Education Roundtable format to further refine the expectations of the North Dakota University System in meeting the state's needs in the 21st century, the funding methodology needed to meet those expectations and needs, and the accountability system and reporting methodology for the University System (Higher Education Committee)</p> <p>SB 2003 (2001-02) - State Board of Higher Education's implementation of the performance and accountability measures report required by 2001 SB 2041, including information on education excellence, economic development, student access, student affordability, and financial operations (Higher Education Committee)</p> <p>HB 1003 (1999-2000) - Higher education funding, including the expectation of the University System in meeting the state's needs in the 21st century, the funding methodology needed to meet these expectations and needs, and an accountability system and reporting methodology for the University System (Higher Education Committee)</p>

Bill or Resolution No.	Subject Matter	Notes - 2005 Legislative Proposals - Prior Studies
		<p>SCR 4052 (1995) - Capital repair, maintenance, and construction requirements of institutions under the State Board of Higher Education (Not given priority)</p>
1015 § 28	<p>(Required Study) Study issues related to state employee compensation, including total state employee compensation, the human resources system, retirement benefits, health insurance benefits, and the feasibility and desirability of implementing equity pay, merit pay, and pay for performance compensation systems</p>	<p style="text-align: center;">NOTE</p> <p>NDCC § 54-06.25 - Establishes the State Employee Compensation Commission, which is to make recommendations on appropriate levels of state employee compensations and fringe benefits</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1050 - Provides for 4 percent salary increases for each year of the 2005-06 biennium and requires state agencies to report to the Office of Management and Budget regarding state employee salary increases</p> <p>HB 1334 - Failed to pass the Senate; would have established a state employee compensation pool</p> <p>SB 2241 - Failed to pass the Senate; would have provided collective bargaining rights for state employees</p> <p>SB 2400 - Failed to pass the House; would have provided an increase in compensation for state employees earning under \$25,000</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>SCR 4020 (2001) - State employee compensation and benefit levels (Not given priority)</p> <p>SB 2015 (1999) - The establishment of agency performance incentive pilot programs; how agencies could develop, implement, administer, maintain, and evaluate these pilot programs; and the development of personnel policies and procedure manuals and how pay raises that may not be across-the-board are to be awarded as a reward and incentive for superior performance and the length of time they may be in effect (Not given priority)</p> <p>HB 1015 (1997-98) - Public employee health insurance benefits (Employee Benefits Programs Committee)</p> <p>Report to Budget Section (1995-96) - SB 2027 (1995) required the Workers Compensation Bureau to report regarding the expenditure of the 1995-97 biennium appropriation of \$350,000 for critical salary adjustments.</p> <p>SCR 4065 (1995) - The state employee classification system and the benefits provided to state employees (Not given priority)</p> <p>SCR 4003 (1993) - Monitor the implementation of the total quality management initiative by the Department of Human Services (Not given priority)</p> <p>SCR 4055 (1991-92) - State institution and agency pay practices (Budget Committee on Government Administration)</p>
1035 § 1	<p>(Required Study) Study to establish a government performance and accountability system pilot project involving up to three executive branch agencies during the 2005-06 interim</p>	<p style="text-align: center;">NOTE</p> <p>NDCC § 54-10-01 - Provides for the Legislative Audit and Fiscal Review Committee to determine frequency of audits of state agencies and determine necessary performance audits by the State Auditor</p> <p>NDCC § 54-35-02.2 - Requires the Legislative Audit and Fiscal Review Committee to study and review audit reports submitted by the State Auditor</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1035 - As introduced, would have created a Government Performance and Accountability System within the Office of Management and Budget</p> <p style="text-align: center;">PRIOR STUDIES</p>

Bill or Resolution No.	Subject Matter	Notes - 2005 Legislative Proposals - Prior Studies
		<p>HB 1497 § 1 (2003-04) - State government performance and accountability practices, including a review of other states' performance budgeting practices and strategic planning efforts and how those practices and efforts may apply to this state and improve this state's budgeting process (Government Performance and Accountability Committee)</p> <p>HB 2411 § 2 (1999-2000) - Privatizing and contracting for services provided by state agencies (Budget Committee on Government Services)</p> <p>HCR 3045 (1997-98) - Current budget process, the results of the program performance-based budgeting pilot projects, and budget reforms in other states - By Legislative Council directive, expanded to include the feasibility of developing a legislative budget (Budget Committee on Government Finance)</p> <p>SB 2015 § 9 (1995-96) - Required the Office of Management and Budget to provide periodic reports to the Budget Section on actual-to-planned expenditures by program and comparisons of actual-to-planned outcome, output, and efficiency measures for program-based performance budgeting pilot agencies and required the Budget Section to make a recommendation to the 1997 Legislative Assembly regarding a continuance or expansion of program-based performance budgeting. The Budget Section recommended that the 1997 Legislative Assembly review the program-based performance budgeting pilot project and determine if the project should continue. No formal decision was issued.</p> <p>SB 2015 § 9 (1995-96) - Receive periodic reports from the Office of Management and Budget concerning program-based performance budgeting pilot project (Budget Section)</p> <p>SCR 4027 (1993-94) - Methods to improve the development of biennial revenue estimates (Budget Section)</p> <p>HCR 3065 (1993) - Alternative administrative structures for forecasting state revenues (Not given priority)</p>
2023 § 5	Study deferred maintenance and infrastructure for all state agencies and institutions and compile a list of all the deferred maintenance and long-term infrastructure needs	<p style="text-align: center;">NOTE</p> <p>HCR 3005 - Directs a study of real estate owned by state agencies and institutions</p> <p>HB 1301 - Would have required information relating to outstanding bonds to be included in budget reports to the Legislative Assembly - Vetoed on May 4, 2005.</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>HB 1023 § 3 (2003) - Provisions of NDCC Section 54-17.2-23 regarding the statutory limitation on the amount of capital construction lease payments paid from the general fund and the effect of increasing the percentage limitation (Not given priority)</p> <p>SCR 4052 (1995) - Capital repair, maintenance, and construction requirements of institutions under the State Board of Higher Education (Not given priority)</p> <p>HCR 3041 (1993) - Short-term and long-term capital construction needs of state agencies and institutions and methods of financing capital construction projects (Not given priority)</p>
3005	Study information identifying state-owned real estate and study the utilization of real estate owned by state agencies and institutions, the best use of state-owned real estate, and whether the state should establish and maintain an inventory of state-owned real estate	<p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1502 - As introduced, would have prohibited a state agency from acquiring privately owned property unless the agency disposes of an equal or greater acreage of its property</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>SCR 4006 (1999-2000) - State agency office space needs to determine the feasibility and desirability of transferring state agencies or state employees to rural areas (Budget Committee on Government Services)</p>

Bill or Resolution No.	Subject Matter	Notes - 2005 Legislative Proposals - Prior Studies
		<p>HCR 3041 (1993) - Short-term and long-term capital construction needs of state agencies and institutions and methods of financing capital construction projects (Not given priority)</p> <p>SCR 4059 (1993) - State agency office space needs, with emphasis on evaluation of whether rental of office space is the best use of state resources (Not given priority)</p>
3036	Study state agency and institution continuing appropriation authority	<p style="text-align: center;">NOTE</p> <p>SB 2015 (2003) - Required executive branch agencies to report to the 2005 Legislative Assembly regarding continuing appropriations</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1282 - Failed to pass the Senate; would have required information regarding continuing appropriations in agency budget reports</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>HCR 3045 (1997-98) - The current budget process, the results of the program performance-based budgeting pilot projects, and budget reforms in other states (Budget Committee on Government Finance)</p> <p>SB 2015 § 9 (1995-96) - Required the Office of Management and Budget to provide periodic reports to the Budget Section on actual-to-planned expenditures by program and comparisons of actual-to-planned outcome, output, and efficiency measures for program-based performance budgeting pilot agencies and required the Budget Section to make a recommendation to the 1997 Legislative Assembly regarding a continuance or expansion of program-based performance budgeting. The Budget Section recommended that the 1997 Legislative Assembly review the program-based performance budgeting pilot project and determine if the project should continue. No formal decision was issued.</p> <p>SB 2538 (1989-90) - The appropriations process, including consideration of recommendations for appropriate reference in appropriation bills to programs, departments, agencies, institutions, and activities</p> <p>SCR 4053 (1987-88) - Appropriation of special funds</p>
3016	Study the delivery of veterans' services by the state and counties	<p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1128 - Allows an individual to serve as county veterans' service officer in more than one county</p> <p>HB 1354 - Increases the allowable tax levy for a county veterans' service officer from 1.25 to 2 mills</p> <p>SB 2218 - Removes language placing county veterans' service officers under the supervision of the state commissioner of Veterans' Affairs and requires the commissioner to provide recommended qualifications and standards, to assist counties with training, to provide educational materials, and to assist county veterans' service officers</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>SB 2007 § 3 (2001-02) - The management structure and oversight of the Veterans Home and the selection process for the commandant or administrator of the home (Budget Committee on Government Administration)</p> <p>SCR 4048 (1993-94) - Long-term care needs of veterans and the use of state and other existing facilities for long-term care for veterans in North Dakota (Budget Committee on Home and Community Care)</p>
1010 § 12	(Required Study) Study the appropriate minimum standard of loss ratio for accident and health insurers and whether	<p style="text-align: center;">NOTE</p> <p>HB 1010 - Would have allowed the Insurance Commissioner to set the loss ratios for accident and health insurers; this provision was removed in conference committee.</p>

Bill or Resolution No.	Subject Matter	Notes - 2005 Legislative Proposals - Prior Studies
	that loss ratio is more appropriately set by statute or by rule	<p>HB 1010 § 11 - Proposes a study of the need for a comprehensive, long-range study of the state's current and future health care needs in order to address issues such as the aging population of the state, the phenomenon of health care cost-shifting to the private sector, the trend of uncompensated health care services, shortages in the number of health care professionals, duplication of technology and facilities, and any other factors that might affect the health care system in North Dakota in the year 2020</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>HCR 3059 - Urges Congress to oppose federal legislation that would impair, erode, and limit the ability of state governments to regulate the business of insurance</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>HCR 3070 (1999-2000) - Health care in this state relative to access, quality, and cost to determine essential health care services, critical providers, access sites, and geographic, demographic, and economic issues relating to health care, including health care insurance (Budget Committee on Health Care)</p> <p>HCR 3033 (1997-98) - Effects of managed health care on the future viability of the health care delivery system in rural North Dakota and decisionmaking in relation to growth of the health care industry in North Dakota (Insurance and Health Care Committee)</p> <p>HCR 3008 (1995-96) - Feasibility and desirability of implementing recommendations by the North Dakota Health Task Force for improving the health status of North Dakotans, monitor the rate of health care cost increases, review the impact of newly enacted programs to improve the health status of North Dakotans, and address unmet medical needs in rural areas (Insurance and Health Care Committee)</p> <p>SCR 4061 (1993-94) - Feasibility and desirability of pooling all sources of funding for health care benefits in conjunction with the study by the North Dakota Health Task Force in exploring the control of costs and the redistribution of dollars toward improved access to services through a health care reimbursements system (Health and Communications Committee)</p>
3013	Study the causes of and factors that reduce the severity of motor vehicle crashes	<p style="text-align: center;">LEGISLATION 2005</p> <p>SB 2208 - Changes from under four to under seven years of age, the age under which minors must be in a child restraint system and allows a fee of \$25 for a violation</p> <p>HB 1299 - Failed to pass the Senate; would have increased the speed limit on paved two-lane highways</p> <p>SB 2380 - Failed to pass the Senate; would have provided for a primary safety belt-use enforcement</p> <p>SB 2331 - Failed to pass the Senate; would have made distracted driving the crime of reckless driving and would have prohibited a minor with a restricted license from using a cell phone while driving</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>HCR 3005 (2001-02) - The fees and point demerits for traffic offenses (Judiciary B Committee)</p>
2215 § 1	Study feasibility and desirability of private sector employers securing health insurance for permanent and temporary employees or themselves through a health insurance pool	<p style="text-align: center;">NOTE</p> <p>This study is all that remains of SB 2215, which as introduced would have allowed the private sector to participate in the state's health insurance plan.</p> <p>NDCC § 54-06-25 - Provides that the State Employees Compensation Commission is to make recommendations on appropriate levels of state employee compensation and fringe benefits. The Employee Benefits Programs Committee has statutory jurisdiction over legislative measures that affect retirement, health insurance, and retiree health insurance programs of public employees.</p>

Bill or Resolution No.	Subject Matter	Notes - 2005 Legislative Proposals - Prior Studies
		<p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1345 - As introduced, would have allowed nonprofit organizations to participate in a governmental self-insurance pool</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>HCR 3056 (2003) - Whether this state is experiencing a medical insurance crisis that impacts the availability and affordability of liability insurance for medical providers and medical facilities, including a study of methods of improving the availability and affordability of liability insurance and the feasibility of allowing medical providers and medical facilities to participate in an insurance reserve fund managed by the North Dakota Insurance Reserve Fund or other like entity (Not given priority)</p> <p>HCR 3058 (2001) - Current and 5-, 10-, 25-, and 50-year projections of the delivery of health care services in the state, including the capacity, distribution, and accessibility of the system of providing health services; the changing dynamics of delivery and funding of health services; possible health care services strategies to better serve residents; the role of health care services in future development in this state; and the effects of having inadequate reimbursement in this state, including the impact of inadequate reimbursement on the continued availability, viability, and financial stability of health care (Not given priority)</p> <p>HCR 3070 (1999-2000) - Health care in this state relative to access, quality, and cost to determine essential health care services, critical providers, access sites, and geographic, demographic, and economic issues relating to health care, including health care insurance (Budget Committee on Health Care)</p> <p>HCR 3033 (1997-98) - Effects of managed health care on the future viability of the health care delivery system in rural North Dakota and decisionmaking in relation to growth of the health care industry in North Dakota (Insurance and Health Care Committee)</p> <p>HCR 3008 (1995-96) - Feasibility and desirability of implementing recommendations by the North Dakota Health Task Force for improving the health status of North Dakotans, monitor the rate of health care cost increases, review the impact of newly enacted programs to improve the health status of North Dakotans, and address unmet medical needs in rural areas (Insurance and Health Care Committee)</p> <p>SCR 4042 (1993-94) - Feasibility and desirability of allowing all North Dakota residents to participate in the uniform group insurance program (Health and Communications Committee)</p> <p>SCR 4061 (1993-94) - Feasibility and desirability of pooling all sources of funding for health care benefits in conjunction with the study by the North Dakota Health Task Force in exploring the control of costs and the redistribution of dollars toward improved access to services through a health care reimbursements system (Health and Communications Committee)</p>
2004 § 20	Study the costs and benefits of adopting a comprehensive healthy North Dakota and workplace wellness program in collaboration with the State Department of Health, health insurers and other third-party payers, Workforce Safety and Insurance, interested nonprofit health-related agencies, and others who have an interest in establishing accident and disease prevention programs	<p style="text-align: center;">NOTE</p> <p>NDCC § 54-52.1-14 - Wellness program - Requires the Public Employees Retirement Board to develop an employer-based wellness program. The program must encourage employers to adopt a board-developed wellness program by either charging extra health insurance premiums to nonparticipating employers or reducing premiums for participating employers.</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1319 - Failed to pass the House; would have provided a tax credit to employers in the amount of \$50 per employee for expenditures associated with employee wellness (i.e. health club or exercise programs, diet and nutritional programs, smoking cessation, and disease risk reduction programs)</p>

Bill or Resolution No.	Subject Matter	Notes - 2005 Legislative Proposals - Prior Studies
		<p>HB 1241 - Provides that food producers, processors, manufacturers, etc. are not liable for any claim arising out of weight gain, obesity, or health conditions associated with either weight gain or obesity</p> <p>HB 1408 - Appropriated \$150,000 to the Department of Corrections and Rehabilitation for the purpose of reimbursing nonprofit faith-based organizations for room and board costs associated with an extended residential care program in Northwestern North Dakota for indigent adults with alcohol or other substance abuse issues</p> <p>SB 2300 - Limits smoking in public places and places of employment</p> <p>SB 2307 - Failed to pass the Senate; would have provided a Workforce Safety and Insurance premium discount for smoke-free workplaces</p> <p>HCR 3051 - Failed to pass the Senate; would have directed the Legislative Council to study ways in which state agencies can join with health care professionals, school districts, schools, and parents to promote understanding regarding the interplay of health and educational success and to improve the health and well-being of elementary and high school students in this state</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>HCR 3054 (2003-04) - The state's public health unit infrastructure and the ability of the public health units to respond to public health issues, including disease and other physical health, environmental, and disaster-related issues (Emergency Services Committee)</p> <p>SB 2386 (2001-02) - Programs dealing with the prevention and treatment of alcohol, tobacco, and drug abuse and other kinds of risk-associated behavior which are operated by various state agencies and whether better coordination among the programs within those agencies may lead to a more effective and cost-efficient way of operating the programs and providing services (Budget Committee on Government Services)</p> <p>HCR 3058 (2001) - Current and 5-, 10-, 25-, and 50-year projections of the delivery of health care services in the state, including the capacity, distribution, and accessibility of the system of providing health services; the changing dynamics of delivery and funding of health services; possible health care services strategies to better serve residents; the role of health care services in future development in this state; and the effects of having inadequate reimbursement in this state, including the impact of inadequate reimbursement on the continued availability, viability, and financial stability of health care (Not given priority)</p> <p>HCR 3048 (2001) - Feasibility and desirability of creating a State Department of Health Division of Women's Health and an Advisory Committee on Women's Health (Not given priority)</p> <p>HB 1004 § 9 (1999-2000) - The State Department of Health's comprehensive plan for a community health grant program (Budget Committee on Health Care)</p> <p>HCR 3070 (1999-2000) - Health care access, quality, and cost to determine essential health care services, critical providers, and access sites, and to identify geographic, demographic, and economic issues relating to health care (Budget Committee on Health Care)</p> <p>SCR 4037 (1999) - Maintenance and funding of basic student health services at institutions of higher education under the control of the State Board of Higher Education (Not given priority)</p> <p>HCR 3030 (1997-98) - The development of a strategic planning process for the future of public health in this state (Insurance and Health Care Committee)</p> <p>HCR 3008 (1995-96) - Feasibility and desirability of implementing recommendations by the North Dakota Health Task Force for improving the health and health status of North Dakotans, monitor the rate of health care</p>

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		<p>cost increases, review the impact of newly enacted programs to improve the health status of North Dakotans, and address unmet medical needs in rural areas (Insurance and Health Care Committee)</p> <p>HCR 3010 (1991-92) - The need for and feasibility of adopting and implementing a state health policy for the purpose of providing basic medical and health care to all citizens of the state (Health Care Committee)</p> <p>SCR 4051 (1991-92) - Feasibility of providing basic statewide health and work-related accident insurance to all North Dakota workers and their dependents (Industry, Business, and Labor Committee)</p>
1010 § 11	Study the need for a comprehensive, long-range study of the state's current and future health care needs in order to address issues such as the aging population of the state, the phenomenon of health care cost-shifting to the private sector, the trend of uncompensated health care services, shortages in the number of health care professionals, duplication of technology and facilities, and any other factors that might affect the health care system in North Dakota in the year 2020	<p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1303 - Failed to pass the House; would have provided that a legislative measure mandating health insurance coverage of services or payment for specified providers of services may not be acted on by any committee of the Legislative Assembly unless the measure met certain criteria</p> <p>HB 1459 - Directs the Department of Human Services to seek federal grant funds for the planning and implementing of a prescription drug monitoring program; and provides for the Legislative Council to consider studying the Medicaid medical reimbursement system, including costs of providing services, fee schedules, parity among provider groups, and access</p> <p>HCR 3051 - Failed to pass the Senate; would have directed the Legislative Council to study ways in which state agencies can join with health care professionals, school districts, schools, and parents to promote understanding regarding the interplay of health and educational success and to improve the health and well-being of elementary and high school students in this state</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>HB 1430 § 11 (2003-04) - The value of medical assistance program use of benefit purchasing pools, preferred drug lists, and other pharmacy benefit management concepts, including the fiscal impact of the appeals and grievance process on existing programs (Budget Committee on Health Care)</p> <p>SB 2012 § 16 (2003-04) - Feasibility and desirability of establishing an advisory council for the medical assistance program of the Department of Human Services, including whether representatives of private health care providers should be on the advisory council (Budget Committee on Health Care)</p> <p>HCR 3054 (2003-04) - The state's public health unit infrastructure and the ability of the public health units to respond to public health issues, including diseases and other physical health, environmental, and disaster-related issues (Emergency Services Committee)</p> <p>HCR 3056 (2003) - Whether this state is experiencing a medical insurance crisis that impacts the availability and affordability for liability insurance for medical providers and medical facilities, including a study of methods of improving the availability and affordability of liability insurance and the feasibility of allowing medical providers and medical facilities to participate in an insurance reserve fund managed by the North Dakota Insurance Reserve Fund or other like entity (Not given priority)</p> <p>HB 1015 § 22 (2001) - Health insurance company benefit limitations, including maximum payments or reimbursements for prescribed medicines and treatments and the effect of limiting benefit payments or reimbursements on consumers, family members, and individuals with incurable illnesses (Not given priority)</p> <p>HB 1407 § 2 (2001-02) - Existing mandated health insurance coverage of services and the feasibility and desirability of repealing state laws mandating health insurance coverage of services (Budget Committee on Health Care)</p> <p>HB 1441 § 3 (2001-02) - Coordination of the medical assistance and the children's health insurance programs, including the development of a single application form for both programs, whether the children's health</p>

Bill or Resolution No.	Subject Matter	Notes - 2005 Legislative Proposals - Prior Studies
		<p>insurance program should be administered by the state or the counties, the effects of eliminating the asset eligibility requirement for the medical assistance program, the standardization of the definition of "income" for all programs administered by the Department of Human Services, and the feasibility and desirability of seeking a federal waiver to allow the children's health insurance program plan to provide coverage for a family through an employer-based insurance policy if an employer-based insurance policy is more cost-effective than the traditional plan coverage for the children (Budget Committee on Health Care)</p> <p>HCR 3058 (2001) - Current and 5-, 10-, 25-, and 50-year projections of the delivery of health care services in the state, including the capacity, distribution, and accessibility of the system of providing health services, the changing dynamics of delivery and funding of health services, possible health care services strategies to better serve residents, the role of health care services in future development in this state, and the effects of having inadequate reimbursement in this state, including the impact of inadequate reimbursement on the continued availability, viability, and financial stability of health care (Not given priority)</p> <p>SCR 4027 (2001-02) - Prices for prescription drugs and possible mechanisms to lower those costs to consumers and the state and whether the state should establish a program to assist in the purchase of prescription drugs based upon income (Budget Committee on Health Care)</p> <p>SB 2012 § 21 (1999) - Services provided by the state in its medical assistance program, including optional medical assistance services and the impact to the state and its citizens of providing those services (Not given priority)</p> <p>HCR 3046 (1999-2000) - Various challenges facing the delivery of health care in this state, including changes in hospital reimbursements, technological innovations, and the regionalization of services (Budget Committee on Health Care)</p> <p>HCR 3070 (1999-2000) - Health care in this state relative to access, quality, and cost to determine essential health care services, critical providers, access sites, and geographic, demographic, and economic issues relating to health care, including health care insurance (Budget Committee on Health care)</p> <p>HB 1015 § 20 (1997) - The utilization of telemedicine in this and other states, and the desirability of adopting any amendments to the professional licensing laws and other laws which will facilitate the development of telemedicine while preserving the quality of health care (Not given priority)</p> <p>SB 2004 § 27 (1997-98) - Emergency medical services (Insurance and Health Care Committee)</p> <p>HCR 3030 (1997-98) - Development of a strategic planning process for the future of public health in this state (Insurance and Health Care Committee)</p> <p>HCR 3033 (1997-98) - Effects of managed health care on the future viability of the health care delivery system in rural North Dakota and decisionmaking in relation to growth of the health care industry in North Dakota (Insurance and Health Care Committee)</p> <p>SB 2460 § 1 (1995-96) - Appropriate quantity, distribution, and use of this state's resources and services in addressing the needs of the elderly residents of this state, and the certificate of need process and other means of planning and decisionmaking in relation to growth of the health care industry in this state (Insurance and Health Care Committee)</p> <p>HCR 3008 (1995-96) - Feasibility and desirability of implementing recommendations by the North Dakota Health Task Force for improving the health status of North Dakotans, monitor the rate of health care cost increases, review the impact of newly enacted programs to improve the health status of North Dakotans, and address unmet medical needs in rural areas (Insurance and Health Care Committee)</p>

Bill or Resolution No.	Subject Matter	Notes - 2005 Legislative Proposals - Prior Studies
		<p>HCR 3043 (1993-94) - The medical assistance eligible population in this state to determine if there is a need for a more equitable distribution of medical assistance reimbursement to certain providers (Budget Committee on Human Services)</p> <p>SCR 4042 (1993-94) - Feasibility and desirability of allowing all North Dakota residents to participate in the uniform group insurance program (Health and Communications Committee)</p> <p>SCR 4061 (1993-94) - Feasibility and desirability of pooling all sources of funding for health care benefits in conjunction with the study by the North Dakota Health Task Force in exploring the control of costs and the redistribution of dollars toward improved access to services through a health care reimbursement system (Health and Communications Committee)</p>
2004 § 21	<p>(Required Study) Study the state's public health unit infrastructure and the ability of the public health units to respond to public health issues, including an assessment of the efficiency of operations, given the personnel and financial resources available; the effectiveness of services, given the lines of governmental authority of the current infrastructure; and the efficiency of the food and lodging investigation services provided by the State Department of Health and the public health units, and to develop a plan maximizing efficiencies through a coordinated system and fee structure</p>	<p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1034 - Authorizes the Attorney General to provide legal counsel or written opinions to district health boards</p> <p>SB 2004 - Authorizes the State Department of Health to adopt rules relating to license fees for food and lodging establishments</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>HCR 3053 (2003-04) - The state's emergency management system, the impact of federal emergency reorganization on the state's emergency operations plan, and the emergency management preparedness of state agencies and local governments (Emergency Services Committee)</p> <p>HCR 3054 (2003-04) - The state's public health unit infrastructure and the ability of the public health units to respond to public health issues, including disease and other physical health, environmental, and disaster-related issues (Emergency Services Committee)</p> <p>SB 2004 § 27 (1997-98) - Emergency medical services (Insurance and Health Care Committee)</p> <p>HCR 3030 (1997-98) - Development of a strategic planning process for the future of public health in this state (Insurance and Health Care Committee)</p> <p>HCR 3022 (1995) - Structure and function of local public health units (Not given priority)</p> <p>HCR 3018 (1993) - Feasibility of forming multicounty health districts statewide (Not given priority)</p>
2004 § 22	<p>Study whether to change guidelines for funding programs as a result of additional tobacco settlement collections that are anticipated to be received and deposited in the community health trust fund from 2008 through 2017</p>	<p style="text-align: center;">NOTE</p> <p>NDCC § 54-27-25 - Provides for a tobacco settlement trust fund and specifies the use of the funds, including transfers to the community health trust fund</p> <p>SB 2004 § 21 - Provides for a study of the public health infrastructure in the state</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>HCR 3037 (2003-04) - The needs of individuals with mental illness, drug and alcohol addictions, and physical or developmental disabilities, including individuals with multiple needs, and how the state responds to those needs; the long-term plans for the State Hospital, the Developmental Center at Westwood Park, Grafton, state and county correctional facilities, and other state facilities and the relationships among those facilities; the impact and availability of community services; the state's criminal justice process from arrest to release; alternatives to incarceration; and the effectiveness of incarceration and treatment (Budget Committee on Government Services)</p>

Bill or Resolution No.	Subject Matter	Notes - 2005 Legislative Proposals - Prior Studies
		<p>HCR 3054 (2003-04) - The state's public health unit infrastructure and the ability of the public health units to respond to public health issues, including disease and other physical health, environmental, and disaster-related issues (Emergency Services Committee)</p> <p>SB 2380 § 6 (2001-02) - Programs dealing with the prevention and treatment of alcohol, tobacco, and drug abuse and other kinds of risk-associated behavior which are operated by various state agencies, including the Department of Corrections and Rehabilitation, the Attorney General, the State Department of Health, the Department of Human Services, the Department of Public Instruction, the Department of Transportation, the National Guard, and the Supreme Court, and whether better coordination among the programs within those agencies may lead to a more effective and cost-efficient way of operating the programs and providing services (Budget Committee on Government Services)</p> <p>HCR 3058 (2001) - Current and 5-, 10-, 25-, and 50-year projections of the delivery of health care services in the state, including the capacity, distribution, and accessibility of the system of providing health services; the changing dynamics of delivery and funding of health services; possible health care services strategies to better serve residents; the role of health care services in future development in this state; and the effects of having inadequate reimbursement in this state, including the impact of inadequate reimbursement on the continued availability, viability, and financial stability of health care (Not given priority)</p> <p>HB 1004 § 9 (1999-2000) - The State Department of Health's comprehensive plan for a community health grant program (Budget Committee on Health Care)</p> <p>HCR 3030 (1997-98) - The development of a strategic planning process for the future of public health in this state (Insurance and Health Care Committee)</p>
3054	Study state programs providing services to children with special health care needs to determine whether the programs are effective in meeting these special health care needs, whether there are gaps in the state's system for providing services to children with special health care needs, and whether there are significant unmet special health care needs of children which should be addressed	<p style="text-align: center;">NOTE</p> <p>NDCC § 50-29-02 - Requires the Department of Human Services to present an annual report to the Legislative Council regarding the children's health insurance program, including enrollment statistics and associated costs (Budget Committee on Health Care)</p> <p>SB 2395 § 4 - Provides for a study of issues relating to Medicaid and other public funding for the extraordinary health care needs of children who live in an institution or who are at risk of institutionalization; the Comprehensive Health Association of North Dakota program provided for under NDCC Chapter 26.1-08, including contracting for a cost-benefit analysis of this program; and the state programs providing services to children with special health care needs to determine whether the programs are effective in meeting these special health care needs, whether there are gaps in the state's system for providing services to children with special health care needs, and whether there are significant unmet special health care needs of children which should be addressed</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1110 - Extends the moratorium on the expansion of residential treatment center for children and residential child care facility or group home bed capacity to July 31, 2007. The bill also requires the Department of Human Services to explore the option of kinship care when a child is unable to return home due to safety concerns.</p> <p>HB 1486 - Provides that except for cases in which the specific necessary treatment is unavailable in the state or cases in which the appropriate treatment or services cannot be provided in a timely manner in the state, all juveniles in need of residential treatment or residential care placement must be placed in in-state residential facilities</p>

Bill or Resolution No.	Subject Matter	Notes - 2005 Legislative Proposals - Prior Studies
		<p>SB 2395 - Provides a maximum of \$50,000 per child per biennium for medical food and growth hormone treatment at no cost to individuals through age 18 who have been diagnosed with Russell-Silver Syndrome, regardless of income</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>SB 2012 § 15 (2003) - Programs providing services to children with special health care needs in North Dakota and service needs of these children which are not available under current programs (Not given priority)</p> <p>HB 1441 § 3 (2001-02) - The coordination of the medical assistance and the children's health insurance programs, including the development of a single application form for both programs, whether the children's health insurance program should be administered by the state or the counties, the effects of eliminating the asset eligibility requirement for the medical assistance program, the standardization of the definition of "income" for all programs administered by the Department of Human Services, and the feasibility and desirability of seeking a federal waiver to allow the children's health insurance program plan to provide coverage for a family through an employer-based insurance policy if an employer-based insurance policy is more cost-effective than the traditional plan coverage for the children (Budget Committee on Health Care)</p> <p>SB 2012 § 22 (1999-2000) - Residential treatment centers and residential child care facilities, including occupancy rates, the number of out-of-state residents, and the need for additional facilities (Budget Committee on Institutional Services)</p> <p>HB 1012 (1997-98) - The state's welfare reform implementation efforts to determine the effectiveness of welfare reform (Welfare Reform Committee)</p> <p>HB 1226 (1997-98) - The temporary assistance for needy families program (Welfare Reform Committee)</p> <p>SCR 4001 (1997-98) - Monitor mental health and foster care services (Budget Committee on Government Services)</p> <p>SCR 4002 (1995) - The implementation of the 1993-94 interim Budget Committee on Youth Services recommendations to enhance the children's services delivery system in this state (Not given priority)</p> <p>SB 2016 § 6 (1993-94) - Children and youth services in this state (Budget Committee on Youth Services)</p> <p>SCR 4055 (1993-94) - The provision of services for children, including services related to child care, education, health, corrections, and foster care (Budget Committee on Youth Services)</p>
2395 § 4	Study issues relating to Medicaid and other public funding for the extraordinary health care needs of children who live in an institution or who are at risk of institutionalization; the Comprehensive Health Association of North Dakota program provided for under NDCC Chapter 26.1-08, including contracting for a cost-benefit analysis of this program; and the state programs providing services to children with special health care needs to determine whether the programs are effective in meeting these special health care needs, whether there are gaps in the state's system for providing services	<p style="text-align: center;">NOTE</p> <p>This proposed study was included in SB 2395, a bill that provides a maximum \$50,000 per child per biennium for medical food and growth hormone treatment at no cost to individuals through age 18 who have been diagnosed with Russell-Silver Syndrome, regardless of income.</p> <p>HCR 3054 - Provides for a study of state programs providing services to children with special health care needs to determine whether the programs are effective in meeting these special health care needs, whether there are gaps in the state's system for providing services to children with special health care needs, and whether there are significant unmet special health care needs of children which should be addressed</p> <p>NDCC § 50-29-02 - Requires the Department of Human Services to present an annual report to the Legislative Council regarding the children's health insurance program, including enrollment statistics and associated costs</p> <p style="text-align: center;">LEGISLATION 2005</p>

Bill or Resolution No.	Subject Matter	Notes - 2005 Legislative Proposals - Prior Studies
	to children with special health care needs, and whether there are significant unmet special health care needs of children which should be addressed	<p>HB 1110 - Extends the moratorium on the expansion of residential treatment center for children and residential child care facility or group home bed capacity to July 31, 2007. The bill also requires the Department of Human Services to explore the option of kinship care when a child is unable to return home due to safety concerns.</p> <p>HB 1486 - Provides that except for cases in which the specific necessary treatment is unavailable in the state or cases in which the appropriate treatment or services cannot be provided in a timely manner in the state, all juveniles in need of residential treatment or residential care placement must be placed in in-state residential facilities</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>SB 2012 § 15 (2003) - Programs providing services to children with special health care needs in North Dakota and service needs of these children which are not available under current programs (Not given priority)</p> <p>HB 1441 § 3 (2001-02) - The coordination of the medical assistance and the children's health insurance programs, including the development of a single application form for both programs, whether the children's health insurance program should be administered by the state or the counties, the effects of eliminating the asset eligibility requirement for the medical assistance program, the standardization of the definition of "income" for all programs administered by the department of human services, and the feasibility and desirability of seeking a federal waiver to allow the children's health insurance program plan to provide coverage for a family through an employer-based insurance policy if an employer-based insurance policy is more cost-effective than the traditional plan coverage for the children (Budget Committee on Health Care)</p> <p>SB 2012 § 22 (1999-2000) - Residential treatment centers and residential child care facilities, including occupancy rates, the number of out-of-state residents, and the need for additional facilities (Budget Committee on Institutional Services)</p> <p>HB 1012 (1997-98) - The state's welfare reform implementation efforts to determine the effectiveness of welfare reform (Welfare Reform Committee)</p> <p>HB 1226 (1997-98) - The temporary assistance for needy families program (Welfare Reform Committee)</p> <p>SCR 4001 (1997-98) - Monitor mental health and foster care services (Budget Committee on Government Services)</p> <p>SCR 4002 (1995) - The implementation of the 1993-94 interim Budget Committee on Youth Services recommendations to enhance the children's services delivery system in this state (Not given priority)</p> <p>SB 2016 § 6 (1993-94) - Children and youth services in this state (Budget Committee on Youth Services)</p> <p>SCR 4055 (1993-94) - The provision of services for children, including services related to child care, education, health, corrections, and foster care (Budget Committee on Youth Services)</p>
3022	Study data regarding cervical cancer and human papillomavirus, evaluate current methods of public education and access to regular cervical cancer screening, and consider options for increasing screening accuracy	<p style="text-align: center;">NOTE</p> <p>NDCC Chapter 23-23 - Defines cancer and provides that no person other than a licensed physician or licensed dentist may prescribe treatment for or cure cancer. Neither may the person sell, offer to sell, give away, or offer to give away, except upon the prescription of a licensed physician or licensed dentist, any drug, medicine, compound, nostrum, or device which is represented by the manufacturer or seller thereof to have curative power when used in the treatment of cancer. A violation of the chapter is a Class A misdemeanor.</p> <p>NDCC § 26.1-36-09.11 - Provides that an insurance company, nonprofit health service corporation, or health maintenance organization may not deliver, issue, execute, or renew any health insurance policy, health service contract, or evidence of coverage on an individual, group, blanket, or franchise basis unless the policy,</p>

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		<p>contract, or evidence of insurance provides the benefit provisions of the federal Women's Health and Cancer Rights Act</p> <p>NDCC § 50-24.1-17 - Provides that the Department of Human Services may provide medical assistance for women screened and found to have breast or cervical cancer and shall establish an income eligibility limit that may not exceed 200 percent of the poverty line for payments</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1117 (2005) - Directs the State Department of Health to maintain a uniform statewide population-based registry system for the collection of data pertaining to the incidence, prevalence, risk factors, management, survival, mortality, and geographic distribution of cancer and reportable benign tumors</p> <p>SB 2323 (2005) - Failed to pass the House; would have provided an appropriation for a cancer research grant</p> <p>SB 2169 (2005) - Failed to pass the Senate; would have mandated insurance coverage for colorectal cancer screening examinations and laboratory tests of asymptomatic individuals</p> <p>HCR 3050 (2005) - Failed to pass the Senate; would have directed a study of data regarding colorectal cancer screening, current methods of public education, access to regular cancer screening, and options for increasing screening accuracy</p> <p>HCR 3051 (2005) - Failed to pass the Senate; would have directed the Legislative Council to study ways in which state agencies can join with health care professionals, school districts, schools, and parents to promote understanding regarding the interplay of health and educational success and to improve the health and well-being of elementary and high school students in this state</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>HCR 3048 (2001) - Feasibility and desirability of creating a State Department of Health Division of Women's Health and an Advisory Committee on Women's Health (Not given priority)</p>
3038	Study organ and tissue donation and actions that may be taken at the regional, state, local, and private levels to increase organ and tissue donations	<p style="text-align: center;">NOTE</p> <p>NDCC Chapter 26-03.2 - Uniform Anatomical Gift Act. Sections 23-06.2-02 and 39-06-07 allow a donor designation on a motor vehicle operator's license. Section 23-06.2-05 provides protocol for hospital administrators to seek anatomical gifts.</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1474 - Provides an income tax deduction for expenses and lost wages incurred by an individual who makes a donation of a human organ</p> <p>SB 2112 - Requires the Department of Transportation to allow an applicant for a department-issued nondriver color photo identification card to designate on the card the applicant's designation as an organ donor and wishes to make an anatomical gift</p> <p>SB 2298 - Requires the State Department of Health to provide bone marrow donor education and provides for state employee leave for organ or bone marrow donation</p> <p>SB 2388 - Provides that a member of an out-of-state organ harvesting team is not in violation of North Dakota occupational or professional board licensure requirements</p>
1332 § 3	(Required Study) Study the pharmacy benefits management industry, including the extent of competition in the	<p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1332 - Requires a pharmacy benefits manager to disclose ownership interests with various insurance companies or parent, subsidiary, or other organizations related to the provision of pharmacy services. The bill</p>

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	<p>marketplace for health insurance and prescription drugs; whether protecting the confidentiality of trade secret or proprietary information has a positive or negative impact on prescription drug prices; the ownership interest or affiliation between insurance companies and pharmacy benefits management companies and whether such relationships are good for the consumer; the impact of disclosure of information regarding relationships between pharmacy benefits management companies and their customers; the use of various cost-containment methods by pharmacy benefits managers, including the extent to which pharmacy benefits managers promote the use of generic drugs; the actual impact of the use of pharmacy benefits management techniques on community pharmacies; the impact of mail service pharmacies on consumers and community pharmacies; the impact of generic and brand name drugs in formulary development, drug switches and mail order operations, as well as spread pricing, data sales, and manufacturers rebates and discounts; the price consumers actually pay for prescription drugs in North Dakota; and consideration of the legality of imposing statutory restrictions on pharmacy benefits managers</p>	<p>prohibits a pharmacy benefits manager from requiring a pharmacist or pharmacy to participate in one contract in order to participate in another contract, and directs the Insurance Commissioner to examine any contract between a covered entity and a pharmacy benefits manager and to examine any related record to determine if the payment received by the pharmacy benefits manager has been applied toward reducing rates or is distributed to covered individuals.</p> <p>HB 1470 - Provides that except for quantity limits that may be no less than the pharmaceutical manufacturer's package insert or AB-rated generic equivalent drug for which the cost to the state postrebate is less than the brand name drugs, in the aggregate, the department may not prior authorize or otherwise restrict single-source or brand name antipsychotic, antidepressant, or other medications used to treat mental illnesses, such as schizophrenia, depression, or bipolar disorder, and drugs prescribed for the treatment of AIDS, HIV, or cancer</p> <p>HB 1459 - Requires the Department of Human Services to seek federal grant funds for the planning and implementation of a prescription drug monitoring program and directs the department to form a prescription drug monitoring program working group to identify problems relating to the abuse and diversion of controlled substances and how a prescription drug monitoring program may address these problems, identify a strategy and propose a prescription drug monitoring program through which to address the identified problems, establish how the program will be implemented, the fiscal requirements for implementation, and the timelines for implementation, consider possible performance measures the state may use to assess the impact of the program and whether special data collection instruments would be required to effectively monitor the impact of the program, and provide a draft of proposed administrative rules to implement the proposed program</p> <p>SB 2284 - Failed to pass the Senate; would have directed the Department of Human Services, in connection with the Drug Review Board, to adopt rules implementing a preferred drug list</p> <p>SB 2394 - Failed to pass the Senate; would have directed the Department of Human Services to develop and implement a medication therapy management services program for medical assistance recipients to ensure the appropriate use of prescription drugs in order to improve therapeutic outcomes and to reduce adverse drug reactions</p> <p>HB 1381 - Failed to pass the Senate; would have directed that the Public Employees Retirement System include benefits for outpatient prescription drugs or devices for hormone replacement therapy; contraceptives; infertility therapy; and osteoporosis treatment and management</p> <p>SB 2312 - Failed to pass the Senate; would have provided for the establishment of a centralized electronic prescription monitoring system for medical assistance recipients</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>HB 1430 § 11 (2003-04) - The value of medical assistance program use of benefit purchasing pools, preferred drug lists, and other pharmacy benefit management concepts, including the fiscal impact of the appeals and grievance process on existing programs (Budget Committee on Health Care)</p> <p>HCR 3011 (2003-04) - The North Dakota open records statutes and the appropriateness of the penalties for an unauthorized disclosure of certain records (Judicial Process Committee)</p> <p>SCR 4027 (2001-02) - Prices for prescription drugs and possible mechanisms to lower those costs to consumers and the state and whether the state should establish a program to assist in the purchase of prescription drugs based upon income (Budget Committee on Health Care)</p> <p>HB 1015 § 22 (2001) - Health insurance company benefit limitations, including maximum payments or reimbursements for prescribed medicines and treatments and the effect of limited benefit payments or reimbursements on consumers, family members, and individuals with incurable diseases (Not given priority)</p>

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		<p>SCR 4025 (1995) - Access to computer data bases or electronically filed or stored information by state agencies (Not given priority)</p>
1459 § 5	Study the Medicaid medical reimbursement system, including costs of providing services, fee schedules, parity among provider groups, and access	<p style="text-align: center;">NOTE</p> <p>HB 1012 § 14 - Provides for a study of methods of improving the sustainability of funding long-term care services in the state</p> <p>SCR 4027 - Provides for a study of the need for dementia-related services, standards, and practices for caregivers</p> <p>SCR 4030 - Provides for a study of the delivery of long-term care services in North Dakota with primary emphasis on the individual's preferred method of care, patient safety, quality of care, potential duplication of service, and the direction of state assistance</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1147 - Provides that a living unit within an assisted living facility must meet certain requirements to be licensed</p> <p>HB 1148 - Requires the Department of Human Services to seek a waiver of federal law to permit disabled and elderly individuals to direct their own care and to permit personal care services to be provided by nonlicensed personal care service providers</p> <p>HB 1190 - Extends the moratorium on the expansion of basic care bed capacity to July 31, 2007</p> <p>HB 1191 - Extends the moratorium on long-term care bed capacity to July 31, 2007</p> <p>HB 1217 - Provides that the assets of an individual must be disregarded when determining medical assistance eligibility if the individual owns a long-term care insurance policy and the policy was purchased before application for medical assistance was made</p> <p>HB 1252 - Relates to nursing home rates and provides that the operating cost payment rate for an operating cost category must be the lesser of the nursing home's historical operating cost in the category increased by the appropriate index inflation rate for nursing home services used to develop the legislative appropriation for the Department of Human Services for the operating cost category plus an efficiency incentive</p> <p>HB 1281 - Provides that a long-term care facility may request that an applicant for admission, a resident of the facility, or the applicant's or resident's legal representative furnish financial information regarding income and assets, including information regarding any transfers or assignments of income or assets</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>HB 1004 § 14 (2003-04) - The nursing home survey process, including a review of federal, state, and local agency procedures and requirements that result in additional costs, duplicated procedures, and added regulations for nursing homes and the potential for mitigating the impact of new mandated federal rules through additional collaboration between the State Department of Health and the Department of Human Services and the submission of waiver requests (Budget Committee on Health Care)</p> <p>SB 2012 § 17 (2003) - North Dakota's long-term care continuum of services, including service delivery methods and payment systems, including the cost-effectiveness of the programs and the appropriateness of rate structures and the nursing home equalized rate policy (Not given priority)</p> <p>HB 1196 § 29 (2001-02) - The long-term care needs and the nursing facility payment system in North Dakota (Budget Committee on Human Services)</p>

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		<p>SCR 4004 (1999-2000) - The possibility of creating an incentive package to assist rural communities and nursing facilities in closing, significantly reducing bed capacity, and providing alternative long-term care services (Budget Committee on Health Care)</p>
1012 § 12	Study the Department of Human Services system of paying qualified service providers, including a review of the appropriateness of payment levels to various providers	<p style="text-align: center;">NOTE</p> <p>HB 1012 § 14 - Provides for a study of methods of improving the sustainability of funding long-term care services in the state</p> <p>HB 1459 § 5 - Provides for a study of the Medicaid medical reimbursement system, including costs of providing services, fee schedules, parity among provider groups, and access</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>HB 1196 § 29 (2001-02) - Long-term care needs and the nursing facility payment system in North Dakota (Budget Committee on Human Services)</p> <p>SCR 4004 (1999-2000) - The possibility of creating an incentive package to assist rural communities and nursing care facilities in closing, significantly reducing bed capacity, or providing alternative long-term care services (Budget Committee on Health Care)</p> <p>SB 2012 § 29 (1999) - State and federal regulations relating to nursing homes, the impact of those regulations on the cost of care at North Dakota nursing homes, and state options for reducing regulations and the related reductions in cost of care (Not given priority)</p> <p>SB 2012 § 30 (1999) - The appropriateness of the state continuing rate equalization for private pay and public pay residents in nursing homes, including the fiscal impact on private pay and public pay residents of the repeal of rate equalization (Not given priority)</p> <p>HB 1012 § 32 (1997-98) - Basic care rate equalization (Budget Committee on Long-Term Care)</p> <p>HCR 3006 (1997-98) - Long-term care financing issues to determine the changes necessary to develop alternative services and the feasibility of a managed care system for long-term care services (Budget Committee on Long-Term Care)</p> <p>SB 2460 (1995-96) - The appropriate quantity, distribution, and use of this state's resources and services in addressing the needs of the elderly residents of this state, and the certificate of need process and other means of planning and decisionmaking in relation to the growth of the health care industry in this state (Insurance and Health Care Committee)</p> <p>HCR 3023 (1995-96) - The availability, coverage, and regulation of long-term care insurance (Insurance and Health Care Committee)</p>
1012 § 15	Study the services provided by residential treatment centers and residential child care facilities and the appropriateness of the payments provided by the state for these services	<p style="text-align: center;">PRIOR STUDIES</p> <p>SCR 4001 (2003-04) - The delivery of services and the cost versus benefit of those services provided by the eight human service centers, consider the possibility of combining service centers and the administrative costs of the centers related to the programs and clients served, and study third-party reimbursement and competition with private providers (Budget Committee on Human Services)</p> <p>SB 2012 § 22 (1999-2000) - Residential treatment centers and residential child care facilities, including occupancy rates, the number of out-of-state residents, and the need for additional facilities (Budget Committee on Institutional Services)</p> <p>SB 2012 § 28 (1999-2000) - Services provided by Human Service Centers, including the appropriateness and justification for continuing human service center programs, the costs/benefit of human service programs,</p>

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		<p>methods for evaluating the effectiveness and outcomes of human service center programs, and the need to establish priorities relating to human service center programs (Budget Committee on Human Services)</p> <p>HCR 3003 (1997-98) - Monitor the implementation of the projects developed by the Department of Human Services related to the conversion of existing nursing facility or basic care capacity for use by Alzheimer's and related dementia population and the testing of an expanded case management system for elderly persons and disabled persons (Budget Committee on Long-Term Care)</p>
1012 § 14	Study methods of improving the sustainability of funding long-term care services in the state, including a review of case mix and rate equalization, consideration of additional support for facilities providing additional restorative care services, and consideration of options for reducing the number of required reports of facilities providing high-quality care or for seeking waivers to change the survey process	<p style="text-align: center;">NOTE</p> <p>Three related studies were passed by the Legislative Assembly.</p> <p>HB 1459 § 5 - Provides for a study of the Medicaid medical reimbursement system, including costs of providing services, fee schedules, parity among provider groups, and access</p> <p>SCR 4027 - Provides for a study of the need for dementia-related services, standards, and practices for care-givers and review the legal and medical definitions used for dementia-related conditions and the funding for programs and services for individuals with dementias</p> <p>SCR 4030 - Provides for a study of the delivery of long-term care services in North Dakota with primary emphasis on the individual's preferred method of care, patient safety, quality of care, potential duplication of service, and the direction of state assistance</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1147 - Provides that a living unit within an assisted living facility must meet certain requirements to be licensed</p> <p>HB 1148 - Requires the Department of Human Services to seek a waiver of federal law to permit disabled and elderly individuals to direct their own care and to permit personal care services to be provided by nonlicensed personal care service providers</p> <p>HB 1179 - Provides for a sales tax exemption for sale made by an assisted living facility that is licensed by the Department of Human Services</p> <p>HB 1190 - Extends the moratorium on the expansion of basic care bed capacity to July 31, 2007</p> <p>HB 1191 - Extends the moratorium on long-term care bed capacity to July 31, 2007</p> <p>HB 1217 - Provides that the assets of an individual must be disregarded when determining medical assistance eligibility if the individual owns a long-term care insurance policy and the policy was purchased before application for medical assistance was made</p> <p>HB 1252 - Relates to nursing home rates and provides that the operating cost payment rate for an operating cost category must be the lesser of the nursing home's historical operating cost in the category increased by the appropriate index inflation rate for nursing home services used to develop the legislative appropriation for the Department of Human Services for the operating cost category plus an efficiency incentive</p> <p>HB 1281 - Provides that a long-term care facility may request that an applicant for admission, a resident of the facility, or the applicant's or resident's legal representative furnish financial information regarding income and assets, including information regarding any transfers or assignments of income or assets</p> <p style="text-align: center;">PRIOR STUDIES</p>

Bill or Resolution No.	Subject Matter	Notes - 2005 Legislative Proposals - Prior Studies
		<p>HB 1004 § 14 (2003-04) - The nursing home survey process, including a review of federal, state, and local agency procedures and requirements that result in additional costs, duplicated procedures, and added regulations for nursing homes, and the potential for mitigating the impact of new mandated federal rules through additional collaboration between the State Department of Health and the Department of Human Services and the submission of waiver requests (Budget Committee on Health Care)</p> <p>HB 1007 § 8 (2003) - Feasibility and desirability of establishing a separate payment rate class for the Veterans Home and the related effect on the state's general fund and the long-term care industry in North Dakota (Not given priority)</p> <p>SB 2012 § 17 (2003) - North Dakota's long-term care continuum of services, including service delivery methods and payment systems. If studied, the Legislative Council shall consider the cost-effectiveness of the programs and the appropriateness of rate structures and the nursing home equalized rate policy. (Not given priority)</p> <p>HB 1196 § 29 (2001-02) - The long-term care needs and the nursing facility payment system in North Dakota (Budget Committee on Human Services)</p> <p>SCR 4004 (1999-2000) - The possibility of creating an incentive package to assist rural communities and nursing facilities in closing, significantly reducing bed capacity, and providing alternative long-term care services (Budget Committee on Health Care)</p> <p>SB 2012 § 29 (1999) - The state and federal regulations relating to nursing homes, the impact of those regulations on the costs of care at North Dakota nursing homes, and state options for reducing regulations and the related reductions in cost of care (Not given priority)</p> <p>SB 2012 § 30 (1999) - The appropriateness of the state continuing rate equalization for private pay and public pay residents in nursing homes, including the fiscal impact on private pay and public pay residents of the repeal of rate equalization (Not given priority)</p> <p>HB 1012 § 32 (1997-98) - Basic care rate equalization (Budget Committee on Long-Term Care)</p> <p>HCR 3003 (1997-98) - Monitor the implementation of the projects developed by the Department of Human Services related to the conversion of existing nursing facility or basic care capacity for use by Alzheimer's and related dementia population and the testing of an expanded case management system for elderly persons and disabled persons (Budget Committee on Long-Term Care)</p> <p>HCR 3004 (1997-98) - The means of expanding home and community-based service availability (Budget Committee on Long-Term Care)</p> <p>HCR 3006 (1997-98) - Long-term care financing issues to determine the changes necessary to develop alternative services and the feasibility of a managed care system for long-term care services (Budget Committee on Long-Term Care)</p> <p>SB 2460 § 1 (1995-96) - The appropriate quantity, distribution, and use of this state's resources and services in addressing the needs of the elderly residents of this state, and the certificate of need process and other means of planning and decisionmaking in relation to growth of the health care industry in this state (Insurance and Health Care Committee)</p> <p>HCR 3023 (1995-96) - The availability, coverage, and regulation of long-term care insurance (Insurance and Health Care Committee)</p>
4030	Study the delivery of long-term care services in North Dakota with primary emphasis on the individual's preferred	<p style="text-align: center;">NOTE</p> <p>Three related studies were passed by the Legislative Assembly.</p>

Bill or Resolution No.	Subject Matter	Notes - 2005 Legislative Proposals - Prior Studies
	method of care, patient safety, quality of care, potential duplication of service, and the direction of state assistance	<p>HB 1012 § 14 - Provides for a study of methods of improving the sustainability of funding long-term care services in the state</p> <p>HB 1459 § 5 - Provides for a study of the Medicaid medical reimbursement system, including costs of providing services, fee schedules, parity among provider groups, and access</p> <p>SCR 4027 - Provides for a study of the need for dementia-related services, standards, and practices for caregivers and review the legal and medical definitions used for dementia-related conditions and the funding for programs and services for individuals with dementias</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1147 - Provides that a living unit within an assisted living facility must meet certain requirements to be licensed</p> <p>HB 1148 - Requires the Department of Human Services to seek a waiver of federal law to permit disabled and elderly individuals to direct their own care and to permit personal care services to be provided by nonlicensed personal care service providers</p> <p>HB 1217 - Provides that the assets of an individual must be disregarded when determining medical assistance eligibility if the individual owns a long-term care insurance policy and the policy was purchased before application for medical assistance was made</p> <p>HB 1252 - Relates to nursing home rates and provides that the operating cost payment rate for an operating cost category must be the lesser of the nursing home's historical operating cost in the category increased by the appropriate index inflation rate for nursing home services used to develop the legislative appropriation for the Department of Human Services for the operating cost category plus an efficiency incentive</p> <p>HB 1281 - Provides that a long-term care facility may request that an applicant for admission, a resident of the facility, or the applicant's or resident's legal representative furnish financial information regarding income and assets, including information regarding any transfers or assignments of income or assets. A long-term care facility may deny admission to an applicant for admission who is unable to verify a viable payment source. The bill also provides that an individual is not ineligible for medical assistance if application of disqualifying transfer provisions would deprive the individual of nursing care and services and the individual makes a satisfactory showing of certain qualifying information.</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>HB 1004 § 14 (2003-04) - The nursing home survey process, including a review of federal, state, and local agency procedures and requirements that result in additional costs, duplicated procedures, and added regulations for nursing homes, and the potential for mitigating the impact of new mandated federal rules through additional collaboration between the State Department of Health and the Department of Human Services and the submission of waiver requests (Budget Committee on Health Care)</p> <p>SB 2012 § 17 (2003) - North Dakota's long-term care continuum of services, including service delivery methods and payment systems. If studied, the Legislative Council shall consider the cost-effectiveness of the programs and the appropriateness of rate structures and the nursing home equalized rate policy. (Not given priority)</p> <p>HB 1196 § 29 (2001-02) - The long-term care needs and the nursing facility payment system in North Dakota (Budget Committee on Human Services)</p>

Bill or Resolution No.	Subject Matter	Notes - 2005 Legislative Proposals - Prior Studies
		<p>SCR 4004 (1999-2000) - The possibility of creating an incentive package to assist rural communities and nursing facilities in closing, significantly reducing bed capacity, and providing alternative long-term care services (Budget Committee on Health Care)</p> <p>SB 2012 § 29 (1999) - The state and federal regulations relating to nursing homes, the impact of those regulations on the costs of care at North Dakota nursing homes, and state options for reducing regulations and the related reductions in cost of care (Not given priority)</p> <p>SB 2012 § 30 (1999) - The appropriateness of the state continuing rate equalization for private pay and public pay residents in nursing homes, including the fiscal impact on private pay and public pay residents of the repeal of rate equalization (Not given priority)</p> <p>HB 1012 § 32 (1997-98) - Basic care rate equalization (Budget Committee on Long-Term Care)</p> <p>HCR 3003 (1997-98) - Monitor the implementation of the projects developed by the Department of Human Services related to the conversion of existing nursing facility or basic care capacity for use by Alzheimer's and related dementia population and the testing of an expanded case management system for elderly persons and disabled persons (Budget Committee on Long-Term Care)</p> <p>HCR 3004 (1997-98) - The means of expanding home and community-based service availability (Budget Committee on Long-Term Care)</p> <p>HCR 3006 (1997-98) - Long-term care financing issues to determine the changes necessary to develop alternative services and the feasibility of a managed care system for long-term care services (Budget Committee on Long-Term Care)</p> <p>SB 2460 § 1 (1995-96) - The appropriate quantity, distribution, and use of this state's resources and services in addressing the needs of the elderly residents of this state, and the certificate of need process and other means of planning and decisionmaking in relation to growth of the health care industry in this state (Insurance and Health Care Committee)</p> <p>HCR 3023 (1995-96) - The availability, coverage, and regulation of long-term care insurance (Insurance and Health Care Committee)</p>
4027	Study the need for dementia-related services, standards, and practices for caregivers and review the legal and medical definitions used for dementia-related conditions and the funding for programs and services for individuals with dementias	<p style="text-align: center;">NOTE</p> <p>HB 1012 § 14 - Provides for a study method of improving the sustainability of funding long-term care services in the state</p> <p>HB 1459 § 5 - Provides for study of the Medicaid medical reimbursement system, including costs of providing services, fee schedules, parity among provider groups, and access</p> <p>SCR 4030 - Provides for a study of the delivery of long-term care services in North Dakota with primary emphasis on the individual's preferred method of care, patient safety, quality of care, potential duplication of service, and the direction of state assistance</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1147 - Provides that a living unit within an assisted living facility must meet certain requirements to be licensed</p> <p>HB 1148 - Requires the Department of Human Services to seek a waiver of federal law to permit disabled and elderly individuals to direct their own care and to permit personal care services to be provided by nonlicensed personal care service providers</p>

Bill or Resolution No.	Subject Matter	Notes - 2005 Legislative Proposals - Prior Studies
		<p style="text-align: center;">PRIOR STUDIES</p> <p>SB 2012 § 17 (2003) - North Dakota's long-term care continuum of services, including service delivery methods and payment systems, including the cost-effectiveness of the programs and the appropriateness of rate structures and the nursing home equalized rate policy (Not given priority)</p> <p>HB 1196 § 29 (2001-02) - The long-term care needs and the nursing facility payment system in North Dakota (Budget Committee on Human Services)</p> <p>SCR 4004 (1999-2000) - The possibility of creating an incentive package to assist rural communities and nursing facilities in closing, significantly reducing bed capacity, and providing alternative long-term care services (Budget Committee on Health Care)</p> <p>HCR 3003 (1997-98) - Monitor the implementation of the projects developed by the Department of Human Services related to the conversion of existing nursing facility or basic care capacity for use by Alzheimer's and related dementia population and the testing of an expanded case management system for elderly persons and disabled persons (Budget Committee on Long-Term Care)</p> <p>HCR 3004 (1997-98) - The means of expanding home and community-based service availability (Budget Committee on Long-Term Care)</p> <p>HCR 3006 (1997-98) - Long-term care financing issues to determine the changes necessary to develop alternative services and the feasibility of a managed care system for long-term care services (Budget Committee on Long-Term Care)</p> <p>SB 2460 § 1 (1995-96) - The appropriate quantity, distribution, and use of this state's resources and services in addressing the needs of the elderly residents of this state, and the certificate of need process and other means of planning and decisionmaking in relation to growth of the health care industry in this state (Insurance and Health Care Committee)</p> <p>SCR 4030 (1995-96) - The continuum of care for North Dakotans with Alzheimer's and related dementias and the needs of caregivers and families with Alzheimer's and related dementias (Budget Committee on Home and Community Care)</p>
3043	Study the need for supportive housing and services, including emergency shelters, transition housing, and permanent supportive housing for homeless individuals and families with children	<p style="text-align: center;">LEGISLATION 2005</p> <p>SCR 4011 - Provides for a study of the assessment and taxation of mobile homes and similar housing alternatives with an emphasis on making assessment and taxation of those housing alternatives equitable in comparison with assessment and taxation of traditional residential housing</p> <p>SB 2227 - Provides that the property of an authority used for moderate income housing is exempt from all taxes of the state or any political subdivision except special assessments unless specifically exempted from the special assessment by the political subdivision</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>HB 1206 (2001-02) - All aspects of improvements by special assessment and property tax assessment and abatements, to include a determination of the true and full value of subsidized housing for property tax assessments, and the homestead tax valuation for senior citizens (Taxation Committee)</p> <p>HCR 3010 (2001) - The property tax exemption for public housing authorities (Not given priority)</p> <p>HCR 3046 (1997-98) - The availability of affordable housing for middle income households, for the elderly, and in rural areas of this state (Commerce and Agriculture Committee)</p>

Bill or Resolution No.	Subject Matter	Notes - 2005 Legislative Proposals - Prior Studies
		<p>SCR 4036 (1997-98) - The level of and remedies for discrimination in this state. The study included a review of housing discrimination issues. (Judiciary Committee)</p> <p>SCR 4003 (1995-96) - The feasibility and adaptability of a long-term funding initiative to make available housing for families who are low income, homeless, or disabled, or who require transitional housing to assist them toward independent living (Budget Committee on Government Services)</p> <p>SCR 4003 (1995) - Zoning and real estate tax laws to assess the desirability of enacting legislation relating to the housing needs and preferences of senior citizens (Not given priority)</p> <p>HCR 3059 (1993) - State laws affecting the relationship between local housing authorities and the North Dakota Housing Finance Agency (Not given priority)</p>
1198 § 1	(Required Study) Study reemployment processes and costs and an appropriate method for providing a limitation on the total average number of job-attached unemployment insurance claimants	<p style="text-align: center;">NOTE</p> <p>HCR 3040 - Provides for a study of the unemployment insurance tax rate structure</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>SB 2016 § 8 - Provides for a demonstration project by Job Service North Dakota on the effectiveness of certain actions in causing more rapid reemployment of unemployment insurance claimants and a corresponding reduction in the average duration of claims. The bill includes an appropriation of \$254,925 for the project.</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>HCR 3060 (2003-04) - The state's unemployment compensation system, including reserve guidelines for the unemployment trust fund, the system for ratesetting, treatment of positive balance and negative balance employers, and the feasibility and desirability of creating an unemployment compensation board (Commerce Committee)</p> <p>HB 1017 § 5 (2003-04) - The impact of pending federal legislation that would significantly change the respective federal-state responsibilities and funding for workforce development, workforce training, public labor exchange, and unemployment insurance programs, including appropriate organizational placement within state government for delivery of workforce development, workforce training, public labor exchange, and unemployment insurance programs, and appropriate methods of funding the programs, including replacement of the Federal Unemployment Tax Act funds currently funding the administration of the unemployment insurance and public labor exchange program (Commerce Committee)</p> <p>HB 1135 § 5 (1999-2000) - Make recommendations concerning the report of Job Service North Dakota regarding incentives to encourage an employee to decrease the length of time that employee receives unemployment compensation benefits and to encourage a negative employer to become a positive employer (Commerce and Labor Committee)</p> <p>SB 2003 § 17 and SB 2020 § 7 (1997-98) - Receive periodic reports from the State Board for Vocational and Technical Education on its progress in coordinating statewide access to workforce training programs (Commerce and Agriculture Committee; Education Services Committee)</p>
2018 § 9	Study the implementation by Job Service North Dakota of a shared work demonstration project	<p style="text-align: center;">NOTE</p> <p>HB 1195 § 7 - Provides for a study of the feasibility and desirability of requiring professional employer organizations operating in North Dakota to register with the state, including consideration of how other states address the issue of registration of professional employer organizations</p> <p style="text-align: center;">LEGISLATION 2005</p>

Bill or Resolution No.	Subject Matter	Notes - 2005 Legislative Proposals - Prior Studies
		<p>SB 2018 §§ 7 and 8 - During the 2005-07 biennium, requires Job Service North Dakota to develop, implement, and operate a shared work demonstration project for one selected employer to demonstrate the feasibility of providing for a statewide shared work unemployment compensation program. This bill provides a \$20,000 general fund appropriation to fund the demonstration project.</p> <p>SB 2374 - Failed to pass the House; as introduced, would have required Job Service North Dakota to develop, implement, and operate a shared work demonstration project for five selected employers and would have provided a \$40,000 general fund appropriation to fund the demonstration project</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>HCR 3060 (2003-04) - The state's unemployment compensation system, including reserve guidelines for the unemployment trust fund, the system for ratesetting, treatment of positive balance and negative balance employers, and the feasibility and desirability of creating an unemployment compensation board (Commerce Committee)</p> <p>HB 1135 § 5 (1999-2000) - Make recommendations concerning the report of Job Service North Dakota regarding incentives to encourage an employee to decrease the length of time that employee receives unemployment compensation benefits and to encourage a negative employer to become a positive employer (Commerce and Labor Committee)</p> <p>1997-98 additional study assignment - Receive reports from Job Service North Dakota relating to any administrative changes, statutory changes, and changes in the unemployment insurance tax structure that may be proposed by Job Service for consideration by the 1999 Legislative Assembly (Commerce and Agriculture Committee)</p>
3040	Study the unemployment insurance tax rate structure; the structure's impact on the unemployment insurance trust fund, with special focus on the impact of the current unemployment insurance tax structure on new businesses; the historical cyclical risks faced by the industries in which new businesses are beginning to operate; and whether the unemployment insurance tax impact is reasonably favorable to the desired economic development of the state	<p style="text-align: center;">NOTE</p> <p>HB 1198 § 1 - Requires a study of reemployment processes</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1028 - Creates an Unemployment Insurance Advisory Council to advise Job Service North Dakota regarding the operations, effectiveness, fairness, and efficiency of the unemployment insurance program</p> <p>HB 1027 - Adjusts the unemployment insurance tax rate determination process to shift some additional burden to negative balance employers</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>HCR 3060 (2003-04) - The state's unemployment compensation system, including reserve guidelines for the unemployment trust fund, the system for ratesetting, treatment of positive balance and negative balance employers, and the feasibility and desirability of creating an unemployment compensation board (Commerce Committee)</p> <p>HB 1017 § 5 (2003-04) - The impact of pending federal legislation that would significantly change the respective federal-state responsibilities and funding for workforce development, workforce training, public labor exchange, and unemployment insurance programs, including appropriate organizational placement within state government for delivery of workforce development, workforce training, public labor exchange, and unemployment insurance programs, and appropriate methods of funding the programs, including replacement of the Federal Unemployment Tax Act funds currently funding the administration of the unemployment insurance and public labor exchange program (Commerce Committee)</p>

Bill or Resolution No.	Subject Matter	Notes - 2005 Legislative Proposals - Prior Studies
		<p>SB 2003 § 17 (2001-02) - Responsibilities and the functions of the College Technical Education Council and the implementation of the workforce training regions, including how the regions are functioning (Higher Education Committee)</p> <p>SB 2020 § 4 (2001-02) - Workforce training and development programs in North Dakota, including efforts to recruit and retain North Dakota's workforce, underemployment and skills shortages, current workforce training efforts, and the involvement of the New Economy Initiative goals and strategies; and the Work Force 2000 and new jobs training programs and other workforce training and development programs administered by agencies of the state of North Dakota, and the feasibility and desirability of consolidating in a single agency the funding and administration of those programs (Commerce Committee)</p> <p>HB 1135 § 5 (1999-2000) - Make recommendations concerning the report of Job Service North Dakota regarding incentives to encourage an employee to decrease the length of time that employee receives unemployment compensation benefits and to encourage a negative employer to become a positive employer (Commerce and Labor Committee)</p> <p>SB 2003 § 17 and SB 2020 § 7 (1997-98) - Receive periodic reports from the State Board for Vocational and Technical Education on its progress in coordinating statewide access to workforce training programs (Commerce and Agriculture Committee; Education Services Committee)</p> <p>1997-98 additional study assignment - Receive reports from Job Service North Dakota relating to any administrative changes, statutory changes, and changes in the unemployment insurance tax structure that may be proposed by Job Service for consideration by the 1999 Legislative Assembly (Commerce and Agriculture Committee)</p>
1195 § 7	Study the feasibility and desirability of requiring professional employer organizations operating in North Dakota to register with the state, including consideration of how other states address the issue of registration of professional employer organizations	<p style="text-align: center;">NOTE</p> <p>This study is part of a bill that addresses the unemployment compensation requirements for staffing services and temporary staffing services.</p> <p>NDCC § 65-01-08 - Addresses the workers' compensation requirements for staffing services</p> <p>SB 2018 § 9 - Provides for a study of the implementation by Job Service North Dakota of a shared work demonstration project</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>SB 2327 - Failed in the Senate; as part of a major state tax system overhaul, would have addressed the tax collection obligations of professional employer organizations</p>
1260 § 1	(Required Study) Study public improvement contracts and issues relating to use of multiple bids versus single prime bids, construction management, professional liability and indemnification, and design-build delivery systems	<p style="text-align: center;">NOTE</p> <p>HB 1260 (2005) - As introduced, would have provided major changes to the law of public improvement contracts</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1218 - Requires a consultant wanting to be prequalified for work with the Department of Transportation to provide information to the director in a form approved by the director. The bill entitles a prequalified consultant to review notifications of work only in areas for which direct negotiations can occur and creates a process for advertising for consultants. The bill provides that the department may procure the services of a consultant through direct negotiation if the estimated cost of the project will not be more than \$25,000. If the project is greater than \$25,000 but not more than \$100,000, the department must notify all prequalified firms in the specific area of need, allowing a maximum of seven calendar days to respond. If the project is greater than</p>

Bill or Resolution No.	Subject Matter	Notes - 2005 Legislative Proposals - Prior Studies
		<p>\$100,000, the department must notify all prequalified firms and allow a minimum of 21 calendar days to respond.</p> <p>HB 1377 - Failed to pass the House; would have provided a preference for service contracts work performed inside the United States</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>HB 1023 § 3 (2003) - Provisions of NDCC Section 54-17.2-23 regarding the statutory limitation on the amount of capital construction lease payments paid from the general fund and the effect of increasing the percentage limitation (Not given priority)</p> <p>SCR 4052 (1995) - Capital repair, maintenance, and construction requirements of institutions under the State Board of Higher Education (Not given priority)</p> <p>HCR 3041 (1993) - Short-term and long-term capital construction needs of state agencies and institutions and methods of financing capital construction projects (Not given priority)</p>
2160 § 1	Study administration and enforcement of the State Building Code and its relationship to local standards and enforcement	<p style="text-align: center;">NOTE</p> <p>SB 2160 - As introduced, would have required each city, township, and county to designate a building code enforcement agency</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>SB 2252 § 5 (2003-04) - Consumer protection in regard to contractor competency and out-of-state contractors licensed in the state (Commerce Committee)</p> <p>SCR 4003 (1995-96) - Feasibility and adaptability of a long-term funding initiative to make available housing for families who are low income, homeless, or disabled or who require transitional housing to assist them toward independent living (Budget Committee on Government Services)</p> <p>SCR 4034 (1989-90) - Administration of building and mechanical code enforcement at the state and local level (Political Subdivisions Committee)</p>
2032 § 17	(Required Study) Study the state's business climate through a business climate initiative, including receipt of agency reports regarding economic development legislation introduced by the Legislative Council during previous legislative sessions, participation in business climate focus groups across the state, and participation in a Business Congress held before June 1, 2006, and a Business Congress held before June 1, 2008. The Legislative Council is to contract with a third party to provide professional services to plan, facilitate, report on, and coordinate followup for the focus groups and Business Congresses included within the study	<p style="text-align: center;">NOTE - LEGISLATION 2005</p> <p>This business climate initiative is a two-interim continuation of the efforts of the 2003-04 Economic Development Committee under 2003 HB 1504 § 1. The 2005-06 Legislative Council studies and agency reports to the Legislative Council arising from the activities of the 2003-04 Economic Development Committee include:</p> <ul style="list-style-type: none"> • SB 2032 § 17 - Business climate initiative (required study) • SB 2032 § 18 - Venture and risk capital study (required study) • SB 2032 § 19 - Alternative and venture capital investments and early-stage capital funds, Bank of North Dakota report to the Legislative Council • SB 2032 § 20 - Centers of excellence report to the Legislative Council • SB 2032 § 21 - Insurance and liability data, Insurance Commissioner report to the Legislative Council • SB 2032 § 22 - Technology commercialization, State Board of Higher Education report to the Legislative Council • SB 2032 § 23 - Upper Great Plains Transportation Institute report to the Legislative Council • SB 2032 § 24 - Procurement, Office of Management and Budget report to the Legislative Council • SB 2018 § 46 - American Indian Business Development Office and International Business and Trade Office, Commissioner of Commerce report to the Legislative Council

Bill or Resolution No.	Subject Matter	Notes - 2005 Legislative Proposals - Prior Studies
		<ul style="list-style-type: none"> • SB 2018 § 47 - Local economic developers certification, Commissioner of Commerce report to the Legislative Council • SB 2018 § 48 - Image information program, Commissioner of Commerce report to the Legislative Council • SB 2018 § 49 - Business hotline program, Commissioner of Commerce report to the Legislative Council • SB 2018 § 50 - Dakota Manufacturing Initiative, Commissioner of Commerce report to the Legislative Council • SB 2018 § 51 - Intellectual property rights, Commissioner of Commerce report to the Legislative Council • SB 2018 § 52 - Economic development incentives, Commissioner of Commerce report to the Legislative Council • SB 2018 § 53 - Commissioner of Commerce to make annual reports on specified accountability measures to the Budget Section or a Legislative Council interim committee <p style="text-align: center;">PRIOR STUDIES</p> <p>HB 1504 § 1 (2003-04) - The state's business climate, including the creation of an index of key objective measurements that address the state's competitiveness with other states; the consideration of methods of creating business partnerships with North Dakota Indian tribes in order to increase primary sector business growth in the state, with a focus on business opportunities that may be available to North Dakota Indian tribes through the United States Small Business Administration 8(a) business development program; and active participation in the activities of the primary sector Business Congress (Economic Development Committee)</p> <p>SB 2019 § 16 (2001-02) - Availability of venture capital, tax credits, and other financing and research and development programs for new or expanding businesses, including an inventory of the programs available, a review of the difference between public and private venture capital programs, and assessment of the needs of business and industry and the research and development efforts of the North Dakota University System, and to review the investments of the State Investment Board and the feasibility and desirability of investing a portion of these funds in North Dakota (Commerce Committee)</p> <p>SB 2019 § 17 (2001-02) - Feasibility and desirability of expanding North Dakota's economic development marketing efforts to include international markets and establishing a Global Marketing Division within the Department of Commerce (Commerce Committee)</p> <p>SB 2020 § 4 (2001-02) - Workforce training and development programs in North Dakota, including efforts to recruit and retain North Dakota's workforce, underemployment and skills shortages, current workforce training efforts, and the involvement of the New Economy Initiative goals and strategies; and Work Force 2000 and new jobs training programs and other workforce training and development programs administered by agencies of the state of North Dakota, and the feasibility and desirability of consolidating in a single agency the funding and administration of those programs (Commerce Committee)</p> <p>HB 1019 § 16 (1999-2000) - Economic development efforts in the state, including the provision of economic development services statewide and the related effectiveness, the potential for the privatization of the Department of Economic Development and Finance, and the appropriate location of the North Dakota Development Fund, including the potential transfer of the fund to the Bank of North Dakota (Commerce and Labor Committee)</p>

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		<p>SB 2019 § 12 (1997-98) - Economic development functions in this state, including the Bank of North Dakota programs, Technology Transfer, Inc., the North Dakota Development Fund, the Department of Economic Development and Finance, and other related state agencies (Commerce and Agriculture Committee)</p> <p>SCR 4016 (1995-96) - Tax preferences, with emphasis on property tax preferences that may be granted at the discretion of political subdivisions or that were created as economic development incentives (Taxation Committee)</p> <p>SCR 4024 (1995-96) - Fiscal impact of major economic development projects on political subdivisions (Taxation Committee)</p> <p>SB 2021 § 22 (1993-94) - Methods to initiate and sustain new economic development in this state (Jobs Development Commission)</p>
2032 § 18	<p>(Required Study) Study the issues relating to venture and risk capital and whether and how some of these issues may be negatively impacting business development in the state</p>	<p style="text-align: center;">NOTE</p> <p>This is one of the required studies arising from the activities of the 2003-04 Economic Development Committee, the activities of which will continue for the next two interims under SB 2032 § 17.</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>HB 2032 §§ 15 and 25 - Provides NDCC Chapters 10-30.1 and 10-30.2, relating to venture capital corporations and the Myron G. Nelson Fund, Inc. are repealed effective August 1, 2007; §§ 1 and 3 expand the Bank of North Dakota and North Dakota Development Fund, Inc., alternative and venture capital and early-stage capital investment program; and § 19 provides for the president of the Bank of North Dakota to report to the Legislative Council on the status of the investment program</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>HB 1504 § 1 (2003-04) - The state's business climate, including the creation of an index of key objective measurements that address the state's competitiveness with other states; the consideration of methods of creating business partnerships with North Dakota Indian tribes in order to increase primary sector business growth in the state, with a focus on business opportunities that may be available to North Dakota Indian tribes through the United States Small Business Administration 8(a) business development program; and active participation in the activities of the primary sector Business Congress (Economic Development Committee)</p> <p>SB 2019 § 16 (2001-02) - Availability of venture capital, tax credits, and other financing and research and development programs for new or expanding businesses, including an inventory of the programs available, a review of the difference between public and private venture capital programs, and assessment of the needs of business and industry and the research and development efforts of the North Dakota University System, and to review the investments of the State Investment Board and the feasibility and desirability of investing a portion of these funds in North Dakota (Commerce Committee)</p> <p>HB 1019 § 16 (1999-2000) - Economic development efforts in the state, including the provision of economic development services statewide and the related effectiveness, the potential for the privatization of the Department of Economic Development and Finance, and the appropriate location of the North Dakota Development Fund, including the potential transfer of the fund to the Bank of North Dakota (Commerce and Labor Committee)</p> <p>SB 2019 § 12 (1997-98) - Economic development functions in this state, including the Bank of North Dakota programs, Technology Transfer, Inc., the North Dakota Development Fund, the Department of Economic Development and Finance, and other related state agencies (Commerce and Agriculture Committee)</p>
4033	Study whether enhancing the quality of	LEGISLATION 2005

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	child care and increasing access to affordable child care would favorably impact economic development in the state	<p>SB 2032 - Addresses a broad range of economic development and business climate issues, such as a business hotline pilot program, a Department of Commerce Division of International Trade, a local economic developer training program, a Dakota manufacturing initiative, and various studies relating to corporate taxes and economic development tax incentives, technology commercialization, economic development incentives, risk capital, intellectual property, liability insurance, and transportation (action pending)</p> <p>SB 2304 - Amends the state's early childhood services laws to include drop-in care centers</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>HCR 3068 (2001) - Feasibility and desirability of creating a tiered early childhood facility licensure system that requires licensure of facilities not required to be licensed under the current system (Not given priority)</p> <p>HB 1041 § 14 (1997-98) - Provision of child support services and child care licensing in this state (Child Support Committee)</p> <p>SB 2016 § 6 (1993-94) - Children and youth services in the state (Budget Committee on Youth Services)</p> <p>SCR 4055 (1993-94) - Provision of services for children, including services related to child care, education, health, corrections, and foster care (Budget Committee on Youth Services)</p> <p>HCR 3004 (1993) - The North Dakota early childhood tracking system (Not given priority)</p>
3028	Study utilization of the state's abundant energy resources to attract energy-intensive economic development projects to the state	<p style="text-align: center;">NOTE</p> <p>HB 1530 § 1 - Provides for a study of North Dakota's oil and gas tax structure, including comparison to the oil and gas tax structure of other producing states and consideration of the feasibility and desirability of simplification of North Dakota's oil and gas tax structure. As introduced, the bill would have provided exemptions and reduced oil extraction tax rates for new horizontal or wildcat wells.</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1169 - Establishes the North Dakota transmission authority</p> <p>HB 1268 - Enacts sales, use, and coal conversion facilities privilege tax exemptions and rate reductions for environmental upgrade and repowering of a power plant</p> <p>HB 1314 - Establishes a renewable electricity and recycled energy credit trading and tracking system</p> <p>HCR 3011 - Urges the state's public research institutions of higher education to participate in a Regional Hydrogen and Energy Research and Education Consortium</p> <p>HB 1385 - Failed to pass the House; would have required the Public Service Commission to require that a public utility, electric cooperative, or municipal electric utility pay for electricity generated from wind resources an amount that is the avoided cost of that entity's cost of producing that electricity from natural gas for electricity generated by a wind turbine electric generation unit or generation facility of three megawatts or less</p> <p>SB 2170 - As introduced, would have provided a sales tax exemption for carbon dioxide for enhanced recovery of oil or natural gas and an oil extraction tax exemption for incremental production from a tertiary recovery project. As enacted, only the carbon dioxide sales tax exemption becomes law.</p> <p>SB 2238 - Failed to pass the Senate; would have established a tax credit for electricity purchased from school districts that generate electricity using wind turbines</p>

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		<p style="text-align: center;">PRIOR STUDIES</p> <p>HB 1504 § 1 (2003-04) - The state's business climate, including the creation of an index of key objective measurements that address the state's competitiveness with other states; the consideration of methods of creating business partnerships with North Dakota Indian tribes in order to increase primary sector business growth in the state, with a focus on business opportunities that may be available to North Dakota Indian tribes through the United States Small Business Administration 8(a) business development program; and active participation in the activities of the primary sector Business Congress (Economic Development Committee)</p> <p>SB 2310 § 1 (2003-04) - Issues related to wind energy development in this state, including wind turbine siting requirements, wind energy development contract provisions, the potential economic benefits of wind energy development for farmers and ranchers, the potential adverse impacts of wind energy development on landowners, and the impact of wind energy development on organized labor, especially in the energy industry (Electric Industry Competition Committee)</p> <p>SB 2019 § 16 (2001-02) - Availability of venture capital, tax credits, and other financing and research and development programs for new or expanding businesses, including an inventory of the programs available, a review of the difference between public and private venture capital programs, and assessment of the needs of business and industry and the research and development efforts of the North Dakota University System, and to review the investments of the State Investment Board and the feasibility and desirability of investing a portion of these funds in North Dakota (Commerce Committee)</p> <p>HCR 3026 (2001-02) - Feasibility and desirability of wind energy development in North Dakota. Although the Legislative Council did not give priority to this study, the Council did request the Electric Industry Competition Committee to review wind energy as a part of its study of electric industry competition and electric suppliers (Electric Industry Competition Committee)</p> <p>HCR 3049 (1999-2000) - Taxation and regulatory incentives for the lignite industry in order to improve its competitive position in the energy marketplace and to identify federal and international impediments to development of the lignite industry and potential state actions to address such impediments (Taxation Committee)</p> <p>SCR 4050 (1997-98) - Taxation and regulatory incentives for the lignite industry in order to improve its competitive position in the energy marketplace (Taxation Committee)</p> <p>SB 2021 § 22 (1993-94) - Methods to initiate and sustain new economic development in this state (Jobs Development Commission)</p> <p>SCR 4056 (1993-94) - Tax, regulatory, marketing, and other business incentives that can be enacted by the state to maintain and encourage development of lignite</p>
3039	Study the appropriate level of state-sponsored tourism marketing	<p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1020 and SB 2018 - Includes appropriations to provide funding of Lewis and Clark Bicentennial activities</p> <p>HB 1454 - Allows cities to impose a motor vehicle rental tax for deposit in the cities' visitors' promotion fund</p> <p>SB 2147 - Authorizes the Agricultural Products Utilization Commission to administer a nature-based tourism grant program</p> <p>HCR 3026 - Urges the United States Army Corps of Engineers to maintain the level of Lake Sakakawea at a minimum elevation of 1,825 feet mean sea level</p> <p style="text-align: center;">PRIOR STUDIES</p>

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		<p>HCR 3027 (1999-2000) - Heritage tourism and the relationships among the State Historical Society, Parks and Recreation Department, Tourism Department, Department of Economic Development and Finance, and private sector promoters and developers of heritage tourism in the state (Commerce and Labor Committee)</p> <p>HB 1024 § 2 (1997) - The coordination of efforts of the Department of Tourism, Department of Parks and Recreation, Department of Economic Development and Finance, State Historical Society, and Council on the Arts to maximize their effectiveness by providing unified services to enhance the state's public image (Not given priority)</p> <p>SCR 4050 (1995) - Feasibility and desirability of implementing measures to facilitate and encourage the Tourism Department, the Council on the Arts, and the State Historical Society of North Dakota to work together and to develop jointly new and innovative products (Not given priority)</p> <p>SB 2021 § 22 (1993-94) - Established a Jobs Development Commission to study methods and coordinate efforts to initiate and sustain new economic development in this state</p> <p>SCR 4044 (1993) - Implementation of the North Dakota historic sites, state parks, and tourism development plan and potential funding mechanism for specific projects listed in the plan (Not given priority)</p>
2390 § 1	Study city and county development impact fees	<p style="text-align: center;">NOTE</p> <p>The study is all that remains of the bill, which as introduced would have created a chapter of law regulating city development impact fees.</p> <p>HB 1203 § 12 - Provides for a study of the system of local economic developers</p> <p>NDCC § 54-35.2-02 - Enacted in 1989, directs the Advisory Commission on Intergovernmental Relations to serve as a forum for the discussion of resolution of intergovernmental problems and engage in studies relating to local governmental structure, fiscal and other powers and functions of local governments, relationships between and among local governments and the state or any other government, and allocating of state and local resources</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>HB 1504 § 1 (2003-04) - The state's business climate, including the creation of an index of key objective measurements that address the state's competitiveness with other states; the consideration of methods of creating business partnerships with North Dakota Indian tribes in order to increase primary sector business growth in the state, with a focus on business opportunities that may be available to North Dakota Indian tribes through the United States Small Business Administration 8(a) business development program; and active participation in the activities of the primary sector Business Congress (Economic Development Committee)</p> <p>SB 2019 § 16 (2001-02) - Availability of venture capital, tax credits, and other financing and research and development programs for new or expanding businesses, including an inventory of the programs available, a review of the difference between public and private venture capital programs, and assessment of the needs of business and industry and the research and development efforts of the North Dakota University System, and to review the investments of the State Investment Board and the feasibility and desirability of investing a portion of these funds in North Dakota (Commerce Committee)</p> <p>HB 1019 § 16 (1999-2000) - Economic development efforts in the state, including the provision of economic development services statewide and the related effectiveness, the potential for the privatization of the Department of Economic Development and Finance, and the appropriate location of the North Dakota Development Fund, including the potential transfer of the fund to the Bank of North Dakota (Commerce and Labor Committee)</p>

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1203 § 11	Study the current system under which property taxes levied by school districts are abated for the purpose of furthering economic development and whether this practice of abating property taxes levied by school districts should continue to be a part of economic development efforts in this state	<p style="text-align: center;">NOTE</p> <p>NDCC § 57-23-05 - Provides that any person having any estate, right, title, or interest in or lien upon any real property who claims that the assessment made or the tax levied against the same is excessive or illegal, in whole or in part, is entitled to make an application for abatement, refund, or compromise, as the case may be, and have such application granted in the facts upon which the application is based bring it within the provisions of this chapter for abatement, refund, or compromise</p> <p>NDCC § 57-23-04 - Establishes the conditions under which boards of county commissioners may abate property taxes</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1424 - Failed to pass the House; would have provided for the collection and review of information on economic development and further provided that property taxes levied by a school district may not be abated for the purposes of economic development</p> <p>HB 1031 - Failed to pass the House; would have provided for the availability of property and income tax exemptions for new and expanding businesses in urban renewal areas</p> <p>HB 2407 - Failed to pass the Senate; would have provided approval for exemption of school district property taxes by a city or county</p> <p>HB 1512 - Failed to pass the Senate; would have increased sales and income taxes to provide property tax relief for school districts</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>HCR 3073 (2003) - The effectiveness and appropriateness of tax preferences provided by state law and discretionary action of political subdivisions (Not given priority)</p> <p>HCR 3055 (2001) - Effectiveness of various economic development incentives and the feasibility and desirability of creating a reporting system and evaluating the effectiveness of the programs (Not given priority)</p> <p>HB 1206 (2001-02) - Special assessments and property tax assessment and abatements, to include valuation of subsidized housing and the homestead tax credit for senior citizens (Taxation Committee)</p> <p>HCR 3061 (1999) - Taxes imposed by state and local governments and the tax structure and balance among the various tax systems to provide a more equitable distribution of tax burdens (Not given priority)</p> <p>HCR 3044 (1997-98) - Impact of tax-exempt property on school districts (Taxation Committee)</p> <p>SCR 4015 (1995-96) - The property tax assessment system of the state, with emphasis on the potential benefits to the system from improved technology and sharing of resources (Taxation Committee)</p> <p>SCR 4016 (1995-96) - Tax preferences, with emphasis on property tax preferences that may be granted by political subdivisions or that were created as economic development incentives (Taxation Committee)</p> <p>Advisory Commission on Intergovernmental Relations study under its own authority (1995-96) - Political subdivision levy limitations</p> <p>HCR 3015 (1993-94) - Tax preferences under existing law (Taxation Committee)</p>

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1203 § 12	Study the system of local economic developers to determine whether the existing system provides the most effective and efficient system; whether the system could be improved by providing for increased uniformity in the provision of local economic development services or uniform applications, project investment standards, and economic development services or uniform applications, project investment standards, and economic development authority governance; and whether there are undesirable gaps or duplications in local economic development services, particularly in rural communities	<p style="text-align: center;">NOTE</p> <p>This bill creates a system for business incentive accountability.</p> <p>SB 2390 § 1 - Provides for a study of city and county development impact fees</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>SB 2018 §§ 38 and 47 - Provide for a local economic developer certification program and followup report to the Legislative Council</p> <p>SB 2018 § 53 - Provides for Department of Commerce accountability measures</p> <p>SB 2018 § 52 - Provides for a Department of Commerce study and report to the Legislative Council regarding economic development incentives</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>HB 1504 § 1 (2003-04) - The state's business climate, including the creation of an index of key objective measurements that address the state's competitiveness with other states; the consideration of methods of creating business partnerships with North Dakota Indian tribes in order to increase primary sector business growth in the state, with a focus on business opportunities that may be available to North Dakota Indian tribes through the United States Small Business Administration 8(a) business development program; and active participation in the activities of the primary sector Business Congress (Economic Development Committee)</p> <p>HCR 3073 (2003) - The effectiveness and appropriateness of tax preferences provided by state law and discretionary action of political subdivisions (Not given priority)</p> <p>SB 2019 § 16 (2001-02) - Availability of venture capital, tax credits, and other financing and research and development programs for new or expanding businesses, including an inventory of the programs available, a review of the difference between public and private venture capital programs, and assessment of the needs of business and industry and the research and development efforts of the North Dakota University System, and to review the investments of the State Investment Board and the feasibility and desirability of investing a portion of these funds in North Dakota (Commerce Committee)</p> <p>SB 2019 § 17 (2001-02) - Feasibility and desirability of expanding North Dakota's economic development marketing efforts to include international markets and establishing a Global Marketing Division within the Department of Commerce (Commerce Committee)</p> <p>SB 2020 § 4 (2001-02) - Workforce training and development programs in North Dakota, including efforts to recruit and retain North Dakota's workforce, underemployment and skills shortages, current workforce training efforts, and the involvement of the New Economy Initiative goals and strategies; and the Work Force 2000 and new jobs training programs and other workforce training and development programs administered by agencies of the state of North Dakota, and the feasibility and desirability of consolidating in a single agency the funding and administration of those programs (Commerce Committee)</p> <p>HB 1019 § 16 (1999-2000) - Economic development efforts in the state, including the provision of economic development services statewide and the related effectiveness, the potential for the privatization of the Department of Economic Development and Finance, and the appropriate location of the North Dakota Development</p>

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		<p>Fund, including the potential transfer of the fund to the Bank of North Dakota (Commerce and Labor Committee)</p> <p>SB 2019 § 12 (1997-98) - Economic development functions in this state, including the Bank of North Dakota programs, Technology Transfer, Inc., the North Dakota Development Fund, the Department of Economic Development and Finance, and other related state agencies (Commerce and Agriculture Committee)</p> <p>SCR 4016 (1995-96) - Tax preferences, with emphasis on property tax preferences that may be granted at the discretion of political subdivisions or that were created as economic development incentives (Taxation Committee)</p> <p>SCR 4024 (1995-96) - Fiscal impact of major economic development projects on political subdivisions (Taxation Committee)</p> <p>SB 2021 § 22 (1993-94) - Methods to initiate and sustain new economic development in this state (Jobs Development Commission)</p>
4031	Study the feasibility and desirability of adopting the Uniform Trust Code	<p style="text-align: center;">NOTE</p> <p>SB 2122 (2005) - Failed in the Senate; would have adopted the Uniform Trust Code</p> <p>SCR 4032 (2005) - Provides for a study of the feasibility and desirability of adopting Revised Article 1 of the Uniform Commercial Code, which relates to general provisions</p> <p>NDCC § 54-35-02 - Provides for the Legislative Council to review uniform laws recommended by the Commission on Uniform State Laws</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1151 - Adopted Revised Article 7 of the Uniform Commercial Code - Documents of Title</p> <p>SB 2182 - Validates a transfer made in the name of a trust, rather than the trustee</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>SB 2187 § 1 (2001-02) - Trusts for individuals with disabilities (Judiciary B Committee)</p> <p>SCR 4032 (2001-02) - Feasibility and desirability of exempting funds set aside in a trust for a child's education when determining the child's eligibility for certain human services programs (Judiciary B Committee)</p>
4032	Study the feasibility and desirability of adopting Revised Article 1 of the Uniform Commercial Code - General Provisions	<p style="text-align: center;">NOTE</p> <p>SB 2143 (2005) - Failed in the Senate; would have adopted Revised Article 1 of the Uniform Commercial Code. Revised Article 1 has been adopted in Minnesota and Montana.</p> <p>NDCC § 54-35-02 - Provides for the Legislative Council to review uniform laws recommended by the Commission on Uniform State Laws</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1151 - Adopted Revised Article 7 of the Uniform Commercial Code - Documents of Title</p>
1453 § 2	Study the feasibility and desirability of creating an emblem for the sole use of the North Dakota Legislative Assembly, members of the Legislative Assembly, and the Legislative Council	<p style="text-align: center;">NOTE</p> <p>The bill proposing the study also specifically authorized the Legislative Assembly to use the state coat of arms.</p> <p>NDCC § 54-41-03 - Allows the state coat of arms to be used by state agencies and departments, educational institutions, the Governor, the Legislative Assembly, the National Guard, veterans' organizations, and patriotic</p>

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		organizations "in a manner consistent with the respect and dignity due a state coat of arms and its symbolic values."
3045	Study the feasibility and desirability of authorizing nonprofit organizations to participate in a government liability self-insurance pool	<p style="text-align: center;">NOTE</p> <p>NDCC Chapter 26.1-23.1 - Authorizes political subdivisions and state agencies to form government self-insurance pools to provide casualty, automobile, and property insurance coverage for their officers, employees, and agents</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1345 - As introduced, would have limited the liability of nonprofit organizations and would have authorized a government self-insurance pool to provide coverage to most nonprofit organizations</p>
3014	Study judicial elections and recent federal court decisions affecting the conduct of judicial elections	<p style="text-align: center;">NOTE</p> <p>The North Dakota Code of Judicial Conduct, adopted by the North Dakota Supreme Court, provides standards for ethical conduct of judges. Canon 5 requires judges and judicial candidates to refrain from inappropriate activities.</p>

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2372 § 1	(Required Study) Study the feasibility and desirability of establishing an organization or ombudsman to support and coordinate federal, tribal, state, including institutions of higher education, and local government and private efforts to discourage destructive behavior, including alcohol and drug abuse and tobacco use	<p style="text-align: center;">NOTE</p> <p>SB 2372 - As introduced, would have created a five-member Responsible Choices Commission, funded by an increase in the taxes on alcoholic beverages, which would contract with, or grant funds to, entities within this state to discourage impaired driving, alcohol and drug abuse, tobacco use, and other destructive behavior. The commission would have worked with state agencies, political subdivisions, and higher education institutions to provide a network for dissemination of information and materials to further its mission. The commission also would have been authorized to provide funding for programs aimed at creating effective strategies to discourage destructive behavior. The bill was amended to provide solely for this study.</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1030 - Failed to pass the House; would have prohibited smoking in most public places and places of employment</p> <p>SB 2300 - Provides that, with certain exceptions, smoking is prohibited in public places and places of employment</p> <p>SB 2307 - Failed to pass the Senate; would have provided a Workforce Safety and Insurance premium discount for those employers who implement or maintain a smoke-free workplace</p> <p>SB 2373 - Authorizes the Department of Human Services to implement a substance abuse treatment pilot program consisting of up to 20 beds at the State Hospital or at a private treatment facility through a grant as determined by the department for the treatment and rehabilitation of individuals who are chemically dependent on methamphetamine or other controlled substances</p> <p>HB 1408 - Provides for an appropriation of \$150,000 to the Department of Corrections and Rehabilitation for the purpose of reimbursing a nonprofit, faith-based organization in North Dakota for room and board costs associated with an extended residential care program in northwestern North Dakota for indigent adults with alcohol or other substance abuse issues</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>SB 2380 § 6 (2001-02) - Programs that deal with the prevention and treatment of alcohol, tobacco, and drug abuse and other kinds of risk-associated behavior which are operated by various state agencies, including the Department of Corrections and Rehabilitation, the Attorney General, the State Department of Health, the Department of Human Services, the Department of Public Instruction, the Department of Transportation, the National Guard, and the Supreme Court, and whether better coordination among the programs within those agencies may lead to a more effective and cost-efficient way of operating the programs and providing services (Budget Committee on Government Services)</p> <p>SB 2016 (1997-98) - Programs to prevent crime and delinquency and reduce incarceration (Criminal Justice Committee)</p> <p>SCR 4053 (1997-98) - Prevention of and dispositional alternatives to juvenile crime with a focus on services offered to American Indian children (Criminal Justice Committee)</p> <p>HCR 3002 (1995-96) - Monitor the continued development of a continuum of services for the mentally ill and chemically dependent and the changes in the role of the State Hospital and expanded community services, including psychosocial clubs and the clubhouse project (Budget Committee on Government Services)</p> <p>SCR 4002 (1993-94) - Monitor the continued development of a continuum of services for the mentally ill and chemically dependent, including changes in the role of the State Hospital, expanded community services, and</p>

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		<p>the development of partnerships between the public and private sectors (Budget Committee on Government Services)</p> <p>SB 2016 (1993-94) - Children and youth services in the state (Budget Committee on Youth Services)</p>
1396 § 1	Study driving under the influence, repeat offenses, prevention, enforcement, and penalties	<p style="text-align: center;">NOTE</p> <p>HB 1396 (2005) - As introduced, would have changed the mandatory minimum fines for driving under the influence from certain amounts to one-half the maximum allowed by law</p> <p>HB 3013 (2005) - Provides for a study of the causes of and factors that reduce the severity of motor vehicle crashes</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>SB 2102 - Requires the number plates of an offender to be impounded for a second or subsequent conviction within five years for driving under the influence unless the court finds an undue hardship</p> <p>HB 1255 - Provides that there is good cause to believe an individual is a habitual drunkard and not entitled to an operator's license if that person has driven under the influence three or more times in five years</p> <p>HB 1520 - Failed to pass the Senate; would have provided for a 15-day suspension for an underage person entering a licensed alcohol establishment</p> <p>HB 1224 - Failed to pass the Senate; would have provided for the installation of a mandatory ignition interlock device for a second or subsequent conviction for driving under the influence</p> <p>SB 2254 - Failed to pass the House; would have expunged the driving record for driving under the influence of an individual not convicted of the offense</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>HCR 3037 (2003-04) - The needs of individuals with mental illness, drug and alcohol addictions, and physical or developmental disabilities, including individuals with multiple needs, and how the state responds to those needs; the long-term plans for the State Hospital, the Developmental Center at Westwood Park, Grafton, state and county correctional facilities, and other state facilities and the relationships among those facilities; the impact and availability of community services; the state's criminal justice process from arrest to release; alternatives to incarceration; and the effectiveness of incarceration and treatment (Budget Committee on Government Services)</p> <p>HB 1439 § 4 (2003) - Administrative and criminal laws of driving under the influence of intoxicating liquor, the effects of adopting and implementing a graduated penalty for offenders with a high level of blood alcohol content and repeat offenders, as well as other general deterrents to driving under the influence (Not given priority)</p> <p>HCR 3008 (2003) - Use of electronic home detention for nonviolent offenders (Not given priority)</p> <p>HCR 3005 (2001-02) - Fees and point demerits for traffic offenses (Judiciary B Committee)</p> <p>SB 2380 § 6 (2001-02) - Programs dealing with the prevention and treatment of alcohol, tobacco, and drug abuse and other kinds of risk-associated behavior which are operated by various state agencies, including the Department of Corrections and Rehabilitation, the Attorney General, the State Department of Health, the Department of Human Services, the Department of Public Instruction, the Department of Transportation, the National Guard, and the Supreme Court, and whether better coordination among the programs within those</p>

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		<p>agencies may lead to a more effective and cost-efficient way of operating the programs and providing services (Budget Committee on Government Services)</p> <p>SB 2016 § 5 (2001-02) - The facilities and operations of the Department of Corrections and Rehabilitation (Corrections Committee)</p> <p>HB 1431 § 1 (2001) - The correctional system in North Dakota, including its functions, responsibilities, funding, causes for increases in the state's inmate population, and the effectiveness of sentencing laws, incarceration, and treatment (Not given priority)</p> <p>HCR 3067 (2001) - Feasibility and desirability of establishing a behavior modification academy for certain adult and juvenile offenders (Not given priority)</p> <p>SCR 4015 (1999-2000) - The adult correctional system in the state, including its functions, responsibilities, funding, and operation, and the causes of past and projected future increases in the state's adult inmate population, including the impact of sentencing laws (Criminal Justice Committee)</p> <p>SB 2012 § 31 (1999-2000) - Feasibility and desirability of collocating the Developmental Center and the State Hospital at one location and of transferring additional buildings on the State Hospital grounds to the Department of Corrections and Rehabilitation (Budget Committee on Institutional Services)</p> <p>SCR 4051 (1999-2000) - Classification of criminal offenses throughout the North Dakota Century Code (Criminal Justice Committee)</p> <p>SB 2016 § 10 (1997-98) - Programs to prevent crime and delinquency and reduce incarceration (Criminal Justice Committee)</p> <p>HB 1050 § 39 (1995-96) - Feasibility and desirability of requiring mental health services and alcohol and drug addiction related services to be included as health insurance covered services (Insurance and Health Care Committee)</p> <p>HB 1089 § 15 (1995-96) - The proper role of the administrative hearings process in suspension or revocation of motor vehicle operators' licenses in light of recent court decisions on double jeopardy issues (Criminal Justice Committee)</p>

Bill or Resolution No.	Subject Matter	Notes - 2005 Legislative Proposals - Prior Studies
2257 § 1	Study the feasibility and desirability of creating a diversion program for people who have written bad checks as an alternative to prosecution	<p style="text-align: center;">NOTE</p> <p>SB 2257 (2005) - As introduced, would have created a bad check diversion program established by the Supreme Court</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>SB 2164 - Failed to pass the House; would have increased collection fees or costs for a bad check from \$25 to \$30</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>HCR 3059 (2003) - Small claims court (Not given priority)</p> <p>SB 2002 § 7 (2001-02) - Implementation of the clerk of court unification, including a review of the delivery of services by clerks of court and the responsibility for restitution collection and enforcement activities (Judiciary A Committee)</p> <p>SB 2016 § 5 (2001-02) - The facilities and operations of the Department of Corrections and Rehabilitation. The consultant hired to conduct this study addressed the issue of the use of electronic home detention as an alternative to incarceration. (Corrections Committee)</p> <p>HCR 3067 (2001) - Feasibility and desirability of establishing a behavior modification academy for certain adult and juvenile offenders (Not given priority)</p> <p>SCR 4015 (1999-2000) - The adult correctional system in the state, including its functions, responsibilities, funding, and operation, and the causes of past and projected future increases in the state's adult inmate population, including the impact of sentencing laws (Criminal Justice Committee)</p> <p>SCR 4051 (1999-2000) - Classification of criminal offenses throughout the North Dakota Century Code (Criminal Justice Committee)</p> <p>SB 2016 (1997-98) - Programs to prevent crime and delinquency and reduce incarceration (Criminal Justice Committee)</p> <p>HCR 3062 (1999) - Alternative dispositions, including boot camps, for youth in the juvenile justice system (Not given priority)</p> <p>SB 2016 (1997-98) - Programs to prevent crime and delinquency and reduce incarceration (Criminal Justice Committee)</p> <p>SCR 4045 (1997-98) - State funding of the office of clerk of district court, the issues and problems associated with the continued implementation of court unification, and the effective provision of judicial services to the citizens of this state (Judiciary Committee)</p> <p>SCR 4005 (1993-94) - Problems associated with the unification of the state's judicial system into a single trial court of general jurisdiction (Court Services Committee)</p>
3042	Study the laws of this state and other states as they relate to the unauthorized acquisition, theft, and misuse of personal identifying information belonging to another individual	<p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1211 - Increased the penalty for using personal identifying information for a theft in excess of \$1,000 and if there is a prior offense, and includes the information of deceased individuals within the crime</p> <p>SB 2251 - Same as HB 1211 and requires a business that owns or licenses computerized data that includes personal information to disclose a security breach</p>

Bill or Resolution No.	Subject Matter	Notes - 2005 Legislative Proposals - Prior Studies
		<p>HB 1500 - Allows a consumer to place a fraud alert in the file held by a consumer reporting agency, allows the consumer to initiate a law enforcement investigation for identity theft by contacting local law enforcement, allows the consumer to be found factually innocent by a court of any crime committed by another using that consumer's identity, and allows the Attorney General to enforce these provisions</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>SCR 4019 (2003-04) - Actions that can be taken at the state level to address the problem of inaccurate or obsolete information on consumer reports (Not given priority)</p> <p>SCR 4019 (2001-02) - Medical and financial privacy laws in this state, the effectiveness of medical and financial privacy laws in other states, the interaction of federal and state medical and financial privacy laws, and whether current medical and financial privacy protections meet the reasonable expectations of the citizens of North Dakota (Family Law Committee)</p> <p>SCR 4051 (1999-2000) - Classification of criminal offenses throughout the North Dakota Century Code (Criminal Justice Committee)</p>
4016	Study the feasibility and desirability of adopting a statewide procedure for conducting missing persons investigations	<p style="text-align: center;">NOTE</p> <p>This state has implemented an Amber Alert plan which notifies interested persons of a child abduction using the emergency alert system that is also used for severe weather.</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>SB 2031 - Appropriates \$400,000 to the Highway Patrol to train law enforcement and other emergency service providers</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>SCR 4014 (2003-04) - Methods for funding and providing law enforcement training in this state (Criminal Justice Committee)</p> <p>The Information Technology Committee in the 2001-02 interim reviewed the Criminal Justice Information Sharing Initiative.</p> <p>SCR 4075 (1993-94) - Methods for funding state, county, and city law enforcement, correctional, and emergency medical technician training facilities and programs and the feasibility and desirability of establishing centralized training for law enforcement, correctional, emergency medical assistance personnel, and other emergency service (Budget Committee on Government Finance)</p>
3025	Study the issues of fairness and equity as they relate to the issuance and enforcement of child visitation orders	<p style="text-align: center;">NOTE</p> <p>SB 2361 § 2 - Provides for a study of the state's marriage laws and methods for strengthening the institution of marriage in the state</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1420 - Failed to pass the House; would have required a six-month waiting period for a divorce during which the parties would be required to attend a seminar on the effect of divorce on children. The topics of the seminar included cooperative parenting and guidelines for visitation.</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>HCR 3054 (2001) - The impact on domestic relations law of using the term "parental responsibility" in lieu of "custody" and "parenting time" in lieu of "visitation" (Not given priority)</p>

Bill or Resolution No.	Subject Matter	Notes - 2005 Legislative Proposals - Prior Studies
		<p>SCR 4032 (1999-2000) - The family law process in North Dakota with a focus on a review of existing statutes, the coordination of procedures, and the further implementation of alternative dispute resolution methods (Judiciary Committee)</p> <p>HCR 3034 (1997) - The impact of divorce on children and issues of equity and fairness as they relate to custody determinations, visitation orders, and child support obligations (Not given priority)</p> <p>HB 1041 § 14 (1997-98) - The provision of child support services and child care licensing in this state (Child Support Committee)</p> <p>HCR 3031 (1997-98) - The issues of fairness and equity as they relate to child support guidelines and the issuance and enforcement of child custody and visitation orders (Child Support Committee)</p> <p>SCR 4048 (1997) - The interrelationship of the postjudgment issues of child support and visitation, including the accountability of both parents to honor divorce orders and the development of a parenting education program that addresses the impact of divorce on children (Not given priority)</p> <p>SCR 4049 (1995) - Issues relating to child support (Not given priority)</p> <p>SCR 4055 (1995) - Feasibility and desirability of establishing an administrative process for the enforcement of child support obligations (Not given priority)</p> <p>SCR 4043 (1993-94) - Feasibility and desirability of establishing a family court for the resolution of domestic relations cases for low-income persons (Court Services Committee)</p> <p>SCR 4057 (1993-94) - The Uniform Interstate Family Support Act and its relationship to existing North Dakota law and the desirability of adopting the Act (Judiciary Committee)</p>
2361 § 2	Study the state's marriage laws and methods for strengthening the institution of marriage in the state, including premarital requirements, such as marital education and counseling, waiting periods, and marital blood tests; the availability of marriage counseling and parenting education in the state; and the implementation of predivorce requirements, such as divorce-effects education	<p style="text-align: center;">NOTE</p> <p>SB 2361 - As introduced, would have provided for a reduced marriage license fee for a couple that completes 12 hours of premarital education. As passed, the bill provides for an increase in the amount of the marriage license fee. Section 2 of the bill provides for the study.</p> <p>HCR 3025 - Provides for a study of the issues of fairness and equity as they relate to the issuance and enforcement of child visitation orders</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1420 - Failed to pass the House; would have required a six-month waiting period for a divorce during which the parties would be required to attend a seminar on the effect of divorce on children. The topics of the seminar included cooperative parenting and guidelines for visitation.</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>HCR 3054 (2001) - The impact on domestic relations law of using the term "parental responsibility" in lieu of "custody" and "parenting time" in lieu of "visitation" (Not given priority)</p> <p>SCR 4032 (1999-2000) - The family law process in North Dakota with a focus on a review of existing statutes, the coordination of procedures, and the further implementation of alternative dispute resolution methods (Judiciary Committee)</p> <p>HCR 3034 (1997) - The impact of divorce on children and issues of equity and fairness as they relate to custody determinations, visitation orders, and child support obligations (Not given priority)</p>

Bill or Resolution No.	Subject Matter	Notes - 2005 Legislative Proposals - Prior Studies
		<p>HB 1041 § 14 (1997-98) - The provision of child support services and child care licensing in this state (Child Support Committee)</p> <p>HCR 3031 (1997-98) - The issues of fairness and equity as they relate to child support guidelines and the issuance and enforcement of child custody and visitation orders (Child Support Committee)</p> <p>SCR 4048 (1997) - The interrelationship of the postjudgment issues of child support and visitation, including the accountability of both parents to honor divorce orders and the development of a parenting education program that addresses the impact of divorce on children (Not given priority)</p> <p>SCR 4049 (1995) - Issues relating to child support (Not given priority)</p> <p>SCR 4055 (1995) - Feasibility and desirability of establishing an administrative process for the enforcement of child support obligations (Not given priority)</p> <p>SCR 4043 (1993-94) - Feasibility and desirability of establishing a family court for the resolution of domestic relations cases for low-income persons (Court Services Committee)</p> <p>SCR 4057 (1993-94) - The Uniform Interstate Family Support Act and its relationship to existing North Dakota law and the desirability of adopting the Act (Judiciary Committee)</p>
3010	Study the feasibility and desirability of establishing a state Brownfields law; superfund law; other efforts to encourage the remediation and redevelopment of sites on which there has been a release of pollution, contaminants, or petroleum; and measures to encourage property owners to invest in and redevelop these sites	<p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1279 - Authorizes the State Department of Health to establish institutional controls or give site-specific responsibility exemptions or regulatory allowances to owners, operators, or lenders for real property contaminated by substances or other pollution or contamination regulated by the department</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>HCR 3008 (1993-94) - Problems associated with solid waste management and the operation and effect of solid waste management districts and solid waste management plans (Natural Resources Committee)</p> <p>SB 2090 (1991-92) - Effects of various methods of solid waste disposal and of solid waste disposal facilities (Waste Management Committee)</p> <p>HCR 3027 (1991-92) - Current conditions and the feasibility of reducing ground pollution in North Dakota's landfills (Waste Management Committee)</p> <p>HCR 3042 (1991-92) - Problems associated with solid waste management, including the operation and effect of legislation relating to solid waste management, whether the Department of Health and Consolidated Laboratories is the appropriate state agency for solid waste management responsibilities, and the effect of establishing district and state solid waste management plans (Waste Management Committee)</p> <p>SCR 4058 (1989-90) - Problems associated with solid waste management (Political Subdivisions Committee)</p> <p>HCR 3046 (1983-84) - The handling, storage, use, transportation, and processing of toxic or hazardous substances (Natural Resources Committee)</p>
2115 § 1	Study the process to negotiate and quantify reserved water rights	<p style="text-align: center;">NOTE</p> <p>SB 2115 - As introduced, would have authorized the State Engineer to negotiate with any federally recognized Indian tribe claiming a reserved water right in North Dakota to define the scope and attributes of rights to water claimed by the tribe; and to negotiate with the federal government to define the scope and attributes of non-Indian reserved water rights claimed by the federal government</p> <p style="text-align: center;">PRIOR STUDIES</p>

Bill or Resolution No.	Subject Matter	Notes - 2005 Legislative Proposals - Prior Studies
		<p>HCR 3059 (2001) - Water concerns and needs of North Dakota (Not given priority)</p> <p>SCR 4027 (1999-2000) - Issues related to the Missouri River in this state (Garrison Diversion Overview Committee)</p> <p>HCR 3013 (1999) - Basinwide water management of the Red River Basin (Not given priority)</p> <p>SCR 4041 (1997-98) - Establishment of watershed districts to manage water based on watershed boundaries (Garrison Diversion Overview Committee)</p> <p>SCR 4033 (1995-96) - The financing and funding needs for development and completion of the state's water resources infrastructure and methods for development of a program to provide financing and funding of water supply facilities in this state (Water Resources Committee)</p> <p>SCR 4053 (1995-96) - The state's water laws concerning their effect on the efficient use of water and their effect on the holders of senior water rights (Water Resources Committee)</p> <p>HCR 3054 (1993) - The supplying of water to rural areas and small towns (Not given priority)</p>
2113 § 1	Study issues related to hunting and fishing privileges by nonresidents and nonresidents who are former residents	<p style="text-align: center;">NOTE</p> <p>SB 2113 (2005) - As introduced, would have provided for a lifetime hunting and fishing license for \$500 for a nonresident born in this state and who completed five consecutive years of elementary education in this state and a nonresident not born in this state but who graduated from high school and completed five consecutive years of elementary and secondary education in this state</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>SB 2220 - Allows nonresidents to hunt cranes after obtaining a waterfowl or small game license</p> <p>SB 2334 - Requires issuance of a resident license to a nonresident student attending a private institution of higher education</p> <p>SB 2367 - Increases the days allowed for a nonresident small game license from 10 consecutive or two 5 consecutive day periods to 14 consecutive or two 7 consecutive day periods</p> <p>SB 2369 - Increases the nonresident short-term fishing license from 7 days to 10 days and provides a fee of \$25</p> <p>SB 2256 - Creates a statewide nonresident waterfowl hunting license with a fee of \$125</p> <p>HB 1402 - Creates nonresident wild turkey permit with a fee of \$80 which is available from remaining permits after the resident fall drawing</p> <p>SB 2100 - Clarifies the definition resident and nonresident</p> <p>HB 1422 - Failed to pass the House; would have provided for no fewer than eight zones for nonresident waterfowl hunting using the hunting pressure concept</p> <p>HB 1339 - Failed to pass the House; would have removed the separation between resident and nonresident small game licenses and would have removed the prohibition on nonresidents hunting for the first seven days of the pheasant season on game and fish department land</p> <p>HB 1118 - Failed to pass the House; would have increased the percentage of nonresident bow hunting licenses available to nonresidents to hunt mule deer from 15 to 20 percent of the preceding year's total mule deer licenses</p>

Bill or Resolution No.	Subject Matter	Notes - 2005 Legislative Proposals - Prior Studies
		<p style="text-align: center;">PRIOR STUDIES</p> <p>HB 1269 § 1 (2001-02) - Issues relating to resident and nonresident hunting in this state (Judiciary B Committee)</p> <p>HCR 3055 (1999-2000) - Extent of and remedies for damage caused to landowners by game and nongame animals, waterfowl, and turkeys and damage caused to property by hunters (Agriculture Committee)</p> <p>HCR 3050 (1993-94) - The state's hunting laws to determine changes that can be made to improve the relationship between hunters and private landowners, including the issuance of gratis permits (Natural Resources Committee)</p>
4037	Study the laws pertaining to fences located outside the corporate limits of the state's cities and the relevancy of those laws in the 21st century	<p style="text-align: center;">NOTE</p> <p>NDCC Chapter 47-26 and 47-27 - Provide most of the statutory requirements governing fences. Chapter 47-26, relating to the requirements of partition fences (fences between landowners), generally was enacted in 1903. Chapter 47-27, relating to closing fence gates, was enacted in 1913.</p>
2268 § 1	Study issues related to waste rubber recycling, abatement and remediation of waste rubber tire stockpiles, and the recovery of components of petroleum-based products	<p style="text-align: center;">NOTE</p> <p>SB 2268 - As introduced, would have provided for waste rubber recycling, the abatement and remediation of waste rubber tire stockpiles, and the recovery of the components of petroleum-based products. The bill would have established a resource recovery and conservation fee on each new rubber-leased product sold for automobile, industry, and agricultural use. The fees would have been placed in a resource recovery fund to fund programs for waste rubber recycling, abatement and remediation of waste rubber stockpiles, and recovery of the components of petroleum-based products.</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>HCR 3008 (1993-94) - Problems associated with solid waste management and the operation and effect of solid waste management districts and solid waste management plans (Natural Resources Committee)</p> <p>SB 2090 (1991-92) - Effects of various methods of solid waste disposal and of solid waste disposal facilities (Waste Management Committee)</p> <p>HCR 3027 (1991-92) - Current conditions and the feasibility of reducing ground pollution in North Dakota's landfills (Waste Management Committee)</p> <p>HCR 3042 (1991-92) - Problems associated with solid waste management, including the operation and effect of legislation relating to solid waste management, whether the Department of Health and Consolidated Laboratories is the appropriate state agency for solid waste management responsibilities, and the effect of establishing district and state solid waste management plans (Waste Management Committee)</p> <p>SCR 4058 (1989-90) - Problems associated with solid waste management (Political Subdivisions Committee)</p> <p>HCR 3046 (1983-84) - The handling, storage, use, transportation, and processing of toxic or hazardous substances (Natural Resources Committee)</p>
1280 § 6	Study the feasibility and desirability of creating an Allied Health Professions Board to regulate the practice of members of allied health professions, including the feasibility and desirability of a North Dakota Allied Health Professions Board entering joint professional	<p style="text-align: center;">NOTE</p> <p>SB 2269 § 2 - Provides for a study of the fiscal impact and the feasibility and desirability of establishing an umbrella licensing organization for a group consisting of counselors, psychologists, marriage and family therapists, and social workers</p> <p>NDCC § 43-51-07 - Allows specified occupational boards to establish compacts with other states</p> <p style="text-align: center;">LEGISLATION 2005</p>

Bill or Resolution No.	Subject Matter	Notes - 2005 Legislative Proposals - Prior Studies
	licensure agreements with neighboring states	<p>HB 1280 - Requires the State Board of Respiratory Care to regulate and license practitioners of polysomnography (sleep therapy)</p> <p>HB 1439 - Requires the North Dakota State Board of Psychologist Examiners to regulate and license practitioners of industrial-organizational psychology</p> <p>SB 2269 - Creates the North Dakota Marriage and Family Therapy Licensure Board</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>SB 2287 § 1 (2003) - Feasibility and desirability of providing for the licensure of accredited business accountants (Not given priority)</p> <p>HB 1377 § 2 (2001-02) - Ability of occupational and professional boards with less than 100 licensees to process disciplinary complaints and carry out other statutory responsibilities (Commerce Committee)</p> <p>SCR 4052 (1997) - Occupational and professional licensing entities with an emphasis on methods to privatize licensing entities (Not given priority)</p> <p>HB 1001 (1995-96) - The membership, duties, and responsibilities of all boards, councils, committees, and commissions of state government (Government Organization Committee)</p> <p>HCR 3064 (1993) - The membership, duties, and responsibilities of all statutory boards, committees, commissions, and councils (Not given priority)</p> <p>HCR 3050 (1991-92) - The licensing and regulation of various occupations and professions</p>
2269 § 2	Study the fiscal impact and the feasibility and desirability of establishing an umbrella licensing organization for a group consisting of counselors, psychologists, marriage and family therapists, and social workers	<p style="text-align: center;">NOTE</p> <p>HB 1280 § 6 - Provides for a study of the feasibility and desirability of creating an Allied Health Professions Board to regulate the practice of members of allied health professions including the feasibility and desirability of the North Dakota Allied Health Professions Board entering joint professional licensure agreements with neighboring states</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1439 - Requires the North Dakota State Board of Psychologist Examiners to regulate and license practitioners of industrial-organizational psychology</p> <p>SB 2269 - Creates the North Dakota Marriage and Family Therapy Licensure Board</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>SB 2287 § 1 (2003) - Feasibility and desirability of providing for the licensure of accredited business accountants (Not given priority)</p> <p>HB 1377 § 2 (2001-02) - Ability of occupational and professional boards with less than 100 licensees to process disciplinary complaints and carry out other statutory responsibilities (Commerce Committee)</p> <p>SCR 4052 (1997) - Occupational and professional licensing entities with an emphasis on methods to privatize licensing entities (Not given priority)</p> <p>HB 1001 (1995-96) - The membership, duties, and responsibilities of all boards, councils, committees, and commissions of state government (Government Organization Committee)</p> <p>HCR 3064 (1993) - The membership, duties, and responsibilities of all statutory boards, committees, commissions, and councils (Not given priority)</p>

Bill or Resolution No.	Subject Matter	Notes - 2005 Legislative Proposals - Prior Studies
		HCR 3050 (1991) - The licensing and regulation of various occupations and professions (Not given priority)
2171 § 1	Study the licensure and regulation of acupuncturists practicing in the state, as well as the possibility of multistate joint licensure and regulation programs	<p style="text-align: center;">NOTE</p> <p>This study is all that remains of the bill, which as introduced would have required the State Board of Medical Examiners to regulate and license practitioners of acupuncture.</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1439 - Requires the North Dakota State Board of Psychologist Examiners to regulate and license practitioners of industrial-organizational psychology</p> <p>SB 2269 - Creates the North Dakota Marriage and Family Therapy Licensure Board</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>SB 2287 § 1 (2003) - Feasibility and desirability of providing for the licensure of accredited business accountants (Not given priority)</p> <p>HB 1377 § 2 (2001-02) - Ability of occupational and professional boards with less than 100 licensees to process disciplinary complaints and carry out other statutory responsibilities (Commerce Committee)</p> <p>SCR 4052 (1997) - Occupational and professional licensing entities with an emphasis on methods to privatize licensing entities (Not given priority)</p> <p>HB 1001 (1995-96) - The membership, duties, and responsibilities of all boards, councils, committees, and commissions of state government (Government Organization Committee)</p> <p>HCR 3064 (1993) - The membership, duties, and responsibilities of all statutory boards, committees, commissions, and councils (Not given priority)</p> <p>HCR 3050 (1991) - The licensing and regulation of various occupations and professions (Not given priority)</p>
1008 § 7	Study the changes in responsibilities and duties of the Public Service Commission since its inception, including an evaluation of what additional duties have been given to the commission and those duties no longer performed	<p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1314 - Allows the Public Service Commission to track the trading of credits for electricity generated from renewable and recycled heat sources</p> <p>HB 1385 - Failed to pass the House; would have provided the Public Service Commission with limited rate jurisdiction over electricity generated from wind</p> <p>SB 2090 - Failed to pass the Senate; would have provided the Public Service Commission the power to create and implement lifeline and linkup plans</p> <p>SB 2387 - Failed to pass the Senate; would have regulated electric cooperatives the same as other electric utilities</p> <p>SB 2279 - Failed to pass the Senate; would have created a bonding fund for auctioneers and grain warehousemen in the Public Service Commission</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>SB 2008 § 4 (2003-04) - Feasibility and desirability of transferring inspection and standards functions conducted by various state agencies to the Public Service Commission, including the potential cost-savings and efficiencies that may be realized by training and certifying employees to conduct multiple inspection duties (Public Services Committee)</p>

Bill or Resolution No.	Subject Matter	Notes - 2005 Legislative Proposals - Prior Studies
		<p>SB 2008 § 7 (1995-96) - Services provided by the Public Service Commission, their cost and effectiveness, and the need for continuing the services as a result of regulatory changes at both the state and federal level (Government Organization Committee)</p> <p>SCR 4054 (1993) - Feasibility and desirability of state regulation of the cable television industry (Not given priority, but the Legislative Council sent a letter to the Regulatory Reform Review Commission asking that commission consider reviewing this matter)</p>
1370 § 1	Study the railroad fuel surcharges	<p style="text-align: center;">NOTE</p> <p>HB 1370 (2005) - As introduced, would have provided the Public Service Commission the authority to prohibit fuel surcharges that are higher than average</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1369 - Failed to pass the House; would have increased the taxable valuation of railroad property in proportion to the increase in agricultural commodity freight rates charged in this state</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>SB 2358 § 5 (2003-04) - The sale and lease of railroad rights of way (Transportation Committee)</p> <p>HCR 3065 (2001) - The negative impact due to diminishing rail access and service; the cost to industry, business, and communities of shifting rail service to state and local highway systems; and the feasibility and desirability of funding enhanced rail facilities, including an intermodal rail facility in this state (Not given priority)</p> <p>SB 2008 § 7 (1995-96) - Services provided by the Public Service Commission, their cost and effectiveness, and the need for continuing the services as a result of regulatory changes at both the state and federal level (Government Organization Committee)</p> <p>HCR 3023 (1993-94) - Railroad crossing safety to improve railroad crossing safety (Health and Communications Committee)</p>
1009 § 14	Study the feasibility and desirability of implementing a license fee for businesses receiving state meat inspection program services and whether the fee would impact the number of businesses that would use the federal meat inspection service rather than the state service	<p style="text-align: center;">NOTE</p> <p>NDCC Chapter 36-24 - Governs the state meat inspection program - No fees are currently imposed by statute</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1134 - Failed to pass the House; would have imposed a license requirement and a \$20 fee (\$10 on a custom-exempt establishment) before a person engaged in intrastate business as a meat broker, renderer, wholesaler of carcasses, etc.</p> <p>SB 2147 - Establishes a source verified and process verified marketing program also known as the certified beef program</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>SCR 4056 (1991) - Problems relating to the sale of agricultural commodities (Not given priority)</p>

Bill or Resolution No.	Subject Matter	Notes - 2005 Legislative Proposals - Prior Studies
1272 § 2	Study the feasibility and desirability of revising the process for appointing or electing individuals to the North Dakota Wheat Commission	<p style="text-align: center;">NOTE</p> <p>NDCC § 4-28-03 - Addresses eligibility for membership on the Wheat Commission and for the position of county representative</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1518 (2005) - Revises duties of the Wheat Commission and increases the per bushel levy to 15 mills</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>HCR 3019 (1999) - The composition of the Oilseed Council and the impact, at the state and federal levels, of any changes in membership of the council (Not given priority)</p> <p>HB 1001 § 5 (1995-96) - The membership, duties, and responsibilities of all boards, councils, committees, and commissions of state government. The study should include consideration of whether any of the boards, councils, committees, and commissions have overlapping powers and duties, whether any should be eliminated, whether each presently performs the functions for which it was originally created, and whether each is responsive to the people of the state (Government Organization Committee) (On December 21, 1994, the Governor's Task Force on Boards and Commissions issued a report on its review of approximately 150 boards and commissions. The task force made a recommendation on each entity reviewed.)</p>
2393 § 1	Study sales, use, and gross receipts tax exemptions and reductions, with emphasis on those that are available for only certain purchasers, including for each exemption or reduction a detailed analysis of the fiscal impact to the state, benefits to the state economy from eliminating the exemption or rate reduction, benefits to the state economy of retaining the exemption or rate reduction, relationship of the exemption or reduction to tax policies of other states and to federal or state laws or regulations, and who are the beneficiaries of each exemption or reduction, including the extent to which the benefits flow to out-of-state concerns	<p style="text-align: center;">NOTE</p> <p>NDCC Chapters 57-39.2, 57-40.2, and 57-40.3 - Contain dozens of sales, use, and gross receipts tax exemptions and reductions</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1179 - Sales tax exemption for assisted living facilities</p> <p>SB 2379 - Sales tax exemption for bundled telecommunications services</p> <p>SB 2177 - Failed to pass the House; would have provided a sales tax exemption for dairy operation</p> <p>HB 1368 - Sales tax exemption for emergency medical services provider</p> <p>SB 2299 - Failed to pass the Senate; would have provided a sales tax exemption for flags</p> <p>HB 1496 - Sales tax exemption for hydrogen</p> <p>SB 2054 - Failed to pass the Senate; would have provided a sales tax exemption for nonprescription drugs</p> <p>SB 2170 - Sales tax exemption for carbon dioxide for oil and gas recovery</p> <p>HB 1498 - Sales tax exemption for oil and gas refinery equipment</p> <p>HB 1268 - Sales tax exemption for coal conversion facility upgrade and repowering equipment</p> <p>SB 2176 - Sales tax exemption for precious metal bullion</p> <p>SB 2056 - Failed to pass the Senate; would have provided a sales tax exemption for clothing and footwear holiday</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>Added committee assignment (2003-04) - Tax preferences for products, services, and entities (Taxation Committee)</p>

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		<p>HCR 3073 (2003) - Effectiveness and appropriateness of tax preferences provided by state law and discretionary action of political subdivisions (Not given priority)</p> <p>HCR 3055 (2001) - Effectiveness of various economic development incentives and the feasibility and desirability of creating a reporting system and evaluating the effectiveness of the programs (Not given priority)</p> <p>SCR 4016 (1995-96) - Tax preferences, with emphasis on property tax preferences that may be granted by political subdivisions or that were created as economic development incentives (Taxation Committee)</p> <p>SB 2021 (1993-94) - Methods to initiate and sustain new economic development in this state (Jobs Development Commission)</p> <p>Added committee assignment (1993-94) - Property, sales, and use tax exemptions for new industry (Taxation Committee)</p> <p>HCR 3015 (1993-94) - Tax preferences under existing law, with emphasis on prevention of unfair competitive advantages to entities receiving tax preferences (Taxation Committee)</p>
1530 § 1	Study North Dakota's oil and gas tax structure, including comparison to the oil and gas tax structure of other producing states and consideration of the feasibility and desirability of simplification of North Dakota's oil and gas tax structure	<p style="text-align: center;">NOTE</p> <p>HB 1530 - As introduced, would have provided exemptions and reduced oil extraction tax rates for new horizontal or wildcat wells</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>SB 2170 - As introduced, would have provided a sales tax exemption for carbon dioxide for enhanced recovery of oil or natural gas and an oil extraction tax exemption for incremental production from a tertiary recovery project. As enacted, only the carbon dioxide sales tax exemption becomes law.</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>Oil tax revenues have been monitored by the Budget Section, Budget Committee on Government Finance, or Budget Committee on Government Services in each interim since 1984.</p> <p>Added committee assignment (1987-88) - Status of oil and coal taxes as a result of 1987 tax breaks (Budget Section)</p> <p>HCR 3015 (1985-86) - Oil and gas laws (Oil and Gas Committee)</p> <p>Added committee assignment (1985-86) - Taxation of oil, gas, and coal (Taxation Committee)</p>
2272 § 2	Issues related to transferability of income tax credits for installation of geothermal, solar, or wind energy devices	<p style="text-align: center;">NOTE</p> <p>NDCC § 57-38-01.8 - Provides an income tax credit of 3 percent per year for five years for the cost of a geothermal, solar, or wind energy device. The credit is available only to corporations or to individuals filing Form ND-2 (long form).</p> <p>SB 2239 (2005) - The House Natural Resources Committee considered, but did not adopt, an amendment to make the alternative energy device income tax credit transferable. The committee also considered, but did not adopt, an amendment to extend the carryforward for this credit from 5 to 15 years.</p> <p>HCR 3028 - Provides for a study of using the state's energy resources to attract energy-intensive economic development projects to the state</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>HB 1481 - Failed to pass in the House; would have allowed the alternative energy device income tax credit for individuals filing Form ND-1 (short form)</p>

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		<p style="text-align: center;">PRIOR STUDIES</p> <p>SB 2310 (2003-04) - Wind energy development (Electric Industry Competition Committee)</p> <p>HCR 3026 (2001-02) - Feasibility and desirability of wind energy development. The Legislative Council did not give priority to this study but the Council did request the Electric Industry Competition Committee to review wind energy as part of its study of electric industry competition and electric suppliers (Electric Industry Competition Committee)</p>
4010	Study alternatives to the current method of expressing property tax levies in mills per dollar of taxable valuation	<p style="text-align: center;">PRIOR STUDIES</p> <p>Added committee assignment (2003-04) - Tax preferences for products, services, and entities (Taxation Committee)</p> <p>HB 1206 (2001-02) - Special assessments and property tax assessment and abatements, including valuation of subsidized housing and the homestead tax credit for senior citizens (Taxation Committee)</p> <p>HCR 3061 (1999) - Taxes imposed by state and local governments and the tax structure and balance among the various tax systems to provide a more equitable distribution of tax burdens (Not given priority)</p> <p>HCR 3074 (1999) - Amount and value of property owned by nonprofit organizations in this state and the impact of that ownership on local communities and the economy of this state (Not given priority)</p> <p>HCR 3037 (1997-98) - Feasibility and desirability of providing property tax relief through alternative state and local revenue sources (Taxation Committee)</p> <p>Added committee assignment (1997-98) - Assessment of agricultural property and inundated lands (Taxation Committee)</p> <p>SCR 4015 (1995-96) - The property tax assessment system of the state, with emphasis on the potential benefits to the system from improved technology and sharing of resources (Taxation Committee)</p> <p>SCR 4016 (1995-96) - Tax preferences, with emphasis on property tax preferences that may be granted by political subdivisions or that were created as economic development incentives (Taxation Committee)</p>

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2272 § 1	Study circumstances in which property should cease to be considered agricultural property for property tax purposes	<p style="text-align: center;">NOTE</p> <p>NDCC § 57-02-01 - Defines "agricultural property" for property tax purposes as lands used for raising agricultural crops or grazing farm animals</p> <p>SB 2272 (2005) - As introduced, would have reclassified certain agricultural property used for recreational purposes as commercial property for tax purposes. The bill was amended to call for study of the issue.</p> <p style="text-align: center;">LEGISLATION 2005</p> <p>SB 2243 - Failed to pass the House; would have provided for audit of property tax assessment and exemption decisions</p> <p>SB 2188 - Reduces the capitalization rate used to value agricultural property for property tax purposes</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>Added committee assignment (2003-04) - Tax preferences for products, services, and entities, including review of agricultural property assessment (Taxation Committee)</p> <p>HB 1206 (2001-02) - Special assessments and property tax assessment and abatements, to include valuation of subsidized housing and the homestead tax credit for senior citizens (Taxation Committee)</p> <p>HCR 3061 (1999) - Taxes imposed by state and local governments and the tax structure and balance among the various tax systems to provide a more equitable distribution of tax burdens (Not given priority)</p> <p>HCR 3074 (1999) - Amount and value of property owned by nonprofit organizations in this state and the impact of that ownership on local communities and the economy of this state (Not given priority)</p> <p>HCR 3037 (1997-98) - Feasibility and desirability of providing property tax relief through alternative state and local revenue sources (Taxation Committee)</p> <p>Added committee assignment (1997-98) - Assessment of agricultural property and inundated lands (Taxation Committee)</p> <p>SCR 4015 (1995-96) - The property tax assessment system of the state, with emphasis on the potential benefits to the system from improved technology and sharing of resources (Taxation Committee)</p> <p>SCR 4016 (1995-96) - Tax preferences, with emphasis on property tax preferences that may be granted by political subdivisions or that were created as economic development incentives (Taxation Committee)</p>
4011	Study assessment and taxation of mobile homes and similar housing alternatives with an emphasis on making assessment and taxation of those housing alternatives equitable in comparison with assessment and taxation of traditional residential housing	<p style="text-align: center;">NOTE</p> <p>NDCC Chapter 57-55 - Provides for taxation of mobile homes based on assessed value and mill rates for the prior year and exempts mobile homes from the general property tax</p> <p style="text-align: center;">PRIOR STUDIES</p> <p>HCR 3062 (1983) - Laws and rules on mobile homes, particularly with respect to mobile home taxation and mobile home parks (Political Subdivisions "A" Committee)</p>