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SESSION 2001

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Short Title: Budget Technical Corrections.

(Public)

Sponsors:

Referred to:

February 26, 2001

A BILL TO BE ENTITLED

AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE APPROPRIATIONS
ACT OF 2001.

The General Assembly of North Carolina enacts:

**PART I. TECHNICAL CORRECTIONS TO THE HEALTH AND HUMAN
SERVICES PROVISIONS.**

SECTION 1.(a) Section 5.1(t) of S.L. 2001-424 reads as rewritten:

"SECTION 5.1.(t) The sum of one million five hundred thousand dollars (\$1,500,000) appropriated in this section in the Mental Health Block Grant to the Department of Health and Human Services, Division of Mental Health, Developmental Disabilities, and Substance Abuse Services, for the 2001-2002 fiscal ~~year and year~~, the sum of seven hundred thousand dollars (\$700,000) appropriated in this section in the Substance Abuse Prevention and Treatment Block Grant to the Department of Health and Human Services, Division of Mental Health, Developmental Disabilities, and Substance Abuse Services, for the 2001-2002 fiscal ~~year~~year, and the sum of seven hundred fifty thousand dollars (\$750,000) appropriated in this section in the Social Services Block Grant to the Department of Health and Human Services, Division of Mental Health, Developmental Disabilities, and Substance Abuse Services, for the 2001-2002 fiscal year shall be used to continue a Comprehensive Treatment Services Program in accordance with Section 21.60 of this act."

SECTION 1.(b) G.S. 143-26, as amended by Section 6.7 of S.L. 2001-424, reads as rewritten:

"§ 143-26. Director to have discretion as to manner of paying annual appropriations.

1 (a) Except as provided in subsection (b) of this section or as otherwise provided
2 by State or federal law, it shall be discretionary with the Director of the Budget whether
3 any annual appropriation shall be paid in monthly, quarterly or semiannual installments
4 or in a single payment.

5 (b) Except as otherwise provided by State or federal law, an annual appropriation
6 of one hundred thousand dollars (\$100,000) or less to or for the use of a nonprofit
7 corporation shall be paid in a single annual payment. An annual appropriation of more
8 than one hundred thousand dollars (\$100,000) to or for the use of a nonprofit
9 corporation shall be paid in quarterly or monthly installments, in the discretion of the
10 Director of the Budget."

11 **SECTION 1.(c)** The "Requested by" text of Section 5.1 of S.L. 2001-424 is
12 rewritten to read:

13 "Requested by: Senators Martin of Guilford, Dannelly, Metcalf, Purcell, Wellons,
14 Plyler, Odom, Lee; Representatives Earle, Nye, Baddour, Esposito, Easterling, Oldham,
15 Redwine, Thompson".

16 **SECTION 1.(d)** The "Requested by" text of Section 21.58 of S.L. 2001-424
17 is rewritten to read:

18 "Requested by: Senators Martin of Guilford, Dannelly, Metcalf, Purcell, Wellons,
19 Plyler, Odom, Lee; Representatives Earle, Nye, Baddour, Esposito, Insko, Alexander,
20 Easterling, Oldham, Redwine, Thompson".

21 **SECTION 1.(e)** The MENTAL HEALTH SERVICES BLOCK GRANT
22 section of Section 5.1 of S.L. 2001-424 is amended by deleting "Establish Child
23 Residential Treatment Services Program" and substituting "Comprehensive Treatment
24 Services Program".

25 **SECTION 1.(f)** The SUBSTANCE ABUSE PREVENTION AND
26 TREATMENT BLOCK GRANT section of Section 5.1 of S.L. 2001-424 is amended by
27 deleting "Child Residential Treatment Services Program" and substituting
28 "Comprehensive Treatment Services Program".

29 **SECTION 1.(g)** The "Requested by" text of Section 21.76B of S.L.
30 2001-424 is rewritten to read:

31 "Requested by: Senators Martin of Guilford, Dannelly, Metcalf, Purcell, Wellons,
32 Plyler, Odom, Lee; Representatives Earle, Nye, Baddour, Easterling, Oldham, Redwine,
33 Thompson, Baddour".

34 **SECTION 1.(h)** S.L. 2001-424 is amended by adding the following new
35 section to read:

36 "Requested by: Senators Martin of Guilford, Plyler, Odom, Lee; Representatives Earle,
37 Nye, Easterling, Oldham, Redwine, Thompson

38 **TECHNICAL CORRECTION TO POSITION NUMBERS FOR CERTAIN**
39 **POSITION REDUCTIONS IN THE DEPARTMENT OF HEALTH AND**
40 **HUMAN SERVICES**

41 **SECTION 6.21.** The following positions and position numbers for position
42 reductions in the Department of Health and Human Services, as provided in the Joint
43 Conference Committee Report on the Continuation, Expansion, and Capital Budgets,

1 September 19, 2001, are amended as follows: In the Division of Central Administration,
2 delete "4410-1420-1103-122" (Personnel Technician III) and substitute
3 "4401-1420-1103-122"; and delete "Artist Illustrator II 4410-0106-0200-517" and
4 substitute "Artist Illustrator III 4410-0106-0200-515"; and delete
5 "4410-0106-0300-521" the second time it appears; and delete "Printing Equipment
6 Operator II 4410-0106-0155-032" and substitute "Printing Equipment Operator III
7 4410-0106-0155-029"; and in the Division of Child Development, delete
8 "4420-1123-0001-161" (Deputy Director) and substitute "4420-1110-0001-161"; and
9 delete "4420-1117-0001-108" (Policy/Planning Con.) and substitute
10 "4420-1172-0001-108"; and delete "4420-1141-0001-153" (SS Program Coordinator)
11 and substitute "4420-1146-0001-153"; and delete "4420-1141-0001-1322" (SS Program
12 Coordinator) and substitute "4420-1146-0001-322"; and delete "4420-1141-0001-1598"
13 (CDC Program Specialist) and substitute "4420-1154-0001-598"; and in the Division of
14 Mental Health, Developmental Disabilities, and Substance Abuse Services, delete
15 "4460-0000-2000-814" (Primary Care Systems Associate) and substitute
16 "4460-8010-2000-814"; and delete "4460-6020-2000-614" (Social Worker II) and
17 substitute "4460-6020-0000-614"; and in the Division of Medical Assistance, delete
18 "445-0000-0009-177" (Processing Assistant V) and substitute "4445-0000-0009-177";
19 and delete "4445-0000-006-420" (SS Program Administrator) and substitute
20 "4445-0000-0006-420"; and delete "Comp. Consult. II 4445-0000-009-145" and
21 substitute "App. Analyst Prog. I 4445-0000-0009-145"; and in the Division of Early
22 Intervention and Education, delete "1132-5255-0032-449" (Audiologist) and substitute
23 "4432-5255-0032-449"; and in the Division of Public Health, insert
24 "4431-0000-0055-221" (Deputy Director)."

25 **SECTION 1.(i)** Section 21.56 of S.L. 2001-424 reads as rewritten:

26 **"SECTION 21.56.** To ensure uniformity in rates charged to area programs and
27 funded with State-allocated resources, the Division of Mental Health, Developmental
28 Disabilities, and Substance Abuse Services of the Department of Health and Human
29 Services may require a private agency that provides services under contract with two or
30 more area programs, except for hospital services that have an established Medicaid rate,
31 to complete an agency-wide uniform cost ~~finding in accordance with G.S.~~
32 ~~122C 143.2(a) and G.S. 122C 147.2. finding.~~ The resulting cost shall be the maximum
33 included for the private agency in the contracting area program's unit cost finding."

34 This subsection becomes effective only if House Bill 381, 2001 General
35 Assembly, becomes law.

36 **SECTION 1.(j)** The heading to Section 21.24 of S.L. 2001-424 is rewritten
37 to read:

38 **"MEDICAID COST-CONTAINMENT AND GROWTH REDUCTION".**

39 **SECTION 1.(k)** The heading to Section 21.53 of S.L. 2001-424 is rewritten to
40 read:

41 **"CHILD SUPPORT PROGRAM/ENHANCED STANDARDS".**

42 **SECTION 1.(l)** The heading to Section 21.59 of S.L. 2001-424 is rewritten
43 to read:

1 "NONMEDICAID REIMBURSEMENT".

2 **SECTION 1.(m)** Section 21.29(a) of S.L. 2001-424 is amended by deleting
3 "June 30, 2001," and substituting "~~June 30, 2001,~~June 30, 2002,".

4 **PART II. REVISIONS TO SPONSORS NAMES.**

5 **SECTION 2.** The "Requested by" texts for Sections 30.5, 31.5, 31.6, 31.7,
6 31.10, and 31.12 of S.L. 2001-424 are rewritten to read:

7 "Requested by: Senators Dalton, Lucas, Garrou, Plyler, Odom, Lee;
8 Representatives Boyd-McIntyre, Rogers, Yongue, Easterling, Oldham, Redwine,
9 Thompson".

10 **SECTION 3.** The "Requested by" text of Section 31.8 of S.L. 2001-424 is
11 rewritten to read:

12 "Requested by: Senators Plyler, Odom, Lee; Representatives Easterling, Oldham,
13 Redwine, Thompson".

14 **PART III. OTHER TECHNICAL CORRECTIONS.**

15 **SECTION 4.** Section 14D.3 of S.L. 2001-424 reads as rewritten:

16 **"SECTION 14D.3.** The Department of Revenue may ~~used~~use up to two hundred
17 thirty thousand one hundred sixty dollars (\$230,160) in lapsed salary funds for the
18 2001-2002 fiscal year to hire temporary personnel to implement the change in the State
19 sales tax rate effective October 16, 2001, as enacted by this act. In addition, the
20 Department of Revenue may draw up to two hundred thirty thousand dollars (\$230,000)
21 from collections under Article 5 of Chapter 105 of the General Statutes for the
22 2001-2002 fiscal year to pay for printing, mailing, and other one-time costs necessary to
23 implement the changes in the State sales tax effective October 16, 2001, as enacted by
24 this act."

25 **SECTION 5.** Section 24.11 of S.L. 2001-424 reads as rewritten:

26 **"SECTION 24.11.** Of the funds appropriated in this act for the 2001-2003
27 biennium, the Department of Juvenile Justice and Delinquency Prevention may use up
28 to three hundred fifty-one thousand two hundred thirty-three dollars (\$351,233) each
29 year of the biennium in available funds to increase the number of juveniles who can be
30 served under the contract with Eckerd Wilderness Camp."

31 **SECTION 6.** Section 31.12(d) and Section 30.15A of S.L. 2001-424 are
32 repealed.

33 **SECTION 7.** G.S. 143-48.3(e), as enacted in Section 15.6 of S.L. 2001-424,
34 reads as rewritten:

35 "(e) The Board of Governors of The University of North Carolina ~~may~~ shall
36 exempt North Carolina State University and the University of North Carolina at Chapel
37 Hill from the electronic procurement system authorized by this Article until May 1,
38 2003, if the Board of Governors determines that each exemption is in the best interest of
39 the respective constituent institutions. Each exemption shall be subject to the Board of
40 Governors' annual review and reconsideration. Exempted constituent institutions shall
41 continue working with the North Carolina E-Procurement Service as that system
42 evolves and shall ensure that their proposed procurement systems are compatible with
43 the North Carolina E-Procurement Service so that they may take advantage of this

1 service to the greatest degree possible. Before an exempted institution expands any
2 electronic procurement system, that institution shall consult with the Joint Legislative
3 Commission on Governmental Operations and the Joint Select Committee on
4 Information Technology. By May 1, 2003, the General Assembly shall evaluate the
5 efficacy of the State's electronic procurement system and the inclusion and participation
6 of entities in the system."

7 **SECTION 8.** Section 30.5(i) of S.L. 2001-424, is amended by adding a
8 quotation mark immediately before "d5".

9 **SECTION 9.** Section 6.11(d) of S.L. 2001-424 reads as rewritten:

10 **"SECTION 6.11.(d)** The Office of State Budget and Management shall report on
11 the strategic plan developed pursuant to this section to the Chairs of the Senate and
12 House of Representatives Appropriations Committees, the Chairs of the Senate and
13 House of Representatives Appropriations Subcommittees on Information Technology,
14 the Joint Legislative Commission on Governmental Operations, and the Fiscal Research
15 Division by ~~October 1, 2001.~~January 1, 2002."

16 **SECTION 10.** S.L. 2001-424 is amended by adding the following new
17 section to read:

18 "Requested by: Senators Jordan, Ballance, Rand, Clodfelter, Plyler, Odom, Lee;
19 Representatives Culpepper, Haire, Justus, Luebke, Easterling, Oldham, Redwine,
20 Thompson

21 **POSITIONS FOR TRAFFIC LAW ENFORCEMENT STATISTICS**

22 **SECTION 23.12.** The Department of Justice may use funds appropriated to the
23 Department for the 2001-2003 biennium to create up to three full-time permanent
24 positions to implement the collection of traffic law enforcement information by certain
25 local law enforcement agencies, as required under G.S. 114-10(2a) as amended by
26 Section 23.7(a) of this act."

27 **SECTION 11.** This act becomes effective July 1, 2001.