

Introduced by

Appropriations Committee

(At the request of the Governor)

1 A BILL for an Act to provide an appropriation for defraying the expenses of the comprehensive  
2 tobacco control advisory committee; to amend and reenact subsection 2 of section 23-12-10.4,  
3 subsection 2 of section 54-27-25, and subsection 1 of section 54-59-22.1 of the North Dakota  
4 Century Code, relating to signage responsibility of proprietors, tobacco settlement trust fund,  
5 and required use of centralized desktop support services; and to repeal chapter 23-42 of the  
6 North Dakota Century Code, relating to the tobacco prevention and control program.

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

8 **SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the funds  
9 as may be necessary, are appropriated out of any moneys in the tobacco prevention and control  
10 trust fund, not otherwise appropriated, to the comprehensive tobacco control advisory  
11 committee for the purpose of defraying the expenses of the committee, for the biennium  
12 beginning July 1, 2017, and ending June 30, 2019, as follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
15 Comprehensive tobacco control	\$16,548,039	(\$16,548,039)	\$0
16 Total special funds	\$16,548,039	(\$16,548,039)	\$0
17 Full-time equivalent positions	8.00	(8.00)	0.00

18 **SECTION 2. AMENDMENT.** Subsection 2 of section 23-12-10.4 of the North Dakota  
19 Century Code is amended and reenacted as follows:

20 2. The owner, operator, manager, or other person in control of a public place or place of  
21 employment where smoking is prohibited by this chapter may request from the  
22 ~~executive committee of the tobacco prevention and control advisory committee~~state  
23 department of health the signs necessary to comply with the signage requirements of  
24 subsection 1.

1       **SECTION 3. AMENDMENT.** Subsection 2 of section 54-27-25 of the North Dakota Century  
2 Code is amended and reenacted as follows:

3       2. There is created in the state treasury a tobacco prevention and control trust fund. The  
4 fund consists of the tobacco settlement dollars obtained by the state under  
5 section IX(c)(2) of the agreement adopted by the east central judicial district court in its  
6 judgment entered December 28, 1998 [Civil No. 98-3778] in State of North Dakota,  
7 ex rel. Heidi Heitkamp v. Philip Morris, Inc. Interest earned on the fund must be  
8 credited to the fund and deposited in the fund. Moneys received into the fund are to be  
9 administered by the executive committee for the purpose of creating and implementing  
10 the comprehensive plan. If in any biennium, the tobacco prevention and control trust  
11 fund does not have adequate dollars to fund a comprehensive plan, the treasurer shall  
12 transfer money from the water development trust fund to the tobacco prevention and  
13 control trust fund in an amount equal to the amount determined necessary by the  
14 executive committee to fund a comprehensive plan used for the purposes  
15 appropriated.

16       **SECTION 4. AMENDMENT.** Subsection 1 of section 54-59-22.1 of the North Dakota  
17 Century Code is amended and reenacted as follows:

18       1. The following state agencies shall obtain centralized desktop support services from  
19 the information technology department:  
20       a. Office of administrative hearings.  
21       b. Office of the governor.  
22       c. Commission on legal counsel for indigents.  
23       d. Public employees retirement system.  
24       e. North Dakota university system office.  
25       f. Department of career and technical education.  
26       g. Department of financial institutions.  
27       h. Department of veterans' affairs.  
28       i. Aeronautics commission.  
29       j. ~~Tobacco prevention and control executive committee.~~  
30       k-j. Council on the arts.  
31       l-k. Agriculture commissioner.

Sixty-fifth  
Legislative Assembly

1            m-l.    Department of labor and human rights.

2            n-m.    Indian affairs commission.

3            o-n.    Protection and advocacy project.

4            p-o.    Secretary of state.

5            q-p.    State treasurer.

6            r-q.    State auditor.

7            s-r.    Securities department.

8            **SECTION 5. REPEAL.** Chapter 23-42 of the North Dakota Century Code is repealed.