

Program Budget Comparison

The following table summarizes the total proposed budget by year, type of expenditure, and source of funding.

Program Budget Comparison								
Budget Item	Base Fiscal 2014	Approp. Fiscal 2015	Budget Fiscal 2016	Budget Fiscal 2017	Biennium Fiscal 14-15	Biennium Fiscal 16-17	Biennium Change	Biennium % Change
FTE	145.03	145.03	139.88	139.88	145.03	139.88	(5.15)	(3.55)%
Personal Services	8,518,646	9,171,791	9,896,181	9,901,286	17,690,437	19,797,467	2,107,030	11.91 %
Operating Expenses	5,456,672	5,132,838	9,538,611	9,535,786	10,589,510	19,074,397	8,484,887	80.13 %
Equipment & Intangible Assets	326,605	298,967	288,725	288,725	625,572	577,450	(48,122)	(7.69)%
Grants	5,000	8,582	5,000	5,000	13,582	10,000	(3,582)	(26.37)%
Transfers	34,869	33,157	34,869	34,869	68,026	69,738	1,712	2.52 %
Debt Service	21,063	20,944	33,167	42,081	42,007	75,248	33,241	79.13 %
Total Costs	\$14,362,855	\$14,666,279	\$19,796,553	\$19,807,747	\$29,029,134	\$39,604,300	\$10,575,166	36.43 %
State/Other Special Rev. Funds	14,358,965	14,666,279	19,792,040	19,803,223	29,025,244	39,595,263	10,570,019	36.42 %
Federal Spec. Rev. Funds	3,890	0	4,513	4,524	3,890	9,037	5,147	132.31 %
Proprietary Funds	0	0	0	0	0	0	0	0.00 %
Total Funds	\$14,362,855	\$14,666,279	\$19,796,553	\$19,807,747	\$29,029,134	\$39,604,300	\$10,575,166	36.43 %

Program Description

The Business Standards Division consists of five bureaus: Building Codes Bureau, Weights & Measures Bureau, Board Management Bureau, Licensing Bureau, and Operations Bureau. The Building Codes Bureau establishes and enforces minimum building, plumbing, mechanical, electrical, energy, elevator, and boiler codes. The bureau also provides support for five licensing programs. The Weights & Measures Bureau is responsible for licensing, inspecting, testing, and certifying all weighing and measuring devices used in making commercial transactions in Montana and enforces laws and regulations pertaining to the quantity control of prepackaged goods, petroleum products, and is responsible for operating the State Metrology Laboratory. The Licensing Bureau and Board Management Bureau provide support for 33 licensing boards, two programs, and the Prescription Drug Registry. The Licensing and Board Management Bureaus include 208 board members and eight advisory council members appointed by the Governor. The Operations Bureau has three units within the Business Standards Division that provide support to the other bureaus and the division.

Program Highlights

Business Standards Division Major Budget Highlights	
<ul style="list-style-type: none"> Executive proposes to increase budget by 36.4% between the 2015 and 2017 biennia Operating expenses increases include: <ul style="list-style-type: none"> Contracting for Impairment Program and other services Contingency fund to offset unanticipated board costs Information Technology contracts IT maintenance with City of Missoula Legal cost adjustments for Office of Legal Services within the Commissioner's Office Business Standards Division transferred 9.00 FTE and \$1.4 million in appropriation authority to the Technology Services Division 	
Major LFD Issues	
<ul style="list-style-type: none"> Ongoing vacancies within the division indicate the legislature may wish to reduce personal services Legislature may wish to consider reductions in appropriation authority for accounts with negative fund balances License fees not commensurate with the costs of operating the program and exceed statutory limits 	

Program Discussion -*Comparison of FY 2015 Legislative Base to FY 2015 Adjusted Base*

The following table highlights the differences between the executive's implementation of FY 2015 appropriations as shown in the program budget comparison table compared to the FY 2015 legislative appropriations used for purposes of the budget base.

Department of Labor & Industry - Business Standards Division FY 2015 Appropriation Transactions							
Program	Legislative Approps	Legislative App OTO	House Adjustment	Operating Plan	Program Transfers	Reorgs	Total Exec. Implement
Personal Services	\$9,907,957	\$0	\$0	(\$19,128)	\$0	(\$717,038)	\$9,171,791
Operations	5,846,468	-	-	(1,518)	(1,728)	(710,384)	5,132,838
Equipment	298,967	-	-	-	-	-	298,967
Grants	8,582	-	-	-	-	-	8,582
Transfers	33,455	-	-	(298)	-	-	33,157
Debt Service	-	-	-	20,944	-	-	20,944
Program Total	\$16,095,429	\$0	\$0	\$0	(\$1,728)	(\$1,427,422)	\$14,666,279

The Business Standards Division transferred 9.00 FTE, \$0.7 million in personal services authority, and \$0.7 million in operating expenses to TSD as part of the reorganization. BSD also transferred \$20,944 from other categories to debt service.

Comparison of the FY 2014 Actual Expenditures to FY 2015 Legislative Appropriations

Actual FY 2014 expenditures are \$1.7 million below the FY 2015 legislative appropriation. The primary reasons for the differences are:

- Reorganization that occurred in FY 2014 that transferred \$1.4 million in authority to the new TSD
- High number of vacancies, especially in building code inspectors, in FY 2014, which impacts personal services

Executive Request

The program budget comparison table shows the impacts of the budget after the transfers of appropriation authority are taken into account. As shown the Employment Relations Division personal services for the 2017 biennium increase \$1.4 million each year of the biennium when compared to FY 2014 actual spending. In addition to increases that result from the implementation of pay raises and health insurance contributions included in HB 13 other changes include:

- Market and proficiency agreement progression increases granted throughout FY 2014 that are annualized for the 2017 biennium
- Vacancy savings that were 9.7% in FY 2014 compared to a budgeted rate of 6.00%; the budget proposes full funding of positions that were unfilled during all or a portion of FY 2014
- Reclassification of 19 positions between biennia
- Employee attainment of longevity milestones in the 2017 biennium
- Changes in employer retirement contributions

LFD ISSUE

Ongoing Vacancies in Business Standards Division

As discussed in the LFD Issue on vacancies in the Agency Discussion, the Business Standards Division experienced a high number of vacancies during FY 2014. This is part of the reason for the increase of \$1.4 million in personal services each year of the 2017 biennium as shown in the program budget comparison table. As part of its compliance with the HB 2 boilerplate language the bureau has already reduced 5.15 FTE. Of the 9.00 FTE identified as vacant for all of FY 2014, 2.00 FTE are within the Business Standards Division including:

- 1.00 FTE compliance specialist
- 1.00 FTE administrative assistant

The executive proposes to fund these positions at a biennial cost of \$221,982. In addition, 8.00 FTE at a biennial cost of \$1.1 million were filled less than 50% of FY 2014. Of these, 6.00 FTE were building inspectors with 5.00 FTE filled only 6% of the time during FY 2014. These 5.00 FTE were located in western Montana, Lewis and Clark, and Sweetgrass counties. Of the 19 positions that were reclassified between biennia, five were budgeted as building code inspectors in the 2015 biennium. It therefore appears the number of building code inspectors currently budgeted may be above the needs of the division.

Legislative Option

If the legislature wishes to more closely align spending on personal services with estimated costs for the 2017 biennium it can reduce funding by \$221,982 over the biennium for personal services supporting the 2.0 FTE that were vacant all of FY 2014. The legislature may wish to further discuss the need for 5.00 FTE building code inspectors based on the low percentage of time these positions were filled in FY 2014.

Operating expenses increase by \$3.9 million annually when compared to FY 2014 actual spending. The executive proposes the following annual increases:

- \$1.6 million for TSD services
- \$0.5 million for authority for a contingency fund to offset unanticipated board costs such as licensee investigations or board legal expenses
- \$0.5 million to implement an impairment program for boards involved in licensing medical professionals

- \$0.3 million for additional legal services for the various boards
- \$0.3 million to provide enhancements to the licensing database
- \$0.2 million for adjustments in cost due to increased volume of applications, renewals, and adjustments to fees

Funding

The following table shows proposed program funding by source from all sources of authority.

Department of Labor & Industry, 05-Business Standards Division Funding by Source of Authority					
Funds	HB2	Non-Budgeted Proprietary	Statutory Appropriation	Total All Sources	% Total All Funds
General Fund	0	0	0	0	0.00 %
02024 Blaster Licensing	29,329	0	0	29,329	0.07 %
02078 Occupational Therapists	178,867	0	0	178,867	0.45 %
02079 Fire Protection & Permitting	107,964	0	0	107,964	0.27 %
02080 Prescription Drug Registry	494,123	0	0	494,123	1.25 %
02082 Real Estate Recovery Account	0	0	126	126	0.00 %
02109 Board Of Outfitters	1,137,389	0	0	1,137,389	2.87 %
02155 BoilerBlasterCrane Licensing	1,339,876	0	0	1,339,876	3.38 %
02160 Legal Contingency Fund	1,000,000	0	0	1,000,000	2.53 %
02207 Crane Licensing	232,065	0	0	232,065	0.59 %
02359 Chemical Dependency Counselors	324,731	0	0	324,731	0.82 %
02446 Board Of Psychologist Exam	346,662	0	0	346,662	0.88 %
02448 Building Codes State Spec Rev	8,626,978	0	0	8,626,978	21.79 %
02580 Bd of Athletic Trainers	45,893	0	0	45,893	0.12 %
02679 Massage Therapists	462,420	0	0	462,420	1.17 %
02764 Bd of Adolescent Res. Or Outdr Pgms	170,865	0	0	170,865	0.43 %
02767 Elevators	979,303	0	0	979,303	2.47 %
02805 Weights & Measures Bureau	2,741,041	0	0	2,741,041	6.92 %
02808 Board Of Landscape Architects	53,486	0	0	53,486	0.14 %
02809 Board Of Speech Pathologists	210,750	0	0	210,750	0.53 %
02810 Bd Of Radiologic Technologists	222,660	0	0	222,660	0.56 %
02811 Clinical Lab Science Pract.	161,699	0	0	161,699	0.41 %
02812 Physical Therapists	273,821	0	0	273,821	0.69 %
02813 Bd Of Nursing Home Admin	112,715	0	0	112,715	0.28 %
02814 Bd Of Hearing Aid Dispensers	94,343	0	0	94,343	0.24 %
02815 Board Of Public Accountants	853,952	0	0	853,952	2.16 %
02816 Board Of Sanitarians	70,650	0	0	70,650	0.18 %
02818 Electrical Board	970,688	0	0	970,688	2.45 %
02819 Board of Realty Regulations	2,226,702	0	0	2,226,702	5.62 %
02820 Board Of Architects	244,492	0	0	244,492	0.62 %
02821 Board Of Funeral Service	377,575	0	0	377,575	0.95 %
02822 Board Of Chiropractors	337,541	0	0	337,541	0.85 %
02823 Professional Engineers	1,035,711	0	0	1,035,711	2.62 %
02824 Board Of Medical Examiners	3,423,433	0	0	3,423,433	8.65 %
02826 Cosmetology Board	1,358,715	0	0	1,358,715	3.43 %
02828 Board Of Plumbers	710,092	0	0	710,092	1.79 %
02829 Private Investigator	425,098	0	0	425,098	1.07 %
02830 Board Of Dentistry	649,673	0	0	649,673	1.64 %
02831 Board Of Optometrists	111,704	0	0	111,704	0.28 %
02832 Board Of Pharmacy	2,275,379	0	0	2,275,379	5.75 %
02833 Board Of Nursing	2,826,950	0	0	2,826,950	7.14 %
02834 Board Of Veterinarians	385,945	0	0	385,945	0.97 %
02840 Board Of Social Workers	636,570	0	0	636,570	1.61 %
02841 Board Of Athletics	39,419	0	0	39,419	0.10 %
02852 Bd. Of Alternative Health Care	196,456	0	0	196,456	0.50 %
02854 Bd. Of Real Estate Appraisers	999,716	0	0	999,716	2.52 %
02855 Bd Of Respiratory Care	91,822	0	0	91,822	0.23 %
State Special Total	\$39,595,263	\$0	\$126	\$39,595,389	99.98 %
03293 Country of Origin Labeling	9,037	0	0	9,037	100.00 %
03509 Prescrip Drug Registry Grant	0	0	0	0	0.00 %
Federal Special Total	\$9,037	\$0	\$0	\$9,037	0.02 %
06574 BSD Hearings	0	0	0	0	0.00 %
Proprietary Total	\$0	\$0	\$0	\$0	0.00 %
Total All Funds	\$39,604,300	\$0	\$126	\$39,604,426	

HB 2 Funding

State special revenue accounts are maintained for each type of licensee and professional board. Charges and fees paid by licensees are deposited to the accounts and administrative and operational expenses of the division are charged directly to the funds.

**LFD
ISSUE**Legislature May Wish to Consider Reducing Appropriations Authority for Accounts with Negative Fund Balances

A review of the fund balances of the licensing boards shows that a number of the accounts are projected to have a negative fund balance at FYE 2017. The figure below shows the accounts that are estimated to be negative along with the estimated revenues and expenditures. In addition, two other funds are presented that may be negative if the projected revenues are not received.

Department of Labor and Industry Business Standards Division				
Fund Description	Beginning Fund Balance	Biennial Revenues	Biennial Expenditures	Ending Fund Balance
Negative Fund Balances				
Blaster Licensing	(\$12,269)	\$25,840	\$29,329	(\$15,758)
Elevators	(441,867)	1,479,524	979,303	(192,813)
Board of Speech Pathologists	93	209,020	210,750	(1,637)
Weights and Measures	41,246	2,430,000	2,740,891	(269,645)
Professional Engineers	123,446	794,500	1,035,711	(117,765)
Potentially Negative				
Board of Adolescent Residential or Outdoor Programs*	32,429	151,320	170,865	12,864
Board of Athletics**	(5,099)	67,200	39,419	22,682
* Revenues Forecasted to Increase 23% over FY 2014 actuals				
** Revenues Forecasted to Increase 649% over FY 2014 actuals				

Statute requires the division to:

- Provide notice to the board and to the appropriate legislative interim committee when a board cannot operate in a cost effective manner
- Suspend all duties under this title related to the board except for services related to renewal of licenses
- Review the need for a board and make recommendations to the legislative interim committee with monitoring responsibilities for the boards for legislation revising the board's operations to achieve financial solvency
- Recover the costs by one-time charges against all licensees of the board after providing notice and meeting the requirements under the Montana Administrative Procedures Act

DOLI reported financial concerns to the Economic Affairs Interim Committee (EAIC) for the following boards:

- Board of Hearing Aid Dispensers
- Board of Athletics
- Board of Adolescent Residential or Outdoor Programs
- Board of Funeral Services

While EAIC discussed the various boards it did not adopt a committee bill to make any changes in the boards' operations to achieve financial solvency. The division did not notify EAIC of concerns with any of the boards showing negative fund balances on the chart above.

As shown on the program budget comparison table, the costs for the 2017 biennium are 35% higher than those of the 2015 biennium. The legislature may wish to discuss the impacts of the increased costs with each of the boards in terms of their anticipated revenues. To ensure the boards will be able to operate within the license fee revenues over the next biennium and address the negative fund balances in the accounts the legislature may wish to discuss cost cutting measures and/or revenue enhancements that will be implemented.

To address their financial situation the boards can:

- Reduce operational costs to ensure the board's costs are within revenues collected, including a discussion of fixed costs assessed on boards for overhead such as division administration costs
- Increase revenues by increasing the costs to the licensees
- Develop a plan that incorporates both components to address their financial situations

If these measures fail to address the issues statute allows the division to suspend all duties for the affected boards except for license renewals and assess a one-time charge against all licensees of the board to recover costs.

The Elevator Licensing Program, Blaster Licensing Program, and Weights and Measures Bureau do not have an associated board and thus are not included as entities under the statute that outlines how to address financial solvency issues. The Elevator Licensing Program has had a negative fund balance since FY 2009. The ending fund balance for this account was (\$381,306) in FY 2014. Given that half of the programs with projected financial solvency issues do not have boards, the legislature may wish to consider revising statute to include programs without boards in the notification and monitoring of fiscal solvency issues.

Legislative Option

The legislature may wish to:

- Discuss with the affected boards a plan to reduce costs and related appropriation authority and/or increase revenues for those accounts that have a negative fund balance projected in the 2017 biennium to ensure the programs operate within their revenues
- Request a bill draft to include licensing programs without boards under the statute addressing financial solvency of licensing boards

LFD ISSUE

License Fees Not Commensurate with Costs of Operating the Program

Statute requires that each board set the license fees to be commensurate with the costs of operating the licensing program. Statute further requires that the division ensure that fund balances not exceed twice the annual appropriations of the licensing program. The Office of Budget and Program Planning reported to the Legislative Finance Committee that a number of the licensing boards had exceeded their statutory limits. The figure below shows the funds, excess cash amounts, and plans to reduce the excess cash in FY 2015. It should be noted that this is the second biennium in a row that the fire protection and permitting account has had excess cash above the statutory limits.

Department of Labor and Industry Business Standards Division Fund Balance Above the Statutory Limit				
Board	Budgeted Authority	Statutory Limit	Excess Cash	Explanation of how excess will be used
Fire Protection & Permitting	\$138,311	\$176,248	\$37,937	Staff allocations have been revised and a vacant position will be filled in FY 2015. In FY 2015, the board will be investing in training for board members. Board member development and increased personal services expenditures will return cash to a more normal level. Board member development and increased personal services expenditures will return cash to a more normal level. The board plans to abate fees in FY 2015 in order to spend down cash.
Board of Athletic Trainers	51,954	55,610	3,656	
Board of Landscape Architects	66,882	72,663	2,813	
Board of Nursing Home Administrators	64,988	71,341	6,353	
Board of Pharmacy	1,682,880	2,115,240	432,360	
Total	\$2,005,015	\$2,491,102	\$483,119	

Legislative Option

The legislature may wish to review the fund balances when it convenes in January to determine if the planned uses of the excess funds are reducing the balances sufficiently to meet statutory requirements.

Budget Summary by Category

The following summarizes the total budget utilizing the FY 2015 Legislative base, present law adjustments, and new proposals.

Budget Summary by Category									
Budget Item	-----General Fund-----				-----Total Funds-----				Percent of Budget
	Leg. Budget Fiscal 2016	Leg. Budget Fiscal 2017	Leg. Biennium Fiscal 16-17	Percent of Budget	Leg. Budget Fiscal 2016	Leg. Budget Fiscal 2017	Leg. Biennium Fiscal 16-17	Percent of Budget	
2015 Budget	0	0	0	0.00 %	16,095,429	16,095,429	32,190,858	0.00 %	
PL Adjustments	0	0	0	0.00 %	1,481,949	1,478,176	2,960,125	0.00 %	
New Proposals	0	0	0	0.00 %	2,219,175	2,234,142	4,453,317	0.00 %	
Total Budget	\$0	\$0	\$0		\$19,796,553	\$19,807,747	\$39,604,300		

Present Law Adjustments -

The "Present Law Adjustments" table shows the changes from FY 2015 legislative appropriation to the budget proposed by the executive. PSPL adjusts all personal services. LGPL provides for adjustments to other expenditures such as operating expenses. Each is discussed in the narrative that follows. Total funds in the Present Law Adjustments table do not include proprietary funds budgeted in House Bill 2.

Present Law Adjustments										
-----Fiscal 2016-----						-----Fiscal 2017-----				
FTE	General Fund	State Special	Federal Special	Total Funds		FTE	General Fund	State Special	Federal Special	Total Funds
DP 98 - LEG. Personal Services Present Law	0.00	0	(12,821)	1,045	(11,776)	0.00	0	(8,340)	1,669	(6,671)
DP 99 - LEG. Present Law	0.00	0	1,490,257	3,468	1,493,725	0.00	0	1,481,992	2,855	1,484,847
Grand Total All Present Law Adjustments	0.00	\$0	\$1,477,436	\$4,513	\$1,481,949	0.00	\$0	\$1,473,652	\$4,524	\$1,478,176

DP 98 - LEG. Personal Services Present Law -

The following table outlines various components of the changes included in the PSPL adjustment.

Personal Services Present Law Adjustments					
FY 2016					
CP 98 PSPL Item	FTE	General Fund	State Special	Federal Special	Total Funds
State Share Health Insurance	139.88	\$0	\$67,953	\$28	\$67,982
Executive Implementation of 2015 Pay Increase	-	-	166,245	68	166,313
Fully Fund 2015 Legislatively Authorized FTE	-	-	186,175	-	186,175
Other					
Reorganization	0.00	-	(717,038)	-	(717,038)
Remainder of Other	0.00	-	283,844	949	284,793
Total Other	0.00	-	(433,194)	949	(432,245)
Personal Services Present Law Adjustments	139.88	\$0	(\$12,821)	\$1,045	(\$11,775)
FY 2017					
CP 98 PSPL Item	FTE	General Fund	State Special	Federal Special	Total Funds
State Share Health Insurance	139.88	\$0	\$67,953	\$28	\$67,982
Executive Implementation of 2015 Pay Increase	-	-	166,243	69	166,313
Fully Fund 2015 Legislatively Authorized FTE	-	-	186,175	-	186,175
Other					
Reorganization	0.00	-	(717,038)	-	(717,038)
Remainder of Other	0.00	-	288,326	1,571	289,897
Total Other	0.00	-	(428,712)	1,571	(427,141)
Personal Services Present Law Adjustments	139.88	\$0	(\$8,340)	\$1,669	(\$6,671)

Increases included on the line remainder of other provide for changes in employee classification, market, and proficiency agreement progressions, and employee attainment of longevity milestones in the 2017 biennium.

DP 99 - LEG. Present Law -

As shown in the present law adjustment table on the previous page, the executive proposes increased funding for operating expenses when compared to the 2015 legislative base budget. The table below shows the components of the changes proposed for the 2017 biennium.

Legislative Present Law Adjustments				
CP 99 Item	General Fund	State Special	Federal Special	Total Funds
Impairment Program and Other Consulting	\$0	\$528,537	\$0	\$528,537
IT Consulting Services	-	331,550	-	331,550
Montana Interactive Online Service Fees	-	34,959	-	34,959
Operating & Equipment Adjustments	-	399,147	-	399,147
IT Maintenance with City of Missoula	-	110,000	-	110,000
Moter Vehicle for Boards	-	6,704	-	6,704
CAP Rate Adjustment	-	117,262	-	117,262
Legal Cost Adjustment	-	340,500	-	340,500
Other	-	(378,402)	3,468	(374,934)
Legislative Present Law Adjustments	\$0	\$1,490,257	\$3,468	\$1,493,725
CP 99 Item	General Fund	State Special	Federal Special	Total Funds
Impairment Program and Other Consulting	\$0	\$518,537	\$0	\$518,537
IT Consulting Services	-	333,000	-	333,000
Montana Interactive Online Service Fees	-	90,791	-	90,791
Operating & Equipment Adjustments	-	343,432	-	343,432
IT Maintenance with City of Missoula	-	110,000	-	110,000
Moter Vehicle for Boards	-	6,704	-	6,704
CAP Rate Adjustment	-	117,865	-	117,865
Legal Cost Adjustment	-	340,500	-	340,500
Other	-	(378,837)	2,855	(375,982)
Legislative Present Law Adjustments	\$0	\$1,481,992	\$2,855	\$1,484,847

The executive proposes a number of increases for the Business Standards Division as reflected in the table above. The Governor proposes to increase the Business Standards Division by \$7.4 million compared to double the 2015 legislative base budget. Present law increases of \$3.00 million include proposals to:

- Re-establish a contract to provide an impairment program for medical professionals and new contracts for training, license examinations, and database enhancements
- Information technology consulting services, maintenance costs, and online service fees
- Operating and equipment adjustments including anticipated increases for travel, printing, phones, dues, and gasoline. These costs are partially offset by a reduction in vehicle maintenance fees due to the purchase of new vehicles
- Aligning legal fees to actual spending incurred in FY 2014

New Proposals -

Total funds in the New Proposals table do not include proprietary funds budgeted in House Bill 2.

New Proposals										
-----Fiscal 2016-----						-----Fiscal 2017-----				
FTE	General Fund	State Special	Federal Special	Total Funds		FTE	General Fund	State Special	Federal Special	Total Funds
DP 505012 - Contingency for BSD (BIEN/RST)										
0.00	0	500,000	0	500,000		0.00	0	500,000	0	500,000
DP 505013 - TSD Funding Switch										
0.00	0	1,578,175	0	1,578,175		0.00	0	1,593,142	0	1,593,142
DP 505014 - Prescription Drug Registry										
0.00	0	141,000	0	141,000		0.00	0	141,000	0	141,000
Total	0.00	\$0	\$2,219,175	\$0	\$2,219,175	0.00	\$0	\$2,234,142	\$0	\$2,234,142

DP 505014 - Prescription Drug Registry -

This request is for authority to administer the prescription drug registry program in the Business Standards Division. It is dependent on passage of LC 526 amending funding of the prescription drug registry and amending 37-7-1511, MCA.

DP 505012 - Contingency for BSD (BIEN/RST) -

Business Standards Division is requesting \$500,000 in state special revenue authority as restricted and one-time only each year of the biennium to establish a contingency fund to be used by the boards when experiencing an unexpected increase in expenses. This appropriation would be restricted to expenses that related to investigation, compliance, or legal activity of the boards. The boards would be required to spend their existing cash when utilizing the appropriation.

**LFD
ISSUE**Appropriation for Contingency Not Restricted or One-time-only

While the executive proposes to provide the contingency as restricted and one-time-only HB 2 as proposed by the Governor does not include a line-item for the funds with either designation. Nor does the bill include language restricting the funding.

Legislative Option

If the legislature approves the inclusion of a contingency it may wish to line item the funding, restrict it uses to funding for unexpected increases in expenses and designate the funds as one-time-only.

DP 505013 - TSD Funding Switch -

The Business Standards Division requests \$1,578,175 in FY 2016 and \$1,593,142 in FY 2017 for operating expenses related to the reorganization of the Technology Services Division. These costs are the estimated amount the Business Standards Division will be assessed through Technology Services Division rates. This decision package is related to DP6001 of Technology Services Division.