

Fifty-seventh
Legislative Assembly
of North Dakota

ENGROSSED SENATE BILL NO. 2021

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 extension
2 service, northern crops institute, upper great plains transportation institute, and the agricultural
3 experiment station; to provide statements of legislative intent; to provide for a report to the
4 budget section; and to amend and reenact section 4-05.1-16 and subsection 1 of section
5 4-05.1-21 of the North Dakota Century Code, relating to changing the voting membership of the
6 state board of agricultural research and education and use of agricultural research fund annual
7 proceeds.

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

9 **SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the
10 funds as may be necessary, are appropriated out of any moneys in the general fund in the state
11 treasury, not otherwise appropriated, and from special funds derived from federal funds and
12 other income to the North Dakota state university extension service, the northern crops
13 institute, the upper great plains transportation institute, and the North Dakota agricultural
14 experiment station for the purpose of defraying the expenses of their various divisions, for the
15 biennium beginning July 1, 2001, and ending June 30, 2003, as follows:

16 Subdivision 1.

17 NORTH DAKOTA STATE UNIVERSITY EXTENSION SERVICE

18 Total all funds \$33,628,046

19 Less estimated income 19,298,301

20 Total general fund appropriation \$14,329,745

21 Subdivision 2.

22 NORTHERN CROPS INSTITUTE

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1	Total all funds	\$1,457,123
2	Less estimated income	<u>732,697</u>
3	Total general fund appropriation	\$724,426
4	Subdivision 3.	
5	UPPER GREAT PLAINS TRANSPORTATION INSTITUTE	
6	Salaries and wages	\$4,057,364
7	Operating expenses	2,418,063
8	Equipment	263,000
9	Grants	<u>1,150,000</u>
10	Total all funds	\$7,888,427
11	Less estimated income	<u>7,383,348</u>
12	Total general fund appropriation	\$505,079
13	Subdivision 4.	
14	MAIN RESEARCH CENTER	
15	Total all funds	\$55,178,597
16	Less estimated income	<u>26,812,612</u>
17	Total general fund appropriation	\$28,365,985
18	Subdivision 5.	
19	RESEARCH CENTERS	
20	Dickinson research center	\$3,811,153
21	Central grasslands research center	1,413,982
22	Hettinger research center	1,559,583
23	Langdon research center	1,916,894
24	North central research center	1,511,068
25	Williston research center	1,493,786
26	Carrington research center	<u>2,959,679</u>
27	Total all funds	\$14,666,145
28	Less estimated income	<u>6,848,485</u>
29	Total general fund appropriation	\$7,817,660
30	Subdivision 6.	
31	AGRONOMY SEED FARM	

1	Agronomy seed farm	<u>\$1,259,140</u>
2	Total special funds appropriation	\$1,259,140
3	Grand total general fund appropriation S.B. 2021	\$51,742,895
4	Grand total special funds appropriation S.B. 2021	\$62,334,583
5	Grand total all funds appropriation S.B. 2021	\$114,077,478

6 **SECTION 2. ADDITIONAL INCOME - APPROPRIATION.** Any additional income
7 including funds from federal acts, private grants, gifts and donations, or from other sources
8 received by the North Dakota agricultural experiment station, northern crops institute, upper
9 great plains transportation institute, and the North Dakota state university extension service,
10 except as otherwise provided by law, is appropriated for the purpose designated in the act,
11 grant, or donation for the biennium beginning July 1, 2001, and ending June 30, 2003.

12 **SECTION 3. TRANSFER AUTHORITY.** Upon approval of the state board of higher
13 education, the state board of agricultural research and education, and appropriate research
14 extension center directors, the director of the North Dakota agricultural experiment station may
15 transfer appropriation authority within subdivisions 4, 5, and 6 of section 1 of this Act and shall
16 notify the office of management and budget within ten days following the transfer.

17 **SECTION 4. LEGISLATIVE INTENT - FULL-TIME EQUIVALENTS.** The board of
18 higher education is authorized to adjust or increase full-time equivalent positions as needed,
19 subject to availability of funds. The board shall report any adjustments to the office of
20 management and budget prior to the submission of the 2003-05 budget request.

21 **SECTION 5. LEGISLATIVE INTENT - LANGDON LEARNING CENTER.** It is the
22 intent of the legislative assembly that the Langdon research extension center begin
23 construction on the Langdon learning center only when the station has \$650,000 in cash or
24 pledges for the learning center for the biennium beginning July 1, 2001, and ending June 30,
25 2003.

26 **SECTION 6. REPORT TO THE BUDGET SECTION.** The state board of agricultural
27 research and education shall present a status report to the budget section of the legislative
28 council during the biennium beginning July 1, 2001, and ending June 30, 2003. The report
29 must include:

- 30 1. The number of employees and expenditures for each research extension center
31 and the main station.

2. The expenditures from all funds for each state board of agricultural research and education gas tax research initiative.
3. A statement for each agricultural experiment station research project indicating the economic impact of each project to the state of North Dakota and how the project relates to the vision statement "North Dakota is to become the trusted provider of the highest quality agricultural products in the world," and a statement regarding North Dakota state university extension service's dissemination of information regarding each agricultural experiment station research project.
4. A report on cooperative projects undertaken by the agricultural research center, extension centers, and the main station.
5. A report identifying the source of income at the research and extension centers, the use of those funds, and the extent the research projects are affected by each income source.

SECTION 7. UNEXPENDED GENERAL FUND - EXCESS INCOME. Any unexpended general fund appropriation authority to and any excess income received by entities listed in section 1 of this Act are not subject to the provisions of section 54-44.1-11, and any unexpended funds from these appropriations or revenues are available and may be expended during the biennium beginning July 1, 2003, and ending June 30, 2005.

SECTION 8. AMENDMENT. Section 4-05.1-16 of the 1999 Supplement to the North Dakota Century Code is amended and reenacted as follows:

4-05.1-16. State board of agricultural research and education - Membership - Terms.

1. The state board of agricultural research and education consists of:
 - a. The president of North Dakota state university, who serves in an ex officio nonvoting capacity;
 - b. The vice president of agricultural affairs at North Dakota state university;
 - c. The administrator of the agricultural experiment station, who serves in an ex officio nonvoting capacity;
 - d. The five persons appointed to the agricultural consultation board by the agricultural coalition and serving in that capacity on July 1, 1997;

- 1 e. The five persons appointed to the agricultural consultation board by the
- 2 extension service's multicounty program units and serving in that capacity on
- 3 July 1, 1997;
- 4 f. The two persons appointed to the agricultural consultation board by the
- 5 president of North Dakota state university as representatives of the state's
- 6 research extension centers and serving in that capacity on July 1, 1997;
- 7 g. The agriculture commissioner, who serves in an ex officio nonvoting capacity;
- 8 and
- 9 h. The director of the North Dakota state university extension service, who
- 10 serves in an ex officio nonvoting capacity.
- 11 2. a. The initial five members appointed by the ag coalition shall select their terms
- 12 by lot so that one member serves for one year, one member serves for two
- 13 years, one member serves for three years, one member serves for four years,
- 14 and one member serves for five years.
- 15 b. The initial five members appointed by the extension service's multicounty
- 16 program units shall select their terms by lot so that one member serves for
- 17 one year, one member serves for two years, one member serves for three
- 18 years, one member serves for four years, and one member serves for five
- 19 years.
- 20 c. The two persons appointed as representatives of the state's research
- 21 extension centers shall serve only through June 30, 1998.
- 22 3. At the completion of each initial term, the term of office for each member is five
- 23 years, beginning on July first. No person may be appointed to a second five-year
- 24 term.
- 25 4. a. At least ninety days before the conclusion of the initial term of each member
- 26 appointed by the ag coalition, the ag coalition shall provide to the state board
- 27 of higher education a list of one or more names from which the state board of
- 28 higher education shall appoint a successor. Future appointments to these
- 29 five positions must be made in the same manner. The state board of higher
- 30 education shall ensure that four out of the five seats are held by agricultural
- 31 producers.

- 1 b. At least ninety days before the conclusion of the initial term of each member
2 appointed by the extension service's multicounty program units, the units
3 through their advisory groups shall provide to the state board of higher
4 education a list of one or more names from which the state board of higher
5 education shall appoint a successor. Future appointments to these five
6 positions must be made in the same manner. The state board of higher
7 education shall ensure that four out of the five seats are held by agricultural
8 producers.

9 **SECTION 9. AMENDMENT.** Subsection 1 of section 4-05.1-21 of the 1999
10 Supplement to the North Dakota Century Code is amended and reenacted as follows:

- 11 1. The state board of agricultural research and education may use up to ten percent
12 of the proceeds of the agricultural research fund for administrative expenses and
13 annually shall apportion the remaining proceeds of the agricultural research fund
14 as follows:

- 15 a. Seventy percent to research activities affecting North Dakota agricultural
16 commodities that account for at least two percent of the gross sales of all
17 agricultural commodities grown or produced in the state. The percentage of
18 the dollars available for each agricultural commodity under this section may
19 not exceed the percentage that the gross sales of the agricultural commodity
20 bear to the North Dakota gross sales of all agricultural commodities grown or
21 produced during the previous year, as determined by the agricultural statistics
22 service;
- 23 b. Eighteen percent to research activities affecting North Dakota animal
24 agriculture; and
- 25 c. Twelve percent to research activities affecting new and emerging crops in
26 North Dakota.