

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1013

That the Senate recede from its amendments as printed on pages 1191-1194 of the House Journal and pages 1033-1036 of the Senate Journal and that Engrossed House Bill No. 1013 be amended as follows:

Page 1, line 8, after the semicolon insert "to provide legislative intent; to provide an exemption;"

Page 1, line 12, after the second "funds" insert "including federal fiscal stimulus funds made available to the governor under the federal American Recovery and Reinvestment Act of 2009"

Page 1, line 21, replace "1,330,606" with "1,936,388" and replace "12,746,140" with "13,351,922"

Page 1, line 22, replace "11,242,300" with "11,313,692" and replace "30,980,594" with "31,051,986"

Page 1, line 23, replace "100,800,000" with "82,204,416" and replace "826,965,879" with "808,370,295"

Page 1, after line 24, insert:

|                                  |   |            |             |
|----------------------------------|---|------------|-------------|
| "Grants - Supplemental one-time  | 0 | 85,644,337 | 85,644,337  |
| Grants - Supplemental operations | 0 | 16,795,584 | 16,795,584" |

Page 2, line 1, replace "5,000,000" with "10,000,000" and replace "38,500,000" with "43,500,000"

Page 2, line 2, replace "14,829,915" with "15,287,915" and replace "242,531,721" with "242,989,721"

Page 2, line 4, replace "55,000" with "62,500" and replace "95,000" with "102,500"

Page 2, line 5, replace "131,257,821" with "221,244,832" and replace "1,167,349,334" with "1,257,336,345"

Page 2, line 6, replace "34,366,125" with "120,187,517" and replace "360,034,363" with "445,855,755"

Page 2, line 7, replace "96,891,696" with "101,057,315" and replace "807,314,971" with "811,480,590"

Page 2, line 8, replace "2.00" with "5.00" and replace "96.75" with "99.75"

Page 2, line 13, replace "501,421" with "565,297" and replace "3,129,915" with "3,193,791"

Page 2, line 16, replace "606,222" with "670,098" and replace "6,464,988" with "6,528,864"

Page 2, line 17, replace "35,230" with "46,583" and replace "1,916,483" with "1,927,836"

Page 2, line 18, replace "570,992" with "623,515" and replace "4,548,505" with "4,601,028"

Page 2, line 24, replace "569,456" with "664,825" and replace "5,334,629" with "5,429,998"

Page 2, line 26, replace "162,640" with "1,849,140" and replace "212,640" with "1,899,140"

Page 2, line 28, replace "955,021" with "2,736,890" and replace "7,284,477" with "9,066,346"

Page 2, line 29, replace "288,092" with "1,127,432" and replace "1,327,110" with "2,166,450"

Page 2, line 30, replace "666,929" with "1,609,458" and replace "5,957,367" with "6,899,896"

Page 3, line 5, replace "330,886" with "552,369" and replace "3,309,781" with "3,531,264"

Page 3, line 6, replace "18,200" with "39,854" and replace "658,998" with "680,652"

Page 3, line 9, replace "298,486" with "541,623" and replace "4,060,279" with "4,303,416"

Page 3, line 10, replace "(35,546)" with "(27,955)" and replace "808,311" with "815,902"

Page 3, line 11, replace "334,032" with "569,578" and replace "3,251,968" with "3,487,514"

Page 3, line 12, replace "0.00" with "1.50" and replace "28.00" with "29.50"

Page 3, line 17, replace "98,463,649" with "103,859,866" and replace "821,072,811" with "826,469,028"

Page 3, line 18, replace "34,653,901" with "189,058,976" and replace "364,086,267" with "518,491,342"

Page 3, line 19, replace "133,117,550" with "292,918,842" and replace "1,185,159,078" with "1,344,960,370"

Page 3, after line 31, insert:

|                          |   |          |
|--------------------------|---|----------|
| "Trades building remodel | 0 | 835,000" |
|--------------------------|---|----------|

Page 4, line 2, replace "66,000" with "901,000"

Page 4, line 7, replace "862,200" with "1,697,200"

Page 4, after line 12, insert:

**"SECTION 3. APPROPRIATION - FEDERAL FISCAL STIMULUS FUNDS - ADDITIONAL FUNDING APPROVAL.** The funds provided in this section, or so much of the funds as may be necessary, are appropriated from federal funds made available to the state under the federal American Recovery and Reinvestment Act of 2009, not otherwise appropriated, to the superintendent of public instruction, for the period beginning with the effective date of this Act and ending June 30, 2011, as follows:

|   |              |
|---|--------------|
| Title I - Part A                            | \$27,415,262 |
| Title I - School improvement                | 7,145,000    |
| Title II - Part D - Technology              | 3,209,375    |
| Individuals With Disabilities Education Act | 27,413,988   |
| McKinney-Vento Homeless Assistance Act      | 150,000      |
| National school lunch program               | 230,000      |
| The emergency food assistance program       | 85,426       |
| Clean diesel (passthrough from the state    | 1,730,000    |

department of health)  
Total federal funds

\$67,379,051

The superintendent of public instruction may seek emergency commission and budget section approval under chapter 54-16 for authority to spend any additional federal funds received under the federal American Recovery and Reinvestment Act of 2009 in excess of the amounts appropriated in this section, for the period beginning with the effective date of this Act and ending June 30, 2011.

Any federal funds appropriated under this section are not a part of the agency's 2011-13 base budget. Any program expenditures made with these funds will not be replaced with state funds after the federal American Recovery and Reinvestment Act of 2009 funds are no longer available.

**SECTION 4. APPROPRIATION - FEDERAL FISCAL STABILIZATION - OTHER GOVERNMENT SERVICES - ADDITIONAL FUNDING APPROVAL.** The funds provided in this section, or so much of the funds as may be necessary, are appropriated from federal fiscal stabilization - other government services funds made available to the governor under the federal American Recovery and Reinvestment Act of 2009, not otherwise appropriated, to the superintendent of public instruction, for the period beginning with the effective date of this Act and ending June 30, 2011, as follows:

|   |           |
|---|-----------|
| Department of public instruction administrative costs relating to federal fiscal stimulus payment to schools, including salaries (\$152,533) and operating expenses (\$173,815) | \$326,348 |
| Early childhood learning council operating expenses   | 20,000    |
| Total federal funds from governor's office  | \$346,348 |

Any federal funds appropriated under this section are not a part of the agency's 2011-13 base budget. Any program expenditures made with these funds will not be replaced with state funds after the federal American Recovery and Reinvestment Act of 2009 funds are no longer available.

**SECTION 5. SUPERINTENDENT'S SALARY - LINE ITEM TRANSFERS - SCHOOL FOR THE DEAF.** The monthly salary for the superintendent of the school for the deaf for the 2009-11 biennium may not exceed the monthly salary level in effect for this position in January 2009. Notwithstanding section 54-16-04, the director of the office of management and budget and the state treasurer shall transfer funds from the salaries and wages line item to the operating expenses line item contained in subdivision 3 of section 1 of this Act of up to \$100,000 and to the capital assets line item as requested by the superintendent of public instruction to provide funding for a future services plan and implementation for the school for the deaf and for the remodel of the trades building, for the biennium beginning July 1, 2009, and ending June 30, 2011."

Page 5, remove lines 21 through 26

Page 8, after line 18, insert:

**"SECTION 20. BANK OF NORTH DAKOTA LOAN AUTHORIZATION.** The school for the deaf may borrow the sum of \$835,000, or so much of the sum as may be necessary, from the Bank of North Dakota, which is appropriated in subdivision 3 of section 1 of this Act for the purpose of remodeling the trades building on the campus of

the school for the deaf for the period beginning with the effective date of this Act and ending June 30, 2011.

**SECTION 21. EXEMPTION.** The amount appropriated for the school for the deaf in subdivision 3 of section 3 of chapter 40 of the 2007 Session Laws is not subject to section 54-44.1-11 and any unexpended funds relating to this amount are available for the remodel of the trades building during the biennium beginning July 1, 2009, and ending June 30, 2011."

Page 8, line 19, replace "Section 5" with "The amount of \$1,670,000, of which \$835,000 is from the general fund, included in the capital assets line item in subdivision 3 of section 1 of this Act and sections 3, 4, 8, 20, and 21" and replace "is" with "are"

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT - LC 98014.0204 FN 1**

**A copy of the statement of purpose of amendment is attached.**