

# BUDGET SECTION

## (40 members)

- 3002 Hold the required legislative hearings on state plans for the receipt and expenditure of new or revised block grants passed by Congress
- Receive status report from the State Board of Agricultural Research and Education (NDCC § 4-05.1-19(10))
- Approve any purchase of commercial or residential property by the Board of University and School Lands as sole owner (NDCC § 15-03-04)
- Authorize the State Board of Higher Education to authorize construction of any building, or campus improvements and building maintenance of more than \$385,000, if financed by donations (NDCC § 15-10-12.1)
- Receive biennial report from each institution under the control of the State Board of Higher Education undertaking a capital construction project that was approved by the Legislative Assembly and for which local funds are to be used which details the source of all funds used in the project (NDCC § 15-10-12.3)
- Receive reports from the Office of Management and Budget regarding the State Board of Higher Education's monthly project variance reports regarding construction projects valued at more than \$250,000 (NDCC § 15-10-47, as created by 2011 Senate Bill No. 2323, Section 1)
- Approve, reject, or rerefer, upon receiving a recommendation from the Emergency Commission and in conjunction with the State Board of Higher Education and the North Dakota Economic Development Foundation, designation of a center of excellence recommended by the Centers of Excellence Commission (NDCC § 15-69-02, repealed effective August 1, 2023)
- Receive annual audits from a center of excellence that is awarded funds under NDCC Chapter 15-69 on the funds distributed to the center, until completion of four years following the final distribution of funds (NDCC § 15-69-05, repealed effective August 1, 2023)
- Receive statement from an ethanol plant in operation before July 1, 1995, and receiving a production incentive from the state indicating whether the plant produced a profit from its operation in the preceding fiscal year, after deducting the payments received under the section (NDCC § 17-02-01)
- Approve comprehensive statewide land acquisition plan established by the director of the Game and Fish Department and every land acquisition of more than 10 acres or exceeding \$10,000 by the Game and Fish Department (NDCC § 20.1-02-05.1)
- Authorize the Game and Fish Department to spend money in the game and fish fund if the balance would be reduced below \$15 million (NDCC § 20.1-02-16.1)
- Receive at least semiannual reports from the Legacy and Budget Stabilization Fund Advisory Board (NDCC § 21-10-11, as created by 2011 Senate Bill No. 2302, Section 3)
- Authorize the Developmental Center at Westwood Park to provide services under contract with a governmental or nongovernmental person (NDCC § 25-04-02.2)
- Approve, with the Emergency Commission, use of the state disaster relief fund to provide the required state share of funding for expenses associated with presidential-declared disasters in the state (NDCC § 37-17.1-27, as amended by 2011 Senate Bill No. 2369, Section 1)
- Approve waiver of exemption of state property in a city from special assessments levied for flood control purposes (NDCC § 40-23-22.1)
- Receive annual report from the Division of Community Services on conclusions of annual audits of renaissance fund organizations (NDCC § 40-63-07)
- Receive report from the commissioner of University and School Lands identifying every state agency that has not submitted a claim for property belonging to that agency (NDCC § 47-30.1-24.1)
- Approve state agency relinquishment of unclaimed property belonging to that agency (NDCC § 47-30.1-24.1)
- Approve the change or expansion of, or any additional expenditure for, a state building construction project approved by the Legislative Assembly (NDCC § 48-01.2-25)
- Receive report from the Office of Management and Budget regarding change orders or additional expenses approved by the Office of Management and Budget for a public improvement project exceeding the bid amount that was less than the appropriation from the state general fund for the project (NDCC § 48-01.2-26, as created by 2011 Senate Bill No. 2015, Section 25)
- Approve termination of federal food stamp or energy assistance program (NDCC § 50-06-05.1)
- Receive report from Job Service North Dakota before March 1 of each year on the actual job insurance trust fund balance and the targeted modified average high-cost multiplier, as of December 31 of the previous year, and a projected trust fund balance for the next three years (NDCC § 52-02-17)
- Receive report from Human Resource Management Services on the number of employees receiving bonuses above the 25 percent limitation (NDCC § 54-06-30)
- Receive report from the State Treasurer, within 90 days of the beginning of each fiscal year, regarding all warrants and checks outstanding for more than 90 days and less than three years (NDCC § 54-11-01, as amended by House Bill No. 1088, Section 1)
- Receive reports on fiscal irregularities (NDCC § 54-14-03.1)
- Approve transfers of money or spending authority which would eliminate or make impossible accomplishment of a program or objective funded by the Legislative Assembly (NDCC § 54-16-04)
- Approve transfers exceeding \$50,000 from one fund or line item to another unless necessary to comply with a court order or to avoid imminent threat to safety or imminent financial loss to the state (NDCC § 54-16-04)
- Approve, with the Emergency Commission, acceptance of any federal funds made available to the state which are not for a specific purpose or program and which are not required to be spent before the next regular legislative session for deposit in a special fund until the Legislative Assembly appropriates the funds (NDCC § 54-16-04.1)
- Approve Emergency Commission authorization of a state officer's acceptance of federal funds in excess of \$50,000 if the acceptance of funds is not necessary to avoid an imminent threat to the safety of people or property due to a natural disaster or war crisis or an imminent financial loss to the state (NDCC § 54-16-04.1)
- Approve Emergency Commission authorization of a state officer's expenditure of federal funds in excess of \$50,000 if the acceptance of funds is necessary to avoid an imminent threat to the safety of people or property due to a natural disaster or war crisis or an imminent financial loss to the state (NDCC § 54-16-04.1)
- Approve Emergency Commission authorization of a state officer's acceptance of funds in excess of \$50,000 if the acceptance of funds is not necessary to avoid an imminent threat to the safety of people or property due to a natural disaster or war crisis or an imminent financial loss to the state (NDCC § 54-16-04.2)

Approve Emergency Commission authorization of a state officer's expenditure of funds in excess of \$50,000 if the acceptance of funds is necessary to avoid an imminent threat to the safety of people or property due to a natural disaster or war crisis or an imminent financial loss to the state (NDCC § 54-16-04.2)

Approve, on the advice of the Office of Management and Budget and the recommendation of the Emergency Commission, a state officer to employ full-time equivalent (FTE) positions in addition to those authorized by the Legislative Assembly (NDCC § 54-16-04.3)

Approve Emergency Commission authorization of transfer of spending authority from the state contingencies appropriation in excess of \$50,000 if the transfer is not necessary to avoid an imminent threat to the safety of people or property due to a natural disaster or war crisis or an imminent financial loss to the state (NDCC § 54-16-09)

Receive report from the director of the Department of Corrections and Rehabilitation on any new program that serves adult or juvenile offenders, including alternatives to conventional incarceration and programs operated on a contract basis, if the program is anticipated to cost in excess of \$100,000 during a biennium (NDCC § 54-23.3-09)

Approve use of the capital improvements planning revolving fund (NDCC § 54-27-22)

Approve use of cashflow financing (NDCC § 54-27-23)

Receive report from the Office of Management and Budget at each meeting of the Budget Section regarding the reports received from state agencies, other than entities under the control of the State Board of Higher Education, that have applied for federal grants estimated to be \$25,000 or more (NDCC § 54-27-27, as created by 2011 Senate Bill No. 2015, Section 29)

Receive report on transfers of funds from the budget stabilization fund to the state general fund to offset projected decrease in general fund revenues (NDCC § 54-27.2-03)

Receive report from the director of the Office of Management and Budget on the status of tobacco settlement funds and related information (NDCC § 54-44-04)

Receive report from the Office of Management and Budget regarding any purchase of oil put options by the State Investment Board to offset reduced state general fund oil and gas tax revenues due to oil and gas prices falling below selected levels (NDCC § 54-44-16)

Prescribe form of budget information prepared by the director of the budget (NDCC § 54-44.1-07)

Object to any allotment by the director of the budget, any expenditure of a budget unit, or any failure to make an allotment or expenditure if the action or failure to act is contrary to legislative intent (NDCC § 54-44.1-12.1)

Approve reduction of budgets due to initiative or referendum action (NDCC § 54-44.1-13.1)

Receive report from the Office of Management and Budget in December of even-numbered years regarding commodities and services exempted from state procurement requirements (NDCC § 54-44.4-02.2)

Approve grants, not otherwise specifically approved by the Legislative Assembly, distributed by the Children's Services Coordinating Committee to children's services organizations and programs (NDCC § 54-56-03)

Approve execution by the Information Technology Department of proposed agreement to finance the purchase of software, equipment, or implementation of services in excess of \$1 million (NDCC § 54-59-05(4))

Receive summary of annual report from the Information Technology Department (NDCC § 54-59-19)

Receive report from the Division of Workforce Development on the use of funding provided for the higher education electronic portfolio system pilot program (NDCC § 54-60-27, which expires July 1, 2013, as created by 2011 Senate Bill No. 2057, Section 11)

Receive annual audits from a center of research excellence receiving funds under NDCC Chapter 54-65 on funds distributed to the center (NDCC § 54-65-03, as created by 2011 Senate Bill No. 2057, Section 12)

Receive report (for review) from the Tax Commissioner regarding any reduction the Tax Commissioner makes in the homestead property income tax credit (NDCC § 57-38-01.29)

Approve any reduction the Tax Commissioner makes in the commercial property income tax credit (NDCC § 57-38-01.30)

Determine whether the Western Area Water Supply Authority is unable to reimburse the state, due to default on the authority's bonds, in the time period required by the Budget Section, the Budget Section may give written notice to the authority that the state has taken possession and ownership of the water system and the liabilities of the authority; and approve the State Water Commission's plan to return governance to the authority (NDCC § 60-40-09, as created by 2011 House Bill No. 1206, Section 1)

Receive periodic reports from Workforce Safety and Insurance and the Risk Management Division of the Office of Management and Budget on the success of a single workers' compensation account for state entities covered by NDCC Chapter 32-12.2 (NDCC § 65-04-03.1)

Authorize establishment of casualty insurance organization to provide extraterritorial workforce safety and insurance (NDCC § 65-08.1-02)

Review and report on budget data prepared by the director of the budget

Receive periodic reports from the Adjutant General on 2009 flood disaster-related expenditures, transfers, reimbursements, and general fund deposits for the period beginning April 9, 2009, and ending June 30, 2011 (2009 S.L., ch. 64, § 5)

Receive report from the North Dakota University System regarding any funds expended for the University System and University of North Dakota joint information technology building project (2011 House Bill No. 1003, Section 7)

Receive report from North Dakota State University regarding the status of the Minard Hall project, and authorize North Dakota State University to increase spending authorization for the project (2011 House Bill No. 1003, Section 8)

Receive quarterly reports from the State Department of Health during the 2011-12 interim regarding the status of any litigation and other administrative proceedings involving the United States Environmental Protection Agency (2011 House Bill No. 1004, Section 5)

Receive quarterly reports from the Department of Corrections and Rehabilitation during the 2011-12 interim regarding the progress of the prison expansion project and any amounts and purposes of loans from the Bank of North Dakota to defray expenses of the project (2011 House Bill No. 1015, Section 5)

Receive quarterly written reports from the Tobacco Prevention and Control Executive Committee during the 2011-12 interim, including detailed information on expenditures for contract services, professional fees and services, and grants (2011 House Bill No. 1025, Section 2)

Receive periodic reports from the Office of Management and Budget during the 2011-12 interim on the status of implementation of the compensation system changes in accordance with identified compensation system initiatives (2011 House Bill No. 1031, Section 4)

Receive report from the Insurance Commissioner at each meeting of the Budget Section during the 2011-12 interim regarding the status of provisions of the Patient Protection and Affordable Care Act (2011 Senate Bill No. 2010, Section 9)

Receive report from the Department of Human Services after June 30, 2012, regarding any transfers of appropriation authority in excess of \$50,000 between line items within subdivisions and between subdivisions for the 2011-13 biennium (2011 Senate Bill No. 2012, Section 3)

Receive at least annual reports from the Upper Great Plains Transportation Institute during the 2011-12 interim regarding the status of reports for transportation infrastructure needs for all county and township roads in the state (2011 Senate Bill No. 2325, Section 1)

Receive report from the Department of Emergency Services regarding distribution of emergency snow removal grants before June 30, 2011 (2011 Senate Bill No. 2369, Section 2)

Approve, with the Emergency Commission, award and expenditure of tourism infrastructure grants for the 2011-13 biennium by the Department of Commerce under Senate Bill No. 2057 (2011 Senate Bill No. 2015, Section 31)

Approve State Water Commission expenditure of funds in excess of \$447,913,774 in the water and atmospheric resource line item of the commission's 2011-13 appropriation (2011 Senate Bill No. 2020, Section 4)

Approve, with the Emergency Commission, use of funds appropriated to the Adjutant General for defraying expenses associated with presidential-declared state disasters and certain flood mitigation efforts (2011 Senate Bill No. 2369, Section 4)

**Chairman: Senator Tony Grindberg**  
**Vice Chairman: Representative Chet Pollert**  
**Legislative Council Staff: Sheila M. Sandness**

#### **Representatives**

Bellew, Larry	812 Bel Air Place	Minot	58703-1751
Brandenburg, Michael D.	8044 County Road 34	Edgeley	58433-9761
*Carlson, Al	2548 Rose Creek Parkway South	Fargo	58104-6699
Dahl, Stacey	1155 Oxbow Court	Grand Forks	58203-2166
Delzer, Jeff	2919 Fifth Street NW	Underwood	58576-9603
Dosch, Mark A.	509 Cottonwood Loop	Bismarck	58504-7411
*Drovdal, David	2802 131 <sup>st</sup> Avenue NW	Arnegard	58835-9127
Glassheim, Eliot	619 North Third Street	Grand Forks	58203-3203
Hawken, Kathy	4442 Carrie Rose Lane South	Fargo	58104-6818
Kaldor, Lee	P.O. Box 215	Mayville	58257-0215
*Kelsh, Jerry	P.O. Box 27	Fullerton	58441-0027
Kempenich, Keith	9005 151 <sup>st</sup> Avenue SW	Bowman	58623-8857
Klein, Matthew M.	1815 Seventh Street NW	Minot	58703-1314
Kreidt, Gary	3892 County Road 86	New Salem	58563-9406
Kroeber, Joe	1210 Seventh Avenue SE	Jamestown	58401-5618
Martinson, Bob	2749 Pacific Avenue	Bismarck	58501-2513
Metcalf, Ralph	11819 33 <sup>rd</sup> Street SE	Valley City	58072-9404
Monson, David	P.O. Box 8	Osnabrock	58269-0008
Nelson, Jon	420 Sixth Avenue SE	Rugby	58368-2320
Pollert, Chet	560 South Sixth Street	Carrington	58421-2317
Skarphol, Bob	P.O. Box 725	Tioga	58852-0725
Thoreson, Blair	1246 Second Street North	Fargo	58102-2723
*Vigesaa, Don	P.O. Box 763	Cooperstown	58425-0763
Wieland, Alon	1414 Sheyenne Street	West Fargo	58078-0412
Williams, Clark	112 Third Avenue North	Wahpeton	58075-3925

#### **Senators**

Bowman, Bill	408 First Street SW	Bowman	58623-9753
Christmann, Randel	401 Third Avenue NE	Hazen	58545-4429
*Erbele, Robert	6512 51st Avenue SE	Lehr	58460-9149
Fischer, Tom	1524 Sundance Square South	Fargo	58104-7606
Grindberg, Tony	4755 Douglas Drive South	Fargo	58104-4402
*Holmberg, Ray	621 High Plains Court	Grand Forks	58201-7717
Kilzer, Ralph L.	1982 Mesquite Loop	Bismarck	58503-0198
Krebsbach, Karen K.	P.O. Box 1767	Minot	58702-1767
O'Connell, David	2624 County Road 30	Lansford	58750-9737
*Robinson, Larry	3584 Sheyenne Circle	Valley City	58072-9545
Schneider, Mac	1806 University Avenue	Grand Forks	58203-3342
*Stenehjem, Bob	7475 41 <sup>st</sup> Street SE	Bismarck	58504-3200
*Taylor, Ryan M.	5435 13 <sup>th</sup> Avenue NE	Towner	58788-9161
Wanzek, Terry M.	900 Seventh Avenue SW	Jamestown	58401-4542
Wardner, Rich	1042 12 <sup>th</sup> Avenue West	Dickinson	58601-3654
Warner, John	33200 331 <sup>st</sup> Avenue SW	Ryder	58779-9515