

March 22, 2011

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1124

Page 1, line 1, after "57-38-01.8" insert "and a new subdivision to subsection 7 of section 57-38-30.3"

Page 1, line 2, after "geothermal" insert "and wind"

Page 1, line 5, replace "sections" with "section"

Page 1, line 6, replace the first "and" with ", subsection 1 of section 57-38.3-02, subsection 3 of section 57-38.3-04, section"

Page 1, line 11, after the second comma insert "setoff of income tax refunds by the internal revenue service,"

Page 2, line 19, after "geothermal" insert "or wind"

Page 2, line 22, after "geothermal" insert "or wind"

Page 10, after line 6, insert:

**"SECTION 9.** A new subdivision to subsection 7 of section 57-38-30.3 of the North Dakota Century Code is created and enacted as follows:

Wind energy device installation credit under section 57-38-01.8."

Page 10, after line 19, insert:

**"SECTION 11. AMENDMENT.** Subsection 1 of section 57-38.3-02 of the North Dakota Century Code is amended and reenacted as follows:

1. "Claimant agency" means the department of human services, job service North Dakota, workforce safety and insurance, the insurance commissioner, the North Dakota guaranteed student loan program, the industrial commission acting as the state housing finance agency under chapter 54-17, a housing authority created under section 23-11-02, or the state court administrator on behalf of the state courts for purposes of court-ordered fines, fees, or costs due the state or the internal revenue service. On or before September first of each year, the state housing finance agency shall conduct an election by mail among housing authorities of the state and certify to the tax commissioner which housing authority received the greatest number of votes and is capable of compliance with the duties of a claimant agency under section 57-38.3-05. During the ensuing calendar year, the housing authority certified as selected under this subsection shall act as the claimant agency for all housing authorities for the purposes of submitting debtor information to the tax commissioner for fund transfers and for providing notice to the debtor as required by section 57-38.3-05.

**SECTION 12. AMENDMENT.** Subsection 3 of section 57-38.3-04 of the North Dakota Century Code is amended and reenacted as follows:

3. A claim made by any child support unit of the department of human services has priority in setting off any refund. Other claims by state claimant agencies rank by date of certification under section 57-38.3-05 in the office of the commissioner with the claim earlier certified having priority. Claims made by the internal revenue service may be offset up to the amount of refund owing after other state priority offsets."

Page 13, line 6, replace "This Act is" with "Sections 1 through 9 and sections 12 and 13 of this Act are"

Renumber accordingly