

State Water Commission - Budget No. 770
 House Bill No. 1020
 Base Level Funding Changes

2/16/2021

	Executive Budget Recommendation				House Version				House Changes to Executive Budget			
	FTE Positions	General Fund	Other Funds	Total	FTE Positions	General Fund	Other Funds	Total	Increase (Decrease) - Executive Budget			
									FTE Positions	General Fund	Other Funds	Total
2021-23 Biennium Base Level	90.00	\$0	\$867,254,091	\$867,254,091	90.00	\$0	\$867,254,091	\$867,254,091	0.00	\$0	\$0	\$0
2021-23 Ongoing Funding Changes												
Base payroll changes		\$0	\$230,410	\$230,410			\$230,410	\$230,410		\$0		\$0
Salary increase			488,936	488,936			420,224	420,224			(68,712)	(68,712)
Health insurance increase			4,415	4,415			4,415	4,415				0
Retirement contribution increase			99,685	99,685				0			(99,685)	(99,685)
Removes 1 FTE risk mapping position	(1.00)		(183,884)	(183,884)	(1.00)		(183,884)	(183,884)				0
Adds 1 FTE regulatory position	1.00		211,596	211,596	1.00		211,596	211,596				0
Adjusts funding for state projects in capital assets			(11,264,226)	(11,264,226)			(13,081,566)	(13,081,566)			(1,817,340)	(1,817,340)
Reduce funding for project carryover			(12,970,635)	(12,970,635)			(308,333,818)	(308,333,818)			(295,363,183)	(295,363,183)
Reduce funding available for water supply grants			(73,834,123)	(73,834,123)			(32,000,000)	(32,000,000)			41,834,123	41,834,123
Reduce funding available for rural water supply grants			(16,974,087)	(16,974,087)			3,400,000	3,400,000			20,374,087	20,374,087
Remove funding for Fargo area flood control			(66,500,000)	(66,500,000)			(66,500,000)	(66,500,000)				0
Remove funding for Mouse River flood control			(82,500,000)	(82,500,000)			(82,500,000)	(82,500,000)				0
Increase funding for flood control projects			46,630,512	46,630,512			(48,000,000)	(48,000,000)			(94,630,512)	(94,630,512)
Adds funding for flood control projects				0			38,000,000	38,000,000			38,000,000	38,000,000
Reduce funding for general water grants			(11,766,501)	(11,766,501)			(12,866,501)	(12,866,501)			(1,100,000)	(1,100,000)
Increase funding for professional services			1,817,420	1,817,420			1,713,735	1,713,735			(103,685)	(103,685)
Increase funding for utility expenses			4,398,015	4,398,015			101,700	101,700			(4,296,315)	(4,296,315)
Increase funding for repairs			497,250	497,250			497,250	497,250				0
Increase funding for IT and equipment over \$5,000			14,009	14,009			14,009	14,009				0
Adds funding for Microsoft Office 365 license expenses			10,245	10,245			10,245	10,245				0
Adjusts funding for other operating expenses			(4,379,147)	(4,379,147)			20,853	20,853			4,400,000	4,400,000
Removes base level funding for debt payments			(7,236,750)	(7,236,750)			(7,236,750)	(7,236,750)				0
Total ongoing funding changes	0.00	\$0	(\$233,206,860)	(\$233,206,860)	0.00	\$0	(\$526,078,082)	(\$526,078,082)	0.00	\$0	(\$292,871,222)	(\$292,871,222)
One-time funding items												
Adds funding from Bank of North Dakota line of credit		\$0	\$75,000,000	\$75,000,000			\$75,000,000	\$75,000,000		\$0	\$0	\$0
Adds funding for basinwide plan implementation				0			1,100,000	1,100,000			1,100,000	1,100,000
Total one-time funding changes	0.00	\$0	\$75,000,000	\$75,000,000	0.00	\$0	\$76,100,000	\$76,100,000	0.00	\$0	\$1,100,000	\$1,100,000
Total Changes to Base Level Funding	0.00	\$0	(\$158,206,860)	(\$158,206,860)	0.00	\$0	(\$449,978,082)	(\$449,978,082)	0.00	\$0	(\$291,771,222)	(\$291,771,222)
2021-23 Total Funding	90.00	\$0	\$709,047,231	\$709,047,231	90.00	\$0	\$417,276,009	\$417,276,009	0.00	\$0	(\$291,771,222)	(\$291,771,222)
Total ongoing changes as a percentage of base level	0.0%		(26.9%)	(26.9%)	0.0%		(60.7%)	(60.7%)				
Total changes as a percentage of base level	0.0%		(18.2%)	(18.2%)	0.0%		(51.9%)	(51.9%)				

Other Sections in State Water Commission - Budget No. 770

	Executive Budget Recommendation	House Version
Additional income	Section 3 would appropriate any additional income from the resources trust fund or water development trust fund that becomes available to the State Water Commission during the 2021-23 biennium.	Section 3 provides that in addition to the amounts appropriated to the State Water Commission from the resources trust fund, any additional amounts that become available in the fund are appropriated, subject to Budget Section approval, to the State Water Commission for the purpose of defraying the expenses of the State Water Commission for the 2021-23 biennium.

Other Sections in State Water Commission - Budget No. 770

Executive Budget Recommendation

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Exemption - Water-related projects

Section 4 would provide that funds appropriated for grants or water-related projects in Section 1 are exempt from North Dakota Century Code Section 54-44.1-11 for 2 years after June 30, 2023. Any unexpended funds appropriated from the resources trust fund or the water development trust fund after that period has expired must be transferred to the originating fund.

Section 4 provides that the remaining \$22,000,000 in the capital assets line item and \$295,363,183 in the project carryover line item are exempt from North Dakota Century Code Section 54-44.1-11 for 2 years after June 30, 2023. This section also authorizes the State Water Commission to obtain approval from the Emergency Commission and Budget Section to increase carryover authority of funding from previous bienniums. This section also provides that any unexpended funds appropriated from the resources trust fund or the water development trust fund after that period has expired must be transferred to the originating fund.

Carryover funding reports - Legislative Management

Section 5 requires the State Water Commission to report on carryover projects to Legislative Management on a quarterly basis. This section also provides that the committee may make a recommendation to the State Water Commission if projects listed should be terminated pursuant to Section 61-02-14.3.

Bank of North Dakota - Line of credit

Section 6 would extend authorization of a line of credit at the Bank of North Dakota, not to exceed \$75 million, at an annual percentage rate of 1.5 percent over the 3-month LIBOR rate, but may not exceed 3 percent to the State Water Commission. The State Water Commission must repay the line of credit from funds available in the resources trust fund, water development trust fund, or other funds, as appropriated by the Legislative Assembly. The State Water Commission may access the line of credit, as necessary, to provide funding as authorized by the Legislative Assembly for water supply and flood control projects approved for funding before June 30, 2023.

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Western Area Water Supply - Revenue bonds

Section 7 creates a new section to Chapter 61-40 authorizing the Western Area Water Supply to issue revenue bonds.

Appropriation - Pilot project - Implementation of a basinwide plan

Section 8 provides that \$1,100,000 is to provide up to \$1 million in grants to water resource districts to develop basinwide water plans and up to \$100,000 in the form of grants for local administrative costs associated with the implementation of a basinwide plan.

Directive - Fargo flood control project - Legislative intent

Section 9 limits the total state funds approved by the State Water Commission for the Fargo flood control project to \$850 million and provides legislative intent the state provide a portion of the local cost-share of the Fargo flood control project not to exceed \$850 million. The section provides legislative intent that of the \$850 million, the state has provided \$414.5 million and the remaining \$435.5 million is to be provided from bond proceeds during the 2021-23 biennium.

Directive - Mouse River flood control project funding - Legislative intent

Section 10 provides that excluding funding provided for Mouse River flood control projects prior to the 2021-23 biennium, the total state funds approved by the State Water Commission to total \$604 million. The section provides legislative intent that of the \$604,000,000, \$74,500,000 is provided from the resources trust fund through bond proceeds used to repay outstanding loans of the resources trust fund during the 2021-23 biennium.

Other Sections in State Water Commission - Budget No. 770

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Legislative intent - Rural water supply		Section 11 provides legislative intent that the state provide up to \$1.6 million to the system 4 connection to system 1 a rural water supply project sponsored by All Seasons Water District, in addition to any funds approved for the project by the State Water Commission in previous bienniums, during the 2021-23 biennium.
Red River Valley Water Supply - Management - Study		Section 12 directs the State Water Commission along with the stakeholders of the Red River Valley Water Supply Project to study which entity would be best to manage the project.
Legislative Management Study - Northwest Area Water Supply - Legislative intent		Section 13 provides legislative intent that the state does not own or operate NAWS and provides for a Legislative Management study in conjunction with the State Water Commission, to study which entity would be best to own, manage, and operate NAWS.
Emergency		Section 14 declares the bill to be an emergency measure.
Line item transfers	Section 5 would authorize the State Water Commission to transfer funds between line items in Section 1 of the bill, when it is cost-effective for the construction of water projects. The department must report transfers to the Office of Management and Budget.	
Bank of North Dakota - Line of credit - Transfer	Section 7 authorizes the transfer of \$75 million of proceeds from a Bank of North Dakota line of credit to the State Water Commission during the 2021-23 biennium.	

