

**Fifty-sixth Legislative Assembly, State of North Dakota, begun in the  
Capitol in the City of Bismarck, on Tuesday, the fifth day of January,  
one thousand nine hundred and ninety-nine**

HOUSE BILL NO. 1015  
(Appropriations Committee)  
(At the request of the Governor)

AN ACT to provide an appropriation for defraying the expenses of the state industrial commission and the agencies under the management of the state industrial commission; to provide a continuing appropriation; to authorize transfers; to provide for a report to the budget section; and to declare an emergency.

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

**SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the funds as may be necessary, are hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, and from special funds derived from federal funds and other income, to the state industrial commission and agencies under its control for the purpose of defraying the expenses of their various divisions, for the biennium beginning July 1, 1999, and ending June 30, 2001, as follows:

Subdivision 1.

INDUSTRIAL COMMISSION

|                                  |                   |
|----------------------------------|-------------------|
| Salaries and wages               | \$5,838,079       |
| Operating expenses               | 1,754,234         |
| Equipment                        | 149,520           |
| Grants                           | 10,450,000        |
| Administrative contingency       | 10,000            |
| Bond payments                    | 15,891,168        |
| Geophysical exploration          | <u>245,102</u>    |
| Total all funds                  | \$34,338,103      |
| Less estimated income            | <u>13,767,635</u> |
| Total general fund appropriation | \$20,570,468      |

Subdivision 2.

BANK OF NORTH DAKOTA - OPERATIONS

|  |                  |
|--|------------------|
| Salaries and wages                                 | \$14,394,153     |
| Operating expenses                                 | 10,835,600       |
| Equipment  | 500,000          |
| Capital improvements                               | 105,000          |
| Contingency  | <u>1,500,000</u> |
| Total appropriation from Bank of North Dakota fund | \$27,334,753     |

Subdivision 3.

BANK OF NORTH DAKOTA - ECONOMIC DEVELOPMENT

|   |                  |
|---|------------------|
| Partnership in assisting community expansion fund             | \$6,000,000      |
| Agriculture partnership in assisting community expansion fund | 1,500,000        |
| Beginning entrepreneur loan guarantee program                 | 10,000           |
| Beginning farmer  | <u>1,000,000</u> |
| Total general fund appropriation                              | \$8,510,000      |

Subdivision 4.

MILL AND ELEVATOR ASSOCIATION

|                    |              |
|--------------------|--------------|
| Salaries and wages | \$12,390,674 |
| Operating expenses | 7,834,814    |
| Contingency        | 250,000      |

|   |               |
|---|---------------|
| Agriculture promotion                           | <u>50,000</u> |
| Total appropriation from mill and elevator fund | \$20,525,488  |

Subdivision 5.

HOUSING FINANCE AGENCY

|  |                |
|--|----------------|
| Salaries and wages                                   | \$2,733,217    |
| Operating expenses                                   | 2,570,690      |
| Equipment  | 75,000         |
| Grants   | 18,213,040     |
| Contingency  | <u>100,000</u> |
| Total appropriation from housing finance agency fund | \$23,691,947   |
| Grand total general fund appropriation H. B. 1015    | \$29,080,468   |
| Grand total special funds appropriation H. B. 1015   | \$85,319,823   |
| Grand total all funds appropriation H.B. 1015        | \$114,400,291  |

**SECTION 2. APPROPRIATION.** In addition to the amount appropriated to the housing finance agency in subdivision 5 of section 1 of this Act, there is hereby appropriated any additional income or unanticipated income from federal or other funds that may become available to the agency for the biennium beginning July 1, 1999, and ending June 30, 2001.

**SECTION 3. APPROPRIATION - EMERGENCY COMMISSION APPROVAL.** In addition to the amount appropriated to the industrial commission in subdivision 1 of section 1 of this Act, there is hereby appropriated, with the approval of the emergency commission, funds that may become available to the commission from bonds authorized by law to be issued by the industrial commission under chapters 4-36 and 54-17.2 and section 54-17-25, for the biennium beginning July 1, 1999, and ending June 30, 2001.

**SECTION 4. TRANSFER.** The sum of \$66,473, or so much of the sum as may be necessary, included in the special funds appropriation line item in subdivision 1 of section 1 of this Act, is from the North Dakota mill and elevator association. The moneys must be transferred during the biennium beginning July 1, 1999, and ending June 30, 2001, upon order of the industrial commission.

**SECTION 5. TRANSFER.** The sum of \$86,706, or so much of the sum as may be necessary, included in the special funds appropriation line item in subdivision 1 of section 1 of this Act, is from the accumulated and undivided profits of the Bank of North Dakota. The moneys must be transferred during the biennium beginning July 1, 1999, and ending June 30, 2001, upon order of the industrial commission.

**SECTION 6. TRANSFER.** The sum of \$57,803, or so much of the sum as may be necessary, included in the special funds appropriation line item in subdivision 1 of section 1 of this Act, is from the housing finance agency fund. The moneys must be transferred during the biennium beginning July 1, 1999, and ending June 30, 2001, upon order of the industrial commission.

**SECTION 7. TRANSFER.** The sum of \$20,231, or so much of the sum as may be necessary, included in the special funds appropriation line item in subdivision 1 of section 1 of this Act, is from the revenues of the municipal bond bank. The available moneys must be transferred during the biennium beginning July 1, 1999, and ending June 30, 2001, upon order of the industrial commission.

**SECTION 8. INCOME AUTHORIZATION - STUDENT LOAN TRUST.** There is hereby authorized the receipt of fees by the industrial commission in the sum of \$66,675, or so much of the sum as is owed, included in the special funds appropriation line item in subdivision 1 of section 1 of this Act, from the student loan trust for administrative services rendered by the industrial commission to the extent permitted by sections 54-17-24 and 54-17-25. The fees must be received during the biennium beginning July 1, 1999, and ending June 30, 2001, upon order of the industrial commission.

**SECTION 9. TRANSFER.** The industrial commission shall transfer to the general fund in the state treasury, the sum of \$3,000,000 from the North Dakota mill and elevator association. The moneys must be transferred in amounts and at such times as requested by the director of the office of management and budget during the biennium beginning July 1, 1999, and ending June 30, 2001.

**SECTION 10. LIGNITE RESEARCH, DEVELOPMENT, AND MARKETING PROGRAM - APPROPRIATION - LIGNITE MARKETING FEASIBILITY STUDY.** The amount of \$500,000, or so much of the amount as may be necessary, included in the grants and special funds appropriation line items in subdivision 1 of section 1 of this Act, is from the lignite research fund for the purpose of contracting for an independent, nonmatching lignite marketing feasibility study or studies that determine those focused priority areas where near-term, market-driven projects, activities, or processes will generate matching private industry investment and have the most potential of preserving existing lignite production and jobs or that will lead to increased development of lignite and its products and create new jobs and economic growth for the general welfare of this state. Moneys appropriated pursuant to this section may also be used for the purpose of contracting for nonmatching environmental studies and activities, and studies and activities that assist with marketing of lignite-based electricity, and lignite-based byproducts. Moneys not needed for the purposes stated herein are available to the commission for funding projects, processes, or activities under the lignite research, development, and marketing program.

**SECTION 11. LEGISLATIVE INTENT - LEASE PAYMENTS.** The amount of \$15,891,168 included in subdivision 1 of section 1 of this Act in the bond payments line item must be paid from the following funding sources during the biennium beginning July 1, 1999, and ending June 30, 2001:

|  |              |
|--|--------------|
| Higher education institutions                      | \$1,190,590  |
| General fund                                       | 13,952,899   |
| Job service North Dakota                           | 345,330      |
| Federal portion for southeast human service center | 131,331      |
| Veterans' home improvement fund                    | 271,018      |
| Total  | \$15,891,168 |

**SECTION 12. APPROPRIATION - TRANSFER.** The funds appropriated by subdivision 3 of section 1 of this Act must be transferred by the Bank of North Dakota to the partnership in assisting community expansion fund established by section 6-09.14-02; the agricultural partnership in assisting community expansion fund established by section 6-09.13-04; and the beginning farmer loan fund established by section 6-09-15.5, unless the beginning farmer loan fund is consolidated into the Bank of North Dakota, in the amounts set out in that subdivision. The Bank of North Dakota may not be construed to be a general fund agency because of the appropriation made by subdivision 3 of section 1 of this Act.

**SECTION 13. PACE AND AG PACE FUND TRANSFERS.** Notwithstanding any other provision of law, the industrial commission may transfer any unobligated funds between the partnership in assisting community expansion fund and the agriculture partnership in assisting community expansion fund during the period beginning January 1, 2001, and ending June 30, 2001.

**SECTION 14. BUDGET SECTION REPORT ON HOME MORTGAGE FINANCE PROGRAMS.** The industrial commission and the Indian affairs commission shall report to the budget section regarding the status of home mortgage finance programs of the housing finance agency available within Indian reservations located within the state of North Dakota. Reports must be presented to the budget section at its first meeting of the 1999-2000 interim and subsequently thereafter as requested by the chairman of the budget section.

**SECTION 15. EMERGENCY.** The appropriation in subdivision 3 of section 1 and the transfer in section 12 of this Act for the partnership in assisting community expansion fund and section 14 are declared to be an emergency measure.

\_\_\_\_\_  
Speaker of the House

\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Chief Clerk of the House

\_\_\_\_\_  
Secretary of the Senate

This certifies that the within bill originated in the House of Representatives of the Fifty-sixth Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1015 and that two-thirds of the members-elect of the House of Representatives voted in favor of said law.

Vote:      Yeas        97            Nays        0            Absent      1

\_\_\_\_\_  
Speaker of the House

\_\_\_\_\_  
Chief Clerk of the House

This certifies that two-thirds of the members-elect of the Senate voted in favor of said law.

Vote:      Yeas        47            Nays        0            Absent      2

\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Secretary of the Senate

Received by the Governor at \_\_\_\_\_ M. on \_\_\_\_\_, 1999.

Approved at \_\_\_\_\_ M. on \_\_\_\_\_, 1999.

\_\_\_\_\_  
Governor

Filed in this office this \_\_\_\_\_ day of \_\_\_\_\_, 1999,

at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Secretary of State