

**FIRST ENGROSSMENT**

Sixtieth  
Legislative Assembly  
of North Dakota

**ENGROSSED SENATE BILL NO. 2356**

Introduced by

Senators Holmberg, Anderson, Flakoll, Hacker

Representatives Thoreson, Wald

1 A BILL for an Act to provide contingent appropriations to the Bank of North Dakota, the North  
2 Dakota university system, and the state water commission.

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

4 **SECTION 1. CONTINGENT APPROPRIATION - NORTH DAKOTA UNIVERSITY**

5 **SYSTEM AND STATE WATER COMMISSION.** Upon the determination by the director of the  
6 office of management and budget in July 2008 or November 2008 that the June 30, 2009,  
7 general fund balance is projected to be more than \$40,000,000, there is appropriated out of any  
8 moneys in the general fund in the state treasury, the sum of \$200,000,000, or so much of the  
9 sum as may be necessary and available, limited to the amount that the June 30, 2009, general  
10 fund balance is projected to exceed \$40,000,000, to the state agencies and institutions listed  
11 below, for the biennium beginning July 1, 2007, and ending June 30, 2009:

| 12 AGENCY OR INSTITUTION    | PURPOSE                         | AMOUNT             |
|-----------------------------|---------------------------------|--------------------|
| 13 Bank of North Dakota     | Elementary and secondary        | \$50,000,000       |
| 14                          | education adequacy fund         |                    |
| 15 University system office | Extraordinary repairs at higher | 50,000,000         |
| 16                          | education institutions          |                    |
| 17 State water commission   | Water projects                  | <u>100,000,000</u> |
| 18 Total                    |                                 | \$200,000,000      |

19 The order in which the amounts are listed in this section must be the order in which any funds  
20 are made available to these agencies or institutions. Funds deposited in the elementary and  
21 secondary education adequacy fund are to be used by the sixty-first legislative assembly to  
22 address adequacy for elementary and secondary education in the 2009-11 biennium. The  
23 university system office may use the funds only for extraordinary repairs at higher education

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- 1 institutions. The state water commission shall use at least fifty percent of any funds made
- 2 available to it under this section for the Red River water supply project.