

**FIRST ENGROSSMENT  
with Senate Amendments**

Sixtieth  
Legislative Assembly  
of North Dakota

**ENGROSSED HOUSE BILL NO. 1012**

Introduced by

Appropriations Committee

(At the request of the Governor)

1 A BILL for an Act to provide an appropriation for defraying the expenses of the department of  
2 transportation; to create and enact a new section to chapter 24-02 of the North Dakota Century  
3 Code, relating to authority of the director of the department of transportation to join the  
4 multistate highway transportation agreement; to amend and reenact section 57-40.3-10 of the  
5 North Dakota Century Code, relating to motor vehicle excise tax collections; and to declare an  
6 emergency.

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

8 **SECTION 1. BASE LEVEL FUNDING INFORMATION.** The amounts identified in this  
9 section represent the base level funding component appropriated to the department of  
10 transportation in section 3 of this Act as follows:

11 Salaries and wages	\$112,244,313
12 Operating expenses	143,537,016
13 Capital assets	656,868,519
14 Grants	<u>42,358,500</u>
15 Total special funds - Base level	\$955,008,348

16 **SECTION 2. FUNDING ADJUSTMENTS OR ENHANCEMENTS INFORMATION.** The  
17 amounts identified in this section represent the funding adjustments or enhancements to the  
18 base funding level for the department of transportation which are included in the appropriation  
19 in section 3 of this Act as follows:

20 Salaries and wages	\$15,199,882
21 Operating expenses	31,160,647
22 Capital assets	(108,147,421)
23 Grants	<u>9,054,000</u>
24 Total special funds - Adjustments/enhancements	(\$52,732,892)

1           **SECTION 3. APPROPRIATION.** The funds provided in this section, or so much of the  
2 funds as may be necessary, are appropriated from special funds derived from federal funds  
3 and other income, to the department of transportation for the purpose of defraying the  
4 expenses of its various divisions, for the biennium beginning July 1, 2007, and ending June 30,  
5 2009, as follows:

6 Salaries and wages	\$127,444,195
7 Operating expenses	174,697,663
8 Capital improvements	548,721,098
9 Grants	<u>51,412,500</u>
10 Total special funds appropriation	\$902,275,456

11           **SECTION 4. FULL-TIME EQUIVALENT EMPLOYEES.** The department of  
12 transportation is authorized to hire additional full-time equivalent positions for highway  
13 construction in addition to those authorized by the legislative assembly when it is cost-effective  
14 to hire additional positions for construction and maintenance of highways in lieu of entering into  
15 contracts for these purposes. The department of transportation shall notify the office of  
16 management and budget and report to the legislative council the additional full-time equivalent  
17 positions hired.

18           **SECTION 5.** A new section to chapter 24-02 of the North Dakota Century Code is  
19 created and enacted as follows:

20           **Multistate highway transportation agreement.** The director may join the multistate  
21 highway transportation agreement to promote uniformity among participating jurisdictions in  
22 vehicle size and weight standards. The legislative council shall appoint a member of the house  
23 standing transportation committee and a member of the senate standing transportation  
24 committee as the legislative members representing this state to the cooperating committee  
25 formed by the agreement.

26           **SECTION 6. AMENDMENT.** Section 57-40.3-10 of the North Dakota Century Code is  
27 amended and reenacted as follows:

28           **57-40.3-10. Transfer of revenue.** All moneys collected and received under this  
29 chapter after moneys are deposited in the state aid distribution fund under section 57-39.2-26.1  
30 must be transmitted monthly by the director of the department of transportation to the state  
31 treasurer to be transferred and credited to the general fund. as follows:

- 1           1.   The first fourteen million dollars received during a biennium must be deposited in
- 2                   the state highway fund.
- 3           2.   Amounts received in excess of the amounts allocated under subsection 1 must be
- 4                   deposited in the state general fund.

5           **SECTION 7. EMERGENCY.** Of the funds appropriated in the capital improvements  
6 line item in section 3 of this Act, \$25,098,000 relating to fleet services motor vehicle purchases  
7 is declared to be an emergency measure.