

February 12, 2007

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1014

Page 1, line 3, after the second semicolon insert "to create and enact a new section to chapter 6-09.17 of the North Dakota Century Code, relating to partnership in assisting community expansion fund incentive limitations;" and after "reenact" insert "subsection 6 of section 6-09-15 and"

Page 1, line 4, after "the" insert "powers of the Bank of North Dakota and the"

Page 1, line 5, after the semicolon insert "to provide a contingent appropriation;"

Page 3, line 11, replace "(225,000)" with "60,000"

Page 3, line 12, replace "8,089,126" with "8,374,126"

Page 3, line 13, replace "6,204,994" with "6,489,994"

Page 3, line 23, replace "(\$1,200,000)" with "\$2,300,000"

Page 3, line 27, replace "1,775,000" with "5,275,000"

Page 3, line 29, replace "3,200,000" with "6,700,000"

Page 4, line 11, replace "5,084,132" with "8,869,132"

Page 4, line 12, replace "11,335,799" with "11,620,799"

Page 4, line 13, replace "16,419,931" with "20,489,931"

Page 4, line 27, replace "29,475,016" with "29,475,016"

Page 4, after line 27, insert:

"Oil and gas division contingency 285,000"

Page 4, line 28, replace "58,870,922" with "59,155,922"

Page 4, line 29, replace "50,108,132" with "50,393,132"

Page 5, line 9, replace "4,500,000" with "8,000,000"

Page 5, line 13, replace "11,050,000" with "14,550,000"

Page 5, line 15, replace "10,100,000" with "13,600,000"

Page 5, line 30, replace "18,862,790" with "22,362,790"

Page 6, line 1, replace "166,565,430" with "166,850,430"

Page 6, line 2, replace "185,428,220" with "189,213,220"

Page 6, after line 2, insert:

**"SECTION 4. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-FIRST LEGISLATIVE ASSEMBLY.** The total general fund appropriation line item in section 3 of this Act includes \$4,680,000 for the one-time funding items identified in this section. This amount is not a part of the agency's base budget to be used in preparing the 2009-11 executive budget. The industrial commission shall report to the appropriations committees of the sixty-first legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2007, and ending June 30, 2009.

Biofuels PACE	\$4,200,000
Fossil restoration fund	250,000
Core and sample library repairs	<u>230,000</u>
Total	\$4,680,000"

Page 7, remove lines 15 through 19

Page 9, after line 6, insert:

**"SECTION 17. TRANSFER - BUDGET SECTION APPROVAL.**

Notwithstanding any other provision of law, the Bank of North Dakota may transfer any unobligated funds that have been appropriated by the legislative assembly for the medical partnership in assisting community expansion fund to the partnership in assisting community expansion fund, upon approval by the budget section.

**SECTION 18. AMENDMENT.** Subsection 6 of section 6-09-15 of the North Dakota Century Code is amended and reenacted as follows:

6. Lease, assign, sell, exchange, transfer, convey, grant, pledge, or mortgage all real and personal property, title to which has been acquired in any manner."

Page 9, after line 16, insert:

**"SECTION 20.** A new section to chapter 6-09.17 of the North Dakota Century Code is created and enacted as follows:

**Partnership in assisting community expansion fund incentive limitation.** A biodiesel production facility or ethanol production facility that receives interest buydown from the biofuels partnership in assisting community expansion fund is not eligible to receive interest buydown from the partnership in assisting community expansion fund for the same project during the same biennium.

**SECTION 21. CONTINGENT OIL AND GAS DIVISION FUNDING - EMERGENCY COMMISSION APPROVAL.** The funds appropriated in the oil and gas division contingency line item in subdivision 1 of section 3 of this Act are from the land and minerals trust fund. If funds are required due to the average drilling rig count exceeding forty-five active rigs for each month in any consecutive three-month period, the oil and gas division may spend moneys from this line item upon emergency

commission approval. The oil and gas division may hire up to two full-time equivalent positions with the contingency funds."

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**House Bill No. 1014 - Summary of House Action**

	EXECUTIVE BUDGET	HOUSE CHANGES	HOUSE VERSION
Industrial Commission			
Total all funds	\$58,870,922	\$285,000	\$59,155,922
Less estimated income	<u>50,108,132</u>	<u>285,000</u>	<u>50,393,132</u>
General fund	\$8,762,790	\$0	\$8,762,790
Bank of North Dakota			
Total all funds	\$48,242,359	\$3,500,000	\$51,742,359
Less estimated income	<u>38,142,359</u>		<u>38,142,359</u>
General fund	\$10,100,000	\$3,500,000	\$13,600,000
Housing Finance Agency			
Total all funds	\$41,534,102	\$0	\$41,534,102
Less estimated income	<u>41,534,102</u>		<u>41,534,102</u>
General fund	\$0	\$0	\$0
Mill and Elevator			
Total all funds	\$36,780,837	\$0	\$36,780,837
Less estimated income	<u>36,780,837</u>		<u>36,780,837</u>
General fund	\$0	\$0	\$0
Bill Total			
Total all funds	\$185,428,220	\$3,785,000	\$189,213,220
Less estimated income	<u>166,565,430</u>	<u>285,000</u>	<u>166,850,430</u>
General fund	\$18,862,790	\$3,500,000	\$22,362,790

**House Bill No. 1014 - Industrial Commission - House Action**

	EXECUTIVE BUDGET	HOUSE CHANGES	HOUSE VERSION
Salaries and wages	\$7,215,116		\$7,215,116
Operating expenses	2,255,690		2,255,690
Capital assets	264,500		264,500
Grants - Lignite research and development	19,410,600		19,410,600
Grants - Fossil excavation and restoration	250,000		250,000
Grants - Bond payments	29,475,016		29,475,016
Oil and Gas Division contingency		\$285,000	285,000
Total all funds	\$58,870,922	\$285,000	\$59,155,922
Less estimated income	<u>50,108,132</u>	<u>285,000</u>	<u>50,393,132</u>
General fund	\$8,762,790	\$0	\$8,762,790
FTE	55.37	0.00	55.37

**Dept. 405 - Industrial Commission - Detail of House Changes**

	ADDS OIL AND GAS DIVISION CONTINGENCY <sup>1</sup>	TOTAL HOUSE CHANGES
Salaries and wages		
Operating expenses		
Capital assets		
Grants - Lignite research and development		
Grants - Fossil excavation and restoration		
Grants - Bond payments		
Oil and Gas Division contingency	\$285,000	\$285,000
Total all funds	\$285,000	\$285,000
Less estimated income	<u>285,000</u>	<u>285,000</u>
General fund	\$0	\$0
FTE	0.00	0.00

<sup>1</sup> This amendment adds an Oil and Gas Division contingency of \$285,000 relating to increased oil rig activity and 2 related FTE positions.

**House Bill No. 1014 - Bank of North Dakota - House Action**

	EXECUTIVE BUDGET	HOUSE CHANGES	HOUSE VERSION
Salaries and wages	\$20,295,359		\$20,295,359
Operating expenses	13,297,000		13,297,000
Capital assets	1,900,000		1,900,000
Contingencies	1,700,000		1,700,000
PACE fund	4,500,000	\$3,500,000	8,000,000
Ag PACE fund	1,400,000		1,400,000
Beginning farmer revolving loan fund	950,000		950,000
Biofuels PACE fund	4,200,000		4,200,000
Total all funds	\$48,242,359	\$3,500,000	\$51,742,359
Less estimated income	<u>38,142,359</u>		<u>38,142,359</u>
General fund	\$10,100,000	\$3,500,000	\$13,600,000
FTE	176.50	0.00	176.50

**Dept. 471 - Bank of North Dakota - Detail of House Changes**

	ADDS FUNDING TO PACE <sup>1</sup>	TOTAL HOUSE CHANGES
Salaries and wages		
Operating expenses		
Capital assets		
Contingencies		
PACE fund	\$3,500,000	\$3,500,000
Ag PACE fund		
Beginning farmer revolving loan fund		
Biofuels PACE fund		
Total all funds	\$3,500,000	\$3,500,000
Less estimated income		
General fund	\$3,500,000	\$3,500,000
FTE	0.00	0.00

<sup>1</sup> This amendment adds \$3,500,000 to the partnership in assisting community expansion (PACE) fund.

This amendment adds a section to allow the Bank of North Dakota to make transfers from the medical PACE fund and the PACE fund, subject to Budget Section approval.

**House Bill No. 1014 - Mill and ELevator - House Action**

This amendment removes the transfer of \$5,000,000 from the North Dakota Mill and Elevator Association to the general fund resulting in a decrease of general fund revenues of \$5,000,000.