

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1446

Page 1, line 1, remove "and loan"

Page 1, line 1, remove the second "and"

Page 1, line 2, after "appropriation" insert "; and to provide an exemption"

Page 1, replace lines 4 through 23 with:

**"SECTION 1. OIL REFINERY INCENTIVE GRANT PROGRAM -
DEPARTMENT OF COMMERCE.**

1. During the 2011-13 biennium, the department of commerce shall establish and administer a program to provide a matching grant to a qualified applicant for the purpose of assisting the applicant with the costs associated with the oil refinery permitting process for a new oil refinery.
2. In order to qualify for a grant under this section, an applicant:
 - a. Must have completed a feasibility analysis and have a viable business plan;
 - b. Must have the necessary expertise to pursue the project;
 - c. Shall establish the proposed project would have a positive impact on the state, with an anticipated minimum capacity of twenty thousand barrels per day;
 - d. Shall establish the availability of one dollar of nonstate, cash matching funds for each one dollar of state funds available under this program;
 - e. Shall meet the requirements established by the department of commerce;
 - f. Shall agree to postaward monitoring by the department of commerce; and
 - g. Shall agree to the department of commerce's terms relating to ownership of information if the permitting process is not successful.
3. A grant under this program may not exceed five million dollars.
4. A qualified applicant shall begin the permitting process no later than six months following the grant approval.
5. The department of commerce shall distribute awarded grant funds on a reimbursement basis. As a term of distribution of funds under this section, the qualified applicant shall provide the department of commerce with any documentation required by the department."

Page 2, remove lines 1 through 14

Page 2, line 15, after "**APPROPRIATION**" insert "**- EXEMPTION**"

Page 2, line 21, after the period insert "The amount appropriated under this section is not subject to section 54-44.1-11."

Re-number accordingly