

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2012

Page 1, line 2, after the first semicolon, insert "to create and enact sections 24-02-02.5 and 24-02-02.6 of the North Dakota Century Code, relating to cooperative agreements for rest areas and other transportation structures;"

Page 1, line 3, remove the fourth "to"

Page 1, line 4, replace "provide for a legislative management study" with "to provide an exemption; to provide a statement of legislative intent"

Page 1, replace lines 13 through 17 with:

"Salaries and wages	\$197,827,038	\$6,282,547	\$204,109,585
Operating expenses	235,037,785	45,510,403	280,548,188
Capital assets	859,725,944	87,705,400	947,431,344
Grants	<u>95,854,637</u>	<u>22,230,973</u>	<u>118,085,610</u>
Total special funds	\$1,388,445,404	\$161,729,323	\$1,550,174,727"

Page 2, line 22, replace "\$500,000" with "\$750,000"

Page 2, line 26, after "any" insert "local"

Page 2, after line 28, insert:

"SECTION 5. FEDERAL FUNDS - TRAFFIC MANAGEMENT CENTER - AVAILABLE STATE FUNDS. Section 1 of this Act includes \$5,000,000 of federal funds for the creation of a traffic management center during the biennium beginning July 1, 2021, and ending June 30, 2023. If available, the department of transportation may use up to \$5,000,000 of state funds appropriated in section 1 of this Act for the creation of a traffic management center and to match the federal funds identified in this section."

Page 3, remove lines 22 through 31

Page 4, replace lines 1 through 7 with:

"SECTION 9. Section 24-02-02.5 of the North Dakota Century Code is created and enacted as follows:

24-02-02.5. Rest area cooperative agreement.

Notwithstanding any other provision of law, the director may enter a cooperative agreement with the Theodore Roosevelt national park painted canyon visitor center for the joint administration and operation of a rest area facility for use by the traveling public. The director may expend moneys from the state highway fund within the limits of legislative appropriations for administration and operational support of the rest area facility.

SECTION 10. Section 24-02-02.6 of the North Dakota Century Code is created and enacted as follows:

24-02-02.6. Cooperative agreement - Repurposing of existing structures or features for mobility purposes - Exemption.

Notwithstanding any other provision of law, the director may enter cooperative agreements with any public or private entity to provide technical assistance or expert consultation for purposes of assisting with assessment, design, reconstruction, or repurposing of any existing transportation-related structure or feature that may be attributed to the improved mobility of people or goods within the state.

SECTION 11. LEGISLATIVE INTENT - DEPARTMENT OF TRANSPORTATION - BIOLOGICAL AND OTHER RENEWABLE PRODUCTS. It is the intent of the sixty-seventh legislative assembly that the department of transportation use gasoline fuel with fifteen percent ethanol and the highest compatible percentage of biodiesel or renewable diesel for all department and state fleet vehicles when these products are available and result in cost-savings. It is further the intent of the sixty-seventh legislative assembly that state fleet vehicles refueling at nonstate fuel sites use renewable fuels when available."

ReNUMBER accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Senate Bill No. 2012 - Department of Transportation - House Action

	Base Budget	Senate Version	House Changes	House Version
Salaries and wages	\$197,827,038	\$204,202,914	(\$93,329)	\$204,109,585
Operating expenses	235,037,785	279,508,238	1,039,950	280,548,188
Capital assets	859,725,944	920,072,370	27,358,974	947,431,344
Grants	95,854,637	112,808,637	5,276,973	118,085,610
Contingent Bank of North Dakota loan		50,000,000		50,000,000
Emergency road repair grants		500,000	250,000	750,000
Total all funds	\$1,388,445,404	\$1,567,092,159	\$33,832,568	\$1,600,924,727
Less estimated income	1,388,445,404	1,567,092,159	33,832,568	1,600,924,727
General fund	\$0	\$0	\$0	\$0
FTE	982.00	982.00	0.00	982.00

Department 801 - Department of Transportation - Detail of House Changes

	Adds Funding for Salary Increases ¹	Increases Funding for Operating Expenses ²	Adds Funding for a Traffic Management Center ³	Increases Funding for Bridge Rehabilitation and Replacement ⁴	Adds Funding for Electric Charging Infrastructure Grants ⁵	Adds Funding for Emergency Road Repair Grants ⁶
Salaries and wages	(\$93,329)					
Operating expenses		\$1,000,000	\$39,950			
Capital assets			4,700,050	\$22,658,924		
Grants			260,000		\$5,016,973	
Contingent Bank of North Dakota loan						\$250,000
Emergency road repair grants						
Total all funds	(\$93,329)	\$1,000,000	\$5,000,000	\$22,658,924	\$5,016,973	\$250,000
Less estimated income	(93,329)	1,000,000	5,000,000	22,658,924	5,016,973	250,000
General fund	\$0	\$0	\$0	\$0	\$0	\$0
FTE	0.00	0.00	0.00	0.00	0.00	0.00

	Total House Changes
Salaries and wages	(\$93,329)
Operating expenses	1,039,950
Capital assets	27,358,974
Grants	5,276,973
Contingent Bank of North Dakota loan	
Emergency road repair grants	250,000
Total all funds	\$33,832,568
Less estimated income	33,832,568
General fund	\$0
FTE	0.00

¹ Funding is adjusted to provide salary increases of 1.5 percent on July 1, 2021, with a minimum monthly increase of \$100, and 2 percent on July 1, 2022. The House provided salary adjustments of 1.5 percent on July 1, 2021, and July 1, 2022, with a minimum monthly increase of \$100 and a maximum monthly increase of \$250.

² Funding for operating expenses is increased by \$1 million from the highway fund for implementation of an electronic driver's license. The Senate did not include this funding.

³ Funding of \$5 million from federal funds is added for the creation of a traffic management center. The Senate did not include this funding.

⁴ Funding from federal funds (\$18,127,139) and the highway fund (\$4,531,785) are increased for bridge rehabilitation and replacement. The Senate did not include this funding increase.

⁵ Funding is added from federal funds (\$4,013,578) and other funds (\$1,003,395) to provide grants for electric charging infrastructure. The Senate did not include this funding.

⁶ Funding for emergency road repair grants is increased by \$250,000, from \$500,000 to \$750,000, from the state disaster relief fund. The Senate provided \$500,000 from the state disaster relief fund.

This amendment also:

- Changes the requirements for emergency road repair grants to townships to preclude townships that have sufficient local funds from receiving a grant. The Senate precluded townships that have sufficient funds from any source from receiving a grant.
- Adds a section identifying \$5 million from federal funds for the creation of a traffic management center and authorizes the Department of Transportation to use state funds available during the 2021-23 biennium within its appropriation to match the federal funds. The Senate did not include funding for a traffic management center, but provided for a legislative study. The study section is removed.
- Creates two new sections to North Dakota Century Code Chapter 24-02 relating to cooperative agreements for rest areas and for cooperative agreements for the repurposing of an existing structure or feature for mobility purposes. The Senate did not include these sections.
- Provides legislative intent that the Department of Transportation use gasoline fuel with 15 percent ethanol and the highest compatible percentage of biodiesel or renewable diesel for all department and State Fleet vehicles when these products are available and result in cost-savings. It also provides intent that State Fleet vehicles refueling at nonstate fuel sites use renewable fuels when available. The Senate did not include this section.

