25.0181.01007 Title.02000 Fiscal No. 2 Prepared by the Legislative Council staff for Senate Appropriations -Education and Environment Division Committee February 20, 2025

Sixty-ninth Legislative Assembly of North Dakota

PROPOSED AMENDMENTS TO

SENATE BILL NO. 2014

Introduced by

Appropriations Committee

1 A BILL for an Act to provide an appropriation for defraying the expenses of the industrial 2 commission and the agencies under its control; to amend and reenact subsection 7 of section 3 6-08.1-02 and sections 6-09-35 and 6-09.14-04 of the North Dakota Century Code, relating to 4 confidential and exempt records of the Bank of North Dakota and interest rate buydown limits 5 for the partnership in assisting community expansion fund; to amend and reenact section 15 of 6 chapter 14 of the 2023 Session Laws, relating to a salt cavern underground energy storage 7 research project; to provide for a transfer; to provide an exemption; to provide for a legislative 8 management study; to provide for a legislative management report; and to provide for a report. 9 BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA: 10 SECTION 1. APPROPRIATION. The funds provided in this section, or so much of the funds 11 as may be necessary, are appropriated out of any moneys in the general fund in the state 12 treasury, not otherwise appropriated, and from other funds derived from special funds and 13 federal funds, to the industrial commission and agencies under its control for the purpose of 14 defraying the expenses of the industrial commission and the agencies under its control, for the

biennium beginning July 1, 2025, and ending June 30, 2027, as follows:

 16
 Subdivision 1.

 17
 INDUSTRIAL COMMISSION

 18
 Adjustments or

 19
 Base Level
 Enhancements
 Appropriation

25.0181.01007

1	Salaries and wages	\$1,884,918	\$0	\$1,884,918
2	Operating expenses	472,271	0	472,271
3	Grants - bond payments	<u>119,879,913</u>	<u></u>	<u>119,879,913</u>
4	Total other funds	\$122,237,102	\$0	\$122,237,102
5	Full-time equivalent positions	9.75	0.00	9.75
6	Salaries and wages	\$1,884,918	\$376,583	<u>\$2,261,501</u>
7	New and vacant FTE pool	0	20,376	20,376
8	Operating expenses	472,271	4,321,991	4,794,262
9	Grants	0	13,668,089	13,668,089
10	Grants - bond payments	119,879,913	(2,761,713)	117,118,200
11	Total all funds	\$122,237,102	\$15,625,326	\$137,862,428
12	Less other funds	122,237,102	15,225,326	137,462,428
13	Total general fund	\$0	\$400,000	\$400,000
14	Full-time equivalent positions	9.75	0.00	9.75
15	Subdivision 2.			
16	BA	NK OF NORTH DAK	ΟΤΑ	
			•	
17			Adjustments or	
17 18		Base Level		<u>Appropriation</u>
	Bank of North Dakota operations	Base Level	Adjustments or	Appropriation \$70,899,761
18	· · · · · · · · · · · · · · · · · · ·	Base Level	Adjustments or <u>Enhancements</u>	
18 19	· · · · · · · · · · · · · · · · · · ·	<u>Base Level</u> \$70,899,761	Adjustments or <u>Enhancements</u> \$0	\$70,899,761
18 19 20	Capital assets	<u>Base Level</u> \$70,899,761 <u>705,722</u> \$71,605,483	Adjustments or <u>Enhancements</u> \$0 <u>0</u> \$0	\$70,899,761 705,722 \$71,605,483
18 19 20 21	Capital assets Total other funds	Base Level \$70,899,761 <u>705,722</u> \$71,605,483 187.00	Adjustments or Enhancements \$0 <u>0</u> \$0	\$70,899,761 705,722 \$71,605,483 187.00
18 19 20 21 22	Capital assets Total other funds Full-time equivalent positions	Base Level \$70,899,761 <u>705,722</u> \$71,605,483 187.00 \$70,899,761	Adjustments or Enhancements \$0 <u>0</u> \$0	\$70,899,761 <u>705,722</u> \$71,605,483 <u>187.00</u> \$76,111,404
18 19 20 21 22 23	Capital assets Total other funds Full-time equivalent positions Bank of North Dakota operations	Base Level \$70,899,761 705,722 \$71,605,483 187.00 \$70,899,761 0	Adjustments or <u>Enhancements</u> \$0 <u>0</u> \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$70,899,761 <u>705,722</u> \$71,605,483 <u>187.00</u> \$76,111,404 2,122,074
18 19 20 21 22 23 24	Capital assets Total other funds Full-time equivalent positions Bank of North Dakota operations New and vacant FTE pool	Base Level \$70,899,761 <u>705,722</u> \$71,605,483 <u>187.00</u> \$70,899,761 0 705,722	Adjustments or <u>Enhancements</u> \$0 <u>0</u> \$0 0.00 \$5,211,643 2,122,074 3,437,577	\$70,899,761 <u>705,722</u> \$71,605,483 <u>187.00</u> \$76,111,404 2,122,074 4,143,299
 18 19 20 21 22 23 24 25 	Capital assets Total other funds Full-time equivalent positions Bank of North Dakota operations New and vacant FTE pool Capital assets	Base Level \$70,899,761 <u>705,722</u> \$71,605,483 <u>187.00</u> \$70,899,761 0 705,722 \$71,605,483	Adjustments or <u>Enhancements</u> \$0 <u>0</u> \$0 0.00 \$5,211,643 2,122,074 3,437,577 \$10,771,294	\$70,899,761 <u>705,722</u> \$71,605,483 <u>187.00</u> \$76,111,404 2,122,074 4,143,299
 18 19 20 21 22 23 24 25 26 	Capital assetsTotal other fundsFull-time equivalent positionsBank of North Dakota operationsNew and vacant FTE poolCapital assetsTotal other funds	Base Level \$70,899,761 <u>705,722</u> \$71,605,483 <u>187.00</u> \$70,899,761 0 705,722 \$71,605,483	Adjustments or <u>Enhancements</u> \$0 <u>0</u> \$0 0.00 \$5,211,643 2,122,074 3,437,577 \$10,771,294	\$70,899,761 <u>705,722</u> \$71,605,483 <u>187.00</u> \$76,111,404 <u>2,122,074</u> <u>4,143,299</u> \$82,376,777
 18 19 20 21 22 23 24 25 26 27 	Capital assetsTotal other fundsFull-time equivalent positionsBank of North Dakota operationsNew and vacant FTE poolCapital assetsTotal other fundsFull-time equivalent positionsSubdivision 3.	Base Level \$70,899,761 <u>705,722</u> \$71,605,483 <u>187.00</u> \$70,899,761 0 705,722 \$71,605,483	Adjustments or <u>Enhancements</u> \$0 <u>0</u> \$0 0.00 \$5,211,643 2,122,074 3,437,577 \$10,771,294 0.00	\$70,899,761 <u>705,722</u> \$71,605,483 <u>187.00</u> \$76,111,404 <u>2,122,074</u> <u>4,143,299</u> \$82,376,777
 18 19 20 21 22 23 24 25 26 27 28 	Capital assetsTotal other fundsFull-time equivalent positionsBank of North Dakota operationsNew and vacant FTE poolCapital assetsTotal other fundsFull-time equivalent positionsSubdivision 3.	Base Level \$70,899,761 <u>705,722</u> \$71,605,483 <u>187.00</u> \$70,899,761 0 705,722 \$71,605,483 187.00	Adjustments or <u>Enhancements</u> \$0 <u>0</u> \$0 0.00 \$5,211,643 2,122,074 3,437,577 \$10,771,294 0.00	\$70,899,761 <u>705,722</u> \$71,605,483 <u>187.00</u> \$76,111,404 <u>2,122,074</u> <u>4,143,299</u> \$82,376,777
 18 19 20 21 22 23 24 25 26 27 28 29 	Capital assetsTotal other fundsFull-time equivalent positionsBank of North Dakota operationsNew and vacant FTE poolCapital assetsTotal other fundsFull-time equivalent positionsSubdivision 3.	Base Level \$70,899,761 <u>705,722</u> \$71,605,483 <u>187.00</u> \$70,899,761 0 705,722 \$71,605,483 187.00	Adjustments or <u>Enhancements</u> \$0 <u>0</u> \$0 0.00 \$5,211,643 2,122,074 3,437,577 \$10,771,294 0.00 ENCY	\$70,899,761 <u>705,722</u> \$71,605,483 <u>187.00</u> \$76,111,404 <u>2,122,074</u> <u>4,143,299</u> \$82,376,777

1	Salaries and wages	\$11,413,354		\$11,413,354
2	Operating expenses	10,903,883	0	
3	Capital assets	20,000	0	20,000
4	Grants	48,805,110	0	48,805,110
5	Housing finance agency contingencies	<u>100,000</u>	<u>0</u>	<u>100,000</u>
6	Total all funds	\$71,242,347	\$0	\$71,242,347
7	Less other funds	<u>68,742,347</u>	<u>0</u>	<u>68,742,347</u>
8	Total general fund	\$2,500,000	\$0	\$2,500,000
9	Full-time equivalent positions	54.00	0.00	<u> </u>
10	Salaries and wages	\$11,413,354	\$1,655,543	\$13,068,897
11	New and vacant FTE pool	0	1,024,774	1,024,774
12	Operating expenses	10,903,883	(1,433,707)	9,470,176
13	Capital assets	20,000	0	20,000
14	Grants	48,805,110	(2,700,000)	46,105,110
15	Housing finance agency contingencies	100,000	0	100,000
16	Total all funds	\$71,242,347	(\$1,453,390)	\$69,788,957
17	Less other funds	68,742,347	1,046,610	69,788,957
18	Total general fund	\$2,500,000	(\$2,500,000)	<u>\$0</u>
19	Full-time equivalent positions	54.00	3.00	57.00
20	Subdivision 4.			
21	DEPARTMEN	T OF MINERAL R	ESOURCES	
22			Adjustments or	
23		Base Level	Enhancements	<u>Appropriation</u>
24	Salaries and wages	\$23,261,532	\$0	\$23,261,532
25	Operating expenses	<u>5,120,253</u>	<u>0</u>	<u>5,120,253</u>
26	Total all funds	\$28,381,785	\$0	\$28,381,785
27	Less other funds	<u> 268,000</u>	<u>0</u>	<u>268,000</u>
28	Total general fund	\$28,113,785	\$0	\$28,113,785
29	Full-time equivalent positions	108.00	0.00	108.00
30	Salaries and wages	\$23,261,532	\$3,026,192	\$26,287,724
31	New and vacant FTE pool	0	1,608,593	1,608,593

1	Operating expenses	5,120,253	5,885,498	11,005,751
2	Capital assets	0	45,000	45,000
3	Total all funds	\$28,381,785	\$10,565,283	\$38,947,068
4	Less other funds	268,000	5,010,377	5,278,377
5	Total general fund	\$28,113,785	\$5,554,906	\$33,668,691
6	Full-time equivalent positions	108.00	3.00	111.00

Subdivision 5.

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MILL AND ELEVATOR ASSOCIATION

9	Adjustments or				
10		Base Level	Enhancements	Appropriation	
11	Salaries and wages	\$54,019,267	\$0	\$54,019,267 \$	
12	Operating expenses	42,391,653	0	42,391,653	
13	Contingencies	500,000	0	500,000	
14	Agriculture promotion	500,000	<u>0</u>	<u>500,000</u>	
15	Total special funds	\$97,410,920	\$0	\$97,410,920	
16	Full-time equivalent positions	170.00	0.00	170.00	
17	Salaries and wages	\$54,019,267	\$6,345,741	\$60,365,008	
18	New and vacant FTE pool	0	1,973,530	1,973,530	
19	Operating expenses	42,391,653	2,710,224	45,101,877	
20	Contingencies	500,000	0	500,000	
21	Agriculture promotion	500,000	0	500,000	
22	Total special funds	\$97,410,920	\$11,029,495	\$108,440,415	
23	Full-time equivalent positions	170.00	2.00	172.00	
24	Subdivision 6.				
25		TOTAL SECTION 1			
26			Adjustments or		
27		Base Level	Enhancements	<u>Appropriation</u>	
28	Grand total all funds	\$390,877,637	\$0	\$390,877,637	
29	Less grand total other funds	360,263,852	<u>0</u>	<u>360,263,852</u>	
30	Grand total general fund	\$30,613,785	\$0	\$30,613,785	
31	Grand total all funds	\$390,877,637	\$46,538,008	\$437,415,645	

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1	Less grand total other funds	360,263,852	43,083,102	403,346,954		
2	Grand total general fund	\$30,613,785	\$3,454,906	\$34,068,691		
3	SECTION 2. ONE-TIME FUNDING -	EFFECT ON B	ASE BUDGET - REP	ORT TO		
4	SEVENTIETH LEGISLATIVE ASSEMBL	Y. The following	amounts reflect the c	ne-time funding		
5	items included in the appropriation in section 1 of this Act which are not included in the entity's					
6	base budget for the 2027-29 biennium an	nd which the enti	ty shall report to the a	appropriations		
7	committees of the seventieth legislative a	ssembly regard	ing the use of this fun	ding:		
8	One-Time Funding Description	<u>General Fund</u>	Other Funds	<u>Total</u>		
9	Industrial commission					
10	Inflationary increases	\$0	\$50,000	\$50,000		
11	Electricity grid resiliency federal grant	0	13,668,089	13,668,089		
12	Lignite litigation	<u>0</u>	<u>3,000,000</u>	<u>3,000,000</u>		
13	Subtotal industrial commission	\$0	\$16,718,089	\$16,718,089		
14	Bank of North Dakota					
15	Capital improvement projects	<u>\$0</u>	<u>\$2,633,299</u>	<u>\$2,633,299</u>		
16	Subtotal Bank of North Dakota	\$0	\$2,633,299	\$2,633,299		
17	Department of mineral resources					
18	Federal abandoned well program	\$0	\$1,444,377	\$1,444,377		
19	FTE position operating expenses	41,600	0	41,600		
20	Mineral analyses	100,000	0	100,000		
21	Rare earth elements study	0	400,000	400,000		
22	Archeology excavation project	0	150,000	150,000		
23	Oil and gas litigation	0	3,000,000	3,000,000		
24	Enhanced oil recovery database	15,000	0	15,000		
25	Portable mineral detection equipment	<u>45,000</u>	<u>0</u>	<u>45,000</u>		
26	Subtotal department of mineral resources	<u>\$201,600</u>	<u>\$4,994,377</u>	<u>\$5,195,977</u>		
27	Grand total	\$201,600	\$24,345,765	\$24,547,365		
28	SECTION 3. NEW AND VACANT FT	E POOL - LIMI	TATION - TRANSFER	R REQUEST. The		
29	the industrial commission and agencies ι	inder its control	may not spend funds	appropriated in		
30	the new and vacant FTE pool line items i	n section 1 of th	is Act, but may reque	st the office of		
24	we are a supervised and the selected to the second supervised and			fuere the second		

31 management and budget to transfer funds, within each respective subdivision, from the new

1	and vacant FTE pool line item to the salaries and wages line items or Bank of N	North Dakota	
2	operations line item in accordance with the guidelines and reporting provisions included in		
3	House Bill No. 1015, as approved by the sixty-ninth legislative assembly.		
4	SECTION 4. BOND PAYMENTS. The amount of \$119,879,913 <u>\$117,118,20</u>	<u>0</u> included in	
5	subdivision 1 of section 1 of this Act in the grants - bond payments line item mu	ist be paid from	
6	the following funding sources, during the biennium beginning July 1, 2025, and	ending June 30,	
7	2027:		
8	Infrastructure project and program bonds - legacy sinking and interest fund	\$102,620,461	
9	North Dakota university system	15,021,771	
10	North Dakota university system - energy conservation projects	207,649	
11	Department of corrections and rehabilitation	143,375	
12	Office of management and budget	283,875	
13	Attorney general's office	330,000	
14	State historical society		
15	Parks and recreation department	30,950	
16	Agriculture research and extension service	242,205	
17	Veterans' home	<u>407,252</u>	
18	Total	\$119,879,913	
19	Infrastructure project and program bonds - legacy sinking and interest fund	\$102,622,743	
20	North Dakota university system	14,083,250	
21	Veterans' home	412,207	
22	Total	\$117,118,200	
23	SECTION 5. APPROPRIATION - HOUSING FINANCE AGENCY - ADDITI	ONAL INCOME.	
24	In addition to the amount appropriated to the housing finance agency in subdivi	ision 3 of	
25	section 1 of this Act, there is appropriated any additional income or unanticipate	ed income from	
26	federal or special funds which may become available to the agency, for the bier	nnium beginning	
27	July 1, 2025, and ending June 30, 2027. The housing finance agency shall noti	fy the office of	
28	management and budget and the legislative council of any additional income or	r unanticipated	
29	income that becomes available to the agency resulting in an increase in approp	priation authority.	
30	SECTION 6. APPROPRIATION - TRANSFER GENERAL FUND TO HOUS	SING	
31	INCENTIVE FUND - TRANSFER STRATEGIC INVESTMENT AND IMPROVE	MENTS FUND	

1	то но	JSING INCENTIVE FUND - HOMELESS PROGRAMS - HOUSING PROGRAMS -
2	EXEMP	TION - ONE-TIME FUNDING.
3	1.	There is appropriated out of any moneys in the general fund in the state treasury, not
4		otherwise appropriated, the sum of \$10,000,000, which the office of management and
5		budget shall transfer to the housing incentive fund for homeless programs, during the
6		biennium beginning July 1, 2025, and ending June 30, 2027. The appropriation under
7		this subsection is considered a one-time funding item. Notwithstanding any other
8		requirements under section 54-17-40 and pursuant to the continuing appropriation
9		under 54-17-40, the housing finance agency shall distribute a passthrough grant of
10		\$150,000 from the housing incentive fund to an organization for a Native American
11		homelessness liaison, from the \$10,000,000 transferred to the housing incentive fund
12		under this subsection.
13	2.	The office of management and budget shall transfer the sum of \$25,000,000 from the
14		strategic investment and improvements fund to the housing incentive fund during the
15		biennium beginning July 1, 2025, and ending June 30, 2027.
16	SEC	CTION 7. TRANSFER - ENTITIES AND FUNDS UNDER THE CONTROL OF THE
16 17		CTION 7. TRANSFER - ENTITIES <u>AND FUNDS</u> UNDER THE CONTROL OF THE TRIAL COMMISSION TO INDUSTRIAL COMMISSION FUND - ADMINISTRATION -
I		RIAL COMMISSION TO INDUSTRIAL COMMISSION FUND - ADMINISTRATION -
17	INDUST	RIAL COMMISSION TO INDUSTRIAL COMMISSION FUND - ADMINISTRATION -
17 18		RIAL COMMISSION TO INDUSTRIAL COMMISSION FUND - ADMINISTRATION - TION.
17 18 19		TRIAL COMMISSION TO INDUSTRIAL COMMISSION FUND - ADMINISTRATION - TION. The sum of <u>\$1,818,114</u> \$2,435,660, or so much of the sum as may be necessary,
17 18 19 20		TRIAL COMMISSION TO INDUSTRIAL COMMISSION FUND - ADMINISTRATION - TION. The sum of <u>\$1,818,114</u> <u>\$2,435,660</u> , or so much of the sum as may be necessary, included in the appropriation in subdivision 1 of section 1 of this Act, may be
17 18 19 20 21		TRIAL COMMISSION TO INDUSTRIAL COMMISSION FUND - ADMINISTRATION - TION. The sum of \$1,818,114\$2,435,660, or so much of the sum as may be necessary, included in the appropriation in subdivision 1 of section 1 of this Act, may be transferred from the entities and funds within the control of the industrial commission
17 18 19 20 21 22		TRIAL COMMISSION TO INDUSTRIAL COMMISSION FUND - ADMINISTRATION - TION. The sum of \$1,818,114\$2,435,660, or so much of the sum as may be necessary, included in the appropriation in subdivision 1 of section 1 of this Act, may be transferred from the entities and funds within the control of the industrial commission or entities directed to make payments to the industrial commission fund for
 17 18 19 20 21 22 23 		TRIAL COMMISSION TO INDUSTRIAL COMMISSION FUND - ADMINISTRATION - TION. The sum of \$1,818,114\$2,435,660, or so much of the sum as may be necessary, included in the appropriation in subdivision 1 of section 1 of this Act, may be transferred from the entities and funds within the control of the industrial commission or entities directed to make payments to the industrial commission fund for administrative services rendered by the commission. Transfers must be made during
 17 18 19 20 21 22 23 24 		TRIAL COMMISSION TO INDUSTRIAL COMMISSION FUND - ADMINISTRATION - TION. The sum of \$1,818,114\$2,435,660, or so much of the sum as may be necessary, included in the appropriation in subdivision 1 of section 1 of this Act, may be transferred from the entities and funds within the control of the industrial commission or entities directed to make payments to the industrial commission fund for administrative services rendered by the commission. Transfers must be made during the biennium beginning July 1, 2025, and ending June 30, 2027, upon order of the
 17 18 19 20 21 22 23 24 25 		TRIAL COMMISSION TO INDUSTRIAL COMMISSION FUND - ADMINISTRATION - TION. The sum of \$1,818,114\$2,435,660, or so much of the sum as may be necessary, included in the appropriation in subdivision 1 of section 1 of this Act, may be transferred from the entities <u>and funds</u> within the control of the industrial commission or entities directed to make payments to the industrial commission fund for administrative services rendered by the commission. Transfers must be made during the biennium beginning July 1, 2025, and ending June 30, 2027, upon order of the commission. Transfers from the student loan trust fund must be made to the extent
 17 18 19 20 21 22 23 24 25 26 	INDUST EXEMP 1.	TRIAL COMMISSION TO INDUSTRIAL COMMISSION FUND - ADMINISTRATION - TION. The sum of \$1,818,114\$2,435,660, or so much of the sum as may be necessary, included in the appropriation in subdivision 1 of section 1 of this Act, may be transferred from the entities and funds within the control of the industrial commission or entities directed to make payments to the industrial commission fund for administrative services rendered by the commission. Transfers must be made during the biennium beginning July 1, 2025, and ending June 30, 2027, upon order of the commission. Transfers from the student loan trust fund must be made to the extent permitted by sections 54-17-24 and 54-17-25.
 17 18 19 20 21 22 23 24 25 26 27 	INDUST EXEMP 1.	TRIAL COMMISSION TO INDUSTRIAL COMMISSION FUND - ADMINISTRATION - TION. The sum of \$1,818,114\$2,435,660, or so much of the sum as may be necessary, included in the appropriation in subdivision 1 of section 1 of this Act, may be transferred from the entities <u>and funds</u> within the control of the industrial commission or entities directed to make payments to the industrial commission fund for administrative services rendered by the commission. Transfers must be made during the biennium beginning July 1, 2025, and ending June 30, 2027, upon order of the commission. Transfers from the student loan trust fund must be made to the extent permitted by sections 54-17-24 and 54-17-25. The amount of 1,818,114 \$1,818,114 appropriated to the industrial commission in

1		available to the industrial commission for administrative services rendered by the				
2	commission during the biennium beginning July 1, 2025, and ending June 30, 2027.					
3	SECTION 8. TRANSFER - BANK OF NORTH DAKOTA PROFITS TO GENERAL FUND.					
4	The Bar	k of North Dakota shall transfer \$140,000,000 from the Bank's current earnings and				
5	undivide	d profits to the general fund during the biennium beginning July 1, 2025, and ending				
6	June 30	, 2027. The moneys must be transferred in the amount and at the times requested by				
7	the direc	ctor of the office of management and budget after consultation with the Bank president.				
8	For legis	slative council budget status reporting purposes, the transfer under this section is				
9	conside	red an ongoing revenue source.				
10	SEC	TION 9. TRANSFER - BANK OF NORTH DAKOTA PROFITS TO ECONOMIC				
11	DEVELO	DPMENT PROGRAMS. During the biennium beginning July 1, 2025, and ending				
12	June 30	, 2027, the Bank of North Dakota shall transfer the following amounts from the Bank's				
13	current e	earnings and undivided profits:				
14	1.	\$39,000,000 to the partnership in assisting community expansion;				
15	2.	\$5,000,000 to the agriculture partnership in assisting community expansion fund;				
16	3.	\$1,000,000 to the biofuels partnership in assisting community expansion fund;				
17	4.	\$15,000,000 to the beginning farmer revolving loan fund; and				
18	5.	\$1,500,000 <u>\$1,900,000</u> to the university of North Dakota for the North Dakota small				
19		business development center for the purpose of matching federal grants.				
20	SEC	TION 10. TRANSFER STATE ENERGY RESEARCH CENTER FUND TO OIL AND				
21	GAS RE	SEARCH FUND - TRANSFER STRATEGIC INVESTMENT AND IMPROVEMENTS				
22	FUND T	O OIL AND GAS RESEARCH FUND - ENHANCED OIL RECOVERY GRANT				
23	PROGR	AM.				
24	1.	From the \$6,000,000 transferred to the state energy research center fund pursuant to				
25		section 15 of chapter 14 of the 2023 Session Laws, the office of management and				
26		budget shall transfer the sum of \$4,000,000 to the oil and gas research fund during				
27		the biennium beginning July 1, 2025, and ending June 30, 2027.				
28	2.	The office of management and budget shall transfer the sum of \$21,000,000 from the				
29		strategic investment and improvements fund to the oil and gas research fund during				
30		the biennium beginning July 1, 2025, and ending June 30, 2027.				

1	3.	Pursuant to the continuing appropriation under section 57-51.1-07.3 and the powers of
2		the industrial commission under chapter 54-17.6, the commission shall use
3		\$25,000,000 from the oil and gas research fund, transferred under this section, for an
4		enhanced oil recovery grant program. The commission shall develop guidelines for the
5		grant program, including eligibility criteria, requirements for matching funds, and
6		reporting requirements.
7	SEC	CTION 11. LIGNITE RESEARCH, DEVELOPMENT, AND MARKETING PROGRAM -
8	LIGNITI	E MARKETING FEASIBILITY STUDY - REPORT TO THE SEVENTIETH
9	LEGISL	ATIVE ASSEMBLY.
10	1.	Pursuant to the continuing appropriation under section 57-61-01.6, up to \$4,500,000
11		from the lignite research fund may be used for the purpose of contracting for an
12		independent, nonmatching lignite marketing feasibility study or studies that determine
13		those focused priority areas where near-term, market-driven projects, activities, or
14		processes will generate matching private industry investment and have the most
15		potential of preserving existing lignite production and industry jobs or that will lead to
16		increased development of lignite and its products and create new lignite industry jobs
17		and economic growth for the general welfare of this state. Moneys designated under
18		this section also may be used for the purpose of contracting for nonmatching studies
19		and activities in support of advanced energy technology and other technology
20		development programs; for litigation that may be necessary to protect and promote the
21		continued development of lignite resources; for nonmatching externality studies and
22		activities in externality proceedings; or other marketing, environmental, or transmission
23		activities that assist with marketing of lignite-based electricity and lignite-based
24		byproducts. Moneys needed for the purposes stated in this section are available to the
25		industrial commission for funding projects, processes, or activities under the lignite
26		research, development, and marketing program.
27	2.	The industrial commission shall report to the appropriations committees of the
28		seventieth legislative assembly on the amounts spent pursuant to this section.
29	SEC	CTION 12. OTHER FUNDS - STRATEGIC INVESTMENT AND IMPROVEMENTS
30	FUND -	GRANT, LITIGATION, STUDY, AND PROJECT FUNDING. The grand total other funds

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1	line item in section 1 of this Act includes the sum of \$8,332,794 from the strategic investment				
2	and improvements fund as follows:				
3	1.	. \$4,782,794 in the other funds line item in subdivision 1 of section 1 of this Act and			
4		identi	ified as one-time funding in section 2 of this Act, including \$1,782,794 for		
5		matching federal funds for an electricity grid resiliency grant and \$3,000,000 for lignite			
6		litigat	tion.		
7	2.	\$3,55	50,000 in the other funds line item in subdivision 4 of section 1 of this Act and		
8		identi	ified as one-time funding in section 2 of this Act, including \$400,000 for a rare		
9		earth	elements study, \$150,000 for an archeology excavation project, and \$3,000,000		
10		for oi	I and gas litigation.		
11	SEC	TION	13. AMENDMENT. Subsection 7 of section 6-08.1-02 of the North Dakota		
12	Century	Code	is amended and reenacted as follows:		
13	7.	The r	release by the industrial commission, in its capacity as the managing body of the		
14		Bank	of North Dakota, of the following:		
15		a.	The name of any person who has obtained approval for direct or indirect		
16			financing or security, including a loan guarantee or a letter of credit, through the		
17			Bank of North Dakota primarily for purposes other than personal, family, or		
18			household purposes.		
19		b.	The amount of any financing or security referenced in subdivision a.		
20		C.	The amount of any net writeoff or loan forgiveness associated with the financing		
21			or security referenced in subdivision a which the industrial commission		
22			determines is uncollectible.		
23		d.	The program under which any financing or security referenced in subdivision a		
24		,	was made.		
25	SEC	TION	14. AMENDMENT. Section 6-09-35 of the North Dakota Century Code is		
26	amendeo	d and	reenacted as follows:		
27	6-09	-35. C	confidentiality of Bank records <u>- Exempt records</u> .		
28	<u>1.</u>	_The f	ollowing records of the Bank of North Dakota are confidential:		
29	4. <u> </u>	<u>a.</u>	Commercial or financial information of a customer, whether obtained directly or		
30			indirectly, except for routine credit inquiries or unless required by due legal		
31			process. As used in this subsection, "customer" means any person who has		

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1		transacted	or is transacting business with, or has used or is using the services of,
2		the Bank o	f North Dakota, or for whom the Bank of North Dakota has acted as a
3		fiduciary wi	th respect to trust property.
4	2.	b. Internal or	interagency memorandums or letters which would not be available by
5		law to a pa	rty other than in litigation with the Bank.
6	3.	<u>c.</u> Information	contained in or related to examination, operating, or condition reports
7		prepared b	y, on behalf of, or for the use of a state or federal agency responsible
8		for the regu	lation or supervision of any Bank activity.
9	4	d. Information	obtained from the state department of financial institutions which
10		would not b	be available from that agency under section 6-01-07.1.
11	5.	e. The report	by a Bank officer or member of the Bank's advisory board of directors
12		concerning	personal financial statements.
13	2.	<u>The following re</u>	cords of the Bank of North Dakota are exempt:
14		a. Bond insur	ance coverage, including excess bond insurance coverage.
15		<u>b. Cyber liabi</u>	ity coverage, including excess cyber liability coverage.
16	SEC	TON 15. AMEN	DMENT. Section 6-09.14-04 of the North Dakota Century Code is
17	amende	and reenacted	as follows:
18	6-09	14-04. Fund mc	neys - Eligible uses.
19	1.	The fund money	s may be used to participate in an interest rate buydown on a loan to
20		a new or expand	ling business for the following eligible uses:
21		a. Purchase o	of real property and equipment.
22		b. Expansion	of facilities.
23		c. Working ca	pital.
24		d. Inventory.	
25	2.	The loan funds o	cannot be used to refinance any existing debt or for the relocation of
26		the business wit	hin North Dakota.
27	2. <u>3.</u>	The community	shall determine the amount of the interest rate buydown and apply to
28		the Bank of Nor	h Dakota for participation from the partnership in assisting community
29		expansion fund.	The funds for the community's portion of the buydown may come from
30		a local developn	nent corporation, contributions, community funds, future dedicated tax
31		programs, or an	y other community source.

1	3.<u>4.</u>	The fund participation portion in the buydown must be determined by the Bank of
2		North Dakota based on economic conditions in the city or county in which the business
3		is located.
4	4. <u>5.</u>	a. The maximum amount from the fund in the interest rate buydown may not exceed
5		five hundred thousand dollars per loan.
6		b. If the Bank determines the project has a substantial economic impact and
7		qualifies as a primary sector business, the maximum amount from the fund in the
8		interest rate buydown may be increased by up to one million dollars, in addition
9		to the amount under subdivision a, without a required community match.
10	6.	_The fund participation must be limited to the amount required to buy down the interest
11		to five hundred basis points below the national prime interest rate.
12	5. 7.	The Bank of North Dakota shall adopt rules to implement this chapter.
13	SEC	TION 16. AMENDMENT. Section 15 of chapter 14 of the 2023 Session Laws is
14	amende	d and reenacted as follows:
15		SECTION 15. TRANSFER - STRATEGIC INVESTMENT AND IMPROVEMENTS
16		FUND TO STATE ENERGY RESEARCH CENTER FUND - FEDERAL STATE
17		FISCAL RECOVERY FUND - UNDERGROUND ENERGY STORAGE RESEARCH
18		PROJECT - REPORT TO LEGISLATIVE MANAGEMENT.
19		1. The office of management and budget shall transfer the sum of \$6,000,000 from
20		the strategic investment and improvements fund to the state energy research
21		center fund.
22		2. Pursuant to the continuing appropriation authority under section 57-51.1-07.9 and
23		pursuant to subsection 36 of section 1 of chapter 550 of the 2021 Special
24		Session Session Laws, as amended in section 24 of this Act and exempted in
25		section 26 of this Act, the industrial commission shall distribute up to
26		\$6,000,000 from the state energy research center fund and up to
27		\$5,300,000 of federal funds from the state fiscal recovery fund to the state energy
28		research center for a salt cavern underground energy storage research project.
29		3. The research project must include a business case analysis for the construction
30		of up to two salt caverns in geological formations in North Dakota for the
31		development of underground storage of energy resources, including natural gas,

1		liquified natural gas, natural gas liquids, and hydrogen. The state energy
2		research center may collaborate with other entities as needed on the research
3		project. Prior to distributing the funding, the industrial commission must receive,
4		from at least one nonstate entity, assurance of financial or other types of support
5		that demonstrate a commitment to the research project.
6		4. During the 2023-24 interimand 2025-26 interims, the state energy research
7		center shall provide quarterly reports to the industrial commission and at least
8		one report each interim to the legislative management regarding the status and
9		results of the research project.
10	SEC	TION 17. EXEMPTION - UNEXPENDED APPROPRIATIONS. The following
11	appropri	iations are not subject to the provisions of section 54-44.1-11 and may be continued into
12	the bien	nium beginning July 1, 2025, and ending June 30, 2027:
13	1.	The sum of \$1,250,000 appropriated from special funds for grant management
14		software in subsection 1 of section 1 of chapter 14 of the 2023 Session Laws,
15		identified as one-time funding in section 2 of chapter 14 of the 2023 Session Laws,
16		and transferred in section 9 of chapter 14 of the 2023 Session Laws.
17	2.	The sum of \$75,000 appropriated from special funds for a records digitization project
18		in subsection 1 of section 1 of chapter 14 of the 2023 Session Laws and identified as
19		one-time funding in section 2 of chapter 14 of the 2023 Session Laws.
20	3.	The sum of \$1,124,856 appropriated from the general fund and \$7,499,037
21		appropriated from federal funds for an electricity grid resilience federal grant in
22		subsection 1 of section 1 of chapter 14 of the 2023 Session Laws and identified as
23		one-time funding in section 2 of chapter 14 of the 2023 Session Laws.
24	4.	The sum of \$3,200,000 appropriated from the federal state fiscal recovery fund for an
25		abandoned oil well conversion to water supply grant program in subsection 2 of
26		section 1 of chapter 550 of the 2021 Special Session Session Laws and continued into
27		the 2023-25 biennium in subsection 1 of section 27 of chapter 14 of the 2023 Session
28		Laws.
29	5.	The sum of \$800,000 appropriated from the strategic investment and improvements
30		fund to the department of mineral resources for a survey review in section 2 of
31		chapter 426 of the 2017 Session Laws and continued into the 2019-21 biennium

1 pursuant to section 27 of chapter 14 of the 2019 Session Laws, into the 2021-23 2 biennium pursuant to section 33 of chapter 42 of the 2021 Session Laws, and into the 3 2023-25 biennium pursuant to section 27 of chapter 14 of the 2023 Session Laws. 4 SECTION 18. LEGISLATIVE MANAGEMENT STUDY - HOMELESSNESS. During the 5 2025-26 interim, the legislative management shall consider studying homelessness in the state. 6 The study must include a review of data and funding available to address homelessness, an 7 analysis of the use of available funds to identify gaps and potential solutions, and input from 8 homeless program service providers. The legislative management shall report its findings and 9 recommendations, together with any legislation required to implement the recommendations, to 10 the seventieth legislative assembly.