

**Land Department
Budget No. 226
Senate Bill No. 2013, House Bill No. 1050**

	FTE Positions	General Fund	Other Funds	Total
2005-07 executive budget (bills as introduced)	18.75	\$0	\$7,818,995	\$7,818,995
2005-07 legislative appropriations	18.75		7,826,022	7,826,022
Legislative increase (decrease) to executive budget	0.00	\$0	\$7,027	\$7,027
Legislative increase (decrease) to 2003-05 appropriations	1.00	\$0	\$252,188	\$252,188

SUMMARY OF LEGISLATIVE CHANGES TO THE EXECUTIVE BUDGET AND MAJOR FUNDING ITEMS

Salaries and Wages

The legislative action affecting the recommended appropriation for the Land Department is in accordance with legislative salary and fringe benefits guidelines as contained in House Bill No. 1050.

	Major Items FTE Positions	General Fund	Other Funds	Total
The legislative action:				
Added funding for state employee salary increases			\$9,398	\$9,398
Reduced funding recommended in the executive budget for state employee health insurance premiums from \$559.15 to \$553.95 per month per policy			(2,371)	(2,371)
Total	0.00	\$0	\$7,027	\$7,027

FTE Changes

The 2005-07 biennium appropriation includes funding for 18.75 FTE positions, an increase of 1 FTE position from the 2003-05 biennium authorized level of 17.75 FTE positions. The Legislative Assembly did not change the executive recommendation to add 1 FTE auditor II position.

Other Sections in Bill

Oil and gas development impact grants - Section 4 provides that \$5 million of the special funds appropriation contained in Section 3 of the bill is from the oil and gas impact grant fund and may be used for the purpose of providing oil and gas development impact grants and for the administration of the oil and gas development impact grant program.

Carryover of appropriations for oil and gas impact grants - Section 5 provides that North Dakota Century Code (NDCC) Section 54-44.4-11 does not apply to appropriations for oil impact grants and, consequently, the 2005-07 appropriation authority may be continued into the 2007-09 biennium.

Contingencies line item/appropriation transfers - Section 6 provides that upon approval of the Board of University and School Lands, the commissioner of the Board of University and School Lands may transfer appropriation authority from the contingencies line item to all other line items, except the capital assets line item. The commissioner shall notify the Office of Management and Budget of each transfer made pursuant to this section.

Trust fund distributions to state entities - Section 7 provides the amounts to be distributed to various state entities from state trust funds managed by the Land Department and provides that NDCC Section 15-03-05.2 does not apply to distributions during the 2005-07 biennium. Section 15-03-05.2 provides the trust fund income may not be retained for future distributions to a trust fund beneficiary or added to a permanent fund if it would result in a decrease in distributions to the fund beneficiary from the amount distributed during the preceding fiscal year.

Lands and minerals trust fund continuing appropriation - Section 8 provides a continuing appropriation from the lands and minerals trust fund to pay the principal and interest to the common schools trust fund on any loans made from the fund to the developmentally disabled loan fund program Nos. 2 and 3.

Related Legislation

House Concurrent Resolution No. 3037 provides for an amendment to Sections 1 and 2 of Article IX of the Constitution of North Dakota relating to distributions from and management of the common schools trust fund and the trust funds of other educational or charitable institutions.