

**STATEMENT OF PURPOSE OF AMENDMENT:****Senate Bill No. 2012 - Funding Summary**

	<b>Executive Budget</b>	<b>Final Legislative Action</b>	<b>Comparison To Executive Budget</b>
Adjutant General			
Disaster relief		\$43,000,000	\$43,000,000
Total all funds	\$0	\$43,000,000	\$43,000,000
Less estimated income	0	43,000,000	43,000,000
General fund	\$0	\$0	\$0
FTE	0.00	0.00	0.00
Department of Transportation			
Salaries and wages	\$151,520,269	\$147,373,254	(\$4,147,015)
Operating expenses	203,805,014	188,805,014	(15,000,000)
Capital assets	588,690,866	661,988,548	73,297,682
Grants	66,166,101	67,266,101	1,100,000
Transfer to highway tax dist. fund	120,000,000		(120,000,000)
Federal fiscal stimulus funds		176,082,671	176,082,671
Transfer to highway fund		4,600,000	4,600,000
Total all funds	\$1,130,182,250	\$1,246,115,588	\$115,933,338
Less estimated income	1,010,182,250	1,241,515,588	231,333,338
General fund	\$120,000,000	\$4,600,000	(\$115,400,000)
FTE	1054.50	1054.50	0.00
Bill Total			
Total all funds	\$1,130,182,250	\$1,289,115,588	\$158,933,338
Less estimated income	1,010,182,250	1,284,515,588	274,333,338
General fund	\$120,000,000	\$4,600,000	(\$115,400,000)
FTE	1054.50	1054.50	0.00

**Senate Bill No. 2012 - Adjutant General - House Action**

	<b>Executive Budget</b>	<b>Senate Version</b>	<b>House Changes</b>	<b>House Version</b>
Disaster relief			\$43,000,000	\$43,000,000
Total all funds	\$0	\$0	\$43,000,000	\$43,000,000
Less estimated income	0	0	43,000,000	43,000,000
General fund	\$0	\$0	\$0	\$0
FTE	0.00	0.00	0.00	0.00

**Department 540 - Adjutant General - Detail of House Changes**

	<b>Adds Funding for Disaster Relief<sup>1</sup></b>	<b>Total House Changes</b>
Disaster relief	43,000,000	43,000,000
Total all funds	\$43,000,000	\$43,000,000
Less estimated income	43,000,000	43,000,000
General fund	\$0	\$0
FTE	0.00	0.00

<sup>1</sup> This amendment provides a \$43 million appropriation from the state disaster relief fund to the adjutant general. Of the total funding, \$20 million is to be used for emergency snow removal grants for the remainder of the 2007-09 biennium and \$23 million is

to be used to pay costs of the 2009 flood disaster during the 2009-11 biennium. Sections are also added to provide guidelines for the distribution of these grants.

### Senate Bill No. 2012 - Adjutant General - Conference Committee Action

	Executive Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Disaster relief			\$43,000,000	\$43,000,000	\$43,000,000	
Total all funds	\$0	\$0	\$43,000,000	\$43,000,000	\$43,000,000	\$0
Less estimated income	0	0	43,000,000	43,000,000	43,000,000	0
General fund	\$0	\$0	\$0	\$0	\$0	\$0
FTE	0.00	0.00	0.00	0.00	0.00	0.00

### Department 540 - Adjutant General - Detail of Conference Committee Changes

	Adds Funding for Disaster Relief <sup>1</sup>	Total Conference Committee Changes
Disaster relief	43,000,000	43,000,000
Total all funds	\$43,000,000	\$43,000,000
Less estimated income	43,000,000	43,000,000
General fund	\$0	\$0
FTE	0.00	0.00

<sup>1</sup> This amendment provides a \$43 million appropriation from the state disaster relief fund to the Adjutant General. Of the total funding, \$20 million is to be used for emergency snow removal grants for the remainder of the 2007-09 biennium and \$23 million is to be used to pay costs relating to the January through June 2009 disasters. Sections are also added to provide guidelines for the use and distribution of these funds.

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

	Executive Budget	Senate Changes	Senate Version
Salaries and wages	\$151,520,269		\$151,520,269
Operating expenses	203,805,014		203,805,014
Capital assets	588,690,866	56,886,128	645,576,994
Grants	66,166,101	2,900,000	69,066,101
Transfer to highway tax dist. fund	120,000,000		120,000,000
Total all funds	\$1,130,182,250	\$59,786,128	\$1,189,968,378
Less estimated income	1,010,182,250	59,786,128	1,069,968,378
General fund	\$120,000,000	\$0	\$120,000,000
FTE	1054.50	1.00	1055.50

**Department 801 - Department of Transportation - Detail of Senate Changes**

	<b>Adds Highway- Related Funding<sup>1</sup></b>	<b>Adds Grant Funding for Public Transit Programs<sup>2</sup></b>	<b>Adds a FTE Position<sup>3</sup></b>	<b>Total Senate Changes</b>
Salaries and wages				
Operating expenses				
Capital assets	56,886,128			56,886,128
Grants		2,900,000		2,900,000
Transfer to highway tax dist. fund				
Total all funds	\$56,886,128	\$2,900,000	\$0	\$59,786,128
Less estimated income	56,886,128	2,900,000	0	59,786,128
General fund	\$0	\$0	\$0	\$0
FTE	0.00	0.00	1.00	1.00

<sup>1</sup> The capital assets line item is increased to allow the Department of Transportation to spend additional money deposited in the highway fund as a result of the transfer of \$120 million from the general fund to the highway tax distribution fund.

<sup>2</sup> The grants line item is increased to allow the Department of Transportation to provide additional grant funding for public transit programs as a result of the transfer of \$120 million from the general fund to the highway tax distribution fund.

<sup>3</sup> The department is authorized an additional FTE position for coordination of the department's Title VI and nondiscrimination program as required for delivery of federal programs. Additional funding is not being provided for the position.

This amendment also adds the following sections:

- Provides additional appropriation authority for Fleet Services if additional revenue becomes available.
- Amends North Dakota Century Code (NDCC) Section 24-02-44 relating to the department's authority to borrow funds to respond to disasters.
- Amends NDCC Sections 39-04-19, 54-27-19, 54-27-19.1, 57-43.1-06, and 57-43.2-04.2 relating to the collection and distribution of highway related revenues.
- Repeals NDCC Section 39-04.2-03 relating to the registration fee for public transportation. The \$3 fee is added to the motor vehicle registration fee schedules for deposit in the highway tax distribution fund.

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

	<b>Executive Budget</b>	<b>Senate Version</b>	<b>House Changes</b>	<b>House Version</b>
Salaries and wages	\$151,520,269	\$151,520,269	(\$4,147,015)	\$147,373,254
Operating expenses	203,805,014	203,805,014	(11,000,000)	192,805,014
Capital assets	588,690,866	645,576,994	25,411,554	670,988,548
Grants	66,166,101	69,066,101	(1,800,000)	67,266,101
Transfer to highway tax dist. fund	120,000,000	120,000,000	(120,000,000)	
Federal fiscal stimulus funds			176,082,671	176,082,671
Transfer to highway fund			4,600,000	4,600,000
Total all funds	\$1,130,182,250	\$1,189,968,378	\$69,147,210	\$1,259,115,588
Less estimated income	1,010,182,250	1,069,968,378	184,547,210	1,254,515,588
General fund	\$120,000,000	\$120,000,000	(\$115,400,000)	\$4,600,000
FTE	1054.50	1055.50	(1.00)	1054.50

## Department 801 - Department of Transportation - Detail of House Changes

	<b>Removes Salary Equity Funding<sup>1</sup></b>	<b>Removes New FTE Position<sup>2</sup></b>	<b>Provides Funding for New FTE Position<sup>3</sup></b>	<b>Reduces Operating Expenses Funding<sup>4</sup></b>	<b>Reduces Fleet Services Estimated Income<sup>5</sup></b>	<b>Reduces Funding for Information Technology Projects<sup>6</sup></b>
Salaries and wages	(4,200,000)	(89,333)	142,318			
Operating expenses				(2,500,000)	(5,000,000)	(3,500,000)
Capital assets			(142,318)			
Grants						
Transfer to highway tax dist. fund						
Federal fiscal stimulus funds						
Transfer to highway fund						
<b>Total all funds</b>	<b>(\$4,200,000)</b>	<b>(\$89,333)</b>	<b>\$0</b>	<b>(\$2,500,000)</b>	<b>(\$5,000,000)</b>	<b>(\$3,500,000)</b>
Less estimated income	(4,200,000)	(89,333)	0	(2,500,000)	(5,000,000)	(3,500,000)
General fund	\$0	\$0	\$0	\$0	\$0	\$0
FTE	0.00	(1.00)	0.00	0.00	0.00	0.00
	<b>Removes Funding for Fargo District Building<sup>7</sup></b>	<b>Appropriates Federal Fiscal Stimulus Funds<sup>8</sup></b>	<b>Removes General Fund Transfer<sup>9</sup></b>	<b>Removes Highway-Related Funding<sup>10</sup></b>	<b>Adjusts Highway Funding<sup>11</sup></b>	<b>Transfers Funding to Highway Fund<sup>12</sup></b>
Salaries and wages						
Operating expenses						
Capital assets	(660,000)			(56,886,128)	30,500,000	
Grants				(1,800,000)		
Transfer to highway tax dist. fund			(120,000,000)			
Federal fiscal stimulus funds		176,082,671				
Transfer to highway fund						4,600,000
<b>Total all funds</b>	<b>(\$660,000)</b>	<b>\$176,082,671</b>	<b>(\$120,000,000)</b>	<b>(\$58,686,128)</b>	<b>\$30,500,000</b>	<b>\$4,600,000</b>
Less estimated income	(660,000)	176,082,671	0	(58,686,128)	30,500,000	0
General fund	\$0	\$0	(\$120,000,000)	\$0	\$0	\$4,600,000
FTE	0.00	0.00	0.00	0.00	0.00	0.00
	<b>Adds Funding for Devils Lake Projects<sup>13</sup></b>	<b>Total House Changes</b>				
Salaries and wages		(4,147,015)				
Operating expenses		(11,000,000)				
Capital assets	52,600,000	25,411,554				
Grants		(1,800,000)				
Transfer to highway tax dist. fund		(120,000,000)				
Federal fiscal stimulus funds		176,082,671				
Transfer to highway fund		4,600,000				
<b>Total all funds</b>	<b>\$52,600,000</b>	<b>\$69,147,210</b>				
Less estimated income	52,600,000	184,547,210				
General fund	\$0	(\$115,400,000)				
FTE	0.00	(1.00)				

<sup>1</sup> This amendment removes funding added in the executive budget for state employee salary equity adjustments.

<sup>2</sup> This amendment removes 1 FTE driver's license examiner position added in the executive budget and related funding from the state highway fund of \$89,333.

<sup>3</sup> Funding of \$142,318 is transferred from the capital assets line item to the salaries and wages line item for a new title VI coordinating FTE position added by the Senate.

- <sup>4</sup> Funding for operating expenses is reduced by \$2,500,000 from the state highway fund.
- <sup>5</sup> This amendment reduces the amount of estimated income to be received by Fleet Services from state agencies for motor pool costs by \$5 million.
- <sup>6</sup> This amendment reduces funding for information technology projects to provide a total of \$5,377,437 to be used for projects as prioritized by the department. Projects included in the executive recommendation were the driver's license mainframe project (\$7,500,000), asset management software (\$540,000), registration notification renewal card printer replacement (\$374,400), position information questionnaire rewrite (\$241,837), and department electronic forms solution (\$221,200).
- <sup>7</sup> Funding included in the executive budget for an equipment storage building in the Fargo district is removed.
- <sup>8</sup> This amendment appropriates federal fiscal stimulus funds from the American Recovery and Reinvestment Act of 2009 available for highway infrastructure investment (\$170,126,497) and grants to rural transit programs (\$5,956,174).
- <sup>9</sup> This amendment removes the \$120 million transfer from the general fund to the highway tax distribution fund included in the executive budget.
- <sup>10</sup> This amendment removes funding added by the Senate for highway-related activities that was anticipated to be available in the state highway fund as a result of the \$120 million transfer from the general fund to the highway tax distribution fund. The amendment also removes \$1.8 million from the grants line item that was anticipated to be distributed to transit programs as a result of the general fund transfer.
- <sup>11</sup> This amendment provides \$30.5 million of additional funding for highway projects due to depositing 25 percent of motor vehicle excise tax collections in the state highway fund for the 2009-11 biennium.
- <sup>12</sup> A transfer of \$4.6 million is provided from the general fund to the state highway fund for highway projects in the Devils Lake area.
- <sup>13</sup> This amendment provides \$4.6 million of funding from the highway fund and \$48 million from federal funds for highway projects in the Devils Lake area.

This amendment also:

- Removes Section 4 relating to the appropriation of additional funding available in the state highway fund.
- Removes Section 5 relating to the authorization to hire additional full-time employees.
- Removes Section 7 relating to the appropriation of additional funding received by Fleet Services.
- Adds a section designating United States Highway 85 as the Theodore Roosevelt Expressway.
- Adds sections to provide for Legislative Council studies regarding the Fargo district office facility location and potential options for matching federal highway funds.
- Adds a section providing direction regarding the use of transportation-related funding.
- Adds a new section to North Dakota Century Code (NDCC) Chapter 54-27 regarding reporting requirements of political subdivisions on the use of transportation funding.
- Adds a section to provide that any funding received by the state, counties, cities, and townships in excess of the amounts received through the highway tax distribution fund are considered one-time funding.
- Adds a section requiring counties, cities, and townships to provide an annual report to the Tax Commissioner on transportation program funding.
- Adds a section providing that 25 percent of motor vehicle excise tax collections be deposited in the state highway fund rather than 100 percent in the general fund. The section is effective for the 2009-11 biennium only.
- Adds a section appropriating \$71.5 million from the general fund to the State Treasurer for weather-related cost-sharing distributions to political subdivisions for the remainder of the 2007-09 biennium.
- Adds sections to create a state disaster relief fund and provide a \$43 million transfer from the general fund to the state disaster relief fund.
- Adds a section amending NDCC Section 39-06-17 relating to restricted drivers' licenses.
- Adds an emergency section.

## Senate Bill No. 2012 - Department of Transportation - Conference Committee Action

	Executive Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Salaries and wages	\$151,520,269	\$151,520,269	(\$4,147,015)	\$147,373,254	\$147,373,254	
Operating expenses	203,805,014	203,805,014	(15,000,000)	188,805,014	192,805,014	(4,000,000)
Capital assets	588,690,866	645,576,994	16,411,554	661,988,548	670,988,548	(9,000,000)
Grants	66,166,101	69,066,101	(1,800,000)	67,266,101	67,266,101	
Transfer to highway tax dist. fund	120,000,000	120,000,000	(120,000,000)			
Federal fiscal stimulus funds			176,082,671	176,082,671	176,082,671	
Transfer to highway fund			4,600,000	4,600,000	4,600,000	
Total all funds	\$1,130,182,250	\$1,189,968,378	\$56,147,210	\$1,246,115,588	\$1,259,115,588	(\$13,000,000)
Less estimated income	1,010,182,250	1,069,968,378	171,547,210	1,241,515,588	1,254,515,588	(13,000,000)
General fund	\$120,000,000	\$120,000,000	(\$115,400,000)	\$4,600,000	\$4,600,000	\$0
FTE	1054.50	1055.50	(1.00)	1054.50	1054.50	0.00

## Department 801 - Department of Transportation - Detail of Conference Committee Changes

	Removes Salary Equity Funding <sup>1</sup>	Removes New FTE Position <sup>2</sup>	Provides Funding for New FTE Position <sup>3</sup>	Reduces Operating Expenses Funding <sup>4</sup>	Reduces Fleet Services Estimated Income <sup>5</sup>	Removes Funding for Information Technology Project <sup>6</sup>
Salaries and wages	(4,200,000)	(89,333)	142,318			
Operating expenses				(2,500,000)	(5,000,000)	(7,500,000)
Capital assets			(142,318)			
Grants						
Transfer to highway tax dist. fund						
Federal fiscal stimulus funds						
Transfer to highway fund						
Total all funds	(\$4,200,000)	(\$89,333)	\$0	(\$2,500,000)	(\$5,000,000)	(\$7,500,000)
Less estimated income	(4,200,000)	(89,333)	0	(2,500,000)	(5,000,000)	(7,500,000)
General fund	\$0	\$0	\$0	\$0	\$0	\$0
FTE	0.00	(1.00)	0.00	0.00	0.00	0.00

	Removes Funding for Fargo District Building <sup>7</sup>	Appropriates Federal Fiscal Stimulus Funds <sup>8</sup>	Removes General Fund Transfer <sup>9</sup>	Removes Highway-Related Funding <sup>10</sup>	Adjusts Highway Funding <sup>11</sup>	Transfers Funding to Highway Fund <sup>12</sup>
Salaries and wages						
Operating expenses						
Capital assets	(660,000)			(65,886,128)	30,500,000	
Grants				(1,800,000)		
Transfer to highway tax dist. fund			(120,000,000)			
Federal fiscal stimulus funds		176,082,671				
Transfer to highway fund						4,600,000
Total all funds	(\$660,000)	\$176,082,671	(\$120,000,000)	(\$67,686,128)	\$30,500,000	\$4,600,000
Less estimated income	(660,000)	176,082,671	0	(67,686,128)	30,500,000	0
General fund	\$0	\$0	(\$120,000,000)	\$0	\$0	\$4,600,000
FTE	0.00	0.00	0.00	0.00	0.00	0.00

	<b>Adds Funding for Devils Lake Projects<sup>13</sup></b>	<b>Total Conference Committee Changes</b>
Salaries and wages		(4,147,015)
Operating expenses		(15,000,000)
Capital assets	52,600,000	16,411,554
Grants		(1,800,000)
Transfer to highway tax dist. fund		(120,000,000)
Federal fiscal stimulus funds		176,082,671
Transfer to highway fund		4,600,000
<b>Total all funds</b>	<b>\$52,600,000</b>	<b>\$56,147,210</b>
Less estimated income	52,600,000	171,547,210
General fund	\$0	(\$115,400,000)
<b>FTE</b>	<b>0.00</b>	<b>(1.00)</b>

- <sup>1</sup> This amendment removes funding added in the executive budget for state employee salary equity adjustments, the same amount removed by the House.
- <sup>2</sup> This amendment removes 1 FTE driver's license examiner position added in the executive budget and related funding from the state highway fund of \$89,333. This position was also removed by the House.
- <sup>3</sup> Funding of \$142,318 is transferred from the capital assets line item to the salaries and wages line item for a new title VI coordinating FTE position added by the Senate. This transfer was also included in the House amendments.
- <sup>4</sup> Funding for operating expenses is reduced by \$2,500,000 from the state highway fund, the same amount reduced by the House.
- <sup>5</sup> This amendment reduces the amount of estimated income to be received by Fleet Services from state agencies for motor pool costs by \$5 million, the same amount reduced by the House.
- <sup>6</sup> This amendment removes \$7.5 million for the driver's license information technology project. A total of \$1,377,437 remains for asset management software (\$540,000), registration notification renewal card printer replacement (\$374,400), position information questionnaire rewrite (\$241,837), and department electronic forms solution (\$221,200). The House removed \$3.5 million of funding for information technology projects.
- <sup>7</sup> Funding included in the executive budget for an equipment storage building in the Fargo district is removed. The House amendments also removed funding for the Fargo district equipment storage building.
- <sup>8</sup> This amendment appropriates federal fiscal stimulus funds from the American Recovery and Reinvestment Act of 2009 available for highway infrastructure investment (\$170,126,497) and grants to rural transit programs (\$5,956,174). This is the same amount that was appropriated by the House.
- <sup>9</sup> This amendment removes the \$120 million transfer from the general fund to the highway tax distribution fund included in the executive budget. This transfer was also removed in the House amendments.
- <sup>10</sup> This amendment removes funding added by the Senate for highway-related activities that was anticipated to be available in the state highway fund as a result of the \$120 million transfer from the general fund to the highway tax distribution fund. The amendment also removes \$1.8 million from the grants line item that was anticipated to be distributed to transit programs as a result of the general fund transfer. An adjustment is also made to reflect anticipated actual funding for highway projects. The House amendments removed \$58,686,128 for highway projects and \$1,800,000 for transit program grants.
- <sup>11</sup> This amendment provides \$30.5 million of additional funding for highway projects due to deposits in the state highway fund from motor vehicle excise taxes. The House amendments provided the same amount.
- <sup>12</sup> A transfer of \$4.6 million is provided from the general fund to the state highway fund for highway projects in the Devils Lake area. This transfer was also provided for in the House amendments.

<sup>13</sup> This amendment provides \$4.6 million of funding from the state highway fund and \$48 million from federal funds for highway projects in the Devils Lake area, the same amount that was provided in the House amendments.

This amendment also:

- Removes Section 4 relating to the appropriation of additional funding available in the state highway fund. This section was also removed by the House.
- Removes Section 5 relating to the authorization to hire additional full-time employees. This section was also removed by the House.
- Removes Section 7 relating to the appropriation of additional funding received by Fleet Services. This section was also removed by the House.
- Adds a section designating parts of United States Highways 2 and 85 as the Theodore Roosevelt Expressway. A similar section was also added by the House.
- Adds sections to provide for Legislative Council studies regarding the Fargo district office facility location and potential options for matching federal highway funds. These sections were also added by the House.
- Adds a new section to North Dakota Century Code (NDCC) Chapter 54-27 regarding reporting requirements of political subdivisions on the use of transportation funding. This section was also included in the House amendments.
- Adds a section to provide that any funding received by the state, counties, cities, and townships in excess of the amounts received through the highway tax distribution fund are considered one-time funding. This section was also included in the House amendments.
- Adds a section providing that 25 percent of motor vehicle excise tax collections be deposited in the state highway fund rather than 100 percent in the general fund. The section is effective for the 2009-11 biennium only. This section was also included in the House amendments.
- Adds a section appropriating \$59.9 million from 2007-09 motor vehicle excise tax collections to the State Treasurer for weather-related cost-sharing distributions to political subdivisions for the remainder of the 2007-09 biennium. The House amendments had included \$71.5 million from the general fund for weather-related cost-sharing distributions to political subdivisions.
- Adds a section appropriating \$7.5 million from the state highway fund for highway projects and \$1 million from the public transportation fund for grants to public transit programs resulting from 2007-09 weather-related cost-sharing funds deposited in these funds.
- Adds sections to create a state disaster relief fund and provide a \$43 million transfer from the general fund to the state disaster relief fund. This transfer was also included in the House amendments.
- Adds a section to amend NDCC Section 24-02-35.2 relating to the proceeds from sales of road materials by the Department of Transportation.
- Adds an emergency section.