

February 10, 2003

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1013

Page 1, line 2, after "lands" insert "; to provide for distribution amounts from permanent funds; to create and enact a new section to chapter 47-30.1 of the North Dakota Century Code, relating to property unclaimed by state agencies; and to amend and reenact section 47-30.1-18 of the North Dakota Century Code, relating to notice of abandoned property"

Page 1, line 10, replace "1,898,164" with "1,878,020"

Page 1, line 15, replace "7,735,836" with "7,715,692"

Page 2, after line 5, insert:

"SECTION 5. DISTRIBUTIONS TO STATE INSTITUTIONS. Notwithstanding section 15-03-05.2, during the biennium beginning July 1, 2003, and ending June 30, 2005, the board of university and school lands shall distribute the following amounts, or so much income as may be available, from the permanent funds managed for the benefit of the following entities:

North Dakota state university	\$1,132,000
University of North Dakota	946,000
Youth correctional center	396,000
School for the deaf	322,000
North Dakota state college of science	339,200
State hospital	325,200
Veterans' home	269,200
Valley City state university	268,000
North Dakota vision services - School for the blind	247,200
Mayville state university	186,000
Minot state university - Bottineau	33,200
Dickinson state university	33,200
Minot state university	<u>33,200</u>
Total	\$4,530,400

SECTION 6. A new section to chapter 47-30.1 of the North Dakota Century Code is created and enacted as follows:

Claims by state agencies - Budget section approval and report. Within one year of receipt of state agency property, the administrator shall notify the agency by certified mail. The commissioner of university and school lands shall present a report to the budget section of the legislative council identifying every state agency that has not submitted a claim for property belonging to that agency within one year of the receipt of the date of the certified mail receipt. Upon approval of the budget section of the legislative council, the agency relinquishes its right to recover its property.

SECTION 7. AMENDMENT. Section 47-30.1-18 of the North Dakota Century Code is amended and reenacted as follows:

47-30.1-18. Notice and publication of lists of abandoned property.

1. The administrator shall cause a notice to be published not later than October first of the year immediately following the report required by section 47-30.1-17 at least once a week for two consecutive weeks in a newspaper of general circulation in the county of this state in which is located the last known address of any person to be named in the notice. If no address is listed or the address is outside this state, the notice must be published in the county in which the holder of the property has its principal place of business within this state.
2. ~~The published notice~~ One of the annual notices must be entitled "Notice of Names of Persons Appearing to be Owners of Abandoned Property" and contain:
 - a. The names in alphabetical order and last known address, if any, of persons listed in the report and entitled to notice within the county as specified in subsection 1.
 - b. A statement that information concerning the property and the name and last known address of the holder may be obtained by any person possessing an interest in the property by addressing an inquiry to the administrator.
3. One of the annual notices must be a display advertisement that contains information on abandoned property and contact information for making an inquiry. The cost of this advertisement may not exceed the cost of the notice in subsection 2.
4. ~~The administrator is not required to publish in the notice any items of less than fifty dollars unless the administrator considers their publication to be in the public interest.~~
4. 5. This section is not applicable to sums payable on traveler's checks, money orders, and other written instruments for which the holder is not required to report the name of the apparent owner.
6. The administrator may not publish in the notice any property clearly identified as belonging to a state agency. Property presumed to be state agency property that cannot be clearly identified as belonging to a specific agency also is exempt from public notice requirements."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1013 - Land Department - House Action

	EXECUTIVE BUDGET	HOUSE CHANGES	HOUSE VERSION
Salaries and wages	\$1,898,164	(\$20,144)	\$1,878,020
Operating expenses	812,572		812,572
Capital assets	37,000		37,000
Grants	4,888,100		4,888,100
Contingencies	<u>100,000</u>		<u>100,000</u>
Total all funds	\$7,735,836	(\$20,144)	\$7,715,692
Less estimated income	<u>7,735,836</u>	<u>(20,144)</u>	<u>7,715,692</u>
General fund	\$0	\$0	\$0
FTE	17.75	0.00	17.75

Dept. 226 - Land Department - Detail of House Changes

	REMOVES RECOMMENDED SALARY INCREASE ¹	TOTAL HOUSE CHANGES
Salaries and wages	(\$20,144)	(\$20,144)
Operating expenses		
Capital assets		
Grants		
Contingencies	_____	_____
Total all funds	(\$20,144)	(\$20,144)
Less estimated income	<u>(20,144)</u>	<u>(20,144)</u>
General fund	\$0	\$0
FTE	0.00	0.00

¹ This amendment removes the Governor's recommendation for state employee increases and retains the recommended state payment for health insurance premiums.

This amendment adds a section to notify state agencies by certified mail or unclaimed property and, upon approval of the Budget Section, to relinquish the state agency's right to recover the unclaimed property if not claimed within one year of certified mail receipt, and lists the amounts to be distributed from the permanent funds during the 2003-05 biennium. This amendment also amends Section 47-30.1-18 regarding notice and publication of lists of abandoned property and exempting state agencies from the public notice requirements for unclaimed property.