

MICROFILM DIVIDER

OMB/RECORDS MANAGEMENT DIVISION
SFN 2053 (2/85) 5M



ROLL NUMBER

DESCRIPTION

1053

2005 HOUSE APPROPRIATIONS

HB 1053


2005 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB1053
Contingency / Ending Fund Balance

House Appropriations Full Committee

☐ Conference Committee

Hearing Date January 18, 2005

Tape Number	Side A	Side B	Meter #
2	X		#5.8 - 13.2
Committee Clerk Signature			

Minutes:

Rep. Ken Svedjan, Chairman opened the hearing on HB1053 and the clerk read the bill title.

Rep. Jeff Delzer explained that in the last biennium the state was in the situation where revenues had actually dropped and we had a contingency transfer out of the Bank of North Dakota. What this bill says is that if this situation were to ever happen again, the amount of money in the projected turnback funds, which last time ending up being the ending fund balance, would actually go back to the Bank of North Dakota to cover up to the amount that was transferred out of it. The figures of the last biennium were \$18,699,787 transferred out of the Bank of North Dakota and the ending fund balance being \$14,790,311. So in essence if this bill would have been in place then we would have started this biennium with a \$0.0 balance and we would have had \$14,790,311 more to go back to the Bank of North Dakota.

Rep. Ken Svedjan, Chairman asked Rep Delzer to explained the language used in line 10 of HB1053.

Rep. Jeff Delzer answered that essentially what it means is that you would never put more in the bank than what the contingent transfer was.

Rep. Mike Timm, Vice Chairman asked what would happen if the transfer would draw the fund down too low for the state to cover their day to day bills?

Rep. Jeff Delzer This bill deals with ending fund balance which is money not available until 1 month into the new biennium so it would not effect the day to day work of the state. (meter Tape #2, side A, #8.4)

Mr. Tom Silvenado representing the Department of Agriculture, distributed written testimony from Mr. Roger Johnson from the Department of Agriculture (handout #11-10, attached.) in support of HB1053. There were no questions.

Mr. Ed Sather from the Bank of North Dakota stated that the bank was in support of HB1053 and asked if there were any questions.

Rep. Eliot Glassheim asked if the bank has ever been repaid for the transfer.

Mr. Sather answered no, the total transfer for the biennium was \$78 million (meter Tape #2, side A, #9.9).

Rep. David Monson asked any way that this could backfire and agencies seeing that they haven't spent some of their funds may find a way to use them?

Rep. Jeff Delzer answered I suppose this could happen but I don't see any more of an incentive to do it with this bill than they have to do that right now.

Ms Sheila Peterson from the Office of Management and Budget testified that OMB was in support of this bill.

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House Appropriations Committee

Bill/Resolution Number *Click here to type bill number* HB1053

Hearing Date January 18, 2005

Rep. Ken Svedjan, Chairman asked for any further testimony on HB1053. Seeing none,

Chairman Svedjan declared the hearing on HB1053 closed.

Rep. Ron Carlisle made a motion of Do Pass for HB1053.

Rep. Blair Thoreson seconded the motion.

Rep. Ken Svedjan, Chairman called for a roll call vote. Motion was passed with 19 yeas, 0 nays, and 4 absent. Chairman Svedjan requested Rep Carlisle carry the bill to the House Floor.

(meter Tape #2, side A, #13)

FISCAL NOTE
Requested by Legislative Council
12/17/2004

Bill/Resolution No.: HB 1053

1A. State fiscal effect: *Identify the state fiscal effect and the fiscal effect on agency appropriations compared to funding levels and appropriations anticipated under current law.*

	2003-2005 Biennium		2005-2007 Biennium		2007-2009 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues						
Expenditures						
Appropriations						

1B. County, city, and school district fiscal effect: *Identify the fiscal effect on the appropriate political subdivision.*

2003-2005 Biennium			2005-2007 Biennium			2007-2009 Biennium		
Counties	Cities	School Districts	Counties	Cities	School Districts	Counties	Cities	School Districts

2. Narrative: *Identify the aspects of the measure which cause fiscal impact and include any comments relevant to your analysis.*

Unable to determine.

3. State fiscal effect detail: *For information shown under state fiscal effect in 1A, please:*

A. Revenues: *Explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.*

B. Expenditures: *Explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.*

C. Appropriations: *Explain the appropriation amounts. Provide detail, when appropriate, of the effect on the biennial appropriation for each agency and fund affected and any amounts included in the executive budget. Indicate the relationship between the amounts shown for expenditures and appropriations.*

Name: Pam Sharp
Phone Number: 328-4606

Agency: OMB
Date: 12/20/2004
Prepared:

Date: 1-18-05
Roll Call Vote #: ~~1053~~ #1

2005 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 1053

House Appropriations - Full Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number

Action Taken

Do Pass

Motion Made By

Carlisle

Seconded By

Thoreson

Representatives	Yes	No	Representatives	Yes	No
Rep. Ken Svedjan, Chairman	X		Rep. Bob Skarphol	X	
Rep. Mike Timm, Vice Chairman	X		Rep. David Monson	X	
Rep. Bob Martinson			Rep. Eliot Glassheim	X	
Rep. Tom Brusegaard	X		Rep. Jeff Delzer	X	
Rep. Earl Rennerfeldt	X		Rep. Chet Pollert	X	
Rep. Francis J. Wald	X		Rep. Larry Bellew	X	
Rep. Ole Aarsvold	X		Rep. Alon C. Wieland	X	
Rep. Pam Gulleason			Rep. James Kerzman	X	
Rep. Ron Carlisle	X		Rep. Ralph Metcalf		
Rep. Keith Kempenich	X				
Rep. Blair Thoreson	X				
Rep. Joe Kroeber	X				
Rep. Clark Williams	X				
Rep. Al Carlson					

Total (Yes)

Carlisle 19

No

Thoreson 0

Absent

4

Floor Assignment

Carlisle

If the vote is on an amendment, briefly indicate intent:

Date: **January 18, 2005**
Roll Call Vote #: **1**

2005 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. HB1053

House Appropriations - Full Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number

Action Taken **DO PASS**

Motion Made By **Rep Carlisle**

Seconded By **Rep Thoreson**

Representatives	Yes	No	Representatives	Yes	No
Rep. Ken Svedjan, Chairman	X		Rep. Bob Skarphol	X	
Rep. Mike Timm, Vice Chairman	X		Rep. David Monson	X	
Rep. Bob Martinson	AB		Rep. Eliot Glassheim	X	
Rep. Tom Brusegaard	X		Rep. Jeff Delzer	X	
Rep. Earl Rennerfeldt	X		Rep. Chet Pollert	X	
Rep. Francis J. Wald	X		Rep. Larry Bellew	X	
Rep. Ole Aarsvold	X		Rep. Alon C. Wieland	X	
Rep. Pam Guleson	AB		Rep. James Kerzman	X	
Rep. Ron Carlisle	X		Rep. Ralph Metcalf	AB	
Rep. Keith Kempenich	X				
Rep. Blair Thoreson	X				
Rep. Joe Kroeber	X				
Rep. Clark Williams	X				
Rep. Al Carlson	AB				

Total Yes **19** No **0**

Absent **4**

Floor Assignment **Rep Carlisle**

If the vote is on an amendment, briefly indicate intent:

REPORT OF STANDING COMMITTEE (410)
January 19, 2005 8:29 a.m.

Module No: HR-11-0687
Carrier: Carlisle
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE

HB 1053: Appropriations Committee (Rep. Svedjan, Chairman) recommends DO PASS
(19 YEAS, 0 NAYS, 4 ABSENT AND NOT VOTING). HB 1053 was placed on the
Eleventh order on the calendar.

2005 SENATE APPROPRIATIONS

HB 1053

2005 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. 1053

Senate Appropriations Committee

☐ Conference Committee

Hearing Date February 23, 2005

Tape Number	Side A	Side B	Meter #
1	a		0

Committee Clerk Signature



Minutes:

Chairman Holmberg opened the hearing on SB 1053 with the roll call and general announcements. All were present.

Ed Sather, Senior Vice President, Bank of North Dakota presented testimony in support of HB 1053. He discussed the reasons for SB 1053 after reviewing what had transpired during the last biennium. He indicated if the Bank of North Dakota has a draw on the contingencies that are transferred to the general fund and at the end of the biennium there are funds left over, they will be transferred back to the Bank of North Dakota.

One clarifying question was asked. No further questions were asked.

Chairman Holmberg closed the hearing.

Senator Bowman moved a Do Pass, Senator Krauter seconded. A roll call vote was taken with 15 yes 0 no 0 absent. Senator Andrist will carry the bill.

The hearing closed.

Date 2/23/05
Roll Call Vote #: 99+3
01

2005 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. SB

Senate SENATE APPROPRIATIONS

Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number

1053

Action Taken

Do Pass

Motion Made By

Bowman

Seconded By

Krauter

Senators	Yes	No	Senators	Yes	No
CHAIRMAN HOLMBERG	✓		SENATOR KRAUTER	✓	
VICE CHAIRMAN BOWMAN	✓		SENATOR LINDAAS	✓	
VICE CHAIRMAN GRINDBERG	✓		SENATOR MATHERN	✓	
SENATOR ANDRIST	✓		SENATOR ROBINSON	✓	
SENATOR CHRISTMANN	✓		SEN. TALLACKSON	✓	
SENATOR FISCHER	✓				
SENATOR KILZER	✓				
SENATOR KRINGSTAD	✓				
SENATOR SCHOBINGER	✓				
SENATOR THANE	✓				

Total (Yes)

15

No

0

Absent

0

Floor Assignment

Sen Andrist

If the vote is on an amendment, briefly indicate intent:

REPORT OF STANDING COMMITTEE (410)
February 23, 2005 2:27 p.m.

Module No: SR-33-3514
Carrier: Andrist
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE

HB 1053: Appropriations Committee (Sen. Holmberg, Chairman) recommends DO PASS
(15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1053 was placed on the
Fourteenth order on the calendar.

2005 TESTIMONY

HB 1053

Roger Johnson
Agriculture Commissioner
www.agdepartment.com



Handout 11-10
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HB 1053
Tom Silvenado

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Bismarck, ND 58505-0020

**Testimony of Roger Johnson
Agriculture Commissioner
House Bill 1053
House Appropriations Committee
Roughrider Room
January 18th, 2005**

Chairman Svedjan and members of the Appropriations Committee, I am Agriculture Commissioner Roger Johnson. I am here today in support of HB1053, relating to contingent Bank of North Dakota transfers to the state general fund.

When a short fall of general fund revenues is expected, the legislature may authorize transfers from the Bank of North Dakota to the fund. HB1053 would allow transfers made for this purpose to be returned to the bank at the end of the biennium. The amount returned would be equal to the transfer or the unobligated balance of the general fund.

Returning contingent transferred funds to the Bank of North Dakota makes sense as this replenishes the bank's capital base and allows the bank to continue to be profitable for the citizens of North Dakota.

Chairman Svedjan and committee members, I urge a do pass on HB1053. I would be happy to answer any questions you may have.