

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2014

That the House recede from its amendments as printed on pages 1257-1261 of the Senate Journal and pages 1489-1493 of the House Journal and that Engrossed Senate Bill No. 2014 be amended as follows:

Page 1, line 2, after the second "commission" insert "; to provide for approval of alternate bids by the emergency commission and budget section"

Page 1, line 5, after the first comma insert "section 54-17-03,"

Page 1, line 7, replace "and transferring" with ", transfer of"

Page 1, line 8, after "resources" insert ", and the secretary of the industrial commission; to repeal section 3 of chapter 491 of the 2003 Session Laws, relating to the expiration of the authorization for the state to purchase oil put options; to provide for a report to the legislative council; to provide a section of legislative intent"

Page 3, line 5, replace "\$173,615" with "\$184,571"

Page 3, line 9, replace "7,461,422" with "7,461,422"

Page 3, after line 9, insert:

"Oil and gas division contingency 225,000"

Page 3, line 10, replace "6,198,090" with "6,412,134"

Page 3, line 11, replace "6,363,049" with "6,604,189"

Page 3, line 12, replace "\$164,959" with "\$192,055"

Page 3, line 15, replace "1,721,983" with "1,625,778"

Page 3, remove line 16

Page 3, line 19, replace "13,551,518" with "12,272,778"

Page 3, line 27, replace "657,285" with "641,435"

Page 3, line 29, replace "50,000" with "50,000"

Page 3, after line 29, insert:

"Agriculture promotion 200,000"

Page 3, line 30, replace "2,675,102" with "2,859,252"

Page 4, line 2, replace "468,942" with "446,894"

Page 4, line 5, replace "305,940" with "283,892"

Page 4, line 6, replace "(\$2,539,959)" with "(\$2,567,055)"

Page 4, line 7, replace "25,270,609" with "24,395,111"

Page 4, line 8, replace "22,730,650" with "21,828,056"

Page 4, line 17, replace "6,071,048" with "6,060,092"

Page 4, line 21, replace "27,292,412" with "27,292,412"

Page 4, after line 21, insert:

"Oil and gas division contingency	<u>225,000</u> "
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Page 4, line 22, replace "50,516,810" with "50,730,854"

Page 4, line 23, replace "43,654,885" with "43,896,025"

Page 4, line 24, replace "6,840,444" with "6,834,829"

Page 4, line 27, replace "18,176,480" with "18,153,392"

Page 4, line 29, replace "18,722,000" with "11,272,000"

Page 4, line 31, replace "49,524,145" with "42,051,057"

Page 5, line 11, replace "17,348,241" with "17,332,391"

Page 5, line 15, replace "32,857,254" with "32,841,404"

Page 5, line 18, replace "4,382,167" with "4,376,801"

Page 5, line 22, replace "33,879,025" with "33,873,659"

Page 5, line 23, replace "12,540,444" with "12,534,829"

Page 5, line 24, replace "162,286,824" with "155,037,145"

Page 5, line 25, replace "174,827,268" with "167,571,974"

Page 6, after line 4, insert:

"SECTION 6. ALTERNATE BIDS - EMERGENCY COMMISSION AND BUDGET SECTION APPROVAL - APPROPRIATION. The industrial commission shall advertise for bids for a new building for the Bank of North Dakota. Alternate bids must be solicited which would allow footings to be installed for up to three additional floors. The industrial commission may proceed with the construction of additional footings upon approval by the emergency commission and budget section. Any additional funds required for the footings in excess of the \$11,000,000 appropriated in subdivision 2 of section 3 of this Act are hereby appropriated to the Bank of North Dakota for the biennium beginning July 1, 2005, and ending June 30, 2007."

Page 6, line 5, replace "\$68,525" with "\$73,650"

Page 6, line 10, replace "\$89,420" with "\$94,545"

Page 6, line 15, replace "\$59,602" with "\$64,727"

Page 6, line 20, replace "\$20,894" with "\$26,019"

Page 8, replace lines 9 through 18 with:

"SECTION 15. LEGISLATIVE INTENT - FIRSTMOME PARK GRANT. It is the intent of the fifty-ninth legislative assembly that the housing finance agency provide a \$100,000 grant from funds appropriated in the grants line item in subdivision 5 of section 3 of this Act to the Dickinson park district for park improvements at the west river community center complex to be named the firsthome park."

Page 8, after line 23, insert:

"SECTION 17. UNOBLIGATED MONEYS IN PARTNERSHIP FOR COMMUNITY EXPANSION FUND - TRANSFER TO THE GENERAL FUND. Notwithstanding section 6-09.14-02, any unobligated moneys, up to \$2,200,000, in the partnership in assisting community expansion fund as of June 30, 2005, must be returned to the general fund and considered general fund turnback.

SECTION 18. CONTINGENT OIL AND GAS DIVISION FUNDING - EMERGENCY COMMISSION APPROVAL. The funds appropriated in the oil and gas division contingency line item in subdivision 1 of section 3 of this Act are from the land and minerals trust fund. If funds are required due to the average drilling rig count exceeding thirty active rigs for each month in any consecutive three-month period, the oil and gas division may spend moneys from this line item upon emergency commission approval. The oil and gas division may hire up to two full-time equivalent positions with the contingency funds."

Page 8, line 24, replace "TRADE PROMOTION AUTHORITY" with "INTERNATIONAL BUSINESS AND TRADE OFFICE"

Page 8, line 25, replace "\$250,000" with "\$200,000"

Page 8, line 26, replace "trade promotion authority" with "international business and trade office upon proof of the international business and trade office securing \$1 of matching funds from other public or private sources for every \$2 from the mill and elevator association"

Page 16, after line 3, insert:

"SECTION 29. AMENDMENT. Section 54-17-03 of the North Dakota Century Code is amended and reenacted as follows:

54-17-03. Chairman and attorney - Secretary - Employees - Compensation - Bonds. The governor is the chairman of the industrial commission, and its attorney is the attorney general. ~~In the transaction of its general business, the~~ The commission shall appoint a secretary and may employ other subordinate officers, employees, and agents, on such terms as ~~it may deem~~ the commission determines proper ~~and as, in its judgment, the public interests may require.~~ The commission may require suitable bonds of its secretary or other subordinate officers, employees, or agents. ~~‡~~ The commission shall fix the amount of the compensation of ~~each person so engaged~~ the commission's secretary, officers, employees, and agents and the secretary's salary may exceed the maximum salary in the grade established for the classification assigned under chapter 54-44.3. The compensation, together with other expenditures for

operation and maintenance of the general business of the commission, must remain within the appropriation available in each year for such purpose."

Page 17, after line 6, insert:

"**SECTION 34. REPEAL.** Section 3 of chapter 491 of the 2003 Session Laws is repealed.

SECTION 35. STATE MILL AND ELEVATOR ASSOCIATION - REPORT TO BUDGET SECTION. The manager of the state mill and elevator association shall present an annual report to the budget section of the legislative council. The report must include the current role and mission of the state mill and elevator association and short-term and long-term plans for acquisitions, construction, renovation, equipment upgrading, sales and marketing, personnel, and all financial matters. The report also must include a description of efforts by the state mill and elevator association to inform legislators about the role, mission, and operations of the state mill and elevator association."

Page 17, line 8, replace "15" with "16"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Senate Bill No. 2014 - Summary of Conference Committee Action

	EXECUTIVE BUDGET	SENATE VERSION	CONFERENCE COMMITTEE CHANGES	CONFERENCE COMMITTEE VERSION	HOUSE VERSION	COMPARISON TO HOUSE
Industrial Commission						
Total all funds	\$50,516,810	\$50,491,844	\$239,010	\$50,730,854	\$50,710,354	\$20,500
Less estimated income	<u>43,654,885</u>	<u>43,651,400</u>	<u>244,625</u>	<u>43,896,025</u>	<u>43,875,525</u>	<u>20,500</u>
General fund	\$6,861,925	\$6,840,444	(\$5,615)	\$6,834,829	\$6,834,829	\$0
Bank of North Dakota						
Total all funds	\$51,404,797	\$57,599,145	(\$7,473,088)	\$50,126,057	\$50,126,057	\$0
Less estimated income	<u>45,704,797</u>	<u>51,899,145</u>	<u>(7,473,088)</u>	<u>44,426,057</u>	<u>44,426,057</u>	
General fund	\$5,700,000	\$5,700,000	\$0	\$5,700,000	\$5,700,000	\$0
Housing Finance Agency						
Total all funds	\$33,895,707	\$33,879,025	(\$5,366)	\$33,873,659	\$33,873,659	\$0
Less estimated income	<u>33,895,707</u>	<u>33,879,025</u>	<u>(5,366)</u>	<u>33,873,659</u>	<u>33,873,659</u>	
General fund	\$0	\$0	\$0	\$0	\$0	\$0
Mill and Elevator						
Total all funds	\$32,657,254	\$32,857,254	(\$15,850)	\$32,841,404	\$32,641,404	\$200,000
Less estimated income	<u>32,657,254</u>	<u>32,857,254</u>	<u>(15,850)</u>	<u>32,841,404</u>	<u>32,641,404</u>	<u>200,000</u>
General fund	\$0	\$0	\$0	\$0	\$0	\$0
Bill Total						
Total all funds	\$168,474,568	\$174,827,268	(\$7,255,294)	\$167,571,974	\$167,351,474	\$220,500
Less estimated income	<u>155,912,643</u>	<u>162,286,824</u>	<u>(7,249,679)</u>	<u>155,037,145</u>	<u>154,816,645</u>	<u>220,500</u>
General fund	\$12,561,925	\$12,540,444	(\$5,615)	\$12,534,829	\$12,534,829	\$0

Senate Bill No. 2014 - Industrial Commission - Conference Committee Action

	EXECUTIVE BUDGET	SENATE VERSION	CONFERENCE COMMITTEE CHANGES	CONFERENCE COMMITTEE VERSION	HOUSE VERSION	COMPARISON TO HOUSE
Salaries and wages	\$6,071,048	\$6,046,082	\$14,010	\$6,060,092	\$6,039,592	\$20,500
Operating expenses	1,907,850	1,907,850		1,907,850	1,907,850	
Capital assets	45,500	45,500		45,500	45,500	
Lignite research and development	15,200,000	15,200,000		15,200,000	15,200,000	
Grants - Bond payments	27,292,412	27,292,412		27,292,412	27,292,412	
Oil and Gas Division contingency			225,000	225,000	225,000	
Total all funds	\$50,516,810	\$50,491,844	\$239,010	\$50,730,854	\$50,710,354	\$20,500
Less estimated income	<u>43,654,885</u>	<u>43,651,400</u>	<u>244,625</u>	<u>43,896,025</u>	<u>43,875,525</u>	<u>20,500</u>
General fund	\$6,861,925	\$6,840,444	(\$5,615)	\$6,834,829	\$6,834,829	\$0

Dept. 405 - Industrial Commission - Detail of Conference Committee Changes

	REDUCES RECOMMENDED FUNDING FOR HEALTH INSURANCE ¹	INCREASES FUNDING FOR INDUSTRIAL COMMISSION SECRETARY SALARY ²	ADDS CONTINGENCY FUNDING FOR OIL AND GAS DIVISION ³	TOTAL CONFERENCE COMMITTEE CHANGES
Salaries and wages	(\$6,490)	\$20,500		\$14,010
Operating expenses				
Capital assets				
Lignite research and development				
Grants - Bond payments				
Oil and Gas Division contingency			\$225,000	225,000
Total all funds	(\$6,490)	\$20,500	\$225,000	\$239,010
Less estimated income	(875)	20,500	225,000	244,625
General fund	(\$5,615)	\$0	\$0	(\$5,615)
FTE	0.00	0.00	2.00	2.00

¹ This amendment reduces funding for state employee health insurance premiums from \$559.15 to \$553.95 per month, the same as the House version.

² This amendment increases special funds spending authority for the Industrial Commission by \$20,500 and amends a section of the North Dakota Century Code to fund a salary increase to the Industrial Commission's secretary.

³ This amendment adds contingency funding of \$225,000 from the lands and minerals trust fund for the Oil and Gas Division to hire up to 2 full-time equivalent positions (1 field inspector and 1 plugging and reclamation supervisor) if the average drilling rig count exceeds 30 active rigs for each month in any consecutive three-month period, upon Emergency Commission approval. This is the same as the House version.

Senate Bill No. 2014 - Bank of North Dakota - Conference Committee Action

	EXECUTIVE BUDGET	SENATE VERSION	CONFERENCE COMMITTEE CHANGES	CONFERENCE COMMITTEE VERSION	HOUSE VERSION	COMPARISON TO HOUSE
Salaries and wages	\$18,249,597	\$18,176,480	(\$23,088)	\$18,153,392	\$18,153,392	
Operating expenses	12,108,200	10,925,665		10,925,665	10,925,665	
Capital assets	11,272,000	18,722,000	(7,450,000)	11,272,000	11,272,000	
Contingencies	1,700,000	1,700,000		1,700,000	1,700,000	
PACE fund	5,700,000	5,700,000		5,700,000	5,700,000	
Agriculture PACE fund	1,425,000	1,425,000		1,425,000	1,425,000	
Beginning farmer revolving loan fund	950,000	950,000		950,000	950,000	
Total all funds	\$51,404,797	\$57,599,145	(\$7,473,088)	\$50,126,057	\$50,126,057	\$0
Less estimated income	45,704,797	51,899,145	(7,473,088)	44,426,057	44,426,057	
General fund	\$5,700,000	\$5,700,000	\$0	\$5,700,000	\$5,700,000	\$0
FTE	178.50	178.50	0.00	178.50	178.50	0.00

Dept. 471 - Bank of North Dakota - Detail of Conference Committee Changes

	REDUCES RECOMMENDED FUNDING FOR HEALTH INSURANCE ¹	REMOVES ADDITIONAL FUNDING FOR NEW BANK BUILDING ADDED BY SENATE ²	TOTAL CONFERENCE COMMITTEE CHANGES
Salaries and wages	(\$23,088)		(\$23,088)
Operating expenses			
Capital assets		(\$7,450,000)	(7,450,000)
Contingencies			
PACE fund			
Agriculture PACE fund			
Beginning farmer revolving loan fund			
Total all funds	(\$23,088)	(\$7,450,000)	(\$7,473,088)
Less estimated income	(23,088)	(7,450,000)	(7,473,088)
General fund	\$0	\$0	\$0
FTE	0.00	0.00	0.00

¹ This amendment reduces funding for state employee health insurance premiums from \$559.15 to \$553.95 per month, the same as the House version.

² This amendment removes the additional \$7,450,000 of spending authority added by the Senate to increase the size of the new Bank of North Dakota building, resulting in a total of \$11 million available for the new Bank building, the same as the House version. This amendment also adds a section that provides that the Industrial Commission shall solicit alternate bids for the new Bank of North Dakota building which allows for footings to be installed for up to three additional floors and provides an appropriation for the additional costs associated with the footings upon Emergency Commission and Budget Section approval and removes Section 14 of the bill added by the Senate providing legislative intent for the Bank of North Dakota to lease space in its new building to other state agencies.

This amendment also adds a section to provide for the Bank of North Dakota to turn back unobligated general fund moneys of up to \$2.2 million in the partnership in assisting community expansion fund to the general fund as of June 30, 2005, the same as the House version.

Senate Bill No. 2014 - Housing Finance Agency - Conference Committee Action

	EXECUTIVE BUDGET	SENATE VERSION	CONFERENCE COMMITTEE CHANGES	CONFERENCE COMMITTEE VERSION	HOUSE VERSION	COMPARISON TO HOUSE
Salaries and wages	\$4,398,849	\$4,382,167	(\$5,366)	\$4,376,801	\$4,376,801	
Operating expenses	2,805,578	2,805,578		2,805,578	2,805,578	
Grants	26,591,280	26,591,280		26,591,280	26,591,280	
HFA contingencies	<u>100,000</u>	<u>100,000</u>		<u>100,000</u>	<u>100,000</u>	
Total all funds	\$33,895,707	\$33,879,025	(\$5,366)	\$33,873,659	\$33,873,659	\$0
Less estimated income	<u>33,895,707</u>	<u>33,879,025</u>	<u>(5,366)</u>	<u>33,873,659</u>	<u>33,873,659</u>	
General fund	\$0	\$0	\$0	\$0	\$0	\$0
FTE	43.00	43.00	0.00	43.00	43.00	0.00

Dept. 473 - Housing Finance Agency - Detail of Conference Committee Changes

	REDUCES RECOMMENDED FUNDING FOR HEALTH INSURANCE ¹	TOTAL CONFERENCE COMMITTEE CHANGES
Salaries and wages	(\$5,366)	(\$5,366)
Operating expenses		
Grants		
HFA contingencies		
Total all funds	(\$5,366)	(\$5,366)
Less estimated income	<u>(5,366)</u>	<u>(5,366)</u>
General fund	\$0	\$0
FTE	0.00	0.00

¹ This amendment reduces funding for state employee health insurance premiums from \$559.15 to \$553.95 per month, the same as the House version.

This amendment also adds a section of legislative intent to allow the Housing Finance Agency to provide a \$100,000 grant to the Dickinson Park District for park improvements at the West River Community Center complex.

Senate Bill No. 2014 - Mill and Elevator - Conference Committee Action

	EXECUTIVE BUDGET	SENATE VERSION	CONFERENCE COMMITTEE CHANGES	CONFERENCE COMMITTEE VERSION	HOUSE VERSION	COMPARISON TO HOUSE
Salaries and wages	\$17,348,241	\$17,348,241	(\$15,850)	\$17,332,391	\$17,332,391	
Operating expenses	14,959,013	14,959,013		14,959,013	14,959,013	
Contingencies	300,000	300,000		300,000	300,000	
Agriculture promotion	<u>50,000</u>	<u>250,000</u>		<u>250,000</u>	<u>50,000</u>	\$200,000
Total all funds	\$32,657,254	\$32,857,254	(\$15,850)	\$32,841,404	\$32,641,404	\$200,000
Less estimated income	<u>32,657,254</u>	<u>32,857,254</u>	<u>(15,850)</u>	<u>32,841,404</u>	<u>32,641,404</u>	<u>200,000</u>
General fund	\$0	\$0	\$0	\$0	\$0	\$0
FTE	127.00	127.00	0.00	127.00	127.00	0.00

Dept. 475 - Mill and Elevator - Detail of Conference Committee Changes

	REDUCES RECOMMENDED FUNDING FOR HEALTH INSURANCE 1	TOTAL CONFERENCE COMMITTEE CHANGES
Salaries and wages	(\$15,850)	(\$15,850)
Operating expenses		
Contingencies		
Agriculture promotion		
Total all funds	(\$15,850)	(\$15,850)
Less estimated income	<u>(15,850)</u>	<u>(15,850)</u>
General fund	\$0	\$0
FTE	0.00	0.00

¹ This amendment reduces funding for state employee health insurance premiums from \$559.15 to \$553.95 per month, the same as the House version.

This amendment also:

- Provides for a transfer of \$200,000 from the Mill and Elevator's agriculture promotion line to the International Business and Trade Office. The Senate had provided for a \$250,000 transfer, which the House had removed.
- Adds a section to require the Mill and Elevator Association to present an annual report to the Budget Section, the same as the House version.

Senate Bill No. 2014 - Other Changes - Conference Committee Action

This amendment also repeals Section 3 of Chapter 491 of the 2003 Session Laws related to expiration of the authorization for the state to purchase oil put options, the same as the House version.