

February 9, 2007

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1027

Page 1, line 1, remove "a new section to chapter 2-05, a new section to chapter"

Page 1, line 2, remove "15-20.1,"

Page 1, line 3, replace "a new chapter to title 54, sections" with "section" and remove "and  
57-38-01.25"

Page 1, line 4, remove "a rural airport"

Page 1, remove line 5

Page 1, line 6, remove "business and tourism acceleration commission,"

Page 1, line 8, remove "workforce recruitment and", after "internships" insert "and research and  
experimental expenditures", and remove "subsection 2 of"

Page 1, line 9, remove "section 6-09.17-01," and after "sections" insert "15-69-02,"

Page 1, line 10, after the first comma insert "and" and remove "54-34.3-08,"

Page 1, line 12, remove "biodiesel partnership in assisting community expansion program,"

Page 1, line 13, remove "a business and tourism"

Page 1, line 14, remove "acceleration commission,"

Page 1, line 22, remove "to provide appropriations and transfers;"

Page 2, replace lines 2 through 30 with:

**"SECTION 1. AMENDMENT.** Section 15-69-02 of the North Dakota Century Code is amended and reenacted as follows:

**15-69-02. (Effective through July 31, 2011) Centers of excellence.**

1. The board shall establish a centers of excellence program relating to economic development. The program must distinguish among center designations for awards designated to address commercialization, workforce, and infrastructure needs. Through the program the commission shall make funding award recommendations for commission-approved applications to the board, the foundation, and the budget section of the legislative council. A center must be an institution of higher education under the control of the board or a nonprofit university-related or college-related foundation of an institution of higher education under the control of the board. In order to be considered for center designation, the institution of higher education or nonprofit foundation must be working in partnership with the private sector. In addition to any center designated under this chapter, the North Dakota state university center for technology

enterprise and the university of North Dakota center for innovation are centers.

2. A commission funding award recommendation must be for a specified amount. Designation of a center occurs upon board, foundation, and budget section approval of a commission funding award recommendation. In considering whether to designate a center, the board, foundation, and budget section may not modify the commission recommendation. The budget section may not make a determination of whether to approve or reject a commission funding award recommendation until the emergency commission reviews the commission recommendation and makes a recommendation to the budget section.
3. A center that receives funds distributed under this chapter is not qualified to receive subsequent designations as a center until the biennium following the center's most recent designation.
4. The board rules adopted under subsection 9 of section 15-10-17, relating to ownership of intellectual property, inventions, and discoveries, must address activities and issues unique to centers.
5. Unless otherwise provided through the appropriation process, the commission's funding awards to address workforce needs may not exceed ten percent and the commission's funding awards to address infrastructure needs may not exceed ten percent of the funds appropriated for funding centers during the biennium.

Page 3, remove lines 1 through 10

Page 5, line 22, after the period insert "If a center's primary use of funds will be to enhance infrastructure, the commission must have specifically designated the center as addressing infrastructure needs."

Page 6, line 7, after the period insert "The commission may not direct distribution of funds if the private sector participants cease to participate."

Page 7, remove lines 9 through 15

Page 9, line 21, remove "Under this section, the division shall administer a program through"

Page 9, remove lines 22 through 31

Page 10, remove lines 1 through 31

Page 11, remove lines 1 through 30

Page 12, remove lines 1 through 30

Page 13, remove lines 1 through 9

Page 13, line 10, replace "57-38-01.25" with "57-38-01.24"

Page 13, line 12, replace "57-38-01.25" with "57-38-01.24"

Page 13, line 14, replace the underscored comma with "or"

Page 13, line 15, remove ", or 57-38-30.3"

Page 14, line 8, remove "sections 57-38-01.24 and 57-38-01.25 and subsection 4 of"

Page 14, line 11, overstrike "**Corporate income**" and insert immediately thereafter "**Income**"

Page 14, line 12, remove "A", overstrike "corporation" and insert immediately thereafter "A taxpayer", and overstrike "this"

Page 14, line 13, overstrike "chapter" and insert immediately thereafter "section 57-38-29, 57-38-30, or 57-38-30.3"

Page 15, line 1, overstrike "corporation" and after "~~which~~" insert "taxpayer"

Page 15, line 3, overstrike "corporation's" and insert immediately thereafter "taxpayer's"

Page 15, line 5, overstrike "corporation's" and insert immediately thereafter "taxpayer's"

Page 15, line 6, overstrike "corporation's" and insert immediately thereafter "taxpayer's"

Page 20, remove lines 14 through 29

Page 21, remove lines 1 through 8

Page 23, line 10, replace "27" with "21"

Page 23, remove lines 22 through 31

Page 24, remove lines 1 through 31

Page 25, remove lines 1 through 3

Page 25, line 4, replace "16, 17, 18, 19, 20, 21, and 23" with "12, 13, 14, 15, 16, and 18"

Page 25, line 5, replace "19" with "14"

Page 25, line 10, replace "Sections 2, 7, 33, 34, and 35 of this Act are" with "Section 5 of this Act is"

Renumber accordingly