

Introduced by

Appropriations Committee

(At the request of the Governor)

1 A BILL for an Act to provide an appropriation for defraying the expenses of the department of
2 commerce; and to provide exemptions.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. BASE LEVEL FUNDING INFORMATION.** The amounts identified in this
5 section represent the base level funding component appropriated to the department of
6 commerce in section 3 of this Act as follows:

7	Salaries and wages	\$7,761,428
8	Operating expenses	9,531,968
9	Capital assets	25,000
10	Grants	50,102,870
11	Agricultural products utilization	3,016,000
12	Discretionary funds	1,450,127
13	Economic development initiatives	644,568
14	Lewis and Clark bicentennial	3,933,103
15	Economic development grants	<u>150,000</u>
16	Total all funds - Base level	\$76,615,064
17	Less estimated income - Base level	<u>57,434,283</u>
18	Total general fund - Base level	\$19,180,781

19 **SECTION 2. FUNDING ADJUSTMENTS OR ENHANCEMENTS INFORMATION.** The
20 amounts identified in this section represent the funding adjustments or enhancements to the
21 base funding level for the department of commerce which are included in the appropriation in
22 section 3 of this Act as follows:

23	Salaries and wages	\$855,807
24	Operating expenses	4,110,668

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1	Grants	(1,728,122)
2	North Dakota development fund	3,000,000
3	Agricultural products utilization	(207,807)
4	Economic development initiatives	1,518,522
5	Economic development grants	(100,000)
6	Lewis and Clark bicentennial	(3,933,103)
7	North Dakota trade office	<u>1,400,000</u>
8	Total all funds - Adjustments/enhancements	\$4,915,965
9	Less estimated income - Adjustments/enhancements	<u>(2,072,990)</u>
10	Total general fund - Adjustments/enhancements	\$6,988,955

11 **SECTION 3. APPROPRIATION.** The funds provided in this section, or so much of the
12 funds as may be necessary, are appropriated out of any moneys in the general fund in the state
13 treasury, not otherwise appropriated, and from special funds derived from federal funds and
14 other income, to the department of commerce for the purpose of defraying the expenses of its
15 various divisions, for the biennium beginning July 1, 2007, and ending June 30, 2009, as
16 follows:

17	Salaries and wages	\$8,617,235
18	Operating expenses	13,642,636
19	Capital assets	25,000
20	Grants	48,374,748
21	North Dakota development fund	3,000,000
22	Discretionary funds	1,450,127
23	Economic development initiatives	2,163,090
24	Agricultural products utilization	2,808,193
25	Economic development grants	50,000
26	North Dakota trade office	<u>1,400,000</u>
27	Total all funds	\$81,531,029
28	Less estimated income	<u>55,361,293</u>
29	Total general fund appropriation	\$26,169,736

30 **SECTION 4. AGRICULTURE FUEL TAX REFUNDS.** The estimated income line item
31 in section 3 of this Act includes \$575,000 from refunds of tax for fuel used for agricultural

1 purposes, to be used by the agricultural products utilization commission, for the biennium
2 beginning July 1, 2007, and ending June 30, 2009.

3 **SECTION 5. EXEMPTION.** The amount appropriated for the agricultural products
4 utilization commission in section 3 of chapter 46 of the 2005 Session Laws is not subject to
5 section 54-44.1-11 and any unexpended funds from this line item for grants are available for
6 grants during the biennium beginning July 1, 2007, and ending June 30, 2009.

7 **SECTION 6. EXEMPTION.** The amount appropriated for the discretionary funds line
8 item in section 3 of chapter 46 of the 2005 Session Laws is not subject to section 54-44.1-11
9 and any unexpended funds from this line item are available during the biennium beginning
10 July 1, 2007, and ending June 30, 2009.

11 **SECTION 7. TAX COMMISSIONER - AUDIT OF ETHANOL PRODUCTION**
12 **INCENTIVE PROGRAM.** The tax commissioner shall conduct an audit of the ethanol
13 production incentive program during the biennium beginning July 1, 2007, and ending June 30,
14 2009.

15 **SECTION 8. DAKOTA MANUFACTURING INITIATIVE.** The department of commerce
16 shall seek to contract with the Dakota manufacturing extension partnership, incorporated, to
17 implement the Dakota manufacturing initiative. The initiative includes building a membership
18 association of manufacturers in North Dakota and South Dakota, complementing existing
19 national, regional, and local manufacturing entities; providing nonduplicative services to the
20 association's manufacturing members that address critical needs, including identifying and
21 developing private procurement opportunities; and developing a consortium of major
22 manufacturers in North Dakota and South Dakota to design and support overall supply chain
23 development and supplier development. Under the initiative, state funds must be leveraged
24 with additional public and private funds, which may include federal funding sources, South
25 Dakota state funding, and funding from manufacturers.