

**FIRST ENGROSSMENT
with Senate Amendments**
ENGROSSED HOUSE BILL NO. 1012

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 transportation; to amend and reenact section 57-40.3-10 of the North Dakota Century Code,
3 relating to motor vehicle excise tax collections; and to declare an emergency.

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

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

8 Salaries and wages	\$112,244,313
9 Operating expenses	143,537,016
10 Capital assets	656,868,519
11 Grants	<u>42,358,500</u>
12 Total special funds - Base level	\$955,008,348

13 **SECTION 2. FUNDING ADJUSTMENTS OR ENHANCEMENTS INFORMATION.** The
14 amounts identified in this section represent the funding adjustments or enhancements to the
15 base funding level for the department of transportation which are included in the appropriation
16 in section 3 of this Act as follows:

17 Salaries and wages	\$15,199,882
18 Operating expenses	31,160,647
19 Capital assets	(108,147,421)
20 Grants	<u>9,054,000</u>
21 Total special funds - Adjustments/enhancements	(\$52,732,892)

22 **SECTION 3. APPROPRIATION.** The funds provided in this section, or so much of the
23 funds as may be necessary, are appropriated from special funds derived from federal funds
24 and other income, to the department of transportation for the purpose of defraying the

1 expenses of its various divisions, for the biennium beginning July 1, 2007, and ending June 30,
2 2009, as follows:

3 Salaries and wages	\$127,444,195
4 Operating expenses	174,697,663
5 Capital improvements	548,721,098
6 Grants	<u>51,412,500</u>
7 Total special funds appropriation	\$902,275,456

8 **SECTION 4. FULL-TIME EQUIVALENT EMPLOYEES.** The department of
9 transportation is authorized to hire additional full-time equivalent positions for highway
10 construction in addition to those authorized by the legislative assembly when it is cost-effective
11 to hire additional positions for construction and maintenance of highways in lieu of entering into
12 contracts for these purposes. The department of transportation shall notify the office of
13 management and budget and report to the legislative council the additional full-time equivalent
14 positions hired.

15 **SECTION 5. AMENDMENT.** Section 57-40.3-10 of the North Dakota Century Code is
16 amended and reenacted as follows:

17 **57-40.3-10. Transfer of revenue.** All moneys collected and received under this
18 chapter after moneys are deposited in the state aid distribution fund under section 57-39.2-26.1
19 must be transmitted monthly by the director of the department of transportation to the state
20 treasurer to be transferred and credited ~~to the general fund.~~ as follows:

- 21 1. The first fourteen million dollars received during a biennium must be deposited in
22 the state highway fund.
- 23 2. Amounts received in excess of the amounts allocated under subsection 1 must be
24 deposited in the state general fund.

25 **SECTION 6. EMERGENCY.** Of the funds appropriated in the capital improvements
26 line item in section 3 of this Act, \$25,098,000 relating to fleet services motor vehicle purchases
27 is declared to be an emergency measure.