

**Sixty-first Legislative Assembly of North Dakota  
In Regular Session Commencing Tuesday, January 6, 2009**

SENATE BILL NO. 2025  
(Appropriations Committee)  
(At the request of the Governor)

AN ACT providing an appropriation for defraying the expenses of the veterans' home for the purpose of building a new facility; to amend and reenact sections 1 and 2 of chapter 55 of the 2007 Session Laws, relating to the veterans' home construction project; to provide an exemption; and to declare an emergency.

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

**SECTION 1. APPROPRIATION.** There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$7,944,991 or so much of the sum as may be necessary, and from special funds derived from federal funds, the sum of \$2,643,904 or so much of the sum as may be necessary, to the veterans' home for the purpose of building a new facility, for the period beginning with the effective date of this Act, and ending June 30, 2011.

**SECTION 2. AMENDMENT.** Sections 1 and 2 of chapter 55 of the 2007 Session Laws are amended and reenacted as follows:

**SECTION 1. CONTINGENT APPROPRIATION - VETERANS' HOME CONSTRUCTION PROJECT.** There is appropriated out of any moneys in the permanent oil tax trust fund in the state treasury, not otherwise appropriated, the sum of \$6,483,226, or so much of the sum as may be necessary, and \$12,040,278 from federal funds, to ~~demolish the existing veterans' home and to~~ build a new structure. The appropriation from the permanent oil tax trust fund is to only be made available upon the veterans' home obtaining approval for a federal state home construction grant from the federal department of veterans' affairs. ~~The state share of the veterans' home construction project authorized in this section is limited to thirty five percent of the total project cost or \$6,483,226, whichever is less.~~ The veterans' home shall ensure the appropriate engineering studies are conducted prior to construction of the new facility.

**SECTION 2. APPROPRIATION - VETERANS' HOME CONSTRUCTION PROJECT - ADDITIONAL BED CAPACITY - BOND ISSUANCE AUTHORIZATION.** The industrial commission, acting as the North Dakota building authority, shall arrange through the issuance of evidences of indebtedness under chapter 54-17.2 for the biennium beginning July 1, ~~2007~~ 2009, and ending June 30, ~~2009~~ 2011, for project costs associated with expanding the veterans' home construction project from the 121-bed capacity facility, as provided for in section 1 of this Act, to a 150-bed facility declared to be in the public interest. The industrial commission shall issue evidences of indebtedness under this section with the condition that repayments need not begin until July 1, ~~2009~~ 2011. The authority of the industrial commission to issue evidences of indebtedness under this section ends June 30, ~~2009~~ 2011, but the industrial commission may continue to exercise all other powers granted to it under chapter 54-17.2 and this Act and comply with any covenants entered into before that date. The proceeds of the evidences of indebtedness and other available funds in the amount of \$2,575,152 are appropriated to the veterans' home for this project. Non-general fund sources must be used for the retirement of the evidences of indebtedness for the costs associated with this project.

**SECTION 3. EXEMPTION.** The amounts appropriated for the purpose of building a new facility, as contained in section 1 of this Act and section 1 of chapter 55 of the 2007 Session Laws are not subject to the provisions of section 54-44.1-11. Any unexpended funds from the amount appropriated by the 2007 and 2009 legislative assemblies for this purpose are available during the biennium beginning July 1, 2009, and ending June 30, 2011, for the purpose of building a new facility.

**SECTION 4. EMERGENCY.** This Act is declared to be an emergency measure.

\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Speaker of the House

\_\_\_\_\_  
Secretary of the Senate

\_\_\_\_\_  
Chief Clerk of the House

This certifies that the within bill originated in the Senate of the Sixty-first Legislative Assembly of North Dakota and is known on the records of that body as Senate Bill No. 2025 and that two-thirds of the members-elect of the Senate voted in favor of said law.

Vote:      Yeas        43            Nays        0            Absent      4

\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Secretary of the Senate

This certifies that two-thirds of the members-elect of the House of Representatives voted in favor of said law.

Vote:      Yeas        91            Nays        1            Absent      2

\_\_\_\_\_  
Speaker of the House

\_\_\_\_\_  
Chief Clerk of the House

Received by the Governor at \_\_\_\_\_ M. on \_\_\_\_\_, 2009.

Approved at \_\_\_\_\_ M. on \_\_\_\_\_, 2009.

\_\_\_\_\_  
Governor

Filed in this office this \_\_\_\_\_ day of \_\_\_\_\_, 2009,

at \_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Secretary of State