

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2038

Page 1, line 7, replace "and" with "to provide an appropriation; to provide contingent funding;"
and after "date" insert "; and to declare an emergency"

Page 15, after line 15, insert:

"SECTION 8. APPROPRIATION - UNIVERSITY SYSTEM CAPITAL PROJECTS. The funds provided in this section, or so much of the funds as may be necessary, are appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, to the North Dakota university system for the capital projects listed below, for the biennium beginning July 1, 2009, and ending June 30, 2011, as follows:

Agriculture research greenhouse at North Dakota state university - Final phase	\$11,450,400
North Dakota university system information technology building	11,200,000
Stoxen library project at Dickinson state university	8,500,000
Swain hall project at Minot state university	5,000,000
University of North Dakota school of medicine and health sciences Bismarck family practice center	5,400,000
Williston state college virtual center for career and technical education	3,000,000
Total general fund	<u>\$44,550,400</u>

SECTION 9. CONTINGENT FUNDING - SWAIN HALL PROJECT. Section 8 of this Act includes \$5,000,000 from the general fund for the Swain hall project at Minot state university which may be spent only to the extent that federal funds appropriated in section 10 of this Act are not available for this project.

SECTION 10. APPROPRIATION - FEDERAL FISCAL STABILIZATION - OTHER GOVERNMENT SERVICES FUNDS - ADDITIONAL FUNDING APPROVAL. The funds provided in this section, or so much of the funds as may be necessary, are appropriated from federal fiscal stabilization - other government services funds made available to the governor under the federal American Recovery and Reinvestment Act of 2009, not otherwise appropriated, to the North Dakota university system, for the period beginning with the effective date of this Act and ending June 30, 2011, as follows:

Minot state university Swain hall project	<u>\$5,000,000</u>
Total federal funds from governor's office	\$5,000,000

The North Dakota university system may seek emergency commission and budget section approval under chapter 54-16 for authority to spend any additional federal funds received under the federal American Recovery and Reinvestment Act of 2009 in excess of the amounts appropriated under this section, for the period beginning with the effective date of this Act and ending June 30, 2011.

Any federal funds appropriated under this section are not a part of the agency's 2011-13 base budget. Any program expenditures made with these funds will not be

replaced with state funds after the federal American Recovery and Reinvestment Act of 2009 funds are no longer available.

SECTION 11. APPROPRIATION - PERMANENT OIL TAX TRUST FUND - VIRTUAL CENTER FOR CAREER AND TECHNICAL EDUCATION. There is appropriated out of any moneys available in the permanent oil tax trust fund in the state treasury, not otherwise appropriated, the sum of \$3,000,000, or so much of the sum as may be necessary, to Williston state college for the purpose of constructing a virtual center for career and technical education, for the biennium beginning July 1, 2009, and ending June 30, 2011.

SECTION 12. EMERGENCY. The appropriation of \$11,450,400 for the greenhouse project in section 8 and section 10 of this Act are declared to be an emergency measure."

Re-number accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment provides funding for the following projects:

	General Fund	Permanent Oil Tax Trust Fund	Total
Agriculture research greenhouse at North Dakota State University	\$11,450,400	\$0	\$11,450,400
North Dakota University System information technology building	11,200,000		11,200,000
Dickinson State University - Stoxen Library project	8,500,000		8,500,000
Minot State University - Swain Hall project	5,000,000 ¹		5,000,000 ¹
University of North Dakota School of Medicine and Health Sciences - Bismarck Family Practice Center	5,400,000		5,400,000
Williston State College - Virtual center for career and technical education	3,000,000	3,000,000	6,000,000
Total	<u>\$44,550,400</u>	<u>\$3,000,000</u>	<u>\$47,550,400</u>

¹ Section 10 appropriates \$5 million of federal fiscal stabilization - other government services funds made available to the Governor under the federal American Recovery and Reinvestment Act of 2009 for the Minot State University Swain Hall project. The general fund appropriation of \$5 million for the project may only be spent to the extent that federal stimulus funds are not available.