

April 7, 2015

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1012

Page 1, line 5, remove "and"

Page 1, line 6, after "exemptions" insert "; and to provide for application"

Page 1, replace lines 16 through 22 with:

"Salaries and wages	\$187,477,585	\$20,300,693	\$207,778,278
Accrued leave payments	7,280,897	(7,280,897)	0
Operating expenses	376,721,715	19,101,036	395,822,751
Capital assets	727,911,207	376,185,753	1,104,096,960
Grants	<u>79,788,030</u>	<u>(16,120,000)</u>	<u>63,668,030</u>
Total all funds	\$1,379,179,434	\$392,186,585	\$1,771,366,019
Less estimated income	<u>1,379,179,434</u>	<u>392,126,585</u>	<u>1,771,306,019</u>
Total general fund	\$0	\$60,000	\$60,000
Full-time equivalent positions	1,079.50	1.00	1,080.50"

Page 2, replace lines 4 through 18 with:

"General fund transfer to highway fund	\$541,600,000	\$0
Enhanced state highway investments	1,161,600,000	504,115,558
TIGER III federal railroad program	10,000,000	0
General license plate issue	6,820,000	0
Contingent general fund transfer to public transportation fund	1,100,000	0
Airplane replacement	4,500,000	0
Transportation distribution to oil-producing counties	160,000,000	0
Transportation distribution to non-oil-producing counties	120,000,000	0
Recreational road access	0	3,000,000
Vehicle registration and titling system replacement	0	2,500,000
Motor coach reimbursement from colleges	0	750,000
Truck size and weight harmonization study	<u>0</u>	<u>60,000</u>
Total all funds	\$2,005,620,000	\$510,425,558
Total special fund	<u>541,600,000</u>	<u>510,365,558</u>
Total general fund	\$1,464,020,000	\$60,000"

Page 3, line 6, replace "\$1,000,000" with "\$3,000,000"

Page 3, line 12, after "**APPROPRIATION**" insert "**- STRATEGIC INVESTMENT AND IMPROVEMENTS FUND**"

Page 3, line 14, replace "\$2,000,000" with "\$10,000,000"

Page 4, replace lines 3 through 9 with:

"SECTION 8. APPROPRIATION - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND. There is appropriated out of any moneys in the strategic investment and improvements fund in the state treasury, not otherwise appropriated, the sum of \$20,000, or so much of the sum as may be necessary, to the department of transportation for the purpose of providing grants to eligible cities, for the biennium beginning July 1, 2015, and ending June 30, 2017. The funding provided in this section

is considered a one-time funding item. For purposes of this section, an "eligible city" means a city with a population of more than 563 but fewer than 581 according to the most recent official decennial federal census.

SECTION 9. DEPARTMENT OF TRANSPORTATION - TRUCK SIZE AND WEIGHT HARMONIZATION. The operating expenses line item in section 1 of this Act, includes the sum of \$60,000 from the general fund, for the department of transportation to collaborate with the upper great plains transportation institute to study the impacts in this state of harmonizing truck size and weight regulations with states in the western states transportation alliance regarding standard commercial truck envelope limits of 129,000 pounds gross vehicle combination weight or 100 foot cargo carrying length and potential implications, for the biennium beginning July 1, 2015, and ending June 30, 2017.

SECTION 10. LEGISLATIVE MANAGEMENT STUDY - TRUCK SIZE AND WEIGHT HARMONIZATION. During the 2015-16 interim, the legislative management shall study the truck size and weight provisions under chapter 39-12 of North Dakota century code, related to size, width, and height restrictions, in order to ensure the state of North Dakota can harmonize its truck size and weight regulations with the regulations of the states in the western states transportation alliance, and shall utilize the findings of the collaborative study of the department of transportation and the upper great plains transportation institute to determine appropriate changes to state law. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-fifth legislative assembly.

SECTION 11. APPROPRIATION - CONTINGENT TRANSFERS - GENERAL FUND TO PUBLIC TRANSPORTATION FUND. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$1,900,000, or so much of the sum as may be necessary, which the office of management and budget shall transfer to the public transportation fund pursuant to this section during the biennium beginning July 1, 2015, and ending June 30, 2017. The office of management and budget shall transfer the sum of \$950,000 on July 1, 2015, if deposits in the public transportation fund from the highway tax distribution fund are \$5,600,000 or less during the period beginning July 1, 2014 and ending June 30, 2015. The office of management and budget shall transfer the sum of \$950,000 on July 1, 2016, if deposits in the public transportation fund from the highway tax distribution fund are \$5,600,000 or less during the period beginning July 1, 2015 and ending June 30, 2016."

Page 5, line 11, remove "into"

Page 5, line 12, after "At" insert "least one year before"

Page 5, line 13, remove "current"

Page 5, line 13, remove "into"

Page 5, line 15, remove "into"

Page 5, after line 23, insert:

"SECTION 17. RAIL SAFETY REPORT TO LEGISLATIVE MANAGEMENT.

During the 2015-16 interim, the director of the department of transportation shall report to a committee designated by the legislative management regarding rail safety. The report must include:

1. Current railroad conditions, including crossings and rail lines;
2. A review of train speeds;
3. Existing railroad freight and passenger demands and future needs;
4. A review of emergency response procedures in the state;
5. A review of tank car specifications; and
6. A review of economic, safety, and environmental impacts on the state, including correlation with other modes of transportation, such as highways, pipelines, and air."

Page 6, replace lines 6 through 19 with:

"SECTION 20. APPLICATION. Section 16 of this Act applies to applicable contracts, regardless of whether entered before or after the effective date of this Act."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1012 - Summary of Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
State Treasurer				
Total all funds	\$0	\$8,000,000	\$0	\$8,000,000
Less estimated income	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
General fund	\$0	\$8,000,000	\$0	\$8,000,000
Department of Transportation				
Total all funds	\$1,379,179,434	\$2,277,030,434	\$13,371,143	\$2,290,401,577
Less estimated income	<u>1,379,179,434</u>	<u>1,771,914,876</u>	<u>9,411,143</u>	<u>1,781,326,019</u>
General fund	\$0	\$505,115,558	\$3,960,000	\$509,075,558
Bill total				
Total all funds	\$1,379,179,434	\$2,285,030,434	\$13,371,143	\$2,298,401,577
Less estimated income	<u>1,379,179,434</u>	<u>1,771,914,876</u>	<u>9,411,143</u>	<u>1,781,326,019</u>
General fund	\$0	\$513,115,558	\$3,960,000	\$517,075,558

House Bill No. 1012 - Department of Transportation - Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Salaries and wages	\$187,477,585	\$208,387,135	(\$608,857)	\$207,778,278
Operating expenses	376,721,715	395,173,751	649,000	395,822,751
Capital assets	727,911,207	1,102,685,960	1,411,000	1,104,096,960
Grants	79,788,030	63,668,030		63,668,030
Accrued leave payments	7,280,897			
General fund transfer to highway fund		504,115,558		504,115,558
Short line railroad program		2,000,000	8,000,000	10,000,000
General fund trans. to special road fund		1,000,000	2,000,000	3,000,000
City grants			20,000	20,000
Contingent transfer			<u>1,900,000</u>	<u>1,900,000</u>
Total all funds	\$1,379,179,434	\$2,277,030,434	\$13,371,143	\$2,290,401,577
Less estimated income	<u>1,379,179,434</u>	<u>1,771,914,876</u>	<u>9,411,143</u>	<u>1,781,326,019</u>
General fund	\$0	\$505,115,558	\$3,960,000	\$509,075,558
FTE	1079.50	1079.50	1.00	1080.50

Department No. 801 - Department of Transportation - Detail of Senate Changes

	Adjusts Funding for Health Insurance Premium Increases ¹	Adds Funding for New Environmental Scientist III ²	Adjusts Funding for Maintenance Management System ³	Adds One-Time Funding for Recreational Road Access Improvements ⁴	Adds One-Time Funding for Short Line Railroad Program ⁵	Adds One-Time Funding for Truck Size and Weight Harmonization Study ⁶
Salaries and wages	(\$811,779)	\$202,922				
Operating expenses			589,000			60,000
Capital assets			(589,000)	2,000,000		
Grants						
Accrued leave payments						
General fund transfer to highway fund						
Short line railroad program					8,000,000	
General fund trans. to special road fund						
City grants						
Contingent transfer						
Total all funds	(\$811,779)	\$202,922	\$0	\$2,000,000	\$8,000,000	\$60,000
Less estimated income	(811,779)	202,922	0	2,000,000	8,000,000	0
General fund	\$0	\$0	\$0	\$0	\$0	\$60,000
FTE	0.00	1.00	0.00	0.00	0.00	0.00

	Adds One-Time Funding for Grants to Eligible Cities ⁷	Transfers Funding to Special Road Fund ⁸	Adds Contingent Transfer to Public Transportation Fund ⁹	Total Senate Changes
Salaries and wages				(\$608,857)
Operating expenses				649,000
Capital assets				1,411,000
Grants				
Accrued leave payments				
General fund transfer to highway fund				
Short line railroad program				8,000,000
General fund trans. to special road fund		2,000,000		2,000,000
City grants	20,000			20,000
Contingent transfer			1,900,000	1,900,000
Total all funds	\$20,000	\$2,000,000	\$1,900,000	\$13,371,143
Less estimated income	20,000	0	0	9,411,143
General fund	\$0	\$2,000,000	\$1,900,000	\$3,960,000
FTE	0.00	0.00	0.00	1.00

¹ Funding for employee health insurance premiums is adjusted to reflect the revised premium estimate of \$1,130.22 per month.

² Funding is added from other funds for a new environment scientist III full-time equivalent position (\$195,143) and related salary increase (\$7,779).

³ Funding is adjusted from the capital assets line item to the operating expenses line item for the maintenance management system.

⁴ One-time funding is increased from \$1 million to \$3 million from the special road fund for improvements to roads that lead to recreational areas.

⁵ Funding from the strategic investment and improvements fund for the Department of Transportation's

short line railroad program is increased from \$2 million to \$10 million.

⁶ Adds a section appropriating one-time funding from the general fund for the Department of Transportation to collaborate with the Upper Great Plains Transportation Institute to study the impacts in this state of harmonizing truck size and weight regulations with states in the Western States Transportation Alliance.

⁷ Adds a section appropriating one-time funding from the strategic investment and improvements fund to provide \$20,000 for grants to eligible cities.

⁸ The one-time general fund transfer to the special road fund for improvements to roads that lead to recreational areas is increased from \$1 million to \$3 million.

⁹ A section is added providing an appropriation and contingent transfer from the general fund to the public transportation fund for making a \$950,000 transfer on July 1, 2015, if deposits in the public transportation fund from the highway tax distribution fund are \$5.6 million or less during fiscal year 2015 and another transfer of \$950,000 on July 1, 2016, if deposits in the public transportation fund from the highway tax distribution fund are \$5.6 million or less during fiscal year 2016.

This amendment also:

- Provides for a Legislative Management study regarding truck size and weight harmonization.
- Adds a section requiring the Department of Transportation to report to the Legislative Management on rail safety.
- Removes a section that provided legislative intent for the Department of Transportation to refrain from using any of the funds appropriated to the department for the 2015-17 biennium for construction or repair of buildings or any new information technology improvements unless the department receives federal funding of at least the amount anticipated by the 64th Legislative Assembly.