

Introduced by

Appropriations Committee

1 A BILL for an Act to provide an appropriation for defraying the expenses of the North Dakota  
 2 state university extension service, northern crops institute, upper great plains transportation  
 3 institute, main research center, branch research centers, and agronomy seed farm; to amend  
 4 and reenact sections 4-05.1-05 and 4-08-10 of the North Dakota Century Code, relating to main  
 5 research center experiment station and extension service position adjustments; and to provide  
 6 an exemption.

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

8 **SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the funds  
 9 as may be necessary, are appropriated out of any moneys in the general fund in the state  
 10 treasury, not otherwise appropriated, and from special funds derived from federal funds and  
 11 other income, to the North Dakota state university extension service, the northern crops  
 12 institute, the upper great plains transportation institute, the main research center, branch  
 13 research centers, and agronomy seed farm, for the purpose of defraying the expenses of the  
 14 North Dakota state university extension service, the northern crops institute, the upper great  
 15 plains transportation institute, the main research center, branch research centers, and  
 16 agronomy seed farm, for the biennium beginning July 1, 2017, and ending June 30, 2019, as  
 17 follows:

18 Subdivision 1.

19 NORTH DAKOTA STATE UNIVERSITY EXTENSION SERVICE

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
22 <del>Extension service</del>	<del>\$52,517,908</del>	<del>\$0</del>	<del>\$52,517,908</del>
23 <del>Soil conservation committee</del>	<del>1,133,362</del>	<del>0</del>	<del>1,133,362</del>
24 <del>Total all funds</del>	<del>\$53,651,270</del>	<del>\$0</del>	<del>\$53,651,270</del>

Sixty-fifth  
Legislative Assembly

1	<del>Less estimated income</del>	<del>25,826,708</del>	<del>0</del>	<del>25,826,708</del>
2	<del>Total general fund</del>	<del>\$27,824,562</del>	<del>\$0</del>	<del>\$27,824,562</del>
3	<del>Full-time equivalent positions</del>	<del>263.91</del>	<del>0.00</del>	<del>263.91</del>
4	<u>Extension service</u>	<u>\$52,517,908</u>	<u>(\$961,158)</u>	<u>\$51,556,750</u>
5	<u>Soil conservation committee</u>	<u>1,133,362</u>	<u>(41,842)</u>	<u>1,091,520</u>
6	<u>Total all funds</u>	<u>\$53,651,270</u>	<u>(\$1,003,000)</u>	<u>\$52,648,270</u>
7	<u>Less estimated income</u>	<u>25,826,708</u>	<u>847,676</u>	<u>26,674,384</u>
8	<u>Total general fund</u>	<u>\$27,824,562</u>	<u>(\$1,850,676)</u>	<u>\$25,973,886</u>
9	<u>Full-time equivalent positions</u>	<u>263.91</u>	<u>(10.93)</u>	<u>252.98</u>

10 Subdivision 2.

11 NORTHERN CROPS INSTITUTE

12		Adjustments or		
13		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
14	<del>Northern crops institute</del>	<del>\$3,712,202</del>	<del>\$0</del>	<del>\$3,712,202</del>
15	<del>Total all funds</del>	<del>\$3,712,202</del>	<del>\$0</del>	<del>\$3,712,202</del>
16	<del>Less estimated income</del>	<del>1,747,735</del>	<del>0</del>	<del>1,747,735</del>
17	<del>Total general fund</del>	<del>\$1,964,467</del>	<del>\$0</del>	<del>\$1,964,467</del>
18	<del>Full-time equivalent positions</del>	<del>12.00</del>	<del>0.00</del>	<del>12.00</del>
19	<u>Northern crops institute</u>	<u>\$3,712,202</u>	<u>(\$66,993)</u>	<u>\$3,645,209</u>
20	<u>Total all funds</u>	<u>\$3,712,202</u>	<u>(\$66,993)</u>	<u>\$3,645,209</u>
21	<u>Less estimated income</u>	<u>1,747,735</u>	<u>8,480</u>	<u>1,756,215</u>
22	<u>Total general fund</u>	<u>\$1,964,467</u>	<u>(\$75,473)</u>	<u>\$1,888,994</u>
23	<u>Full-time equivalent positions</u>	<u>12.00</u>	<u>(0.20)</u>	<u>11.80</u>

24 Subdivision 3.

25 UPPER GREAT PLAINS TRANSPORTATION INSTITUTE

26		Adjustments or		
27		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
28	<del>Upper great plains transportation</del>	<del>\$22,076,448</del>	<del>\$0</del>	<del>\$22,076,448</del>
29	<del>— institute</del>			
30	<del>Total all funds</del>	<del>\$22,076,448</del>	<del>\$0</del>	<del>\$22,076,448</del>
31	<del>Less estimated income</del>	<del>18,175,657</del>	<del>0</del>	<del>18,175,657</del>

Sixty-fifth  
Legislative Assembly

1	Total general fund	\$3,900,791	\$0	\$3,900,791
2	Full-time equivalent positions	54.98	0.00	54.98
3	Upper great plains transportation	\$22,076,448	(\$7,704)	\$22,068,744
4	institute			
5	Total all funds	\$22,076,448	(\$7,704)	\$22,068,744
6	Less estimated income	18,175,657	447,773	18,623,430
7	Total general fund	\$3,900,791	(\$455,477)	\$3,445,314
8	Full-time equivalent positions	54.98	(11.10)	43.88

Subdivision 4.

MAIN RESEARCH CENTER

		Adjustments or		
	Base Level	Enhancements	Appropriation	
13	Main research center	\$110,529,780	\$0	\$110,529,780
14	Total all funds	\$110,529,780	\$0	\$110,529,780
15	Less estimated income	56,948,525	0	56,948,525
16	Total general fund	\$53,581,255	\$0	\$53,581,255
17	Full-time equivalent positions	353.85	0.00	353.85
18	Main research center	\$110,529,780	(\$1,812,588)	\$108,717,192
19	Total all funds	\$110,529,780	(\$1,812,588)	\$108,717,192
20	Less estimated income	56,948,525	2,162,877	59,111,402
21	Total general fund	\$53,581,255	(\$3,975,465)	\$49,605,790
22	Full-time equivalent positions	353.85	(17.73)	336.12

Subdivision 5.

BRANCH RESEARCH CENTERS

		Adjustments or		
	Base Level	Enhancements	Appropriation	
27	Dickinson research extension center	\$6,996,678	\$0	\$6,996,678
28	Central grasslands research	3,531,779	0	3,531,779
29	extension center			
30	Hettinger research extension center	5,086,767	0	5,086,767
31	Langdon research extension center	3,045,836	0	3,045,836

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1	<del>North central research extension center</del>	<del>5,044,213</del>	<del>0</del>	<del>5,044,213</del>
2	<del>Williston research extension center</del>	<del>5,267,400</del>	<del>0</del>	<del>5,267,400</del>
3	<del>Carrington research extension center</del>	<del>9,328,093</del>	<del>0</del>	<del>9,328,093</del>
4	<del>Total all funds</del>	<del>\$38,300,766</del>	<del>\$0</del>	<del>\$38,300,766</del>
5	<del>Less estimated income</del>	<del>19,817,130</del>	<del>0</del>	<del>19,817,130</del>
6	<del>Total general fund</del>	<del>\$18,483,636</del>	<del>\$0</del>	<del>\$18,483,636</del>
7	<del>Full-time equivalent positions</del>	<del>113.94</del>	<del>0.00</del>	<del>113.94</del>
8	Dickinson research extension center	\$6,996,678	(\$167,861)	\$6,828,817
9	Central grasslands research	3,531,779	(105,667)	3,426,112
10	extension center			
11	Hettinger research extension center	5,086,767	(108,523)	4,978,244
12	Langdon research extension center	3,045,836	(79,363)	2,966,473
13	North central research extension center	5,044,213	(87,451)	4,956,762
14	Williston research extension center	5,267,400	(145,037)	5,122,363
15	Carrington research extension center	9,328,093	(145,655)	9,182,438
16	Total all funds	\$38,300,766	(\$839,557)	\$37,461,209
17	Less estimated income	19,817,130	471,108	20,288,238
18	Total general fund	\$18,483,636	(\$1,310,665)	\$17,172,971
19	Full-time equivalent positions	113.94	(3.65)	110.29

Subdivision 6.

AGRONOMY SEED FARM

	Base Level	Adjustments or Enhancements	Appropriation
24	<del>Agronomy seed farm</del>	<del>\$1,521,007</del>	<del>\$0</del>
25	<del>Total special funds</del>	<del>\$1,521,007</del>	<del>\$0</del>
26	<del>Full-time equivalent positions</del>	<del>3.00</del>	<del>0.00</del>
27	Agronomy seed farm	\$1,521,007	\$15,744
28	Total special funds	\$1,521,007	\$15,744
29	Full-time equivalent positions	3.00	0.00

Subdivision 7.

BILL TOTAL

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
3	<del>\$105,754,711</del>	<del>\$0</del>	<del>\$105,754,711</del>
4	<del>124,036,762</del>	<del>0</del>	<del>124,036,762</del>
5	<del>\$229,791,473</del>	<del>\$0</del>	<del>\$229,791,473</del>
6	\$105,754,711	(\$7,667,756)	\$98,086,955
7	124,036,762	3,953,658	127,990,420
8	\$229,791,473	(\$3,714,098)	\$226,077,375

**SECTION 2. ONE-TIME FUNDING.** The following amounts reflect the one-time funding

items approved by the sixty-fourth legislative assembly as adjusted for the 2015-17 biennium:

<u>One-Time Funding Description</u>	<u>2015-17</u>	<u>2017-19</u>
12 Agronomy laboratories	\$150,000	\$0
13 Rural leadership project	141,252	0
14 Seed cleaning plants	4,408,224	0
15 Upper great plains transportation institute road study	628,823	0
16 Junior master gardener program	12,500	0
17 Veterinary diagnostic laboratory	18,000,000	0
18 Dust issues technical support	100,000	0
19 Land purchase - Langdon	350,000	0
20 Flooded lands study	<u>67,952</u>	<u>0</u>
21 Total all funds	\$23,858,751	\$0
22 Total other funds	<u>21,325,000</u>	<u>0</u>
23 Total general fund	\$2,533,751	\$0

**SECTION 3. ADDITIONAL INCOME - APPROPRIATION.** In addition to the amount

included in the grand total other funds appropriation line item in section 1 of this Act, any other income, including funds from federal acts, private grants, gifts, and donations, or from other sources received by the North Dakota state university extension service, the northern crops institute, the upper great plains transportation institute, the main research center, branch research centers, and agronomy seed farm, except as otherwise provided by law, is appropriated for the purpose designated in the act, grant, gift, or donation, for the biennium beginning July 1, 2017, and ending June 30, 2019.

1       **SECTION 4. AMENDMENT.** Section 4-05.1-05 of the North Dakota Century Code is  
2 amended and reenacted as follows:

3       **4-05.1-05. North Dakota state university main research center position adjustments -**  
4 **Budget section report.**

5       The North Dakota state university main research center must be located on the campus of  
6 North Dakota state university of agriculture and applied science. The center is the administrative  
7 location of the agricultural experiment station. The center shall conduct research and coordinate  
8 all research activities of the agricultural experiment station. The research must have, as a  
9 purpose, the development and dissemination of technology important to the production and  
10 utilization of food, feed, fiber, and fuel from crop and livestock enterprises. The research must  
11 provide for an enhancement of the quality of life, sustainability of production, and protection of  
12 the environment. Subject to the availability of funds, the station director may adjust or increase  
13 full-time equivalent positions in order to carry out activities to accomplish the mission of the  
14 agricultural experiment station. Twelve-month employees whose employment is not limited in  
15 duration must accrue leave pursuant to provisions of section 54-06-14. All full or partial  
16 positions must be separate from North Dakota state university. Annually, the station director  
17 shall report to the office of management and budget and to the budget section any adjustments  
18 or increases made pursuant to this section. The center may conduct baseline research,  
19 including production and processing in conjunction with the research and extension centers of  
20 the state, regarding industrial hemp and other alternative industrial use crops. The center may  
21 collect feral hemp seed stock and develop appropriate adapted strains of industrial hemp which  
22 contain less than three-tenths of one percent tetrahydrocannabinol in the dried flowering tops.  
23 The agriculture commissioner shall monitor the collection of feral hemp seed stock and  
24 industrial hemp strain development and shall certify appropriate stocks for licensed commercial  
25 cultivation.

26       **SECTION 5. AMENDMENT.** Section 4-08-10 of the North Dakota Century Code is amended  
27 and reenacted as follows:

28       **4-08-10. Extension agent to submit monthly account of expenditures - Position**  
29 **adjustments - Budget section report.**

30       The extension agent shall submit monthly an accurate itemized account of all expenditures  
31 incurred by the agent in the regular conduct of duties to the North Dakota state university

1 extension service for examination and audit. When charges are made by an extension agent for  
2 money expended in the performance of official duties, all items of one dollar or more expended  
3 and charged for must be covered by a subvoucher or receipt that must be signed by the person  
4 to whom the money was paid. The subvoucher or receipt must show at what place, on what  
5 date, and for what the money expended was paid. The extension agent shall forward the  
6 subvouchers or receipts with the bill, claim, account, or demand against the county. When  
7 charges are made for transportation expenses, they may not exceed the amounts provided by  
8 section 11-10-15, and must be in itemized form showing the mileage traveled, the days when  
9 and how traveled, and the purpose thereof, verified by affidavit. The account must be  
10 transmitted and recommended for payment by the North Dakota state university extension  
11 service which shall audit the same and which may approve or disallow any expense item  
12 therein. The state board of agricultural research and education and the president of North  
13 Dakota state university shall control and administer the North Dakota state university extension  
14 service subject to the supervision of the state board of higher education. Funds appropriated to  
15 the North Dakota state university extension service may not be commingled with funds  
16 appropriated to North Dakota state university. An appropriation request to defray expenses of  
17 the North Dakota state university extension service must be separate from an appropriation  
18 request to defray expenses of North Dakota state university. Subject to the availability of funds,  
19 the director of the North Dakota state university extension service may adjust or increase  
20 full-time equivalent positions in order to carry out activities to accomplish the mission of the  
21 extension service. Twelve-month employees whose employment is not limited in duration must  
22 accrue leave pursuant to provisions of section 54-06-14. All full- or part-time positions must be  
23 separate from North Dakota state university. Annually, the director of the North Dakota state  
24 university extension service shall report to the office of management and budget and to the  
25 budget section any adjustments or increases made pursuant to this section.

26 **SECTION 6. DICKINSON RESEARCH EXTENSION CENTER - MINERAL RIGHTS**

27 **INCOME.** The Dickinson research extension center may spend up to \$755,000 of revenues  
28 received during the 2017-19 biennium from mineral royalties, leases, or easements for ongoing  
29 operational expenses. Any revenues received in excess of \$755,000 may be spent only for  
30 one-time expenditures for the biennium beginning July 1, 2017, and ending June 30, 2019.

1       **SECTION 7. WILLISTON RESEARCH EXTENSION CENTER - MINERAL RIGHTS**

2       **INCOME - REPORT.** The Williston research extension center shall report to the sixty-sixth  
3 legislative assembly on amounts received and spent from mineral royalties, leases, or  
4 easements in the biennium beginning July 1, 2015, and ending June 30, 2017, and the  
5 biennium beginning July 1, 2017, and ending June 30, 2019.

6       **SECTION 8. TRANSFER AUTHORITY.** Upon approval of the state board of agricultural  
7 research and education and appropriate branch research center directors, the director of the  
8 main research center may transfer appropriation authority within subdivisions 1, 2, 4, and 5 of  
9 section 1 of this Act. Any amounts transferred must be reported to the director of the office of  
10 management and budget.

11       **SECTION 9. FULL-TIME EQUIVALENT POSITION ADJUSTMENTS.** The state board of  
12 higher education may adjust or increase full-time equivalent positions as needed for the entities  
13 in section 1 of this Act, subject to availability of funds. All full-time or part-time positions must be  
14 separate from North Dakota state university. Annually, the board shall report to the office of  
15 management and budget and to the budget section any adjustments made pursuant to this  
16 section.

17       **SECTION 10. UNEXPENDED GENERAL FUND - EXCESS INCOME.** Any unexpended  
18 general fund appropriation authority to and any excess income received by entities listed in  
19 section 1 of this Act are not subject to the provisions of section 54-44.1-11, and any  
20 unexpended funds from these appropriations or revenues are available and may be expended  
21 by those entities, during the biennium beginning July 1, 2019, and ending June 30, 2021.

22       **SECTION 11. EXEMPTION.** The amounts appropriated for the veterinary diagnostic  
23 laboratory and the seed cleaning plants contained in subdivision 4 of section 1 of chapter 20 of  
24 the 2015 Session Laws, are not subject to the provisions of section 54-44.1-11, and any  
25 unexpended funds from these appropriations or related revenues are available and may be  
26 expended during the biennium beginning July 1, 2017, and ending June 30, 2019.