JOURNAL OF THE HOUSE

Sixty-eighth Legislative Assembly

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Bismarck, January 3, 2023

The House convened at 10:00 a.m., with Speaker D. Johnson presiding.

The prayer was offered by Chaplain Bobby GreyEagle, Nations Movement-Cru, Bismarck.

MOTION

REP. BOSCH MOVED that a committee of two be appointed to escort Mr. Jamie Azure, Tribal Chairman for the Turtle Mountain Band of Chippewa to the podium, which motion prevailed.

THE SPEAKER APPOINTED Reps. Davis and Finley-DeVille.

THE SPEAKER ANNOUNCED the colors will be presented by the UTTC Honor Guard and two veterans from Turtle Mountain Band of Chippewa, Lancelot Azure and Howard Longie.

TRIBAL AND STATE RELATIONSHIP ADDRESS
January 3, 2023
Jamie Azure
Tribal Chairman of the Turtle Mountain Band of Chippewa

Good morning.

My name is Jamie Azure and I proudly hold the position of Turtle Mountain Band of Chippewa Tribal Chairman.

Before I begin with the official address, I'd like to thank a few individuals who have honored us all by beginning this day in a good way.

Mr. James Decoteau for accepting tobacco on behalf of our Turtle Mountain Drum Group. Facilitating for events like this is no easy task but when offered tobacco, Mr. Decoteau immediately accepted that honor. I have known Mr. Decoteau for many decades and I am proud to watch him progress into a cultural leader for our people. As many have heard from not only myself but many tribal leaders over the years, that drum is our nations heartbeat. That sound of a drum is our PEOPLES heartbeat. I'd also like to thank our singers here today who help make that heartbeat loud and strong. It always amazes me the dedication of these singers and many more that make themselves available for not only events such as this, but also traditional spirit fire through educational teachings in our schools and tribal entities. You are all appreciated more than I can express in words.

Our Honor Guard representatives Mr. Howard Longie and Lancelot Azure. These two men represent so many veterans from not only the Turtle Mountains but across Native Nation. Each and every Veteran is a prime example of what Warrior Blood means to their respective Tribes.

I'd like to acknowledge Tribal leadership who understand the importance of this day and upcoming legislation.

MHA Nation Chairman Mark Fox (description)
Spirit Lake Chairman Doug Yankton (description)
Standing Rock Chairwoman Janet Alkire (description)
Sisseton Wahpeton representatives.

Turtle Mountain Tribal Council representatives
Chad Counts
Jon Jon Keplin
Blaine Davis
Ron Trottier Secretary Treasurer
Vice Chairman Elmer Davis for being here in support.

Also a few of the most important people in my life. My daughters Sophie and Ashlyn. I also see a few close family members in the back and the balcony.

Also, my gratitude towards Governor Doug Burgum who I have had the privilege to not only work with as a Nation to Nation Leader, but who I have come to call a friend in these past years. Brent Sanford who has always been one of the first individuals to reach out on any State/Tribal situation no matter if it were testing supplies through 2020 when supplies were high in demand and short in numbers through reaching out when we lost Tribal leadership as those individuals started their next journey. I also look forward to working with Lt. Governor Tammy Miller for the duration of her term.

Let's not forget the State Senate and State House of Representatives. As we move on from a pandemic that has affected each and every one of us in this room, I am grateful that I do see so many familiar faces and look forward to the opportunity to meet many more for the first time.

While today's words do have a focus on the Turtle Mountain Band of Chippewa, it's important to remember that many of the Macro issues that face my Nation, also faces the other five tribes located within the great state of North Dakota. While our demographics will vary, we are still Native Nation at our core.

I am Turtle Mountain Anishinaabe. As of December 16, 2022 we have 33,208 enrolled tribal members (459 increase from April 2020). Turtle Mountains is unique in the fact that we are a Tribe with such a small land base and large membership number. The old saying amongst our people is that we live on the old 6X12 which is the square mileage of our Turtle Mountain reservation. I am proud to say that phrase is now dated as the Tribe has aggressively acquired lands connected to our reservation boundaries and unfortunately because of an act of congress called the Homestead Act, purchasing within our boundaries also.

In 1891, Agent Waugh of Fort Totten, convened a committee of 16 full bloods and 16 mixed bloods to take a census of the Chippewa and set boundaries for a new reservation. Little Shell III wanted to obtain a 30 square mile tract at Turtle Mountain, but when that proposal was rejected, he and his followers abandoned the meeting. The McCumber Agreement was reached on 22 October 1892, which granted two townships within the traditional area ceding all other lands the Chippewa might possess in North Dakota. The land granted was inadequate to meet the needs of granting allotments to all tribal members, so negotiations continued. Finally in 1904, Article VI was added which provided that "All members of the Turtle Mountain Band of Chippewas who may be unable to secure land upon the reservation above ceded may take homesteads upon any vacant land belonging to the United States without charge, and shall continue to hold and be entitled to such share in all tribal funds, annuities, or other property, the same as if located on the reservations." With this provision, the Chippewa agreed to the terms and the final agreement was ratified by Congress on 21 April 1904.

In the decades after signing the McCumber agreement and the Great Depression, the Chippewa adopted farming and gardening as a way of survival. They developed a Big Store in 1922 to sell goods and operated a creamery. They sold farm goods, chopped lumber, farm labor, and medicinal herbs. Under the WPA, men gained training in construction jobs and women learned to sew and can goods. Congress approved the first charter of the Turtle Mountain Chippewa in 1932 and because of their successful endeavors and distrust of government programs, the tribe chose not to participate in setting up a new government under the Indian Reorganization Act.

The tribe filed numerous claims for compensation of having been forced to accept a below market value settlement on the lands they ceded to the US in the McCumber Agreement. In 1934, Congress passed a law for the Indian Court of Claims to determine a settlement with the Chippewa, but it was vetoed by President Franklin D. Roosevelt in May 1934. A second attempt was also vetoed by the president in June 1934. Finally in 1946, Congress established the Indian Claims Commission. The Turtle Mountains filed a claims petition in 1948. On 9 June 1964 an Act established their claim and a method of distribution of the judgment award.

In the early 1950s, federal policy changed and the government proposed that some tribes would have their special relationships with the federal government terminated. The intent

was to declare these tribes successful in having made progress in assimilation and judged no longer needing special status. On 1 August 1953, the US Congress passed House Concurrent Resolution 108 which called for the immediate termination of the Turtle Mountain Chippewa, Termination of a tribe meant the immediate withdrawal of all federal aid, services, and protection, as well as the end of reservations. Though termination legislation was introduced (Legislation 4. S. 2748, H.R. 7316. 83rd Congress. Termination of Federal Supervision over Turtle Mountain Band of Chippewa Indians), the law was not implemented. In 1954, at the Congressional hearings for the Turtle Mountain Band of Chippewa Indians, tribal Chairman Patrick Gourneau and a delegation spoke in Washington, DC. They testified that the group was not financially prepared, had high unemployment and poverty, suffered from low education levels, and said that termination would be devastating to the tribe. Based on their testimony, the Chippewa were dropped from the tribes to be terminated.

I felt it was important to summarize a brief history of my Tribe. The resilience of a people that makes a Nation strong. The resilience of Native Nation to overcome an attempted genocide only to become stronger. Tribes are sovereign Nations. The simplest explanation of a sovereign Nation is “A Nation within a Nation with the right to govern itself”. That strength and history I’ve just summarized gives you examples in black and white of what sovereignty is. The Turtle Mountains are not alone. Each of the five Tribes represented here today have their own unique histories that make their Nations who they are. In order to truly move forward, we need to understand how we came to be.

All of what I’ve said and much more are why we will continue to focus on two ‘Key Words’ today and moving forward. Those key words are respect and partnership.

Under the leadership of Governor Burgum, North Dakota has made many great strides in recent years in restoring those two key words through open communications. Empowering the Native Affairs commission through previous director Scott Davis and now current director Nathan Davis by having that direct open communication between Tribal Leadership and the Governors office. Even reinstituting the Tribal Relations Committee which holds quarterly meetings focused on the five tribes and legislative issues such as taxation which affect both the Tribes and the State. We had the honor of hosting such a meeting in the Turtle Mountains at our beautiful Turtle Mountain Community College. While it may not seem like that big a of a deal, it takes legislators who sit on the committee out of the capital and allows them to see in real time the beauty of our communities and the issues we all face. That new perspective may lead to new discussions and new solutions to bring down barriers to partnerships.

Prime examples of Nations working together happened during the Covid 19 Pandemic. We look back in hindsight now and it seems like we all had a structured approach but during real time, nothing was certain. Everyone’s main priority was the health of our people and to save lives. Weekly online meetings were immediately scheduled in which the Governor and his team would give updates with the State and each Tribal Nation was allowed time to express concerns, needs, and share valuable information that each Nation was able to collect. Meetings like this allowed Tribes and the State to work together in saving lives and protecting all our people.

Through the Data Collected by our Tribe. The Turtle Mountains moved forward with relief efforts to our own people by our own people. We quickly developed a Tribal Contact Tracing team consisting of Tribal members not only on the reservation but throughout North Dakota. These Tracers allowed direct contact to our Turtle Mountain Cares Team who would contact any covid positive tribal member within our service areas and provide that household with medical supplies, groceries, even pet food for the animals to sustain during quarantine.

When the Turtle Mountains had to close the doors to two of our biggest revenue providers, Sky Dancer and Grand Treasurer Casinos, we were able to provide employment to those displaced employees through our Turtle Mountain Cares Programs. Again, providing relief to our people by our people on many levels.

Pandemic shelters were planned and created if Covid hit levels that would overrun our health care system. Supplies that became increasingly difficult to acquire during the pandemic were acquired through various supply chains through the State. Mass testing with help from the North Dakota National Guard were scheduled and completed. Testing Kits were made available from the State cache if needed. And finally, vaccinations that were in extreme short supply were made available as the state received.

I wish I could stand here today and say we were 100% successful but we were not. Tribes, along with many of you unfortunately lost people that were important to us. Many of which back home were elders. To many Tribal communities, our elders are our history books. Our history is still passed down in many ways by our teachings. Remember, the Freedom of Religion Act did not pass federal legislation until the late 70's. Our people were told that practicing cultural acts like Sundance were illegal and punishable by federal law. So many of those teachings were and still held by our elders who pass those teaching down by word of mouth. A prime example of historical trauma that you can see today.

Were tribes dependent on the State of North Dakota? Absolutely not. But we all worked together to provide as much protection and relief to the people who needed it most. That exemplifies what Tribes are striving to be. Self-Sustainable. That doesn't mean that we drop our Treaty Rights but it means that Tribes move forward to using those rights as supplemental because we are sustainable.

I'd like to give a few examples of what we are doing in the Turtle Mountains that is helped by our intergovernmental agreements and partnerships.

Turtle Mountain Recovery Center

Construction for the Center is well underway. The center is in week 18 of construction. The projected opening of the Center is Summer 2024. However, we currently have an outpatient program open in our Future Recovery Homes. The Outpatient offers three outpatient services and has 3 staff members. In July 2022, the State of ND came up to provide a weeklong training for Peer Recovery Coaches. Our next benchmark, to hire 3 for the Outpatient Program.

When the Center opens, the outpatient staff will move into the center as well as 48 additional staff members. The Center will hold 16 beds and follow the State Policy set for Medicaid Reimbursement.

Repatriation Efforts

Currently our Legal Department/TMBCI Team is working with State Historical Director, Bill Peterson and Director of Archaeology, Andrew Clark to finalize a Scope of Work for the Memorandum of Understanding between the State Historical Society of North Dakota and the Turtle Mountain Band of Chippewa.

The purpose of this scope of work for the Memorandum of Understanding (MOU) between the Turtle Mountain Band of Chippewa and the State Historical Society of North Dakota, is to facilitate an interdisciplinary approach to the cooperative effort with the respect to strategy, historical, and archaeological research, and findings at the Fort Totten State Historic Site. The overall intent of this scope of work is to identify a process for the SHSND and TMBCI to collaborate and complete the proposed purpose of the preservation of past, present, and future findings at the Fort Totten State Historic site.

While this particular MOU states Fort Totten and Camp Grafton. It allows the Turtle Mountains to duplicate services so that we may decide to perform our own efforts. Our Tribe like many others are currently in talks with other States, Tribes, and even nations in regards to our tribal members who were lost during the Boarding School Era's. Governmental policies and procedures are well underway with my tribe but just as important, making sure that we are culturally and traditionally accurate as we bring our member's home. Those procedures are being used right now in regards to the remains and historically significant artifacts found withing the University of North Dakota, Boarding Schools in Canada and South Dakota. Our Historic Preservation Department and Officers have been prioritized by our Tribe moving forward to respectfully bring our people home for years to come. Those grass roots levels of detection and identification will be greatly expedited through partnerships like this particular MOU with the State Historical Society. And allows unique expertise that Tribes can use to build up our own departments and people.

The SHSND Director of Archaeology and Historic Preservation, State Archaeologist, and Research Archaeologists shall provide geophysical and archaeological expertise in aerial and surface-based geophysics including drones, magnetometer, and GPR. An SHSND archaeologist will operate SHSND drones. An SHSND archaeologist shall provide access to

training for SHSND staff and TMBCI members for the operation of the UAS.

The SHSND state archaeologist and archaeological staff will operate the SHSND magnetometer and GPR. The SHSND magnetometer will be used to scan and survey the surface and near surface depth to provide a plan view image of the area. The findings will be analyzed for potential surface and near surface features. The SHSND GPR will be used to scan below the surface to provide a profile view image of potential buried features including burials. The findings will be analyzed for potential buried features. The state archaeologist shall provide access to training for SHSND staff and TMBCI members for the operation of the geophysical archaeological investigative equipment.

The TMBCI, will identify individuals to participate in training provided by SHSND archaeological staff on geophysical archaeological equipment. TMBCI will send members to participate in archaeological explorations at Fort Totten and other locations as necessary and secure collaboration with other Tribal partners as necessary for the same work.

Reasonability of Findings

If any potential or identified humans remains or burials goods are identified during the onsite field investigation, adequate communication and handling of the materials (if present) will be done by the SHSND state archaeologist, SHSND archaeological staff, and TMBCI members on location. When potential remains or burials goods are suspected or identified through the geophysical archaeological investigative, a new scope of work shall be created. The new scope of work shall include additional work including excavations, as determined through communication with the TMBCI and other parties. Additionally, if remains are excavated and onsite determination of direct ancestry cannot be established, then and the handling and temporary curation of the remains will be outlined in the scope of work. The temporary curation shall be utilized for determination of ancestry and then permanent internment as determined by a collaboration with both parties in the MOU.

Designation of the Promise Zone

TMBCI signed its designation agreement on September 27th 2017. Through the Promise Zone Initiative, the Federal government will work strategically with local leaders to boost economic activity and job growth, improve educational opportunities, reduce crime and leverage private investment to improve the quality of life in these vulnerable communities.

The Turtle Mountain Recovery Center utilizes New Market Tax Credits to fund the construction of the building. Native American Bank financed the source Loan, and the CDE Entities were Midwest Minnesota and Bremer Bank. We approached our first quarter in the transaction and appreciate the help of all of the partners helping use navigate the transaction.

In lieu of monetary support, the Promise Zone offered close working relationships with State and Federal Partners to help with PZ Initiatives that each Promise Zone set out. The State Partners have stuck to this agreement and meet quarterly with TMBCI to help provide funding opportunities they offer to any projects the Tribe has identified as being a priority of the Tribe. This past phone call, we discussed Homelessness and how the State can help. The Recovery Center was the main focus of the group for the past 2 years. ND USDA-RD awarded the Tribe a Rural Economic Development Initiative Grant which helped build the Business Plan for the TMRC. HUD offered Technical Assistance for a Housing First Model for the Tribe. Other State Entities that have been extremely helpful during with our Initiatives include, Corporation for National Community Service, EDA, SBA, ND Fair Housing Agency and ND DOT.

Then we move on to **Economic Development**

Binni Inc. was created out of need. It started with hand sanitizer. When supply and demand was at it’s most difficult in 2020. Hand Sanitizer, Holiday Candles, tangible store. 2020 connected many tribal members while people around the globe found themselves quarantined.

Sky Dancer Casino and Resort Sports Betting, etc.
Grand Treasurer

10 Year Economic Development Plan. While the big gem will be our massive indoor water park and trampoline park which both will open their doors this coming July, a major focus will be our Tribal Member Business owners with a small business incubator and Community Development building being constructed to not only foster and provide opportunity to our Tribal members.

Turtle Mountain Adventure Park does have contracts with professional management companies for the first 3 years of operations with our major businesses like the new parks. These establishments will not only provide a destination for our region but provide numerous jobs to our young professionals who we hope will take that knowledge and apply it to the next chapters in their lives.

Blue Chip Financial started as a lending agency owned by the Tribe and now is a major contributor to Economic Planning into the future. We look ahead and I'm proud to announce the unveiling of Little Shell Technologies whose initial products are algorithms developed by our tech developers acquired by similar tribal and non-tribal businesses across the world. The Turtle Mountain Band of Chippewa are not inhibited by invisible reservations lines. We strive to be a powerhouse across this globe.

It's all symbiotic. It's all a full circle. Our jobs as legislators mirror what it means to be a Tribal Member. Every decision we make needs to provide opportunity and resources to the next generations. Tribes are masters of reactionary because our ways of life have been threated for the last two hundred years. We have evolved. Tribes are now high functioning governments. Tribes are now major economic powerhouses in our regions. Tribal Colleges like TMCC are major institutions providing everything from GED courses to Masters in Leadership.

We do all of this and more in a good way. We have moved on from Tribes being reliant on governments. We move on from the stigma and mindsets that some still have of Tribes. We move on by asking questions of culture and sovereignty. And yes, it's important to have those hard discussions moving forward. I end this address by reminding everyone here that we are wards of mother earth. We are wards of the futures of the next generations. It is our responsibility to provide safety and opportunity to people like my daughters. Let's remember that every decision that we make will affect them. So, lets affect those generations in a good way through Respect and Partnerships.

Thank You for the honor and privilege for allowing me this time today.

Miigwetch on behalf of the Turtle Mountain Band of Chippewa

MOTION

REP. BOSCH MOVED that the Tribal and State Relationship Address of Chairman Jamie Azure be printed in the journal, which motion prevailed.

MOTION

REP. BOSCH MOVED that the House stand in recess until 11:00 a.m., which motion prevailed.

THE HOUSE RECONVENED pursuant to recess taken, with Speaker D. Johnson presiding.

MOTION

REP. BOSCH MOVED that a committee of two be appointed to escort justices of the North Dakota Supreme Court to the seats reserved for them in the chamber, which motion prevailed.

THE SPEAKER APPOINTED Rep. Karls and Sen. Paulson to the escort committee.

MOTION

REP. BOSCH MOVED that a committee of two be appointed to escort the Chief Justice of the North Dakota Supreme Court, Jon J. Jensen, to the podium, which motion prevailed.

THE SPEAKER APPOINTED Rep. Klemin and Sen. Larson to the escort committee.

STATE OF THE JUDICIARY ADDRESS
January 3, 2023
Chief Justice Jon J. Jensen

Members of the 68th Legislative Assembly

Thank you for the invitation to speak this morning.

Governor, other representatives of the executive branch, and elected officials, your attendance is appreciated.

Members of the 68th Legislative Assembly, your task is never easy.

You are **trusted to weigh** and attend to the **best interests** of the people of the State of North Dakota within the **proper constraints** of government.

You are **required to balance** many competing interests.

You are required to **acquire knowledge** of not only how the **executive branch agencies and the Judicial Branch operate**, but what you can do to **facilitate better service** to the entire state of North Dakota.

Thank you for serving the State of North Dakota.

This morning I will address two aspects of the judicial branch – what the judicial branch **accomplished since you last convened** for a regular session and **some of our legislative priorities.**

What the judicial branch has accomplished.

To provide a reference point, I will begin with a brief overview of the judicial branch.

We have **52** trial court judges and **5** justices of the Supreme Court.

Since the early 1990s we have operated as a unified State Court system, eliminating our county courts and consolidating all of our judicial functions, with the exception of municipal courts of limited jurisdiction, into a single court system.

Our judges serve in **eight judicial districts.**

The **NECJD** consisting of **Grand Forks and Nelson** Counties.

The **NEJD** consisting of **Benson, Bottineau, Cavalier, McHenry, Pembina, Pierce, Ramsey, Renville, Rolette, Towner and Walsh** counties.

The **ECJD** consisting of **Cass, Steele and Traill** counties.

The **SEJD** consisting of **Barnes, Dickey, Eddy, Foster, LaMoure, Ransom, Richland, Sargent and Stutsman** counties.

The **SCJD** consisting of **Burleigh, Emmons, Grant, Kidder, Logan, McIntosh, McLean, Mercer, Morton, Oliver, Sioux, Sheridan and Wells** counties.

The **SWJD** consisting of **Adams, Billings, Bowman, Dunn, Golden Valley, Hettinger, Slope and Stark** counties.

The **NCJD** consisting of **Burke, Mountrail and Ward** Counties.

NWJD consisting of **Divide, McKenzie and Williams** counties.

Although reciting the name of each county is a **lengthy process, it is intentional**. It is a **reminder** to those within the judicial branch that we serve each and every citizen in North Dakota, in each and every county.

In our last annual report to you we noted our judicial system had 159k new cases and 21K

reopened cases.

In criminal cases alone, our **district courts handled:**

Hundreds of jury trials.

7,847 felony criminal charges

17,485 criminal misdemeanor charges and

2,221 infractions.

Our caseloads are **increasing.**

Every one of our districts are handling **more cases** and handling the caseload with **less judicial officers** than were in the judicial branch in 1990.

In addition to the district court caseload, our district judges also preside over **juvenile court** matters and the **"specialized dockets."** Our "specialized dockets" include **individuals with alcohol and drug related non-violent offenses, offenders in domestic violence cases, and more recently addressing issues unique to veterans.**

We remain committed to being **accountable to the legislature and the citizens of North Dakota.** To provide that accountability **every one of the 180,000** cases handled within our judicial system each year is tracked for **both docket currency and how long our judges are taking to render decisions.**

Docket currency measures the time from when the case enters the judicial system until the time the file is closed.

Each case type has a standard time.

Each quarter the presiding judges of each judicial district are required to report any case outside the time standard.

Any case outside the standard must have an explanation.

Our state should be proud that less than 2/10th of one percent of our cases fall outside those standards and, the majority of those cases are outside the standard at the request of the parties or other factors outside the control of the judicial branch.

We also track the time it takes for judges to make decisions, allowing 90 days from submission of the task to the judge by the parties.

Each quarter the presiding judges provide a reporting with a required explanation.

For the past two years our state can be proud that less than 5 cases each quarter fall outside the 90-day period and no case has appeared on more than a single report.

We accomplish this work with a budget of 2/3 of a single percent of the state budget.

There is a final event that requires recognition.

After serving the Court since **1978,** first as a justice, then as Chief Justice, and finally again as a justice, Justice Gerald VandeWalle has announced his retirement as of January 31, 2023.

He has served the state well.

I request we stand and recognize him for that service.

Some Legislative priorities.

Clerk of Court Transition.

Two years ago, in the State of the Judiciary address, the Judicial Branch noted that we would return in 2023 to request the transfer of contract clerks to state employment.

Currently, the judicial system contracts with **39 counties to provide state clerk of court functions.**

While the number of counties is large, the **majority** of the clerk of court functions are completed in **offices with state employees.**

Our current system dates back to the 1990s when the judicial system went through unification, eliminating county courts and transferring all of the judicial functions to state district courts.

Even before the actual unification process in the early 1990s, the proposal to unify our judicial system, including integrating the clerk of court offices into state offices was part of the plan outlined in 1975 by the Chief Justice of the North Dakota Supreme Court.

The idea of transferring all clerk of court functions to state employees **began with the concept in 1975, was partially implemented in 1990** and in **2023 it is time to complete** the transfer.

In terms of comparisons to other states, North Dakota is unusual.

Several experiences have made it **clear** completing the transfer will be **beneficial.**

First, we have had state offices for over **thirty years.**

Those offices are our most efficient offices.

Those offices complete a majority of the clerk of court functions in the state.

Second, while we have **some great individuals** working pursuant to contracts, there are **challenges.**

While some contract offices function well, others do not and as a result, **significant time is required from state offices to assist contract offices.**

Contract offices are not state employees, the **individuals report and are accountable to the county commissioners.**

It is unusual for any operation to not have direct supervision of its workforce.

It also results in **significant differences in abilities** between state offices and county offices.

Contracts are with the counties, not individuals. As a result the clerk function is often **shared between multiple individuals,** and the individuals can **frequently change.**

While the practices and procedure of our **state offices are consistent and uniform,** the contract counties are not.

This creates **challenges for the judicial system itself and for litigants.**

It should be the same process to file a document in every county.

Third, this is not a new proposal.

There have been state offices for 30 years.

No county that has transferred the clerk of court functions to state employment has requested to reverse the process.

In contrast, **since 1990 some contract counties have elected to transfer** to state employment.

Fourth, this is not a proposal to eliminate local offices.

The proposal is to keep the same number of individuals in the local offices.

As mentioned previously, there are many great individuals working in contract counties and we want those individuals to have more opportunities and more challenges within the state system.

We also confirmed during the COVID-19 pandemic the ease with which we can move work within the state system.

When state office A is busy, state office B can immediately take over part of the workload. We do that now in state offices.

For example, it is difficult to retain skilled workers in western North Dakota.

We have been able to transfer workload to other state offices to maintain the same level of service to citizens in western counties.

In 1990 it was necessary to move people to where the work was. In 2023, we can move the work to where people are. Positions can, and will, remain local.

The judicial branch is committed to remaining in every county and serving North Dakota citizens in their home counties.

But we should do that in the most efficient and cost-effective manner.

We understand there are counties that will need to make adjustments.

Some contract counties clerk of court offices also provide other functions, and counties will still need to retain someone for those duties.

A few county employees hold multiple positions and are paid for multiple jobs. Those individuals will need to choose to stay county employees or transfer to state employment.

While these are important things to consider, our primary consideration must be to provide uniform, and consistent service to citizens of North Dakota in the most efficient and cost-effective manner possible.

Preservation of the current system may benefit a few specific individuals but transfer to state employment benefits most individuals working in contract counties and creates a better system for all of North Dakota.

Judicial Salaries.

We have 52 great trial judges in North Dakota.

General jurisdiction. Traffic tickets to Misdemeanors to Felonies, including murder. Civil cases from family law, probate, business disputes, collection cases, personal injuries and property tax challenges.

Juvenile court.

This is different than many states where the large number of judges allow specialization in family courts, criminal courts, juvenile courts, and civil courts.

Our small number requires our judges to know everything as judges of general jurisdiction.

Volume of work. As noted earlier, our 52 trial judges, along with the help of our clerk of court staff, juvenile court staff, administrators, reporters/recorders and others are tasked with approximately 180,000 new or reopened cases each year. That is an incredible workload. As also noted earlier, our judges work hard and consistently perform within our time standards.

Geography. Our small number of judges requires service to multiple counties. The SEJD includes 9 counties and is served only seven judges. Similarly, the NEJD includes 11 counties stretching from the Minnesota border to north of Minot, and is served by six judges. We have fewer judges today than we had in 1990 with exponentially higher caseloads.

We **ask a lot** of our trial court judges. They have **challenges of being judges of general jurisdiction, large caseloads and large geographic responsibility.**

A healthy judicial system must provide opportunities for highly qualified individuals with diverse backgrounds to become judges.

We have great judges in North Dakota, but that is because of good fortune.

In the past five years we have had several open judgeships filled by election with only one candidate on the ballot.

Vacancies filled by the Governor's office used to routinely have a dozen or more candidates, many from private practice. Now, some positions attract just enough applicants to send options to the Governor's office for selection.

The vast majority of applicants are either individuals moving from one government position to another or candidates with minimal experience.

A healthy judicial bench has individuals from diverse backgrounds; people who have represented farmers, ranchers, small and large business, families and others in private practice.

The reason we have small numbers of applicants and almost no applicants from private practice is because the compensation paid to our judges does not reflect the required work.

In the **Governor's recent budget address** he noted there are state government positions that need more than the across-the-board state compensation increase. Judges are in that group of positions.

Judges have **fallen behind other state positions.** Judges rank 330th on the list of state positions in terms of compensation.

That does not include local county and school district positions, a number of which also provide greater compensation.

There are a number of attorney positions within the executive branch which routinely appear in our courts whose compensation exceeds the judges' compensation.

The entire judicial budget is 2/3 of 1% of the state budget. **Judicial salaries are 1/10 of 1%** of the state budget.

In terms of the state budget our request is relatively small.

We are requesting a 6.4 million dollar increase to our biannual budget to provide judges with increased compensation.

One time expenditure. The judicial branch is requesting a one-time expenditure to move the judicial system to a renovated and expanded Liberty Memorial Building.

Cost of **55 million dollars.**

Project first put forward by **Governor Dalrymple.**

Progressed to **development of initial plans** for the project.

Judicial Branch **voluntarily withdrew** the project when unanticipated budget shortfalls appeared.

The judicial branch **is in need** of the facility.

It also **creates space within the Capitol for the legislative branch.**

Thank you for the opportunity to speak today.

The judicial branch has enjoyed a terrific partnership with both the legislative and executive branches.

When I stood here in 2021 I shared with you a conversation I had during the 1991-1992 legislative session with Chief Justice Ralph Erickstad. Chief Justice Erickstad had previously served in the legislature and as he prepared for his State of the Judiciary Address I asked him his approach. He indicated his approach was to **ask for what was needed, nothing less and nothing more. The judicial branch will continue to perform its duties and ask only for what is needed, nothing more.**

Best wishes for a productive legislative session. The judicial branch wishes you well.

MOTION

REP. BOSCH MOVED that the address of Chief Justice Jon J. Jensen be printed in the journal, which motion prevailed.

MOTION

REP. BOSCH MOVED that the House stand in recess until 12:00 p.m., at which time the chamber will come to order to officially begin the 2023 Legislative Session, which motion prevailed, on a voice vote.

THE HOUSE RECONVENED pursuant to recess taken, with Speaker D. Johnson presiding.

THE SPEAKER ANNOUNCED that the 68th Legislative Assembly was now in session.

The prayer was offered by Pastor Paul Herr, Century Baptist Church, Bismarck.

The roll was called and all members were present except Representatives Martinson and S. Olson.

A quorum was declared by the Speaker.

MOTION

REP. BOSCH MOVED that the absent members be excused, which motion prevailed on a voice vote.

MOTION

REP. BOSCH MOVED that the amendment of House Rule 402 Sub 1 to change from the third legislative day to the fifth legislative day as the time frame for five bills to be introduced and then additionally change the deadline for the introduction of bills from the eighth legislative day to 10th legislative day, which motion prevailed on a voice vote.

MOTION

REP. BOSCH MOVED that the House be on the Ninth order of business and at the conclusion of the Ninth order of business, the House stand in recess until 1:00 p.m., at which time the House will meet in Joint Session with the Senate for the State of the State Address, and after the Joint Session with the Senate, committees will meet on Wednesday and Thursday, but the whole House will stand adjourned until 12:30 p.m., Friday, January 6, 2023, which motion prevailed.

MOTION

REP. BOSCH MOVED that a committee of two be appointed to escort Lt. Governor Tammy Miller to the rostrum and Second Gentleman Craig Palmer to his seat in the chamber, which motion prevailed.

THE SPEAKER APPOINTED Reps. Kasper and Pyle to the escort committee.

MOTION

SEN. KLEIN MOVED that a committee of two be appointed to escort Chief Justice Jon J. Jensen to the rostrum, which motion prevailed.

LT. GOVERNOR MILLER APPOINTED Sen. Braunberger and Rep. Roers-Jones to the escort committee.

MOTION

REP. BOSCH MOVED that a committee of four be appointed to escort the Honorable Doug Burgum, Governor of the great state of North Dakota, to the rostrum, and First Lady Kathryn Burgum to her seat in the chamber, which motion prevailed.

LT. GOVERNOR MILLER APPOINTED Sens. Hogue and Piepkorn and Reps. Lefor and Boschee to the escort committee.

INVOCATION

The invocation was given by North Dakota National Guard Chaplain, Colonel David Johnson.

OATH OF OFFICE

CHIEF JUSTICE JON J. JENSEN ADMINISTERED the oath of office to elected officials: Secretary of State Michael Howe, Attorney General Drew Wrigley, Agriculture Commissioner Doug Goehring, Public Service Commissioner Julie Fedorchak, Public Service Commissioner Sheri Haugen-Hoffert; Tax Commissioner Brian Kroshus; Justice of the Supreme Court Daniel J. Crothers.

2023 STATE OF THE STATE ADDRESS
The Honorable Doug Burgum
Governor of the State of North Dakota
January 3, 2023

Sixty-five million years ago, what is now our home state had evolved into a large, subtropical delta where dinosaurs like triceratops and tyrannosaurs battled to the death amid a lush environment of woodlands, swamps and ponds.

Yet here we are, sixty-five million years later, as North Dakotans, benefiting mightily from our incredible jackpot of geology that was set in motion all those eons ago.

Our spectacular geologic history led directly to the rich deposits that gave us our abundant oil, gas and coal resources, as well as our newest billion-dollar jackpot, our vast, unrivaled, underground CO2 storage capacity.

And far more recently, ice age era glacial deposits in central and eastern North Dakota created the nutrient-rich soils that support our enormous crop production and our vast pasturelands.

In today’s global uncertainty, our energy and food security make us the envy of many.

Today the State of our State is one of strength and infinite opportunity, blessed with our abundant natural resources, inherent freedoms and industrious, caring people.

Mr. Speaker, Lieutenant Governor Miller, distinguished members of the 68th Legislative Assembly, Majority and Minority Leaders, Chief Justice Jensen and justices of the Supreme Court, fellow elected leaders, tribal leaders, cabinet members, First Lady Kathryn, family and friends and all fellow citizens of North Dakota, welcome, and thank you for joining us today, whether it's online, over the airwaves or in person.

Chief Justice Jensen and Chairman Azure, we are grateful for your thoughtful words this

morning in your respective Judicial and Tribal addresses, and for your dedicated service to all citizens of North Dakota and for your courageous leadership of the Turtle Mountain Band of Chippewa.

As we enter the seventh year of our administration and our fourth regular legislative session, Kathryn and I remain deeply humbled and honored to continue serving ALL the citizens of North Dakota.

And we are very excited to welcome the 39th lieutenant governor of the State of North Dakota, Tammy Miller. Welcome Tammy!

We're also deeply grateful for the six years of dedicated service by Lt. Gov. Brent Sanford, whose positive impact on the lives of North Dakotans will be felt for generations to come. Please join me in thanking Brent and Sandi for their lifetime of service and wishing them all the best in the future.

From the earliest indigenous inhabitants of these lands to the pioneers of modern agriculture, our success in North Dakota has always come from the strength and resiliency of our people.

We are only two weeks since the official "first day of winter," yet some cities like Bismarck already have received an entire season's worth of snowfall – over 51 inches, a record for the last three months of any year. This on top of the April snow-and-ice storm that dropped 40 inches of snow during spring calving across North Dakota and knocked out power to tens of thousands of residents, making it the fifth-most costly disaster on record and the largest since the 2011 flooding.

The April storm, the Veterans Day storm, the mid-December blizzard, the whiteout conditions that stalled Christmas travel plans – North Dakotans have handled it all with grit and resiliency.

At the state level, we've seen incredible, round the clock, life-protecting efforts from our Department of Transportation snowplow drivers, Highway Patrol troopers, State Radio dispatchers and Department of Emergency Services personnel.

Our DOT had over 350 snowplow operators working across our expansive state to clear 8,500 road miles after April's storm event. In the harshest conditions, these operators may be found leading the way so rural volunteer ambulances and first responders can reach those in need of help.

With us today representing these dedicated state team members, we have Michelle Fender-Nagle, who serves as a snowplow operator in NDDOT's Valley City East Section.

Michelle, we are grateful for you, for your courage, your skill, and your determination through not just these recent storms, but for your 34 years of service keeping North Dakotans safe and keeping our economy going. Please join me in thanking Michelle and all our state and local plow operators!

You may also recall as our first powerful winter storm began on Nov. 9. Darkness fell, temperatures dropped, and a dangerous freezing rain coated I-94.

North Dakota Highway Patrol Trooper Alex Breitbach was driving east that evening just past Jamestown when he observed a semi-truck jack-knifed across the westbound lanes, nearly blocking the entire road. He turned around in the median and flipped on his emergency lights to warn other traffic.

As he walked up to the semi to check on the driver, Trooper Breitbach could hear another truck coming behind him. He quickly jumped over the median cable barrier and watched as a semi smashed into his squad car. But it wasn't over. During the next several minutes, seven additional crashes involving 18 vehicles occurred at that location before additional first responders could arrive on scene.

Through it all, Trooper Breitbach went from vehicle to vehicle, putting himself in great danger as he checked on crash victims and directed them to safety. Incredibly, no lives were lost, and no one was seriously hurt.

This is just one example of the types of incidents that North Dakota's finest, the North Dakota Highway Patrol and other first responders experience every day, risking their lives to help and protect others. To Trooper Breitbach, who is here with us today, and all our first responders, we say thank you for your service and bravery.

The unprecedented start to the winter season has strained resources at every level of government. This historic weather calls for prompt action. With the sponsorship of Senator Terry Wanzek and Representative Mike Brandenburg, we can expedite $20 million in emergency snow removal grants to be awarded to state, local and tribal governments who have already exceeded their average snow removal budgets. As state leaders, we have an opportunity to act quickly to relieve pressures in communities across the state. Let's make this one of the first bills to reach my desk!

Our citizens also endured a year of near-record inflation that put a strain on household budgets, with higher prices on everything from eggs and flour to gasoline and automobiles. We're grateful to this Legislature for passing a historic bonding bill in 2021 that allowed us to avoid inflation and take advantage of lower interest rates and construction costs, thereby saving millions of taxpayer dollars on roads, bridges, water projects and other critical infrastructure.

We've made great progress on DOT's 10-year infrastructure plan, investing $318 million so far this biennium to rebuild aging roads and bridges and our executive budget proposes an unprecedented $2.4 billion to accelerate our work. We can also build on the work done on water infrastructure last session by investing over $600 million to advance flood protection and our regional and critical water supply infrastructure across the state.

We continue to make strides toward our goal of becoming the first state in the nation to reach 100% access to fast, reliable broadband. Of the funds allocated from the American Rescue Plan Act for broadband grants, there are projects proposed to install 1,100 miles of fiber connecting 2,150 unserved and underserved addresses across the state.

Having smart, efficient infrastructure, healthy, vibrant communities and a stable tax and regulatory environment are key to attracting capital and talent to North Dakota.

In less than two years, we've had over $1 billion of private sector investments in new soybean processing plants announced. Remarkably, these three processing plants will have the capacity to process roughly 75 percent of our state's current annual soybean production, adding value to this key commodity and creating new and closer markets for our farmers.

Increased global demand for sustainable biofuels in agriculture, transportation and aviation represents a huge growth opportunity for North Dakota and expanded opportunities for collaboration between our two largest industries, ag and energy.

In case you were still shoveling out when the word came in, we received some good news just before Christmas: Our state's population hit an estimated all-time high of 779,261 residents as of July 1, 2022, rebounding from the slight population dip we saw in 2021.

This slight bump from our 2020 census count can be attributed to a lot of little bumps – of the baby kind. North Dakota had 2,800 more births than deaths in the 12 months ending June 30, and the number of births was up over the previous year. In fact, only Utah had a higher rate of births per capita than North Dakota.

Our record population speaks to the abundant opportunities and exceptional quality of life we enjoy in North Dakota. The 106,000 residents we've added since 2010 is the equivalent of adding another Grand Forks AND another Minot!

Or, if that's too difficult to imagine, it would be the same as adding another 328 Arthurs!

And we remain one of the nation's fastest-growing states – up 16 percent since 2010, faster than all but six other states.

Turning to the future, we are faced with unprecedented opportunities to improve the lives of North Dakotans. This legislature has an historic opportunity to diversify our economy, invest in infrastructure, build healthy, vibrant communities, support research and innovation,

transform education, improve government services, create tourism destinations, and address our workforce needs.

Together, we begin this journey from a position of strength. Our combined reserves are the highest in state history. Our general fund revenues are running 23 percent, or over $700 million ahead of forecast. Our oil tax revenues are running 60 percent, or over $1.5 billion ahead of forecast.

We have the nation's second-lowest unemployment rate at 2.3 percent (behind Utah). Our three largest cities – Bismarck, Fargo and Grand Forks – were among the Top 5 metropolitan areas in the entire nation for having the lowest unemployment rates in October.

Now is the time for strategic investment in our state's future!

North Dakota continues to successfully engage on an all-of-the-above approach that harnesses oil, gas, coal, hydroelectric, renewable fuels, wind and solar. On a per-capita basis, only Wyoming produces more energy than we do in North Dakota.

Yet tapping our abundant resources, creating jobs, transforming our communities, our state and our nation only happens when risk-takers, entrepreneurs and innovators invest their capital and talent in our state.

Entrepreneurs like Harold Hamm, who grew up the 13th child of sharecroppers in rural Oklahoma and founded Continental Resources in 1967 when he was just 21 years old. Harold and Continental helped lead the horizontal drilling revolution that began over 25 years ago – a game-changer that unlocked our vast state and tribal shale oil reserves and changed the course of our entire economy.

Harold is widely recognized as the person who led the charge to lift America's 40-year-old ban on exporting U.S. crude oil in 2015. Getting this archaic federal ban lifted directly benefited every Bakken producer and mineral owner, including the significant mineral acreage ownership held by State of North Dakota Trust Lands for our schools and universities.

The oil and gas industry employs thousands of North Dakotans and has produced billions of dollars in tax revenue that supports the state, tribal nations, counties, cities, townships, school districts, hospitals, parks and airports through a variety of funds, including our more than $8 billion Legacy Fund and most of our $5.7 billion Common Schools Trust Fund, which will have provided $1.8 billion to K-12 public schools in the decade ending in 2025.

Selling more clean U.S. energy to our friends and allies, versus forcing them to buy dirty energy from our adversaries, is the single most powerful change the U.S. could make today to drive American strength up and enhance global stability. Through their operations in North Dakota since 2003, Continental has invested billions of dollars of private capital towards U.S. energy independence and helped create what we, and the world, now know as the Bakken.

We are deeply grateful for the investments by Harold and other industry leaders in North Dakota who have underpinned our current prosperity and who also help ensure a secure energy future for our nation and our allies. We are deeply honored to have Harold Hamm here in person today, representing the incredible positive impact that he, Continental Resources, and the North Dakota oil and gas industry have had on every single North Dakotan. We thank you, Harold, your family and your entire Continental team!

Providing a viable path forward for coal has been a priority, and we were thrilled to provide assistance to the sale of Coal Creek Station to Rainbow Energy Center last year. It was a victory not only for the hundreds of workers at Coal Creek and Falkirk Mine and the region, but for every North Dakotan who expects the lights to turn on when they flick the switch and the heat to come on when they turn up the thermostat.

It was a victory for U.S. energy security, national security and grid reliability. And it wouldn't have happened without people like Loren Kopseng, Stacy Tschider, Al Christianson, Brent Sanford, the Industrial Commission and all the local, state and federal officials – including this legislature –all who fought tooth and nail to keep Coal Creek. The North Dakota Lignite coal industry provides affordable, reliable baseload electricity and keeps the lights and heat on during bitter cold like we've seen this season. So, let's give all of them, and yourselves, a

hand!

Our bedrock industry, agriculture, continues to lead the nation in several categories. We rank first in production of spring wheat, durum wheat, canola, flaxseed, all dry edible beans, pinto beans, dry edible peas and honey. We rank second in rye, sunflowers and lentils; third in sugar beets, oats and barley; and in the top dozen states for corn, soybeans, potatoes and chickpeas.

Our farmers and ranchers battle every day to provide food security for our state, country and world. They fight through challenging weather, through droughts and fires, blizzards and floods.

They innovate and expand the use of technology to boost yields and are implementing resilient and regenerative farming and grazing practices. They work through burdensome red tape pushed down from the federal government.

These farm and ranch families are the backbone of our rural state, and the work they do is feeding the growing world, and for that, we all should be grateful.

But despite their unwavering dedication and leading in so many of these crops, including a growing abundance of feed for livestock from our many new value-added ag processing projects, we stack up way short when you compare our animal agriculture output to neighboring states. For example:

We're 23rd in cattle and calves on feed; South Dakota is 7th and Minnesota is 8th.

We're 35th in milk cows; Minnesota is 7th.

We're 24th in hogs and pigs; Minnesota is 2nd and South Dakota is 10th.

Consider this:

North Dakota's record year for cattle and calves was in 1975 with 2.6 million head, compared with less than 1.9 million head today.

Our record year for dairy cows was 1934, when we had 701,000 cows. Now we have only 15,000. We are importing milk into North Dakota.

Hogs peaked in 1943 at just over 1.1 million. Now we have less than 150,000.

We must ask ourselves, what do other states have that we don't?

Other states, like South Dakota, have carve-outs in their family farming laws that smartly allow nonrelated parties to pool capital for animal agriculture operations like feeding livestock and poultry, operating a dairy and for pork production.

Here in America's heartland, we love our freedom. But when it comes to making business decisions, in North Dakota, apparently that freedom applies to everyone, in every industry, except our farmers and ranchers. It's time to change that.

We know our farmers and ranchers can compete with anyone, anywhere, anytime, IF they're given a level playing field. Right now, the field is so uneven when it comes to capital access and capital formation. We can level it, and we can do it wisely and with smart environmental stewardship. Plus, the economics of animal agriculture increase land values and are helping rural communities to grow and thrive.

I urge this body to change the long downward trajectory of animal agriculture in North Dakota and do away with this archaic law as it applies to ownership of animal agriculture operations, including poultry. Let's take the handcuffs off our ranchers and livestock producers. Let's allow animal agriculture to flourish in North Dakota once again. We need Farm Freedom legislation, and we need it now!

Just as we are leaders in ag and energy, North Dakota can lead the nation in carbon capture, utilization and storage and reshape energy policy for this country.

Today, we're on our way toward achieving carbon neutrality as a state by 2030, thanks to our extraordinary capacity to safely store over 252 billion tons of CO2, or 50 years of the nation's CO2 output.

And in the process, we can help secure the future of our state's two largest industries, energy and agriculture.

We were the first state to establish the legal and regulatory framework for carbon capture, utilization and storage, or CCUS, in 2009.

Now we're in a spot to lead the nation in this emerging industry, because we can permit our own CO2 storage wells at least five times faster than the EPA. Wyoming is the only other state with this authority.

We also allow landowners to get paid for their underground pore space if a supermajority agrees to it. Finally, we have long-term liability protections for the companies, who have to pay into a fund that the state can use to monitor the wells long-term.

Because of this foundation, we are already the nation's CCUS proving ground. In July, Red Trail Energy, the ethanol plant near Richardton, became the first working Class VI CO2 storage well in the nation, now safely capturing and storing over 500 metric tons of CO2 per day. And several projects in the works will capture over 20 million tons by 2026.

If you support our ag and ethanol industry, our oil and gas industry, our coal industry, you should absolutely support CCUS.

But don't take my word for it – take your own. The Legislature has written its support for carbon storage into state law.

Chapter 38-22-1 reads, quote: "It is in the public interest to promote the geologic storage of carbon dioxide. Doing so will benefit the state and the global environment by reducing greenhouse gas emissions. Doing so will help ensure the viability of the state's coal and power industries, to the economic benefit of North Dakota and its citizens. Further, geologic storage of carbon dioxide, a potentially valuable commodity, may allow for its ready availability if needed for commercial, industrial, or other uses, including enhanced recovery of oil, gas, and other minerals."

And the infrastructure that is built for moving CO2 can be utilized in the future for enhanced oil recovery, or EOR – injecting carbon into rock and shale formations to draw more oil out.

One North Dakota company has led the way on EOR for decades. Since October 2000, Dakota Gasification Company, a subsidiary of Basin Electric Power Cooperative, has been safely capturing and transporting CO2 – over 40 million tons of it – to Weyburn, Saskatchewan, for enhanced oil recovery in the Canadian oil fields.

Let me repeat that: We've had a CO2 pipeline, 205 miles long, operating safely in western North Dakota for over 20 years.

In enhanced Oil Recovery, by putting more CO2 down the hole than is produced by the barrel of oil that comes up, you can create carbon-negative oil.

This year, in North Dakota, carbon-negative oil production has been achieved by Denbury Resources in Bowman County – a trailblazer in enhanced oil recovery – using CO2 piped in from Wyoming.

The EERC estimates North Dakota could potentially produce between 5 billion and 7 billion barrels of carbon-negative oil by using CO2 for enhanced oil recovery.

New federal incentives for storing CO2 or using it for enhanced oil recovery will drive billions of dollars toward the bottom lines of our ag, coal and oil and gas industries. This, combined with our vast storage capacity and our forward-looking policies, is why we have billions of dollars of projects knocking on our door in North Dakota.

Our state has reinvested hundreds of millions of dollars of oil and gas tax revenue into the development of CCUS technologies. And we continue to increase that investment through

programs like our new Clean Sustainable Energy Authority smartly created by this assembly in the 2021 session.

As North Dakota and the energy industry are re-investing in innovation, the Biden administration is trying its best to live up to the president's campaign guarantee that he will "end fossil fuel" – from defying federal law by refusing to hold required oil and gas lease sales on federal lands to threatening oil and gas companies with new taxes on "excess" profits, which flies in the face of free market economics.

Our current federal energy policy is driving up inflation, empowering foreign dictators, literally enabling wars, weakening our economy, threatening the U.S. dollar as the world's reserve currency, and is bad for the environment.

In North Dakota, we know better, and that's why we've proposed investing $500 million between this biennium and next to capitalize the Clean Sustainable Energy Loan Fund. This infusion, along with $50 million for grants through the fund, will support clean energy projects such as carbon capture, which represents a path forward for baseload coal power through innovation over regulation.

We saw it with the saving of Coal Creek Station thanks to the future carbon capture component of that project, and we continue to strongly support what will be our largest demonstration of carbon capture at Minnkota Power Cooperative's Milton R. Young Station near Center.

Continental Resources also has committed $250 million to the Summit Carbon Solutions pipeline, which will capture the CO2 and enhance the economics of over 30 ethanol plants and their farmer customers across five states.

Today, we're pleased to have with us the visionary leaders of these businesses which are showing our nation the way with projects working today: Red Trail Energy CEO Gerald Bachmeier, Basin Electric CEO and General Manager Todd Telesz, and Denbury CEO Chris Kendall. I also want to recognize Minnkota President and CEO Mac McLennan, who wasn't able to make it due to the weather. Thank you and your entire teams for investing to keep North Dakota at the forefront of this emerging industry and secure the future of our ag, oil and gas and coal industries.

I've talked about our top two economic sectors, agriculture and energy. Now let's look at another of our top industries, tourism and recreation.

We need to expand our existing tourism offerings and sharpen our focus on developing destinations – those unique attractions and amenities that really drive visitors and potential new residents and workers to our state.

As announced last month, our budget includes more than $51 million to improve and expand our state parks and recreation sites, including a new campground at the Pembina Gorge, planning for upgrades at Lake Metigoshe and new cabins across our state parks. We're also proposing a $50 million Destination Development Fund to be matched by private or non-state sources to build or expand unique attractions.

We have asked ourselves for generations, how do we keep our young people here? Well, part of the answer is creating vibrant communities, attractions and recreation. Young people and families are looking for places to live based on the amenities in the communities and region.

When we leverage public dollars to drive private investment, amazing things can happen. And they're happening right now with the Theodore Roosevelt Presidential Library. The history making catalytic $50 million endowment approved by the 2019 legislature, which is being held by the State Land Board, has already been leveraged to drive over $100 million in private investment.

In 1883, Theodore Roosevelt first arrived in the Badlands. 120 years later, starting in 2003, there was another individual who arrived in North Dakota whose grit, resilience, hard work and determination has changed North Dakota and our nation, and we have already recognized him today – Mr. Harold Hamm.

Harold is “in the arena” for North Dakota, our nation’s energy independence and making America stronger on the world stage.

And so, it is fitting, that with deepest gratitude, that here, today, in these chambers, where the TR Library endowment was brought to life, we make the first public announcement that Harold Hamm has completed a gift of $50 million to the Theodore Roosevelt Presidential Library Foundation!

This interactive, state-of-the-art, world-class facility is more than just a building.

This is a vision that will be a catalyst to greater learning and understanding, an institution built to last and to share Roosevelt’s principles of leadership, citizenship and conversation.

Harold, on behalf of all North Dakotans, we thank you and your family for this incredible gift, and for all you have done for our state and its future!

With this momentum, we have a golden opportunity, working and partnering with the National Park Service, to reimagine what is already our state’s most visited place, Painted Canyon Visitor Center. Built in the 1960s, this outdated cinder block rest stop with breathtaking views is now only open for about 6 months a year. Working in partnership with NDDOT and NPS, the National Park Foundation, and local partners, we have an opportunity to create a 12-month facility and far exceed the 1 million visitors record set in 1972.

Painted Canyon Visitor Center will inspire visitors of the Theodore Roosevelt National Park to learn more about why of our 63 National Parks, only ONE is named after a person, versus a place. And how TR’s vision for national parks was for the “benefit and enjoyment of the American People.” And as partners, North Dakota will have an opportunity to “tell the North Dakota story” to the millions of visitors stopping to enjoy one of the most spectacular unspoiled views in all of America.

When telling the North Dakota story, it cannot be done without highlighting our military members. Included in the executive budget is a public/private Military Museum, right here on the Capitol grounds connected to the Heritage Center. The inspirational service and sacrifice of our military members is deserving of a peaceful setting where current and future generations of North Dakotans can learn about and reflect upon the incredible legacy of those men and women in uniform.

It’s fitting that the North Dakota National Guard is leading these efforts for a North Dakota Military Museum.

In 1898, just nine years after North Dakota became a state, eight companies of the 1st North Dakota Infantry Regiment volunteered for duty during the Spanish American War and Philippine Insurrection.

Among them, nine soldiers from the 1st North Dakota Volunteers earned Medals of Honor for their actions at San Miguel and San Isidro where 25 scouts crossed a burning bridge to rout more than 600 insurgents entrenched on the opposite shore.

North Dakota, with immense pride in the heroism of its National Guard regiment, adopted, as its state flag, the image of the regimental flag carried by the 1st North Dakota Infantry in the Philippines.

North Dakota citizens have served honorably in every conflict and at every call of the President, including members of our tribal nations who serve at a higher rate than any other ethnic group. Their actions, accomplishments, the uniforms they wore, the equipment they operated, the planes they flew, the ships they sailed, their sacrifices of life and limb in defense of our state and nation – these are all threads in the fabric that has made North Dakota “Legendary.”

The North Dakota Military Museum would preserve the incredible history and legacy of our legendary service men and women, and it deserves our support. Would those who have served, or are currently serving in the military, please stand to receive our gratitude for your service.

In addition to tourism and our other top industries, we’re working every day to diversify our

economy and make it less reliant on commodity markets.

Our status as the nation's proving ground for Unmanned Aircraft Systems continues to grow. I'm excited to announce that last week, the Federal Aviation Administration granted initial approval to allow one of our private sector partners to fly a drone, beyond visual line of sight, using Vantis, our first-of-its-kind air traffic control network for UAS operations.

This approval is a critical step that validates the state's investment and years of work to bring drones to commercial sectors in a safe and economic way. Other states are reaching out to us as a leader in this technology. To build on this momentum, our budget proposes a $30 million investment in Vantis and $7 million for the Grand Sky UAS business and aviation park in Grand Forks.

Just as we compete with other states in business sectors like ag, energy and tourism, our communities also must compete with other cities across the country for capital and talent.

To help make our state and communities even more attractive places to live, we've proposed an Energize Our Communities plan to help cities attract new residents and help retain our youth and existing workforce. These investments include $40 million to support more affordable, available housing and promote in-fill development, especially in blighted and rural areas.

We know attracting workforce to North Dakota requires communities with assets that meet the needs and wants of future residents.

Renaissance Zone is the most successful state program ever created by the legislature for reducing overall property taxes by incentivizing smart efficient use of existing infrastructure and is utilized by over 60 communities of all sizes statewide. After 23 years of success, it is time refresh this program with Renaissance Zone 2.0 legislation.

On behalf of these North Dakota communities, I am calling on this assembly to bring forward legislation to reinvigorate the Renaissance Zone program by allowing additional flexibility and re-entry into the program and to reduce red tape and barriers to having projects approved.

This matters, because incentivizing the full utilization of existing infrastructure versus subsidizing brand new expensive and non-economic green field edge infrastructure with state dollars is a true path toward reducing property taxes and municipal water bill burdens.

Keeping our communities safe should also be a priority, and we know our law enforcement agencies are working at every level to do just that. We can show our support for them – and that North Dakota truly does "back the blue" – by providing a $5 million fund for matching grants that law enforcement agencies can use to drive workforce recruitment and retention strategies and provide much-needed equipment to protect those officers who put themselves in harm's way to protect us all.

And when we ask our law enforcement to put themselves in harm's way, the state must always stand behind them. Unfortunately, that has not always been the case. Current state law requires that an officer serve within the state for at least five years before they can be considered for a worker's compensation claim through WSI if compensable work injury is not proven – if not, the presumption is that it was a pre-existing condition that caused the injury. This needs to change and change today. Let us stand today and let every officer in North Dakota and every prospective officer across the country know that if you serve in North Dakota for five days, five months or five years, we will stand with you, your family and all of your brothers and sisters in uniform.

Just as we support our men and women in blue, North Dakotans support our educators, whether in public school, private school or home school. The men and women who dedicate themselves to educating our youth are heroes. And they do this not for fame and glory but to make a positive impact on the lives of their students. Please join me in thanking our educator heroes.

The past six years, these educators have helped North Dakota make significant progress in education policy.

Whether it's the innovation waiver that allows local schools boards to redesign the school experience, or the Learn Everywhere policy that allows students to earn credit outside of the school walls, or being the only state in the nation with a learning continuum – better known as the Graduation Pathway – for all public schools.

North Dakota has created layers of flexibility that allow our public system to determine the most effective ways to support a student-centered learning environment.

Now our students need every school district to take advantage of these transformative opportunities. The door to how each district and school can innovate is wide open. And together, parents, teachers, superintendents, and school board leaders are empowered to step up to make that happen.

While flexibilities exist for public schools to approach school differently, students and parents may not have some of the choices they want or need to match the best learning environment to the individual needs of the learner.

We intend to partner with interested legislators including Representative Michelle Strinden to explore opportunities to expand parent options. Whether it be through virtual school choice, public-to-public enrollment flexibilities, or allowing students greater autonomy to engage with the Center for Distance Education, parents and students need to be at the table for discussions on connecting the learner with the instructional environment or approach that best fits the person and family.

In addition to ensuring our students have a solid foundation for life, we also must address our workforce challenges, and our institutions of higher education are key pieces to the puzzle.

As national and state enrollment trends decrease, it's vital we provide our institutions the resources to respond to workforce needs more rapidly. We urge the legislature to advance the proposed $10 million innovation workforce grant to provide the resources necessary to quickly create programs that respond to those needs.

Our research universities also are teaming up with 11 universities in five states (ND, SD, WY, MT and ID) on the Regional Technology and Innovation Alliance. Our administration will work with this alliance and our regional governors to ensure we succeed in our pursuit of federal research grants to advance the next generation of technology and reduce our nation's reliance on foreign adversaries for critical technology such as microchips.

Through the First Lady's courageous leadership in openly sharing her own story of her long battle with the disease of addiction, and of her nearly 21 years of recovery, she has inspired thousands of others still trapped in the disease of addiction, and their loved ones, that the dream and hope of recovery exists for all that act.

Since 2017, with passion and dedication she has focused the mission of Recovery Reinvented around ending the shame and stigma that surrounds this chronic brain disease – thus removing the social barriers that prevent people from reaching out for help and accessing vital treatment and recovery resources.

With courage and passion, she is leading a movement that is changing the narrative, the policies, and the approaches to dealing with the health crisis of addiction in North Dakota and beyond. If anyone you know has been affected by the disease of addiction, please join me in thanking our incredible First Lady, Kathryn Helgaas Burgum.

Critical to supporting individuals with the disease of addiction are peer support specialists, who use their lived experience to assist others on their journey to recovery and wellness.

There are currently 819 trained peer support specialists across the state. One of them is here with us today and has an incredible story of how she was able to transform her life and is now helping others do the same.

She is not only a mother in long-term recovery, but she has also faced an uphill battle rebuilding her life after many years of substance use, felony records and fighting for her legal right to parent her children again.

She said, “To me, Recovery means I can wake up and know that I have surrounded not only my children, but myself, with positivity, love, health and stability, and that I can support others in reaching their recovery goals, too.”

Her incredible story of resilience and recovery is one of many. This individual is currently working as the Peer Support Administrator for the Behavioral Health Division at ND DHHS. Let’s celebrate her inspiring journey and the continued passion of all 819 peer support specialists who are saving and transforming lives across North Dakota. Kristy Johnson, please stand so we can recognize you and your important work!

We continue to prioritize tribal engagement with the five sovereign tribal nations with whom we share geography as one of our five strategic initiatives. In June, we signed an agreement between the North Dakota Highway Patrol and Spirit Lake Nation, similar to an existing agreement with MHA Nation, that enhances emergency response by allowing the closest available peace officer to respond to an emergency call for service until the agency with primary jurisdiction arrives and assumes the lead.

When someone in distress calls 9-1-1, they shouldn’t have to worry that the response time to their emergency will depend on whether they’re a tribal member or not. We are all North Dakota citizens, and in this state, neighbors look out for each other.

The fifth Strengthening Government to Government Partnerships and Relationships Conference will take place June 21st and 22nd at the Bismarck Event Center. While collaboration with our tribal neighbors has never been stronger, there is still much work to be done. We come to all of this work in a good way, with an open heart, and respect for the resiliency of our tribal neighbors who often remain entangled in very broken federal systems for health care and education.

I want to congratulate those tribal chairs and council members who recently won their elections: Chairman Jamie Azure of the Turtle Mountain Band of Chippewa Indians, Chairman Mark Fox of the Mandan, Hidatsa and Arikara Nation, and Chairman J. Garrett Renville of the Sisseton Wahpeton Oyate, who couldn’t be here today because he’s being inaugurated in just a few short hours. We also recognize Standing Rock Sioux Tribe Chairwoman Janet Alkire and Spirit Lake Nation Chairman “Big Doug” Yankton, who continue to dutifully serve their constituents. Thank you all for your partnership and outstanding leadership.

Across our nation, businesses, governments, schools, churches, nonprofits and other employers are all struggling to hire and retain workers.

Our most recent report showed 16,000 open and available job openings in November. And because employers typically don’t post all of their job openings at the same time, we estimate the actual number of jobs is at least twice that many – more than 32,000 open jobs.

That’s the equivalent of more than two job openings for every man, woman and child in Jamestown.

These open and unfilled jobs are a reminder of our need to make good on our commitment to provide the appropriated $88 million in matching funds for private-sector investment for the designated career and technical centers across the state, so construction can begin this spring. Even if that means advancing funds from the Bank of North Dakota until federal funding is released.

It means following through on the recommendations of the Workforce Development Council and providing $20 million for a competitive Regional Workforce Impact Grant program.

It means investing in child care to make it easier for North Dakotans, especially young families, to participate in the workforce.

It means investing in automation by expanding the successful automation tax credit, incenting industries to adopt automation through matching grants, and investing in a workforce transition training program to retrain and upskill citizens pursuing new opportunities through automation.

And we can double our investment in the Native American Scholarship program, building on

private sector efforts to expand educational and employment opportunities for tribal members across North Dakota.

In addition to investing in North Dakotans who already live here, we need to step up our efforts to recruit residents to our state. Because even if every high school and college graduate from North Dakota, and everyone on unemployment or formerly incarcerated took an open job, we still wouldn't come close to filling all our job openings.

As part of our comprehensive workforce initiative, the Department of Commerce has refreshed and expanded its "Find the Good Life in North Dakota" workforce attraction campaign. This marketing campaign drives those interested in relocating into a pipeline that connects job seekers with community champions.

To make our state a more attractive, affordable place to live and give us an advantage as we compete for workers, we can and should adopt the lowest flat-rate income tax in the nation.

The income tax relief plan proposed in our budget will eliminate the state individual income tax for three out of five taxpayers. The remaining income taxpayers will see their liability reduced by roughly one-quarter to one-half, allowing North Dakotans to keep more of their hard-earned money to offset expenses and invest in their families and communities.

I want to again thank Rep. Headland, Sen. Meyer, Sen. Kannianen, Rep. Bosch, Rep. Dockter and Commissioner Kroshus for their partnership and leadership on this proposal, which will put us on a path toward eventually zeroing out our individual income tax and joining the eight states that have no individual income tax.

Inflation and rising interest rates are eating away at family finances. Consumer prices in November were up over 7% from a year ago. Let's show our working families in North Dakota that we understand their struggles by expediting this income tax relief legislation and making it one of the first bills to be signed this session.

We understand and share the concerns about property taxes. And we're happy to sit down with anyone and discuss ways to actually reduce property taxes – not subsidize them with state spending that only encourages local spending and grows local government.

In the meantime, we have an income tax proposal that is a real reduction in taxes because it reduces the amount of tax revenue government collects. This will help us recruit and retain workers.

We also fully support the proposal coming from Sen. Meyer to exempt active-duty military pay from individual income tax. Military service members are choosing to domicile in states where they don't have to pay state income tax, including Minnesota, which affects our own North Dakota National Guard and our border communities.

We've worked hard to make North Dakota the most military-friendly state in the nation, including exempting military retirement pay from income tax. Let's keep that momentum going and do the same for our active-duty men and women in uniform.

In May of 1974, a shaggy-haired high school senior in Arthur, North Dakota, was writing his high school graduation speech and was listing the world's problems: inflation, political scandal, pollution, overpopulation, the energy crisis, wars, and seemingly endless shortages. It was rather ironic, he mused, that in this world of "space age technology" and automation, that all the problems he listed were man-made.

Looking back now, it's incredible how many of those problems we're still facing today. But as 18-year-old me said then, and still believes today, I prefer not to think of them as problems, but as challenges. Humans created these challenges, and humans can solve them.

And in North Dakota, we are better positioned than perhaps any other state to tackle some of these persistent challenges facing our nation and world, such as energy and food security.

Working together, we can grasp this moment and make a positive difference for our citizens and our state.

Together, we all have an opportunity to fulfill our powerful purpose: to empower people,

improve lives and inspire success – so that our state, our communities and our citizens can reach their fullest potential.

Yes, it truly is a great time to be a North Dakotan. Yes, we are blessed with an abundance of natural resources.

But we have something, that doesn't require a supply chain, it doesn't require billions of dollars to unlock, and it is more powerful than any innovation. It is infinite, and it is free. What I am talking about are the aspirational values that can solve any problem, create greater understanding, and relieve the pain that so many in the world feel today.

Going forward, let us all strive to employ:

The curiosity to learn from those who are different from us.

The humility to know how much we don't know, and the humility to admit our prior beliefs may be wrong.

The courage to Think Boldy, Care Deeply, Live Passionately, and Dare Greatly – taking North Dakota to new heights.

And finally, the unlimited free resource of gratitude, which is rooted in love. We all know the words of faith, hope, and love, and greatest of these is love.

We are all here today because we love this state, let us remember to love one another as well.

God Bless you all, and God Bless the Great State of North Dakota and the United States of America.

MOTION

REP. BOSCH MOVED that the remarks of Governor Burgum be printed in the journal, which motion prevailed.

LEGISLATIVE BRANCH REQUEST WITH THE GOVERNOR'S RECOMMENDATION FOR STATE EMPLOYEE COMPENSATION CHANGES

SECTION 1. APPROPRIATION. 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, and from special funds derived from the insurance regulatory trust fund, not otherwise appropriated, to the legislative branch of state government for the purpose of defraying the expenses of the legislative branch of state government, for the period beginning with the effective date of this Act and ending June 30, 2025, as follows:

Subdivision 1.

SIXTY-EIGHTH AND SIXTY-NINTH LEGISLATIVE ASSEMBLIES AND BIENNIUM

	Base Level	Adjustments or Enhancements	Appropriation
Salaries and wages	$11,430,094	$1,076,743	$12,506,837
Operating expenses	6,218,753	(1,050,834)	5,167,919
Capital assets	6,000	4,926,600	4,932,600
National conference of state legislatures	271,333	11,737	283,070
Total general fund	$17,926,180	$4,964,246	$22,890,426

Subdivision 2.

LEGISLATIVE MANAGEMENT AND LEGISLATIVE COUNCIL

	Base Level	Adjustments or Enhancements	Appropriation

Salaries and wages	$12,690,980	$1,266,047	$13,957,027
Operating expenses	3,045,430	890,982	3,936,412
Capital assets	6,000	120,000	126,000
Total all funds	$15,742,410	$2,277,029	$18,019,439
Less estimated income	70,000	18,000	88,000
Total general fund	$15,672,410	$2,259,029	$17,931,439
Full-time equivalent positions	44.00	0.00	44.00

Subdivision 3.

TOTAL - SECTION 1

	Base Level	Adjustments or Enhancements	Appropriation
Grand total general fund	$33,598,590	$7,223,275	$40,821,865
Grand total special funds	70,000	18,000	88,000
Grand total all funds	$33,668,590	$7,241,275	$40,909,865

SECTION 2. LEGISLATIVE ASSEMBLY ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-NINTH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixty-seventh legislative assembly for the 2021-23 biennium and the 2023-25 one-time funding items included the appropriation for the legislative assembly in section 1 of this Act:

One-Time Funding Description	2021-23	2023-25
Redistricting session	$316,284	$0
Information technology expansion	1,450,000	0
Audio and video storage capacity	0	110,000
Chamber upgrades	0	220,000
Computer and iPad replacement	0	557,950
Drafting system upgrade	0	4,816,600
Total general fund	$1,766,284	$5,704,550

The 2023-25 biennium one-time funding amounts are not part of the entity's base budget for the 2025-27 biennium. The legislative assembly shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 3. LEGISLATIVE MANAGEMENT AND LEGISLATIVE COUNCIL ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-NINTH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixty-seventh legislative assembly for the 2021-23 biennium and the 2023-25 one-time funding items included the appropriation for legislative management and legislative council in section 1 of this Act:

One-Time Funding Description	2021-23	2023-25
Information technology expansion	$48,000	$0
Public website design	150,000	0
Backup servers	0	120,000
Computer and iPad replacement	0	155,500
Total general fund	$198,000	$275,500

The 2023-25 biennium one-time funding amounts are not part of the entity's base budget for the 2025-27 biennium. The legislative council shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 4. EXEMPTION - TRANSFERS. Notwithstanding section 54-16-04, the director of the office of management and budget shall transfer appropriation authority between line items of the legislative management and legislative council as may be requested by the chairman of the legislative management or the director of the legislative council upon the finding by the chairman or the director that the nature of studies and duties

assigned to the legislative management or legislative council requires the transfers in properly carrying on the legislative management's and legislative council's functions and duties. The director of the office of management and budget shall similarly make transfers of appropriation authority between the line items for the sixty-eighth and sixty-ninth legislative assemblies, upon request by the chairman of the legislative management or the director of the legislative council upon the finding by the chairman or director that the transfers are required for the legislative assembly to carry on its functions and duties.

SECTION 5. APPLICATION, TRANSFER AUTHORITY, AND CANCELLATION OF UNEXPENDED APPROPRIATIONS. Sections 54-16-04 and 54-44.1-11 do not apply to chapter 29 of the 2021 Session Laws. The director of the office of management and budget shall make transfers of appropriation authority between the line items and the agencies of the legislative branch within section 1 of that chapter as requested by the chairman of the legislative management or the director of the legislative council. The office of management and budget shall cancel unexpended appropriations for the legislative assembly and legislative council enacted prior to the 2021-23 biennium as directed by the chairman of the legislative management or the director of the legislative council.

SECTION 6. AMENDMENT. Section 54-03-20 of the North Dakota Century Code is amended and reenacted as follows:

54-03-20. Compensation and expense reimbursement of members of the legislative assembly.

1. Each member of the legislative assembly is entitled to receive as compensation for services the sum of ~~one hundred eighty-nine~~one hundred ninty-seven dollars ~~through June 30, 2022, and one hundred ninety-three dollars thereafter~~through June 30, 2024, and two hundred three dollars thereafter for each calendar day during any organizational, special, or regular legislative session and for each day that member attends a meeting of a legislative committee between the organizational session and the regular session as authorized by legislative rule.

2. a. Each member of the legislative assembly is entitled to receive reimbursement for lodging, which may not exceed per calendar month the amount established under this subdivision by the director of the office of management and budget for lodging in state and which may not exceed the rate provided in section 44-08-04 for each calendar day during the period of any organizational, special, or regular session. On August first of each even-numbered year, the director of the office of management and budget shall set the maximum monthly reimbursement for the subsequent two-year period at an amount equal to thirty times seventy percent of the daily lodging reimbursement in effect on that date as provided under subdivision d of subsection 2 of section 44-08-04.

   b. Notwithstanding subdivision a:

      (1) A member of the legislative assembly may elect to be reimbursed for less than the amount to which the legislator is entitled under this subsection by claiming the lesser amount on a voucher submitted with the receipt required by section 44-08-04.

      (2) The legislative management may establish guidelines that may result in a reduced maximum reimbursement for a single dwelling in which two or more legislators share lodging and the total rent for that dwelling exceeds the amount to which a legislator is entitled under subdivision a.

3. a. Members of the legislative assembly who receive reimbursement for lodging are also entitled to reimbursement for travel for not to

exceed one round trip taken during any calendar week, or portion of a week, the legislative assembly is in session, between their residences and the place of meeting of the legislative assembly, at the rate provided for state employees with the additional limitation that reimbursement for travel by common carrier may be only at the cost of coach fare and may not exceed one and one-half times the amount the member would be entitled to receive as mileage reimbursement for travel by motor vehicle.

b. A member of the legislative assembly who does not receive reimbursement for lodging and whose place of residence in the legislative district that the member represents is not within the city of Bismarck is entitled to reimbursement at the rate provided for state employees for necessary travel for not to exceed one round trip taken per day between the residence and the place of meeting of the legislative assembly when it is in session and may receive reimbursement for lodging at the place of meeting of the legislative assembly as provided in section 44-08-04 for each calendar day for which round trip travel reimbursement is not claimed, provided that the total reimbursement may not exceed the maximum monthly reimbursement allowed under subdivision a of subsection 2.

4. The amount to which each legislator is entitled must be paid following the organizational session in December and each month upon submission of a voucher and appropriate documentation during a regular or special session, consistent with section 26 of article XI of the constitution of North Dakota.

5. If during a special session, the legislative assembly adjourns for more than three days, a member of the legislative assembly is entitled to receive compensation during those days only while in attendance at a standing committee if the legislator is a member of that committee, a majority or minority leader, or a legislator who is not on that committee but who has the approval of a majority or minority leader to attend.

6. A day, or portion of a day, spent in traveling to or returning from an organizational, special, or regular session or a legislative committee meeting must be included as a calendar day during a legislative session or as a day of a legislative committee meeting for the purposes of this section.

7. a. In addition, each member is entitled to receive during the term for which the member was elected, as compensation for the execution of public duties during the biennium, the sum of ~~five hundred twenty-six~~five hundred forty-eight dollars ~~through June 30, 2022, and five hundred thirty-seven dollars thereafter~~through June 30, 2024, and five hundred sixty-four dollars thereafter per month, paid monthly.

b. If a member dies or resigns from office during the member's term, the member may be paid only the allowances provided for in this section for the period for which the member was actually a member.

c. The majority and minority leaders of the house and senate and the chairman of the legislative management, if the chairman is not a majority or minority leader, are each entitled to receive as compensation, in addition to any other compensation or expense reimbursement provided by law, the sum of ~~three hundred seventy-seven~~three hundred ninty-three dollars ~~through June 30, 2022, and three hundred eighty-five dollars thereafter~~through June 30, 2024, and four hundred five dollars thereafter per month during the biennium for their execution of public duties.

8. Attendance at any organizational, special, or regular session of the legislative assembly by any member is a conclusive presumption of entitlement as set out in this section and compensation and expense allowances must be excluded from gross income for income tax purposes to the extent permitted for federal income tax purposes under section 127 of the Economic Recovery Tax Act of 1981 [Pub. L. 97-34; 95 Stat. 202; 26 U.S.C. 162(i)].

9. Before each regular legislative session, the legislative management shall make recommendations and submit any necessary legislation to adjust legislative compensation amounts.

SECTION 7. AMENDMENT. Section 54-35-10 of the North Dakota Century Code is amended and reenacted as follows:

54-35-10. Compensation of members and leadership.

1. The members of the legislative management and the members of any committee of the legislative management are entitled to be compensated for the time spent in attendance at sessions of the legislative management and of its committees at the rate of ~~one hundred eighty-nine~~one hundred ninty-seven dollars ~~through June 30, 2022, and one hundred ninety-three dollars thereafter~~through June 30, 2024, and two hundred three dollars thereafter per day and must also be paid for expenses incurred in attending said meetings and in the performance of their official duties in the amounts provided by law for other state officers.

2. In addition to the compensation provided in subsection 1, the chairman of the legislative management is entitled to receive an additional five dollars for each day spent in attendance at sessions of the legislative management and of its committees, and the chairman of each of the legislative management's committees is entitled to receive five dollars for each day spent in attendance at sessions of the legislative management or of the committee which the person chairs.

SECTION 8. EMERGENCY. This Act is declared to be an emergency measure.

JUDICIAL BRANCH REQUEST WITH THE GOVERNOR'S RECOMMENDATION FOR STATE EMPLOYEE COMPENSATION CHANGES

SECTION 1. APPROPRIATION. 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, and from special funds derived from federal funds and other income, to the judicial branch for the purpose of defraying the expenses of the judicial branch, for the biennium beginning July 1, 2023, and ending June 30, 2025 as follows:

Subdivision 1.

SUPREME COURT

	Base Level	Adjustments or Enhancements	Appropriation
Salaries and wages	$11,452,261	$2,255,262	$13,707,523
Operating expenses	2,386,836	809,923	3,196,759
Capital assets	0	28,500	28,500
Total all funds	$13,839,097	$3,093,685	$16,932,782
Less estimated income	0	388,000	388,000
Total general fund	$13,839,097	$2,705,685	$16,544,782

Subdivision 2.

DISTRICT COURTS

	Base Level	Adjustments or Enhancements	Appropriation
Salaries and wages	$76,196,548	$18,606,384	$94,802,932
Operating expenses	20,081,881	4,442,738	24,524,619
Capital assets	0	1,125,220	1,125,220
Judges' retirement	137,246	40,094	177,340
Total all funds	$96,415,675	$24,214,436	$120,630,111
Less estimated income	756,963	135,166	892,129
Total general fund	$95,658,712	$24,079,270	$119,737,982

Subdivision 3.

JUDICIAL CONDUCT COMMISSION AND DISCIPLINARY BOARD

	Base Level	Adjustments or Enhancements	Appropriation
Judicial conduct commission and disciplinary board	$1,317,481	$157,562	$1,475,043
Total all funds	$1,317,481	$157,562	1,475,043
Less estimated income	502,500	37,964	540,464
Total general fund	$814,981	$119,598	$934,579

Subdivision 4.

BILL TOTAL

	Base Level	Adjustments or Enhancements	Appropriation
Grand total general fund	$110,312,790	$26,904,553	$137,217,343
Grand total special funds	1,259,463	561,130	1,820,593
Grand total all funds	$111,572,253	$27,465,683	$139,037,936
Full-time equivalent positions	362	24	386

SECTION 2. ONE-TIME FUNDING - REPORT TO SIXTY-NINTH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixty-seventh legislative assembly for the 2021-23 biennium and the 2023-25 one-time funding items in section 1 of this Act:

One-time Funding Description	2021-23	2023-25
Copy machines	$0	$88,000
Folding machine	0	10,000
Microfiche machine	0	6,000
Office furniture		73,300
Interactive camera systems		256,000
Courtroom sound and video presentation		45,000
Blade and disk drive lease payment		675,420
Department of Justice grant	0	388,000
Juvenile case management system	2,000,000	0
Wi-Fi access points installation	157,600	0
Total all funds	$2,157,600	$1,541,720
Less estimated income	157,600	388,000
Total general fund	$2,000,000	$1,153,720

The 2023-25 one-time funding amounts are not a part of the entity's base budget for the 2025-27 biennium. The supreme court shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 3. APPROPRIATION. There are appropriated any funds received by the supreme court, district courts, and judicial conduct commission and disciplinary board, not otherwise appropriated, pursuant to federal acts and private gifts, grants, and donations for

the purpose as designated in the federal acts or private gifts, grants, and donations for the period beginning July 1, 2023, and ending June 30, 2025.

SECTION 4. TRANSFERS. The director of the office of management and budget shall transfer appropriation authority between line items in section 1 of this Act as requested by the supreme court upon a finding by the court that the nature of the duties of the court and its staff requires the transfers to carry on properly the functions of the judicial branch of government.

SECTION 5. AMENDMENT. Section 27-02-02 of the North Dakota Century Code is amended and reenacted as follows:

27-02-02. Salaries of justices of supreme court. The annual salary of each justice of the supreme court is ~~one hundred sixty-five thousand eight hundred forty- five dollars through June 30, 2022~~two hundred two thousand nine hundred ninety-four dollars through June 30, 2024, and ~~one hundred sixty-nine thousand one hundred sixty- two~~two hundred thirty-three thousand four hundred forty-four dollars thereafter. The chief justice of the supreme court is entitled to receive an additional ~~four thousand six hundred ninety dollars per annum through June 30, 2022~~five thousand seven hundred forty-one dollars per annum through June 30, 2024, and ~~four thousand seven hundred eighty-four~~six thousand six hundred one dollars per annum thereafter.

SECTION 6. AMENDMENT. Section 27-05-03 of the North Dakota Century Code is amended and reenacted as follows:

27-05-03. Salaries and expenses of district judges. The annual salary of each district judge is ~~one hundred fifty-two thousand one hundred seventy-five dollars through June 30, 2022~~one hundred eighty-six thousand two hundred sixty-three dollars through June 30, 2024, and ~~one hundred fifty-five thousand two hundred nineteen~~two hundred fourteen thousand two hundred two dollars thereafter. Each district judge is entitled to travel expenses, including mileage and subsistence while engaged in the discharge of official duties outside the city in which the judge's chambers are located. The salary and expenses are payable monthly in the manner provided by law. A presiding judge of a judicial district is entitled to receive an additional ~~four thousand three hundred twenty- four dollars per annum through June 30, 2022~~five thousand two hundred ninety-two dollars per annum through June 30, 2024, and ~~four thousand four hundred ten~~six thousand eighty-six dollars thereafter.

SECTION 7. AMENDMENT. Section 27-09.1-14 of the North Dakota Century Code is amended and reenacted as follows:

27-09.1-14. Mileage and compensation of jurors. A juror must be paid mileage at the rate provided for state employees in section 54-06-09. A juror must be compensated at the rate of ~~fifty~~one hundred dollars for each day of required attendance at sessions of the district court unless the juror is in attendance for four hours or less on the first day, in which case compensation for the first day is ~~twenty-five~~fifty dollars. A juror must be compensated at the rate of ten dollars for each day of required attendance at sessions of a coroner's inquest. The mileage and compensation of jurors must be paid by the state for jurors at sessions of the district court. Jurors at coroner's inquests must be paid by the county.

GOVERNOR'S RECOMMENDATION FOR THE NORTH DAKOTA UNIVERSITY SYSTEM

SECTION 1. APPROPRIATION. 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, and from special funds derived from federal funds and other income to the North Dakota university system office and to the various entities and institutions under the supervision of the state board of higher education for the purpose of defraying the expenses of the North Dakota university system office and to the various entities for the biennium beginning July 1, 2023 and ending June 30, 2025, as follows:

Subdivision 1.

NORTH DAKOTA UNIVERSITY SYSTEM OFFICE

	Base Level	Adjustments or Enhancements	Appropriation

Capital Assets	$13,385,264	($2,187,368)	$11,197,896
Student Financial Assistance	23,917,306	0	23,917,306
Veterans Assistance Grants	277,875	177,000	454,875
Scholars Program	1,807,115	0	1,807,115
Nursing Education	1,356,000	0	1,356,000
Native American	555,323	444,677	1,000,000
Core Technology Services	62,962,817	5,442,344	68,405,161
Education Challenge Fund	0	50,000,000	50,000,000
Education Incentive	260,000	0	260,000
Tribal Community College	1,000,000	0	1,000,000
Academic and Tech Ed	16,216,749	1,000,000	17,216,749
Student Exchange Program	3,699,342	0	3,699,342
NASA Epscor	342,000	0	342,000
Student Mental Health	284,400	0	284,400
Competitive Research	5,685,750	0	5,685,750
System Governance	8,605,570	3,176,239	11,781,809
Shared Campus Services	800,000	0	800,000
Workforce Education	0	10,000,000	10,000,000
Education for Energy	0	10,000,000	10,000,000
Behavioral Health Initiative	0	3,640,624	3,640,624
Total All Funds	$141,155,511	$81,693,516	$222,849,027
Less Estimated Income	24,257,035	61,048,400	85,305,435
Total General Fund	$116,898,476	$20,645,116	$137,543,592
Full-Time Equivalent	158.83	4.00	162.83

Subdivision 2.

BISMARCK STATE COLLEGE

	Base Level	Adjustments or Enhancements	Appropriation
Operations	$100,571,387	$4,880,320	$105,451,707
Capital Assets	1,922,561	76,757	1,999,318
Total All Funds	$102,493,948	$4,957,077	$107,451,025
Less Estimated Income	70,409,893	3,429,847	73,839,740
Total General Fund	$32,084,055	$1,527,230	$33,611,285
Full-Time Equivalent	332.90	2.43	335.33

Subdivision 3.

LAKE REGION STATE COLLEGE

	Base Level	Adjustments or Enhancements	Appropriation
Operations	$39,150,913	$1,837,455	$40,988,368
Capital Assets	362,667	392,700	755,367
Total All Funds	$39,513,580	$2,230,155	$41,743,735
Less Estimated Income	25,271,428	1,857,238	27,128,666
Total General Fund	$14,242,152	$372,917	$14,615,069
Full-Time Equivalent	115.76	4.83	120.59

Subdivision 4.

WILLISTON STATE COLLEGE

	Base Level	Adjustments or Enhancements	Appropriation
Operations	$34,044,304	$998,637	$35,042,941
Capital Assets	1,261,968	1,059,369	2,321,337
Total All Funds	$35,306,272	$2,058,006	$37,364,278
Less Estimated Income	24,019,535	1,097,518	25,117,053
Total General Fund	$11,286,737	$960,488	$12,247,225

Full-Time Equivalent	101.29	1.54	102.83

Subdivision 5.

UNIVERSITY OF NORTH DAKOTA

	Base Level	Adjustments or Enhancements	Appropriation
Operations	$902,173,331	$38,940,459	$941,113,790
Capital Assets	4,411,566	3,823,875	8,235,441
Capital Assets – Off System	0	$33,000,000	$33,000,000
Total All Funds	$906,584,897	$75,764,334	$982,349,231
Less Estimated Income	755,657,771	67,305,044	822,962,814
Total General Fund	$150,927,126	$8,459,291	$159,386,417
Full-Time Equivalent	2,059.98	0.58	2,060.56

Subdivision 6.

NORTH DAKOTA STATE UNIVERSITY

	Base Level	Adjustments or Enhancements	Appropriation
Operations	$756,049,321	$23,149,118	$779,198,439
Capital Assets	7,799,104	8,639,564	16,438,668
Capital Assets – Off System	0	23,000,000	23,000,000
Total All Funds	$763,848,425	$54,788,682	$818,637,107
Less Estimated Income	625,417,100	51,108,632	676,525,732
Total General Fund	$138,431,325	$3,680,050	$142,111,375
Full-Time Equivalent	1,829.43	38.07	1,867.50

Subdivision 7.

NORTH DAKOTA STATE COLLEGE OF SCIENCE

	Base Level	Adjustments or Enhancements	Appropriation
Operations	$95,547,465	$3,495,568	$99,043,033
Capital Assets	1,012,379	0	1,012,379
Total All Funds	$96,559,844	$3,495,568	$100,055,412
Less Estimated Income	60,845,052	2,639,555	63,484,607
Total General Fund	$35,714,792	$856,013	$36,570,805
Full-Time Equivalent	311.61	2.34	313.95

Subdivision 8.

DICKINSON STATE UNIVERSITY

	Base Level	Adjustments or Enhancements	Appropriation
Operations	$50,826,060	$4,139,569	$54,965,629
Capital Assets	409,078	900,000	1,309,078
Total All Funds	$51,235,138	$5,039,569	$56,274,707
Less Estimated Income	30,992,408	2,585,626	33,578,034
Total General Fund	$20,242,730	$2,453,943	$22,696,673
Full-Time Equivalent	175.50	2.50	178.00

Subdivision 9.

MAYVILLE STATE UNIVERSITY

	Base Level	Adjustments or Enhancements	Appropriation

Operations	$50,603,276	$4,061,362	$54,664,638
Capital Assets	358,992	3,779,100	4,138,092
Total All Funds	$50,962,268	$7,840,462	$58,802,730
Less Estimated Income	32,282,440	5,828,800	38,111,240
Total General Fund	$18,679,828	$2,011,662	$20,691,490
Full-Time Equivalent	230.35	(3.43)	226.92

Subdivision 10.

MINOT STATE UNIVERSITY

	Base Level	Adjustments or Enhancements	Appropriation
Operations	$104,154,777	$7,624,616	$111,779,393
Capital Assets	1,099,620	$1,721,140	2,820,760
Total All Funds	$105,254,397	$9,345,756	$114,600,153
Less Estimated Income	64,047,767	5,088,594	69,136,361
Total General Fund	$41,206,630	$4,257,162	$45,463,792
Full-Time Equivalent	403.04	20.59	423.63

Subdivision 11.

VALLEY CITY STATE UNIVERSITY

	Base Level	Adjustments or Enhancements	Appropriation
Operations	$50,083,400	3,795,849	$53,879,249
Capital Assets	455,823	57,540	513,363
Capital Assets – Off System	0	22,000,000	22,000,000
Total All Funds	$50,539,223	$25,853,389	$76,392,612
Less Estimated Income	26,377,846	23,684,505	50,062,351
Total General Fund	$24,161,377	$2,168,884	$26,330,261
Full-Time Equivalent	202.77	9.17	211.94

Subdivision 12.

DAKOTA COLLEGE AT BOTTINEAU

	Base Level	Adjustments or Enhancements	Appropriation
Operations	$23,640,055	$1,281,894	$24,921,949
Capital Assets	114,007	4,199,700	4,313,707
Total All Funds	$23,754,062	$5,481,594	$29,235,656
Less Estimated Income	14,216,200	4,334,830	18,551,030
Total General Fund	$9,537,862	$1,146,764	$10,684,626
Full-Time Equivalent	91.86	(7.86)	84.00

Subdivision 13.

UNIVERSITY OF NORTH DAKOTA SCHOOL OF MEDICINE AND HEALTH SCIENCES

	Base Level	Adjustments or Enhancements	Appropriation
Operations	$218,253,057	$13,591,275	$231,844,332
Healthcare Workforce	10,676,150	0	10,676,150
Total All Funds	$228,929,207	$13,591,275	$242,520,482
Less Estimated Income	160,806,249	7,108,370	167,914,619
Total General Fund	$68,122,958	$6,482,905	$74,605,863
Full-Time Equivalent	492.67	(3.84)	488.83

Subdivision 14.

NORTH DAKOTA FOREST SERVICE

	Base Level	Adjustments or Enhancements	Appropriation
Operations	$15,343,065	$9,318,100	$24,661,165
Capital Assets	118,728	0	118,728
Total All Funds	$15,461,793	$9,318,100	$24,779,893
Less Estimated Income	10,669,315	8,471,957	19,141,272
Total General Fund	$4,792,478	$846,143	$5,638,621
Full-Time Equivalent	28.00	1.00	29.00

Subdivision 15.

BILL TOTAL

	Base Level	Adjustments or Enhancements	Appropriation
Grand Total General Fund	$686,328,526	$55,868,568	$742,197,094
Grand Total Special Funds	1,925,270,039	245,588,916	2,170,858,955
Grand Total All Funds	$2,611,598,565	$301,457,484	$2,913,056,049

SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-NINTH

LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixty- seventh legislative assembly for the 2021-23 biennium and the 2023-25 one-time funding items included in the appropriation in section 1 of this Act:

One-Time Funding Description	2021-23	2023-25
Capital Projects – Other Funds	$64,963,000	$87,744,100
North Dakota State University Settlement Agreement	125,000	0
Math Pathways	150,000	0
Education Challenge Grants	11,150,000	50,000,000
UND Space Command Initiative	4,000,000	0
Tuition Scholarship Program	1,500,000	0
Behavioral Health Initiative	0	3,640,624
Financial Aid System	0	1,554,354
Dakota Digital Academy	0	450,000
Workforce Education Innovation Grant	0	10,000,000
Education Scholarships for Energy Workforce	0	10,000,000
Total All Funds	$81,888,000	$163,389,078
Total Other Funds	64,863,000	147,744,100
Total General Fund	$17,025,000	$15,644,978

The 2023-25 one-time funding amounts are not a part of the entity's base budget for the 2025-27 biennium. The North Dakota university system shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 3. AMENDMENT. Section 15-10-48 of the North Dakota Century Code is amended and reenacted as follows:

15-10-48. Advancement of academics - Matching grants - University of North Dakota and North Dakota state university.

1. a. Subject to legislative appropriations, each biennium during the period beginning July first of each odd-numbered year and ending December thirty-first of each even-numbered year, the state board of higher education shall award one dollar in matching grants for every two dollars raised by the institutional foundations of the university of North Dakota and North Dakota state university for projects dedicated exclusively to the advancement of academics.

b. To be eligible for a matching grant, an institution must demonstrate that:

(1) Its foundation has raised at least fifty thousand dollars in cash or monetary pledges for a qualifying project; and

(2) The project has been approved by the grant review committee established in section 15-10- 51.

(3) The institution is not sponsoring, partnering with, applying for grants with, or providing a grant subaward to any person or organization that performs, or promotes the performance of, an abortion unless the abortion is necessary to prevent the death of the woman, and not participating in or sponsoring any program producing, distributing, publishing, disseminating, endorsing, or approving materials of any type or from any organization, that between normal childbirth and abortion, do not give preference, encouragement, and support to normal childbirth. This paragraph does not apply to agreements entered into with medical hospitals and clinics by the university of North Dakota school of medicine and health sciences or by any nursing education program at an institution under the control of the state board of higher education.

c. The board may award ~~up to one million seven hundred thousand dollars in~~ matching grants ~~each to the university of North Dakota and North Dakota state university; and up to one million five hundred thousand dollars in matching grants for projects at the university of North Dakota school of medicine and health sciences.~~to each institution based on total completed credit-hours, as determined under section 15-18.2-01, and as set forth in this section. The matching grant funding is allocated as follows:

(1) Thirty percent of available funds for the institutions with less than 100,000 completed credit hours;

(2) Thirty percent of available funds for institutions with 100,000 to 599,999 completed credit hours; and

(3) Forty percent of available funds for institutions with more than 599,999 completed credit hours.

2. a. If any available dollars have not been awarded by the board before January first of each odd- numbered year, in accordance with subsection 1, either the university of North Dakota or North Dakota state university may apply for an additional matching grant.

b. An application submitted under this subsection must meet the same criteria as an original application.

c. The board shall consider each application submitted under this subsection in chronological order.

d. If the remaining dollars are insufficient to provide a matching grant in the amount of one dollar for every two dollars raised by the institutional foundation, the board shall award a lesser amount.

3. The state board of higher education shall retain up to one-quarter of one percent of any grant awarded under this section to assist with administrative expenses incurred in the grant review process.

SECTION 4. REPEAL. Section 15-10-48.1 of the North Dakota Century Code is repealed.

SECTION 5. AMENDMENT. Section 15-10-49 of the North Dakota Century Code is amended and reenacted as follows:

15-10-49. Advancement of academics - Matching grants - Two-year and four-year institutions of higher education.

1. a. Subject to legislative appropriations, each biennium during the period beginning July first of each odd-numbered year and ending December thirty-first of each even-numbered year, the state board of higher education shall award one dollar in matching grants for every two dollars raised by the institutional foundations of Bismarck state college, Dakota college at Bottineau, Dickinson state university, Lake Region state college, Mayville state university, Minot state university, North Dakota state college of science, Valley City state university, and Williston state college for projects dedicated exclusively to the advancement of academics.

   b. To be eligible for a matching grant, an institution must demonstrate that:

      (1) Its foundation has raised at least twenty-five thousand dollars in cash or monetary pledges for a qualifying project; and

      (2) The project has been approved by the grant review committee established in section 15-10- 51.

      (3) The institution is not sponsoring, partnering with, applying for grants with, or providing a grant subaward to any person or organization that performs, or promotes the performance of, an abortion unless the abortion is necessary to prevent the death of the woman, and not participating in or sponsoring any program producing, distributing, publishing, disseminating, endorsing, or approving materials of any type or from any organization, that between normal childbirth and abortion, do not give preference, encouragement, and support to normal childbirth. This paragraph does not apply to agreements entered into with medical hospitals and clinics by the university of North Dakota school of medicine and health sciences or by any nursing education program at an institution under the control of the state board of higher education.

   c. The board may award ~~up to~~:

      (1) ~~Nine hundred fifty thousand dollars each to Bismarck state college, Minot state university and the North Dakota state college of science~~ Thirty percent of available funds for the institutions with less than 100,000 completed credit hours;

      (2) ~~Seven hundred thousand dollars each to Dickinson state university, Mayville state university, and Valley City state university~~ Thirty percent of available funds for institutions with 100,000 to 599,999 completed credit hours; and

      (3) ~~Three hundred fifty thousand dollars each to Dakota college at Bottineau, Lake Region state college, and Williston state college~~ Forty percent of available funds for institutions with more than 599,999 completed credit hours.

2. a. If any available dollars have not been awarded by the board before January first of each odd- numbered year, in accordance with subsection 1, any institution listed in subsection 1 may apply for an additional matching grant.

b. An application submitted under this subsection must meet the same criteria as an original application.

c. The board shall consider each application submitted under this subsection in chronological order.

d. If the remaining dollars are insufficient to provide a matching grant in the amount of one dollar for every two dollars raised by the institutional foundation, the board shall award a lesser amount.

3. The state board of higher education shall retain up to one-quarter of one percent of any grant awarded under this section to assist with administrative expenses incurred in the grant review process.

SECTION 6. AMENDMENT. Section 15-18.2-05 of the North Dakota Century Code is amended and reenacted as follows:

15-18.2-05. Base funding - Determination of state aid.

In order to determine the state aid payment to which each institution under its control is entitled, the state board of higher education shall multiply the product determined under section 15-18.1-04 by a base amount of:

1. ~~$61.81~~$66.16 in the case of North Dakota state university and the university of North Dakota;

2. ~~$92.60~~$98.94 in the case of Dickinson state university, Mayville state university, Minot state university, and Valley City state university;

3. ~~$98.84~~$105.96 in the case of Bismarck state college, Dakota college at Bottineau, Lake Region state college, and North Dakota state college of science; and Williston state college.

SECTION 7. AMENDMENT. Section 15-18.2-06 of the North Dakota Century Code is amended and reenacted as follows:

15-18.2-06. (Effective through June 30, 2025) Base funding - Minimum amount payable.

Notwithstanding any calculations required by this chapter, during each biennium, an institution may not receive less than ninety-six percent of the state aid to which the institution was entitled under this chapter during the previous biennium.

SECTION 8. AMENDMENT. Section 54-44.1-11 of the North Dakota Century Code is amended and reenacted as follows:

54-44.1-11. Office of management and budget to cancel unexpended appropriations - When they may continue. (Effective through July 31, ~~2023~~2025)

Except as otherwise provided by law, the office of management and budget, thirty days after the close of each biennial period, shall cancel all unexpended appropriations or balances of appropriations after the expiration of the biennial period during which they became available under the law. Unexpended appropriations for the state historical society are not subject to this section and the state historical society shall report on the amounts and uses of funds carried over from one biennium to the appropriations committees of the next subsequent legislative assembly. Unexpended appropriations for the North Dakota university system are not subject to this section and the North Dakota university system shall report on the amounts and uses of funds carried over from one biennium to the next to subsequent appropriations committees of the legislative assembly. The chairmen of the appropriations

committees of the senate and house of representatives of the legislative assembly with the office of the budget may continue appropriations or balances in force for not more than two years after the expiration of the biennial period during which they became available upon recommendation of the director of the budget for:

1. New construction projects.

2. Major repair or improvement projects.

3. Purchases of new equipment costing more than ten thousand dollars per unit if it was ordered during the first twelve months of the biennium in which the funds were appropriated.

4. The purchase of land by the state on a "contract for deed" purchase if the total purchase price is within the authorized appropriation.

5. Purchases by the department of transportation of roadway maintenance equipment costing more than ten thousand dollars per unit if the equipment was ordered during the first twenty-one months of the biennium in which the funds were appropriated.

6. Authorized ongoing information technology projects.

Office of management and budget to cancel unexpended appropriations - When they may continue. (Effective after July 31, ~~2023~~2025) The office of management and budget, thirty days after the close of each biennial period, shall cancel all unexpended appropriations or balances of appropriations after the expiration of the biennial period during which they became available under the law. Unexpended appropriations for the state historical society are not subject to this section and the state historical society shall report on the amounts and uses of funds carried over from one biennium to the appropriations committees of the next subsequent legislative assembly. The chairmen of the appropriations committees of the senate and house of representatives of the legislative assembly with the office of the budget may continue appropriations or balances in force for not more than two years after the expiration of the biennial period during which they became available upon recommendation of the director of the budget for:

1. New construction projects.

2. Major repair or improvement projects.

3. Purchases of new equipment costing more than ten thousand dollars per unit if it was ordered during the first twelve months of the biennium in which the funds were appropriated.

4. The purchase of land by the state on a "contract for deed" purchase if the total purchase price is within the authorized appropriation.

5. Purchases by the department of transportation of roadway maintenance equipment costing more than ten thousand dollars per unit if the equipment was ordered during the first twenty-one months of the biennium in which the funds were appropriated.

6. Authorized ongoing information technology projects.

SECTION 9. ADDITIONAL FEDERAL, PRIVATE, AND OTHER FUNDS - APPROPRIATION. All funds, in addition to those appropriated in section 1 of this Act, from federal, private, and other sources for competitive grants or other funds that the legislative assembly has not indicated the intent to reject, including tuition revenue, received by the state board of higher education and the institutions and entities under the control of the state board of higher education, are appropriated to the board and those institutions and entities, for the biennium beginning July 1, 2023 and ending June 30, 2025. All additional funds received under the North Dakota- Minnesota reciprocity agreement during the biennium beginning July 1, 2023 and ending June 30, 2025, are appropriated to the state board of higher education for reimbursement to institutions under the control of the board.

SECTION 10. CAMPUS CAPITAL PROJECTS - PROJECT MANAGEMENT. During the biennium beginning July 1, 2023 and ending June 30, 2025, each capital project authorized by the state board of higher education must have adequate project management oversight by either an institution official or a representative of an external entity. An institution may seek assistance from the university system office for project management oversight of a capital project.

SECTION 11. UNIVERSITY OF NORTH DAKOTA SCHOOL OF MEDICINE AND HEALTH SCIENCES OPERATIONS. The operations line item in subdivision 5 of section 1 of this Act includes a funding allocation from the higher education per student credit-hour funding formula attributable to inflation during the biennium beginning July 1, 2023 and ending June 30, 2025. Based on the recommendation of the commissioner of higher education a portion of the allocation may be transferred by the state board of higher education between the university of North Dakota school of medicine and health sciences and the university of North Dakota.

SECTION 12. TRANSFER AUTHORITY. If, during the biennium beginning July 1, 2023 and ending June 30, 2025, the state board of higher education determines that funds allocated to operations in section 1 of this Act are needed for capital assets, the board may transfer funds from operations to capital assets. The board shall report any transfer of funds under this section to the office of management and budget.

SECTION 13. FULL-TIME EQUIVALENT POSITION ADJUSTMENTS. Notwithstanding any other provisions of law, the state board of higher education may adjust full-time equivalent positions as needed, subject to the availability of funds, for institutions and entities under its control during the biennium beginning July 1, 2023 and ending June 30, 2025. The North Dakota university system shall report any adjustments to the office of management and budget before the submission of the 2025-27 biennium budget request.

SECTION 14. USE OF EXTRAORDINARY REPAIRS FUNDING - MATCHING FUNDS. The capital assets line items in subdivisions 2 through 12 of section 1 of this Act include funding from the general fund for institution extraordinary repairs. An institution shall provide two dollars of matching funds from operations or other sources for each one dollar of extraordinary repairs funding used for a project.

SECTION 15. TRANSFER – STRATEGIC INVESTMENT AND IMPROVEMENTS FUND – UNIVERSITY SYSTEM CAPITAL BUILDING FUND. The office of management and budget shall transfer $19,000,000 from the strategic investment and improvements fund to the university system capital building during the period beginning July 1, 2023 and ending June 30, 2025, as requested by the commissioner of higher education. Funding transferred pursuant to this section is to be allocated to each institution as follows:

	Tier II	Tier III	Total
Bismarck State College	$425,693	$500,000	$925,693
Lake Region State College	177,375	500,000	677,375
Williston State College	137,947	500,000	637,947
University of North Dakota	4,361,801	2,250,000	6,611,801
North Dakota State University	2,899,596	2,250,000	5,149,596
North Dakota State College of Science	500,695	500,000	1,000,695
Dickinson State University	268,862	500,000	768,862
Mayville State University	240,029	500,000	740,029
Minot State University	572,801	500,000	1,072,801
Valley City State University	309,137	500,000	809,137
Dakota College at Bottineau	106,064	500,000	606,064
Total	$10,000,000	$9,000,000	$19,000,000

SECTION 16. CAPITAL BUILDING FUNDS - USES. The institutions listed may use funding from the respective institution's university system capital building fund allocation for the following projects authorized by the sixty-eighth legislative assembly:

Lake Region State College – Wind Turbine Replacement	$600,000
University of North Dakota – EERC Advanced Materials Processing Facility	33,000,000
North Dakota State University – Music Building Addition/Renovation	20,000,000
North Dakota State University – Sudro Hall Expansion and Renovation	3,000,000

Dickinson State U0niversity – Ag and Tech Building	900,000
Mayville State University – Old Main Renovation Planning and Design	3,997,100
Minot State University – Dakota Hall Demolition	765,000
Valley City State University – Osmon Field House Athletic Addition	20,000,000
Valley City State University – Student Center Renovation	2,000,000
Dakota College at Bottineau – Old Main Renovation	3,700,000
Total	$87,962,100

SECTION 17. EXEMPTION - PROJECT AUTHORIZATIONS. The unexpended amount remaining from the $49,900,000 appropriated from the general fund for capital projects at institutions under the control of the state board of higher education in section 2 of chapter 53 of the 2019 Session Laws are not subject to section 54-44.1-11 and any unexpended funds from the appropriations are available to the respective institutions to complete the projects during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 18. ESTIMATED INCOME – LEGACY EARNINGS FUND - ONE-TIME FUNDING. The estimated income line item in the education challenge fund line of section 1 of this Act includes the sum of $50,000,000 from the legacy earnings fund, of which is for the education challenge fund program. This funding is considered a one-time funding item.

SECTION 19. ESTIMATED INCOME – LEGACY EARNINGS FUND - ONE-TIME FUNDING. The estimated income line item in the education for energy workforce line of section 1 of this Act includes the sum of $10,000,000 from the legacy earnings fund, of which is for education scholarships for the energy workforce. his funding is considered a one-time funding item.

SECTION 20. STRATEGIC INVESTMENT AND IMPROVEMENTS FUND – LAKE REGION STATE COLLEGE – DICKINSON STATE UNIVERSITY - MAYVILLE STATE UNIVERSITY – MINOT STATE UNIVERSITY –DAKOTA COLLEGE AT BOTTINEAU - CAPITAL PROJECTS. The appropriation in subdivision 3 of section 1 of this Act includes the sum of $480,000 from the strategic investment and improvements fund for the Lake Region state college wind turbine replacement. The appropriation in subdivision 8 of section 1 of this Act includes the sum of $900,000 from the strategic investment and improvements fund for planning and design for the Dickinson state university ag and tech education building. The appropriation in subdivision 9 of section 1 of this Act includes the sum of $3,997,100 from the strategic investment and improvements fund for the planning and design of the Mayville old main renovation. The appropriation in subdivision 10 of section 1 of this Act includes the sum of $765,000 from the strategic investment and improvements fund for the demolition of Minot state university Dakota hall. The appropriation in subdivision 12 of section 1 of this Act includes the sum of $3,700,000 from the strategic investment and improvements fund for the Dakota college at Bottineau old main renovation.

SECTION 21. EXEMPTION – STATE FISCAL RECOVERY – UNIVERSITY OF NORTH DAKOTA. The amount of $5,000,000 appropriated to the university of North Dakota for the purpose of reconstruction of the university's apron at the Grand Forks airport in section 1 of chapter 548 of the 2021 Special Session Session Laws is not subject to section 54-44.1-11 and any unexpended funds from this program are available for the program during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 22. EXEMPTION – STATE FISCAL RECOVERY – DICKINSON STATE UNIVERSITY. The amount of $4,000,000 appropriated to the Dickinson state university for the purpose of a Pulver hall project, a meat processing laboratory remodel, and other projects in section 1 of chapter 548 of the 2021 Special Session Session Laws is not subject to section 54-44.1-11 and any unexpended funds from this program are available for the program during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 23. EXEMPTION – STATE FISCAL RECOVERY – UNIVERSITY OF NORTH DAKOTA. The amount of $50,000,000 appropriated to the university of North Dakota for the purpose of a Merrifield hall renovation in section 1 of chapter 550 of the 2021 Special Session Session Laws is not subject to section 54- 44.1-11 and any unexpended funds from this program are available for the program during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 24. EXEMPTION – STATE FISCAL RECOVERY – BISMARCK STATE UNIVERSITY. The amount of $38,000,000 appropriated to Bismarck state university for the

purpose of constructing a polytechnic building and related startup costs in section 1 of chapter 550 of the 2021 Special Session Session Laws is not subject to section 54-44.1-11 and any unexpended funds from this program are available for the program during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 25. EXEMPTION – STATE FISCAL RECOVERY – MINOT STATE UNIVERSITY. The amount of $25,000,000 appropriated to Minot state university for the purpose of Hartnett hall renovation in section 1 of chapter 550 of the 2021 Special Session Session Laws is not subject to section 54-44.1-11 and any unexpended funds from this program are available for the program during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 26. EXEMPTION – STATE FISCAL RECOVERY – UNIVERSITY OF NORTH DAKOTA SCHOOL OF MEDICINE AND HEALTH SCIENCES. The amount of $2,104,121 appropriated to university of North Dakota school of medicine and sciences for the purpose of purchasing equipment and hiring personnel to provide hyperbaric oxygen therapy in section 1 of chapter 550 of the 2021 Special Session Session Laws is not subject to section 54-44.1-11 and any unexpended funds from this program are available for the program during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 27. EXEMPTION – STATE FISCAL RECOVERY – DAKOTA DIGITAL ACADEMY. The amount of $475,000 appropriated to the state board of higher education for the purpose of providing for the Dakota digital academy in section 1 of chapter 550 of the 2021 Special Session Session Laws is not subject to section 54-44.1-11 and any unexpended funds from this program are available for the program during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 28. EXEMPTION – STATE FISCAL RECOVERY – UNIVERSITY OF NORTH DAKOTA. The amount of $10,000,000 appropriated to the university of North Dakota for the purpose of a space education and research initiative in section 1 of chapter 550 of the 2021 Special Session Session Laws is not subject to section 54-44.1-11 and any unexpended funds from this program are available for the program during the biennium beginning July 1, 2023 and ending June 30, 2025.

GOVERNOR'S RECOMMENDATION FOR THE PUBLIC HEALTH DIVISION OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES

SECTION 1. APPROPRIATION. 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, and from special funds derived from federal funds and other income, to the department of health and human services for the purpose of defraying the expenses of its public health division, for the biennium beginning July 1, 2023, and ending June 30, 2025, as follows:

	Base Level	Adjustments or Enhancements	Appropriation
Salaries and Wages	$41,362,968	$6,118,774	$47,481,742
Operating Expenses	31,242,543	6,478,670	37,721,213
Capital Assets	1,796,393	(326,613)	1,469,780
Grants	55,812,575	14,927,128	70,739,703
Tobacco Prevention	$13,410,022	864,273	14,274,295
WIC food Payments	19,900,000	0	19,900,000
COVID-19	4,459,766	93,380,759	97,840,525
American Rescue Plan Act	0	55,120,000	55,120,000
Total All Funds	$167,984,267	$176,562,991	$344,547,258
Less Estimated Income	129,409,112	169,999,979	299,109,091
Total General Fund	$38,575,155	$6,863,012	$45,438,167
Full-time Equivalent Positions	210.5	5.00	215.50

SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-NINTH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixty- seventh legislative assembly for the 2021-23 biennium and the one-time funding items included in the appropriation in section 1 of this Act:

One-Time Funding Description	2021-23	2023-25
New State Health and Environmental Quality Lab	0	$55,120,000
Registry Inflation Costs	0	69,558
Vital Records System Technology Updates	275,000	0
Statewide Health Strategies Initiative	3,000,000	0
COVID-19 Response	9,262,341	0
Forensic Examiner Upgrades	910,000	0
Total All Funds	$13,447,341	$55,189,558
Less Estimated Income	7,919,065	55,120,000
Total General Fund	$5,528,276	$69,558

The 2023-25 biennium one-time funding amounts are not a part of the entity's base budget for the 2025-27 biennium. The department of health and human services shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 3. FUNDING TRANSFERS - EXEMPTION - AUTHORIZATION - REPORT. Notwithstanding section 54-16-04, the director of the office of management and budget shall transfer appropriation authority between line items within section 1 of this Act, subdivisions 1, 2, and 3 of section 1 of Senate Bill No. 2012, and any remaining appropriation authority for the department of health and human services approved by the sixty- eighth legislative assembly for the biennium beginning July 1, 2023, and ending June 30, 2025, as requested by the department of health and human services. The department of health and human services shall notify the legislative council of any transfer made pursuant to this section. The department shall report to the budget section after June 30, 2024, any transfer made in excess of $50,000 and to the appropriations committees of the sixty- nineth legislative assembly regarding any transfers made pursuant to this section.

SECTION 4. FUNDING TRANSFERS - EXEMPTION - AUTHORIZATION - REPORT. Notwithstanding section 54-16-04, the director of the office of management and budget shall transfer appropriation authority from line items within section 1 of this Act. subdivisions 1, 2, and 3 of Senate Bill No. 2012, and any remaining appropriation authority for the department of health and human services approved by the sixty-eighth legislative assembly to subdivision 4 of Senate Bill No. 2012 of this Act for the biennium beginning July 1, 2023, and ending June 30, 2025, as requested by the department of health and human services. The department of health and human services shall notify the legislative council of any transfer made pursuant to this section. The department shall report to the budget section after June 30, 2024, any transfer made in excess of $50,000 and to the appropriations committees of the sixty-nineth legislative assembly regarding any transfers made pursuant to this section.

SECTION 5. TRANSFER OF APPROPRIATION AUTHORITY. Section 1 of this Act and section 1 of Senate Bill No. 2012 includes appropriation authority for the department of health and human services for the biennium beginning July 1, 2023, and ending June 30, 2025. On July 1, 2023, the office of management and budget shall combine the appropriation authority contained in section 1 of this Act and section 1 of Senate Bill No. 2012, and any remaining appropriation authority for the department of health and human services in other bills approved by the sixty-eighth legislative assembly, into one budget for the department of health and human services. The department of health and human services shall submit one budget for the biennium beginning July 1, 2025, and ending June 30, 2027.

SECTION 6. ESTIMATED INCOME - INSURANCE TAX DISTRIBUTION FUND. The estimated income line item in section 1 of this Act includes the sum of $1,125,000 from the insurance tax distribution fund for rural emergency medical services grants.

SECTION 7. ESTIMATED INCOME - COMMUNITY HEALTH TRUST FUND. The estimated income line item in section 1 of this Act includes the sum of $19,072,324 from the community health trust fund for the following programs:

Behavioral Risk Factor Survey	$200,000
Behavioral Health Loan Repayment	234,500
Women's Way	329,500
Dentists' Loan Repayment	360,000
Local Public Health State Aid	3,275,000

Cancer Programs	580,324
Forensic Examiner Contract	1,000,000
Local Public Health Grants	3,275,000
Tobacco Prevention and Control	11,293,000
Tobacco Cessation Grants	500,000
Youth Vaping Prevention Grants	300,000
Domestic Violence Prevention Programs	1,000,000
Total Community Health Trust Fund	$19,072,324

SECTION 8. EXEMPTION. The sum of $3,000,000 appropriated for the statewide health strategies initiative in chapter 32 of the 2021 Session Laws is not subject to the provisions of section 54-44.1-11. Any unexpended funds from this appropriation are available for the statewide health strategies initiative during the biennium beginning July 1, 2023, and ending June 30, 2025. The amount appropriated is contingent on the department of health and human services securing dollar-for-dollar matching funds.

SECTION 9. EXEMPTION. The amount appropriated for the purpose of a public health laboratory capital project in chapter 550 of the 2021 Special Session Session Laws is not subject to the provisions of section 54- 44.1-11. Any unexpected funds from this appropriation are available for the public health laboratory capital project during the biennium beginning July 1, 2023, and ending June 30, 2025.

GOVERNOR'S RECOMMENDATION FOR THE INDIAN AFFAIRS COMMISSION

SECTION 1. APPROPRIATION. 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 Indian affairs commission for the purpose of defraying the expenses of the Indian affairs commission, for the biennium beginning July 1, 2023, and ending June 30, 2025, as follows:

	Base Level	Adjustments or Enhancements	Appropriation
Salaries and Wages	$910,106	$35,662	$945,768
Operating Expenses	185,609	82,109	267,718
Total General Fund	$1,095,715	117,771	$1,213,486
Full-time Equivalent Positions	4.00	0.00	4.00

GOVERNOR'S RECOMMENDATION FOR THE AERONAUTICS COMMISSION

SECTION 1. APPROPRIATION. The funds are 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, and from special funds derived from federal funds and other income, to the North Dakota aeronautics commission for the purpose of defraying the expenses of the North Dakota aeronautics commission, for the biennium beginning July 1, 2023 and ending June 30, 2025, as follows:

	Base Level	Adjustments or Enhancements	Appropriation
Salaries and Wages	$1,599,310	$184,846	$1,784,156
Operating Expenses	2,067,677	1,467,323	3,535,000
Capital Assets	0	2,250,000	2,250,000
Grants	27,550,000	3,550,000	31,100,000
Total All Funds	$31,216,987	$7,452,169	$38,669,156
Less Estimated Income	30,741,987	7,452,169	38,194,156
Total General Fund	$475,000	$0	$475,000
Full-time Equivalent Positions	7.00	0.00	7.00

SECTION 2. ONE-TIME FUNDING. The following amounts reflect the one-time funding items approved by the sixty-seventh legislative assembly for the 2021-23 biennium:

One-Time Funding Description	2021-23	2023-25

Airport Grants	$0	$4,000,000
International Peace Garden Airport Rehabilitation	0	2,500,000
Total Other Funds	$0	$ 6,500,000

SECTION 3. ESTIMATED INCOME – AIRPORT INFRASTRUCTURE FUND – AIRPORT GRANTS - EXEMPTION. The estimated income line item in section 1 of this Act includes $20,000,000 from the airport infrastructure fund for the aeronautics commission to provide grants to airports during the biennium beginning July 1, 2023 and ending June 30, 2025. Section 54-44.1-11 does not apply to this funding, and any funds not spent by June 30, 2025, must be continued into the biennium beginning July 1, 2025 and ending June 30, 2027, and may be expended only for providing grants to airports.

GOVERNOR'S RECOMMENDATION FOR THE VETERANS' HOME

SECTION 1. APPROPRIATION. 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, and from special funds derived from federal funds and other income, to the veterans' home for the purpose of defraying the expenses of the veterans' home, for the biennium beginning July 1, 2023 and ending June 30, 2025, as follows:

	Base Level	Adjustments or Enhancements	Appropriation
Salaries and Wages	$19,209,879	$1,749,542	$20,959,421
Operating Expenses	5,539,333	81,350	5,620,683
Capital Assets	407,271	1,608,881	2,016,152
Total All Funds	$25,156,483	$3,439,773	$28,596,256
Less Estimated Income	19,375,840	2,981,402	22,357,242
Total General Fund	$5,780,643	$458,371	$6,239,014
Full-time Equivalent Positions	114.79	0.00	114.79

SECTION 2. ONE-TIME FUNDING. The following amounts reflect the one-time funding items approved by the sixty-seventh legislative assembly for the 2021-23 biennium and the 2023-25 one-time funding items included in the appropriation in section 1 of this Act:

One-Time Funding Description	2021-23	2023-25
Equipment	$16,700	$125,750
Thermostat Replacements	131,500	0
Resident Absences	25,000	0
Memorial Garden Project	200,000	0
Parking Lot and Road Repairs	0	750,000
Resident Garages and Storage Units	0	750,000
Total All Funds	$373,200	$1,625,750
Less Estimated Income	348,200	1,625,750
Total General Fund	$25,000	$0

SECTION 3. ESTIMATED INCOME - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND. The estimated income and the capital assets line items in section 1 of this Act include the sum of $750,000 from the strategic investment and improvements fund for parking lot and road repairs.

GOVERNOR'S RECOMMENDATION FOR THE DEPARTMENT OF FINANCIAL INSTITUTIONS

SECTION 1. APPROPRIATION. The funds provided in this section, or so much of the funds as may be necessary, are appropriated from special funds derived from other income, to the department of financial institutions for the purpose of defraying the expenses of the department of financial institutions, for the biennium beginning July 1, 2023 and ending June 30, 2025 as follows:

Adjustments or

	Base Level	Enhancements	Appropriation
Salaries and Wages	$7,415,098	$1,379,505	$8,794,603
Operating Expenses	1,671,409	443,453	2,114,862
Contingency	20,000	0	20,000
Total Special Funds	$9,106,507	$1,822,958	$10,929,465
Full-time Equivalent Positions	31.00	3.00	34.00

SECTION 2. ONE-TIME FUNDING. The following amounts reflect the one-time funding items approved by the sixty-seventh legislative assembly for the 2021-23 biennium:

One-Time Funding Description	2021-23	2023-25
	$0	$ 0
Total Other Funds	$0	$ 0

SECTION 3. LINE ITEM TRANSFERS. Notwithstanding section 54-16-04, the department of financial institutions may transfer between line items within section 1 of this Act during the biennium beginning July 1, 2023 and ending June 30, 2025. The department of financial institutions shall notify the office of management and budget and the legislative council of any transfer made pursuant to this section.

GOVERNOR'S RECOMMENDATION FOR THE STATE FAIR ASSOCIATION

SECTION 1. APPROPRIATION. 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 state fair association for the purpose of defraying the expenses of the premiums of the state fair association, for the biennium beginning July 1, 2023, and ending June 30, 2025, as follows:

	Base Level	Adjustments or Enhancements	Appropriation
Premiums	$542,833	$27,167	$570,000
Total General Fund	$542,833	$27,167	$570,000

GOVERNOR'S RECOMMENDATION FOR THE COUNCIL ON THE ARTS

SECTION 1. APPROPRIATION. 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, and from special funds derived from federal funds and other income, to the council on the arts for the purpose of defraying the expenses of the council on the arts, for the biennium beginning July 1, 2023 and ending June 30, 2025, as follows:

	Base Level	Adjustments or Enhancements	Appropriation
Salaries and Wages	$1,082,619	$ 357,341	$1,439,960
Operating Expenses	286,545	544,048	830,593
Grants	2,082,524	132,818	2,215,342
Total All Funds	$3,451,688	$1,034,207	$4,485,895
Less Estimated Income	1,788,922	21,078	1,810,000
Total General Fund	$1,662,766	$1,013,129	$2,675,895
Full-time Equivalent Positions	5.00	1.00	6.00

SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-EIGHTH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixty- seventh legislative assembly for the 2021-23 biennium and the 2023-25 one-time funding items included in the appropriation in section 1 of this Act:

One-Time Funding Description	2021-23	2023-25
Furniture	$0	$2,500
Leave Payouts	0	106,430
Strategic Planning	0	40,000
Arts Across the prairie	0	100,000

IT Equipment	0	10,000
Total All Funds	$0	$258,930
Less Estimated Income	0	0
Total General Fund	$0	$258,930

The 2023-25 one-time funding amounts are not a part of the entity's base budget for the 2025-27 biennium. The council on the arts shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 3. APPROPRIATION – CULTURAL ENDOWMENT FUND. All income from the cultural endowment fund is appropriated to the council on the arts for the furthering of the cultural arts in the state for the biennium beginning July 1, 2023 and ending June 30, 2023.

SECTION 4. GIFTS, GRANTS, AND BEQUESTS - APPROPRIATION. All gifts, grants, devises, bequests, donations, and assignments received by the council on the arts and deposited with the state treasurer pursuant to section 55-01-04 are appropriated to the council on the arts for the purposes provided in section 54- 54-06, for the biennium beginning July 1, 2023 and ending June 30, 2025.

GOVERNOR'S RECOMMENDATION FOR THE HIGHWAY PATROL

SECTION 1. APPROPRIATION. 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, and from special funds derived from federal funds and other income, to the highway patrol for the purpose of defraying the expenses of the highway patrol, for the biennium beginning July 1, 2023 and ending June 30, 2025, as follows:

	Base Level	Adjustments or Enhancements	Appropriation
Field Operations	$62,113,414	$14,787,053	$76,900,467
Total All Funds	$62,113,414	$14,787,053	$76,900,467
Less Estimated Income	18,819,652	3,889,081	22,708,733
Total General Fund	$43,293,762	$10,897,972	$54,191,734
Full-time Equivalent Positions	193.00	15.00	208.00

SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-EIGHTH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixty-seventh legislative assembly for the 2021-23 biennium and the 2023-25 one-time funding items included in the appropriation in section 1 of this Act:

One-Time Funding Description	2021-23	2023-25
Hard Body Armor	$265,000	$0
Body and In-Car Cameras	1,158,000	0
Commercial Motor Carrier System	275,000	0
State Fleet Increase	0	2,042,000
Interdiction Unit Equipment	0	265,000
Learning Management Software	0	35,000
Electronic Storage Video/Photo	0	15,000
Interface to State Attorney Portal	0	50,000
UAV Program Enhancement	0	104,000
TruNarc Handheld Testers	0	60,000
ARIES Program Update	0	80,000
Dashboard Research and Analytics	0	15,000
Uniform Inflation Increase	0	58,000
Equipment Inflation Expense	0	370,000
Training Academy Software	0	72,000
Increased Travel for Inflation	0	46,000
Daily Activity Software	0	10,000
Field Training Management. Software	0	6,200
Fargo Garage Addition	0	722,000

Inflation Increase for Ammunition	0	46,000
CMV Crash Reconstruction Equipment	0	35,000
UAVs for CMV Inspection and Enforcement	0	100,000
UGPTI Crash Analysis Project	0	92,000
ARIES and ASPEN Bridge	0	50,000
Signage and Lighting Enhancement	0	150,000
Total All Funds	$1,698,000	$4,423,200
Total Special Fund	1,698,000	1,011,000
Total General Fund	$0	$3,412,200

The 2023-25 one-time funding amounts are not a part of the entity's base budget for the 2025-27 biennium. The highway patrol shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 3 . SPECIAL FUNDS TRANSFER – HIGHWAY TAX DISTRIBUTION FUND. The estimated income line item in section 1 of this Act includes the sum of $11,989,604, or so much of the sum as may be necessary, from the state highway tax distribution fund which may be transferred at the direction of the superintendent of the highway patrol for the purpose of defraying the expenses of the highway patrol during the biennium beginning July 1, 2023 and ending 30, 2025.

SECTION 4. MOTOR CARRIER ELECTRONIC PERMIT TRANSACTION FUND. The estimated income line item in section 1 of this Act includes $1,448,955 from the motor carrier electronic permit transaction fund for the purpose of defraying various expenses associated with the issuance of permits and other nonenforcement motor carrier and administrative activities.

SECTION 5. PAYMENTS TO HIGHWAY PATROL OFFICERS. Each patrol officer of the state highway patrol is entitled to receive from funds appropriated in section 1 of this Act an amount not to exceed $200 per month for the biennium beginning July 1, 2023 and ending June 30, 2025. The payments are in lieu of reimbursement for meals and other expenses, except lodging, while in travel status within the state of North Dakota or while at their respective home stations. The amounts must be paid at the time and in the same manner as salaries are paid to members of the highway patrol and may be paid without the presentation of receipts or other memorandums.

GOVERNOR'S RECOMMENDATION FOR THE DEPARTMENT OF TRANSPORTATION

SECTION 1. APPROPRIATION. The funds provided in this section, or so much of the funds as may be necessary, are appropriated from special funds derived from federal funds and other income, to the department of transportation for the purpose of defraying the expenses of the department of transportation, for the biennium beginning July 1, 2023 and ending June 30, 2025, as follows:

	Base Level	Adjustments or Enhancements	Appropriation
Salaries and Wages	$204,109,585	$34,106,064	$238,215,649
Operating Expenses	270,888,188	65,187,630	336,075,818
Capital Assets	902,431,344	778,748,301	1,681,179,645
Grants	118,085,610	2,604,948	120,690,558
Total All Funds	$1,495,514,727	$880,646,943	$2,376,161,670
Less Estimated Income	1,495,514,727	746,521,943	2,242,036,670
Total General Fund	$0	$134,125,000	$134,125,000
Full-Time Equivalent Positions	982.00	29.00	1,011.00

SECTION 2. ONE-TIME FUNDING. The following amounts reflect the one-time funding items approved by the sixty-seventh legislative assembly for the 2021-23 biennium and the 2023-25 one-time funding items included in the appropriation in section 1 of this Act:

One-Time Funding Description	2021-23	2023-25
Infrastructure Improvements	$873,609,357	$425,000,000

Construction Systems Replacement	9,660,000	6,250,000
Emergency Road Repair Grants	750,000	0
Unmanned Aircraft System Program	5,000,000	0
Automated Vehicle Location	0	2,010,000
Door Security System	0	865,000
Total All Funds	$889,019,357	$434,125,000
Less Estimated Income	889,019,357	300,000,000
Total General Fund	$0	$134,125,000

SECTION 3. EXEMPTION - LINE ITEM TRANSFERS. Notwithstanding section 54-16-04, the director of the department of transportation may transfer between the salaries and wages, operating, capital assets, and grants line items in section 1 of this Act. The department of transportation shall notify the office of management and budget of any transfers made pursuant to this section.

SECTION 4. EXEMPTION - ENHANCED STATE HIGHWAY INVESTMENT FUNDING. Section 54-44.1-11 does not apply to the remaining $26,200,669 of the $503,115,558 in the capital assets line item relating to enhanced state highway investments in section 1 of chapter 12 of the 2015 Session Laws. Any funds continued into the 2021-23 biennium but not spent by June 30, 2023, must be continued into the biennium beginning July 1, 2023, and ending June 30, 2025, and may be expended only for enhanced state highway investments.

SECTION 5. APPROPRIATION – DEPARTMENT OF TRANSPORTATION. In addition to the amounts appropriated to the department of transportation in section 1 of this Act, there is appropriated any additional income from federal or other funds which may become available to the agency for the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 6. ESTIMATED INCOME - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND. The estimated income and the capital assets line items in section 1 of this Act include the sum of $300,000,000 from the strategic investment and improvements fund for infrastructure projects and matching federal formula and discretionary grants.

SECTION 7. CONTINGENT LOAN AUTHORIZATION - CONTINGENT APPROPRIATION - HIGHWAY IMPROVEMENT PROJECTS. The department of transportation may borrow from the Bank of North Dakota, $50,000,000, or so much of the sum as may be necessary, to match $50,000,000 of federal funds that may become available, for the biennium beginning July 1, 2023, and ending June 30, 2025. The funds borrowed under this section from the Bank of North Dakota and the federal funds are appropriated to the department of transportation. The department of transportation shall request from the sixty-nineth legislative assembly an appropriation to repay any outstanding loans authorized in this section.

SECTION 8. EXEMPTION - INFORMATION TECHNOLOGY PROJECTS. Section 54-44.1-11 does not apply to the $13,660,000 in the operating expenses line item relating to the information technology projects in section 1 of chapter 40 of the 2021 Session Laws and any unexpended funds must be continued into the biennium beginning July 1, 2023, and ending June 30, 2025, and may be expended only for the construction and materials management system, traffic counting and data estimating and analysis program, and the website drupal uplift.

SECTION 9. EXEMPTION - EMERGENCY ROAD REPAIR GRANTS. Section 54-44.1-11 does not apply to the $750,000 in section 4 of chapter 40 of the 2021 Session Laws and any unexpended funds must be continued into the biennium beginning July 1, 2023, and ending June 30, 2025, and may be expended only for the purpose of providing grants to townships for emergency township road repairs.

SECTION 10. EXEMPTION - TRANSPORTATION GRANTS. Section 54-44.1-11 does not apply to the $1,609,357 in subdivision 10 of section 2 of chapter 28 of the 2021 Session Laws and any unexpended funds must be continued into the biennium beginning July 1, 2023, and ending June 30, 2025, and may be expended only for the purpose of COVID-19 grants.

SECTION 11. EXEMPTION - DISCRETIONARY MATCH. Section 54-44.1-11 does not apply to the $100,000,000 in section 13, subsection 2, of chapter 15 of the 2021 Session Laws and any unexpended funds must be continued into the biennium beginning July 1, 2023, and ending June 30, 2025, and may be expended only for the purpose of matching federal discretionary funds.

SECTION 12. EXEMPTION - INFRASTRUCTURE PROJECTS. Section 54-44.1-11 does not apply to the $100,000,000 in section 13, subsection 3, of chapter 15 of the 2021 Session Laws and any unexpended funds must be continued into the biennium beginning July 1, 2023, and ending June 30, 2025, and may be expended only for the purpose of defraying the expenses of road and bridge construction projects.

SECTION 13. EXEMPTION - INFRASTRUCTURE PROJECTS. Section 54-44.1-11 does not apply to the $55,000,000 in section 5 of chapter 15 of the 2021 Session Laws and any unexpended funds must be continued into the biennium beginning July 1, 2023, and ending June 30, 2025, and may be expended only for the purpose of road and bridge projects.

SECTION 14. EXEMPTION - INFRASTRUCTURE PROJECTS. Section 54-44.1-11 does not apply to the $70,000,000 in section 10 of chapter 80 of the 2021 Session Laws and any unexpended funds must be continued into the biennium beginning July 1, 2023, and ending June 30, 2025, and may be expended only for the purpose of state highway bridge projects and for matching federal funds for state highway projects.

SECTION 15. EXEMPTION - INFRASTRUCTURE PROJECTS. Section 54-44.1-11 does not apply to the $317,000,000 in section 7 of chapter 548 of the 2021 Session Laws and any unexpended funds must be continued into the biennium beginning July 1, 2023, and ending June 30, 2025, and may be expended only for the purpose of road and bridge projects.

SECTION 16. EXEMPTION - INFRASTRUCTURE PROJECTS. Section 54-44.1-11 does not apply to the $135,000,000 in section 8 of chapter 548 of the 2021 Session Laws and any unexpended funds must be continued into the biennium beginning July 1, 2023, and ending June 30, 2025, and may be expended only for the purpose of road and bridge construction projects.

SECTION 17. EXEMPTION - TRANSPORTATION GRANTS. Section 54-44.1-11 does not apply to the $61,700,060 in subdivision 10 of section 1 of chapter 27 of the 2021 Session Laws and any unexpended funds must be continued into the biennium beginning July 1, 2023, and ending June 30, 2025, and may be expended only for the purpose of COVID-19 surface transportation grants.

SECTION 18. CONSTRUCTION OF REST AREA AND VISITOR CENTER. Notwithstanding any other provision of law, the director of the department of transportation may expend moneys from the state highway fund or any moneys within the limits of the legislative appropriations for the purpose of constructing a rest area and visitor center in western North Dakota, for the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 19. AMENDMENT. Section 10 of chapter 80 of the 2021 Session Laws is amended and reenacted as follows:

SECTION 20. APPROPRIATION - HIGHWAY FUND ~~- CONTINGENT TRANSFER~~. There is appropriated out of any moneys in the highway fund in the state treasury, not otherwise appropriated, the sum of $70,000,000, or so much of the sum as may be necessary, derived from bond proceeds to the department of transportation for state highway and state highway bridge projects and for matching federal funds that may become available, for the biennium beginning July 1, 2021, and ending June 30, 2023. ~~Of the $70,000,000, $35,000,000 is designated for state highway bridge projects, and $35,000,000 is designated for matching federal funds that may become available for state highway projects in excess of the federal funds appropriated to the department of transportation as part of its 2021-23 biennial budget. By October 1, 2022, the director of the department of transportation shall certify to the office of management~~

~~and budget the amount of funding committed to matching excess federal funds from the $35,000,000 provided under this section. If the amount committed is less than $35,000,000, the office of management and budget shall transfer any uncommitted amounts to the infrastructure revolving loan fund under section 6-09-49.~~

GOVERNOR'S RECOMMENDATION FOR THE DEPARTMENT OF TRUST LANDS

SECTION 1. APPROPRIATION. The funds provided in this section, or so much of the funds as may be necessary, are appropriated from special funds derived from the state lands maintenance fund, to the commissioner of university and school lands for the purpose of defraying the expenses of the commissioner of university and school lands, for the biennium beginning July 1, 2023, and ending June 30, 2025, as follows:

	Base Level	Adjustments or Enhancements	Appropriation
Salaries and Wages	$6,473,127	$1,854,865	$8,327,992
Operating Expenses	2,229,872	(462,578)	1,767,294
Contingencies	100,000	0	100,000
Capital Assets	0	2,549,500	2,549,500
Total Special Funds	$8,802,999	$3,941,787	$12,744,786
Full-time Equivalent Positions	30.00	2.00	32.00

SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-NINTH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixty- seventh legislative assembly for the 2021-23 biennium and the 2023-25 one-time funding items included in the grand total appropriation in section 1 of this Act:

One-Time Funding Description	2021-23	2023-25
Land Management System	$1,600,000	$2,500,000
Operating Expenses	0	3,600
Utility Terrain Vehicle	0	43,000
Open Utility Trailer	0	6,500
Total Special Funds	$1,600,000	$2,553,100

The 2023-25 biennium one-time funding amounts are not a part of the entity's base budget for the 2025-27 biennium. The commissioner of university and school lands shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 3. DISTRIBUTIONS TO STATE INSTITUTIONS. Pursuant to section 1 of article IX of the Constitution of North Dakota, the board of university and school lands shall distribute during the biennium beginning July 1, 2023, and ending June 30, 2025, the following amounts, from the permanent funds managed for the benefit of the following entities:

Common Schools	$499,860,000
North Dakota State University	7,648,000
University of North Dakota	5,986,000
Youth Correctional Center	2,662,000
School for the Deaf	2,198,000
State college of Science	2,259,700
State Hospital	1,835,700
Veterans' Home	893,700
Valley City State University	1,354,000
North Dakota Vision Services - School for the Blind	1,679,700
Mayville State University	894,000
Dakota College at Bottineau	343,700
Dickinson State University	343,700
Minot State University	343,700
Total	$528,301,900

GOVERNOR'S RECOMMENDATION FOR THE INDUSTRIAL COMMISSION

SECTION 1. APPROPRIATION. 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, and from special funds derived from federal funds and other income, to the state industrial commission and agencies under its control for the purpose of defraying the expenses of the state industrial commission and agencies under its control, for the biennium beginning July 1, 2023 and ending June 30, 2025, as follows:

Subdivision 1.

INDUSTRIAL COMMISSION

	Base Level	Adjustments or Enhancements	Appropriation
Salaries and Wages	$23,698,119	$4,139,281	$27,837,400
Operating Expenses	5,119,958	1,719,840	6,839,798
Capital Assets	0	128,000	128,000
Grants	0	8,892,485	8,892,485
General Fund Transfers	0	250,000	250,000
Bond Payments	22,040,721	97,839,192	119,879,913
Total All Funds	$50,858,798	$112,968,798	$163,827,596
Less Estimated Income	24,369,185	106,075,371	130,444,556
Total General Fund	$26,489,613	$6,893,427	$33,383,040
Full-Time Equivalent Positions	108.25	7.50	115.75

Subdivision 2.

BANK OF NORTH DAKOTA - OPERATIONS

	Base Level	Adjustments or Enhancements	Appropriation
Bank of North Dakota Operations	$67,308,548	$7,089,217	$74,395,765
Capital Assets	1,510,000	0	1,510,000
Total Special Funds	$68,816,548	$7,089,217	$75,905,765
Full-Time Equivalent Positions	173.00	8.00	181.00

Subdivision 3.

HOUSING FINANCE AGENCY

	Base Level	Adjustments or Enhancements	Appropriation
Salaries and Wages	$9,556,272	$2,707,598	$12,263,870
Operating Expenses	6,109,060	4,629,181	10,738,241
Capital Assets	150,000	(130,000)	20,000
Grants	42,975,200	4,900,122	47,875,322
Housing Finance Agency Contingencies	100,000	0	100,000
Total All Funds	$58,890,532	$12,106,901	$70,997,433
Less Estimated Income	58,890,532	10,536,689	69,427,221
Total General Fund	$0	$1,570,212	$1,570,212
Full-Time Equivalent Positions	49.00	3.00	52.00

Subdivision 4.

MILL AND ELEVATOR ASSOCIATION

Adjustments or

	Base Level	Enhancements	Appropriation
Salaries and Wages	$50,560,209	$7,004,835	$57,565,044
Operating Expenses	36,817,000	5,574,653	42,391,653
Contingencies	500,000	0	500,000
Agriculture Promotion	500,000	0	500,000
Total Special Funds	$88,377,209	$12,579,488	$100,956,697
Full-Time Equivalent Positions	156.00	14.00	170.00

Subdivision 5.

BILL TOTAL

	Base Level	Adjustments or Enhancements	Appropriation
Grand Total General Fund	$26,489,613	$8,463,639	$34,953,252
Grand Total Special Funds	240,453,474	136,280,765	376,734,239
Grand Total All Funds	$266,943,087	$144,744,404	$411,687,491

SECTION 2. ONE-TIME FUNDING. The following amounts reflect the one-time funding items approved by the sixty-seventh legislative assembly for the 2021-23 biennium:

One-Time Funding Description	2021-23	2023-25
Housing Finance Agency – Housing Assessment	$35,000	0
Paleontology and Geological Equipment	106,206	0
Clean Sustainable Energy Fund Transfer	25,000,000	0
Agriculture Diversification and Development Fund Transfer	10,000,000	0
Housing Inventive Fund Transfer	9,500,000	0
Bank of North Dakota – Bond Proceeds	680,000,000	0
Inflation	0	857,144
Equipment and Software	0	137,648
Server Transition	0	80,000
Operating Expenses for New FTE	0	75,628
Infrastructure Investment and Jobs Act Grant and Match	0	8,892,485
North Dakota Transmission Authority Consulting	0	250,000
Paleo Fund Transfer	0	250,000
Core and Mineral Analysis	0	100,000
Contract Staffing	0	75,000
IT Consulting and Developing Costs	0	804,278
Total All Funds	$724,641,206	$11,522,183
Total Special Fund	680,035,000	8,501,334
Total General Fund	$44,606,206	$3,020.849

The 2023-25 biennium one-time funding amounts are not a part of the entity's base budget for the 2025-27 biennium. The department of commerce shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 3. LEGISLATIVE INTENT - BOND PAYMENTS. The amount of $119,879,913 included in subdivision 1 of section 1 of this Act in the grants - bond payments line item must be paid from the following funding sources during the biennium beginning July 1, 2023 and ending June 30, 2025:

Legacy Bond Payments	$102,620,461
North Dakota University System	15,021,771
North Dakota University System - Energy Conservation Projects	207,649
Department of Corrections and Rehabilitation	143,375
Office of Management and Budget	283,875
Office of Attorney General	330,000
State Historical Society	592,375

Parks and Recreation Department	30,950
Research and Extension Service	242,205
Veterans' Home	407,252
Total	$119,879,913

SECTION 4. APPROPRIATION – HOUSING FINANCE AGENCY – ADDITIONAL INCOME. In addition to the amount appropriated to the housing finance agency in subdivision 3 of section 1 of this Act, there is appropriated any additional income or unanticipated income from federal or other funds which may become available to the agency for the biennium beginning July 1, 2023 and ending June 30, 2025. The housing finance agency shall notify the office of management and budget and the legislative council of any additional income or unanticipated income that becomes available to the agency resulting in an increase in appropriation authority.

SECTION 5. TRANSFER – ENTITIES WITHIN THE CONTROL OF THE INDUSTRIAL COMMISSION TO INDUSTRIAL COMMISSION FUND. The sum of $1,619,045, or so much of the sum as may be necessary, included in the special funds appropriation line item in subdivision 1 of section 1 of this Act, may be transferred from the entities within the control of the state industrial commission or entities directed to make payments to the industrial commission fund for administrative services rendered by the commission. Transfers shall be made during the biennium beginning July 1, 2023 and ending June 30, 2025, upon order of the commission. Transfers from the student loan trust must be made to the extent permitted by sections 54-17-24 and 54-17-25.

SECTION 6. TRANSFER - BANK OF NORTH DAKOTA - PARTNERSHIP IN ASSISTING COMMUNITY EXPANSION. The Bank of North Dakota shall transfer the sum of $39,000,000, or so much of the sum as may be necessary, from the Bank's current earnings and undivided profits to the partnership in assisting community expansion fund during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 7. TRANSFER - BANK OF NORTH DAKOTA - AGRICULTURE PARTNERSHIP IN ASSISTING COMMUNITY EXPANSION. The Bank of North Dakota shall transfer the sum of $5,000,000, or so much of the sum as may be necessary, from the Bank's current earnings and undivided profits to the agriculture partnership in assisting community expansion fund during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 8. TRANSFER - BANK OF NORTH DAKOTA - BIOFUELS PARTNERSHIP IN ASSISTING COMMUNITY EXPANSION. The Bank of North Dakota shall transfer the sum of $1,000,000, or so much of the sum as may be necessary, from the Bank's current earnings and undivided profits to the biofuels partnership in assisting community expansion fund during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 9. TRANSFER - BANK OF NORTH DAKOTA - BEGINNING FARMER REVOLVING LOAN FUND. The Bank of North Dakota shall transfer the sum of $15,000,000, or so much of the sum as may be necessary, from the Bank's current earnings and undivided profits to the beginning farmer revolving loan fund during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 10. TRANSFER - BANK OF NORTH DAKOTA – AGRICULTURAL PRODUCTS UTILIZATION FUND. The Bank of North Dakota shall transfer the sum of $3,000,000, or so much of the sum as may be necessary, from the Bank's current earnings and undivided profits to the agricultural products utilization fund during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 11. TRANSFER – LEGACY EARNINGS FUND TO HOUSING INCENTIVE FUND. The office of management and budget shall transfer $25,000,000 from the legacy earnings fund to the housing incentive fund during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 12. TRANSFER – LEGACY EARNINGS FUND TO OIL AND GAS RESEARCH FUND. The office of management and budget shall transfer $5,000,000 from the legacy earnings fund to the oil and gas research fund for the purpose of providing iPIPE challenge grants, for the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 13. TRANSFER – LEGACY EARNINGS FUND TO CLEAN SUSTAINABLE ENERGY FUND. The office of management and budget shall transfer $50,000,000 from the legacy earnings fund to the clean sustainable energy fund for the purpose of providing grants, for the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 14. TRANSFER – STRATEGIC INVESTMENT AND IMPROVEMENTS FUND TO CLEAN SUSTAINABLE ENERGY FUND. The office of management and budget shall transfer $500,000,000 from the strategic investment and improvements fund to the clean sustainable energy fund for the purpose of providing loans. The initial $250,000,000 transfer will occur on or before June 30, 2023 and the second $250,000,000 transfer will occur during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 15. EXEMPTION - OIL AND GAS TAX REVENUE ALLOCATIONS - NORTH DAKOTA OUTDOOR HERITAGE FUND. Notwithstanding the provisions of section 57-51-15 relating to the allocations to the North Dakota outdoor heritage fund, for the period beginning September 1, 2023, and ending August 31, 2025, the state treasurer shall allocate eight percent of the oil and gas gross production tax revenue available under subsection 1 of section 57-51-15 to the North Dakota outdoor heritage fund, but not in an amount exceeding $7,500,000 per fiscal year.

SECTION 16. EXEMPTION - OIL AND GAS TAX REVENUE ALLOCATIONS - OIL AND GAS RESEARCH FUND. Notwithstanding the provisions of section 57-51.1-07.3 relating to the allocations to the oil and gas research fund, for the period beginning August 1, 2023, and ending July 31, 2025, the state treasurer shall deposit two percent of the oil and gas gross production tax and oil extraction tax revenues, up to $14,500,000, into the oil and gas research fund before depositing oil and gas tax revenues under sections 57- 51.1-07.5 and 57-51.1-07.9.

SECTION 17. EXEMPTION – TRANSFER OF NORTH DAKOTA MILL AND ELEVATOR PROFITS TO GENERAL FUND. Notwithstanding the provisions of section 54-18-19 relating to the transfer of fifty percent of the annual mill and elevator association earnings and undivided profits to the general fund, for the period beginning July 1, 2023, and ending June 30, 2025, the office of management and budget shall not transfer any of the earning and undivided profits to the general fund.

SECTION 18. EXEMPTION –NORTH DAKOTA MILL AND ELEVATOR GAIN-SHARING PROGRAM. Notwithstanding the provisions of section 54-18-20 relating to the gain-sharing program for the mill and elevator, for the period beginning July 1, 2023, and ending June 30, 2025, a gain-sharing program may be approved by the industrial commission without a transfer of profits to the general fund.

SECTION 19. EXEMPTION – INDUSTRIAL COMMISSION FUND. The amount appropriated to the industrial commission in the special funds appropriation line item in section 1 of chapter 42 of the 2021 Session Laws and transferred pursuant to section 7 of chapter 42 of the 2021 Session Laws is not subject to the provisions of section 54-44.1-11. Any unexpended funds from this appropriation are available to the industrial commission for administrative services rendered by the commission during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 20. EXEMPTION – PIPELINE INFRASTRUCTURE GRANT. The amount of $150,000,000 appropriated to the industrial commission for the purpose of pipeline infrastructure grants in section 1 of chapter 550 of the 2021 Special Session Laws is not subject to section 54-44.1-11 and any unexpended funds from this program are available for the program during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 21. EXEMPTION – HYDROGEN DEVELOPMENT GRANT. The amount of $20,000,000 appropriated to the industrial commission for the purpose of hydrogen development grants in section 1 of chapter 550 of the 2021 Special Session Laws is not subject to section 54-44.1-11 and any unexpended funds from this program are available for the program during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 22. EXEMPTION – WATER CONVERSION PROGRAM. The amount of $3,200,000 appropriated to the industrial commission for the purpose of an abandoned oil well conversion to water supply program in section 1 of chapter 550 of the 2021 Special Session Laws is not subject to section 54-44.1-11 and any unexpended funds from this

program are available for the program during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 23. EXEMPTION – PLUGGING AND RECLAMATION INITIAL GRANT PROGRAM. The amount of $2,500,000 authorized by the emergency commission and budget section under section 54-16-04.1 to the industrial commission for the purpose of the orphaned well site plugging, remediation, and reclamation program is not subject to section 54-44.1-11 and any unexpended funds from this program are available for the program during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 24. EXEMPTION –SURVEY REVIEW – STRATEGIC INVESTMENT AND IMPROVEMENTS FUND. The amount appropriated from strategic investment and improvement fund to the industrial commission in section 2 of chapter 426 of the 2017 Session Laws is not subject to section 54-44.1-11. Any unexpended funds from this appropriation are available to the industrial commission for expert legal testimony and other related legal costs associated with the survey review during the biennium beginning July 1, 2023, and June 30, 2025.

GOVERNOR'S RECOMMENDATION FOR THE DEPARTMENT OF CORRECTIONS AND REHABILITATION

SECTION 1. APPROPRIATION. 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, and from special funds derived from federal funds and other income, to the department of corrections and rehabilitation for the purpose of defraying the expenses of the department of corrections and rehabilitation, for the biennium beginning July 1, 2023, and ending June 30, 2025, as follows:

	Base Level	Adjustments or Enhancements	Appropriation
Adult services	$258,140,591	$220,872,457	$479,013,048
Youth services	24,584,845	3,257,942	27,842,787
Total all funds	$282,725,436	$224,130,399	$506,855,835
Less estimated income	46,493,909	171,636,746	218,130,655
Total general fund	$236,231,527	$ 52,493,653	$288,725,180
Full-time equivalent positions	907.79	32.00	939.79

SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-EIGHTH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixty- seventh legislative assembly for the 2021-23 biennium and the 2023-25 one-time funding items included in the appropriation in section 1 of this Act:

One-Time Funding Description	2021-23	2023-25
Equipment	$191,000	$2,019,000
Kitchen equipment	115,000	85,000
Roughrider industries equipment	1,281,988	0
Roughrider storage warehouse	500,000	0
Increased food costs	0	1,119,522
Increased medical costs	0	438,094
Increased hep C treatment costs	0	1,530,809
Increased clothing costs	0	247,520
Increased resident payroll	0	143,053
Increased roughrider supply costs	0	4,083,681
HRCC new facility	0	161,200,000
Transitional facility increases	0	2,759,222
Women’s housing increase	0	3,453,434
Team & resident training	0	100,000
HR timekeeping application	0	100,000
Offender management consultant	0	757,000
New cameras	0	275,000
JRCC maintenance shop	0	1,550,000
Industrial washing machines	0	310,000

IT software	0	2,000,000
Policy management application	0	271,040
General maintenance & extraordinary repairs	0	4,000,000
Zero turn mower	0	17,500
Utility tractor and trailer	0	77,400
Body scanner	0	400,000
Roughrider industries IT projects	0	642,080
DOCSTARS enhancements	0	307,000
Tattoo removal machine	0	75,000
Point of care ultrasound	0	27,000
Handheld radios	0	252,000
SORT Equipment	0	105,860
Total All Funds	$2,087,988	$188,346,215
Less Estimated Income	696,738	171,876,761
Total General Fund	$1,391,250	$ 16,469,454

The 2023-25 one-time funding amounts are not a part of the entity's base budget for the 2025-27 biennium. The department of corrections and rehabilitation shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 3. EXEMPTION – COMMUNITY BEHAVIORAL HEALTH PROGRAM. Section 54-44.1-11 does not apply to $7,000,000 provided for the free through recovery program included in section 1 of chapter 43 of the 2021 Session Laws**.** Any unexpended funds from this appropriation are available to the department of corrections and rehabilitation for the free through recovery program during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 4. DEPARTMENT OF CORRECTIONS AND REHABILITATION OPERATING FUND. Any moneys received from correctional supervision, electronic monitoring, and detention; reimbursements from other agencies; profits received from department of corrections and rehabilitation commissary; miscellaneous revenue, including offender fines, fees, restitution, and medical co-payments; and from the common school trust fund; may be deposited in the department of corrections and rehabilitation operating fund and expended pursuant to legislative appropriation for the biennium beginning July 1, 2021 and ending June 30, 2023.

SECTION 5. EXEMPTION – DEFERRED MAINTENANCE AND EXTRAORDINARY REPAIRS. Section 54-44.1-11 does not apply to $6,000,000 from the general fund appropriated to the department of corrections and rehabilitation in section 1 of chapter 15 of the 2019 Session Laws, and any unexpended funds from this appropriation may be used for deferred maintenance, capital planning and extraordinary repairs projects by the department of corrections and rehabilitation during the biennium beginning July 1,2023, and ending June 30, 2025.

SECTION 6. EXEMPTION – AMERICAN RESCUE PLAN ACT (ARPA). Section 54-44.1-11 does not apply to any amounts carried over from the American Rescue Plan Act (ARPA) pursuant to subsection 10 of section 1 of chapter 550 of the 2021 special session laws, and any unexpended funds from this appropriation may be used for the purpose of deferred maintenance and extraordinary repair projects during the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 7. ESTIMATED INCOME – STRATEGIC INVESTMENT AND IMPROVEMENTS FUND – ONE TIME FUNDING. The estimated income line item in section 1 of this Act includes the sum of $165,057,000 from the strategic investment and improvements fund, of which $2,307,000 is for various IT projects related to critical systems, $161,200,000 is for the construction of a new heart river correctional center, $1,550,000 to construct a new maintenance shop at James river correctional center and to demolish the current facility. This funding is considered a one-time funding item.

GOVERNOR'S RECOMMENDATION FOR JOB SERVICE NORTH DAKOTA

SECTION 1. APPROPRIATION. 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, and from special funds derived from federal funds and other income, to job service North Dakota for the purpose of defraying the expenses of job service North Dakota, for the biennium beginning July 1, 2023 and ending June 30, 2025, as follows:

	Base Level	Adjustments or Enhancements	Appropriation
Salaries and Wages	$28,994,942	$7,286,943	$36,281,885
Operating Expenses	17,164,373	50,175,782	67,340,155
Capital Assets	20,000	0	20,000
Grants	8,281,051	(226,539)	8,054,512
Reed Act–UI Computer Modernization	10,945,126	(30,126)	10,915,000
Total All Funds	$65,405,492	$57,206,060	$122,611,552
Less Estimated Income	64,995,263	50,186,505	115,181,768
Total General Fund	$410,229	$7,019,555	$7,429,784
Full-time Equivalent Positions	156,61	2.00	158.61

SECTION 2. ONE-TIME FUNDING. The following amounts reflect the one-time funding items approved by the sixty-sixth legislative assembly for the 2019-21 biennium:

One-Time Funding Description	2021-23	2023-25
Unemployment Insurance Modernization Project	$611,852	$45,000,000
Total All Funds	$611,852	$45,000,000
Total Special Funds	611,852	45,000,000
Total General Fund	$0	$0

The 2023-25 one-time funding amounts are not a part of the entity's base budget for the 2025-27 biennium. The job service North Dakota shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 3. APPROPRIATION - REED ACT FUNDS - UNEMPLOYMENT INSURANCE COMPUTER MODERNIZATION. The special fund appropriation of $10,915,000 in section 1 of this Act is from federal Reed Act funds made available to the state by the federal Reed Act distributions made in federal fiscal years 1957, 1958, 1999, and 2002, pursuant to section 903 of the Social Security Act. This sum, or so much of the sum as may be necessary, is for the purpose of developing a modernized unemployment insurance computer system, for the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 4. APPROPRIATION. All federal funds received by job service North Dakota in excess of those funds appropriated in section 1 of this Act are appropriated for the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 5. ESTIMATED INCOME – STRATEGIC INVESTMENT AND IMPROVEMENTS FUND – ONE TIME FUNDING. The estimated income line item in section 1 of this Act includes the sum of $45,000,000 from the strategic investment and improvements fund for the unemployment insurance system modernization project. This funding is considered a one-time funding item.

GOVERNOR'S RECOMMENDATION FOR THE OFFICE OF ADMINISTRATIVE HEARINGS

SECTION 1. APPROPRIATION. The funds provided in this section, or so much of the funds as may be necessary, are appropriated from special funds derived from income, to the office of administrative hearings for the purpose of defraying the expenses of the office of administrative hearings, for the biennium beginning July 1, 2023, and ending June 30, 2025, as follows:

	Base Level	Adjustments or Enhancements	Appropriation
Salaries and Wages	$1,298,644	$ 139,431	$1,438,075

Operating Expenses	1,582,885	(493)	1,582,392
Total Special Funds	$2,881,529	$138,938	$3,020,467
Full-Time Equivalent Positions	5.00	0.00	5.00

GOVERNOR'S RECOMMENDATION FOR THE DEPARTMENT OF COMMERCE

SECTION 1. APPROPRIATION. 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, and from special funds derived from federal funds and other income, to the department of commerce for the purpose of defraying the expenses of the department of commerce, for the biennium beginning July 1, 2023, and ending June 30, 2025 as follows:

	Base Level	Adjustments or Enhancements	Appropriation
Salaries and Wages	$12,835,431	$4,394,109	$17,229,540
Operating Expenses	16,883,192	33,392,749	50,275,941
Grants	50,666,898	137,453,791	188,120,689
COVID-19 Response	0	2,085,834	2,085,834
Discretionary Funds	2,150,000	0	2,150,000
Partner Programs	1,562,531	0	1,562,531
Entrepreneurship Grants and Vouchers	948,467	0	948,467
Total All Funds	$85,046,519	$177,326,483	$262,373,002
Less Estimated Income	53,544,379	89,554,512	143,098,891
Total General Fund	$31,502,140	$87,771,971	$119,274,111
Full-Time Equivalent Positions	58.80	5.00	63.80

SECTION 2. ONE-TIME FUNDING – EFFECT ON BASE BUDGET – REPORT TO SIXTY-NINTH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixty-seventh legislative assembly for the 2021-23 biennium and the 2023-25 one-time funding items included in the appropriation in section 1 of this Act:

One-Time Funding Description	2021-23	2023-25
Unmanned Aircraft System	$1,000,000	$0
Beyond Visual Line of Sight Unmanned Aircraft System	20,000,000	30,000,000
Enhanced Use Lease Grant	7,000,000	7,000,000
Workforce Grants to Tribally Controlled Community Colleges	500,000	0
Workforce Safety Grant	1,500,000	0
Job Development and Economic Growth Grant	1,500,000	0
Tourism Marketing	7,000,000	0
Technical Skills Training Grant	1,000,000	0
Motion Picture Production and Recruitment Grant	100,000	0
Travel Agency and Tour Operator emergency Resiliency Grants	2,000,000	0
Event Center Emergency Resiliency Grants	2,000,000	0
Tourism Transportation Improvement Grants	565,432	0
Discretionary Funds	1,000,000	
COVID-19 Response	56,234,176	
Destination Development Grant Program	0	50,000,000
Volunteer Generation Fund Program	0	878,571
Automation Grant	0	10,000,000
Rural Revitalization and Redevelopment Grant	0	10,000,000
Talent Attraction	0	24,797,060
Rural Renewal Workforce Housing	0	5,500,000
Destination Awareness Marketing	0	5,000,000
Workforce Investment Initiative	0	20,000,000
Community Development Grant	0	800,000
Automation Workforce Transition Training Program	0	5,000,000
Workforce Enhancement Grant	0	2,000,000
Total All Funds	$101,399,608	$170,975,631

Total Special Funds	98,234,176	87,600,000
Total General Fund	$3,165,432	$83,375,631

The 2023-25 biennium one-time funding amounts are not a part of the entity's base budget for the 2025-27 biennium. The department of commerce shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 3. EXEMPTION – DISCRETIONARY FUNDS. The amount of $2,150,000 appropriated from the general fund in the discretionary funds line item in section 1 of chapter 46 of the 2021 Session Laws is not subject to section 54-44.1-11 and any unexpended funds from this line item are available during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 4. EXEMPTION – DISCRETIONARY FUNDS. The amount of $1,000,000 appropriated from the general fund in the discretionary funds line item in section 10 of chapter 15 of the 2021 Session Laws is not subject to section 54-44.1-11 and any unexpended funds from this line item are available during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 5. EXEMPTION – BEYOND VISUAL LINE OF SIGHT UNMANNED AIRCRAFT SYSTEM PROGRAM . The amount of $19,000,000 appropriated from the strategic investment and improvements fund for the beyond visual line of sight unmanned aircraft systems program in section 7 of chapter 46 of the 2021 Session Laws is not subject to section 54-44.1-11 and any unexpended funds from this line item are available during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 6. EXEMPTION – ENHANCED USE LEASE GRANT PROGRAM. The amount of $7,000,000 appropriated from the strategic investment and improvements fund for the enhanced use lease program in section 7 of chapter 46 of the 2021 Session Laws is not subject to section 54-44.1-11 and any unexpended funds from this line item are available during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 7. EXEMPTION – NONRESIDENT NURSE EMPLOYMENT RECRUITMENT PROGRAM. The amount of $500,000 appropriated from the general fund for the nonresident nurse employment recruitment program in section 1 of chapter 46 of the 2021 Session Laws is not subject to section 54-44.1-11 and any unexpended funds from this line item are available during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 8. EXEMPTION - UNMANNED AIRCRAFT SYSTEM PROGRAM. The amount of $3,000,000 appropriated from the general fund for the unmanned aircraft systems operating expense in section 1 of chapter 46 of the 2021 Session Laws is not subject to section 54-44.1-11 and any unexpended funds from this program are available for the program during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 9. EXEMPTION - BEYOND VISUAL LINE OF SIGHT UNMANNED AIRCRAFT SYSTEM PROGRAM - MATCHING FUND REQUIREMENT. The amount of $1,000,000 appropriated from the general fund for grants to organizations dedicated to expanding workforce opportunities, training, and education related to the beyond visual line of sight unmanned aircraft system industry in section 9 of chapter 46 of the 2021 Session Laws is not subject to section 54-44.1-11 and any unexpended funds from this program are available for the program during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 10. EXEMPTION – WORKFORCE COMMUNITY SERVICES PROGRAM. The amount of $1,074,888 appropriated to the department of commerce for the purpose of workforce community services program in section 19 of chapter 549 of the 2021 Special Session Session Laws is not subject to section 54- 44.1-11 and any unexpended funds from this program are available for the program during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 11. EXEMPTION – COMMUNITY DEVELOPMENT PLANNING GRANT PROGRAM. The amount of $1,000,000 appropriated to the department of commerce for the purpose of a community development planning grant program in section 20 of chapter 549 of the 2021 Special Session Laws is not subject to section 54-44.1-11 and any unexpended

funds from this program are available for the program during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 12. EXEMPTION – WORKFORCE INNOVATION NETWORK GRANT PROGRAM. The amount of $100,000 appropriated to the department of commerce for the purpose of workforce innovation network grant program in section 21 of chapter 549 of the 2021 Special Session Laws is not subject to section 54-44.1- 11 and any unexpended funds from this program are available for the program during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 13. EXEMPTION – HOMELESS GRANT PROGRAM. The amount of $1,330,212 appropriated from the general fund to the department of commerce for the purpose of homeless grants in section 1 of chapter 46 of the 2021 Session Laws is not subject to section 54-44.1-11 and any unexpended funds from this program are available for the program during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 14. EXEMPTION – AUTONOMOUS AGRICULTURE MATCHING GRANTS. The amount of $10,000,000 appropriated to the department of commerce for the purpose of autonomous agriculture matching grants in section 1 of chapter 550 of the 2021 Special Session Session Laws is not subject to section 54-44.1- 11 and any unexpended funds from this program are available for the program during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 15. EXEMPTION – WORKFORCE DEVELOPMENT INCENTIVE GRANT PROGRAM. The amount of $15,000,000 appropriated to the department of commerce for the purpose of adding or expanding a local workforce development incentive grant program in section 1 of chapter 550 of the 2021 Special Session Session Laws is not subject to section 54-44.1-11 and any unexpended funds from this program are available for the program during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 16. EXEMPTION – TECHNICAL SKILLS TRAINING GRANT PROGRAM. The amount of $5,000,000 appropriated to the department of commerce for the purpose of adding or expanding technical skills training grant program and a workforce innovation grant program in section 1 of chapter 550 of the 2021 Special Session Session Laws is not subject to section 54-44.1-11 and any unexpended funds from this program are available for the program during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 17. EXEMPTION – AMERICORPS PROGRAM. The amount of $1,200,000 authorized by the emergency commission and budget section under section 54-16-04.1 to the department of commerce for the purpose of funding AmeriCorps programs in communities statewide is not subject to section 54-44.1-11 and any unexpended funds from this program are available for the program during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 18. EXEMPTION – PARKS AND RECREATION GRANT. The amount of $1,550,000 authorized by the emergency commission and budget section under section 54-16-04.1 to the department of commerce for the purpose of projects that support travel, tourism, and outdoor sectors with marketing and technical support is not subject to section 54-44.1-11 and any unexpended funds from this program are available for the program during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 19. EXEMPTION – ENERGY CONSERVATION PROGRAM. The amount of $14,222,975 authorized by the emergency commission and budget section under section 54-16-04.1 to the department of commerce for the purpose of developing energy conservation policies and programs related to prudent and efficient use of energy is not subject to section 54-44.1-11 and any unexpended funds from this program are available for the program during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 20. EXEMPTION – HEATING AND COOLING GRANT. The amount of $1,306,112 authorized by the emergency commission and budget section under section 54-16-04.1 to the department of commerce for the purpose of providing grants to Community Action Agencies to support furnace repair and cooling contracts is not subject to section 54-44.1-11 and any unexpended funds from this program are available for the program during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 21. EXEMPTION – AGRICULTURE RURAL PLACEMAKING CHALLENGE. The amount of $250,000 authorized by the emergency commission and budget section under section 54-16-04.1 to the department of commerce for the purpose of providing support, assistance and training to foster placemaking activities in rural communities is not subject to section 54-44.1-11 and any unexpended funds from this program are available for the program during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 22. EXEMPTION – STATE SMALL BUSINESS CREDIT INITIATIVE. The amount of $56,234,176 appropriated to the department of commerce for the purpose of state small business credit initiative in section 2 of chapter 28 of the 2021 Session Laws is not subject to section 54-44.1-11 and any unexpended funds from this program are available for the program during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 23. EXEMPTION – CARES ACT FUNDING. The amount of $11,393,078 appropriated to the department of commerce for the purpose of CARES Act funding in section 1 of chapter 27 of the 2021 Session Laws is not subject to section 54-44.1-11 and any unexpended funds from this program are available for the program during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 24. EXEMPTION – CORONAVIRUS RELIEF FUNDING. The amount of $82,179,000 appropriated to the department of commerce for the purpose of defraying the expense related to the COVID-19 pandemic in section 1 of chapter 28 of the 2021 Session Laws is not subject to section 54-44.1-11 and any unexpended funds from this program are available for the program during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 25. TRANSFER - INTERNSHIP FUND. The office of management and budget shall transfer $1,000,000 of the amount appropriated in the operating expenses line item in section 1 of this Act to the internship fund for the purpose of administering the operation intern program, for the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 26. TRANSFER – LEGACY EARNINGS FUND TO INNOVATION LOAN FUND TO SUPPORT TECHNOLOGY ADVANCEMENT. The office of management and budget shall transfer $20,000,000 from the legacy earnings fund to the innovation loan fund to support technology advancement for the purpose of providing innovation technology loans, for the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 27. TRANSFER – LEGACY EARNINGS FUND TO NORTH DAKOTA DEVELOPMENT FUND. The office of management and budget shall transfer $30,000,000 from the legacy earnings fund to the North Dakota development fund for the purpose as defined in section 10-30.5, for the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 28. ESTIMATED INCOME – LEGACY EARNINGS FUND - ONE-TIME FUNDING. The estimated income line item in section 1 of this Act includes the sum of $37,000,000 from the legacy earnings fund, of which $30,000,000 is for beyond visual line of sight unmanned aircraft system grants and $7,000,000 is for enhanced use lease grants. This funding is considered a one-time funding item.

SECTION 29. ESTIMATED INCOME – LEGACY EARNINGS FUND - ONE-TIME FUNDING. The estimated income line item in the grants line of section 1 of this Act includes the sum of $50,000,000 from the legacy earnings fund, of which is for destination development grant program. This funding is considered a one- time funding item.

SECTION 30. APPROPRIATION - In addition to the amounts appropriated to the department of commerce in section 1 of this Act, there is appropriated any additional income from federal or other funds which may become available to the agency for the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 31. ENTREPRENEURSHIP GRANTS PROGRAM. Section 1 of this Act includes the sum of $948,467, of which $740,956 is from the general fund and $207,511 from special funds, for an entrepreneurship grants program to be administered by the department of commerce, for the biennium beginning July 1, 2023 and ending June 30, 2025. The department shall establish guidelines to award an organization that provides

business development assistance to entrepreneurs in North Dakota for the purposes of benefitting the entrepreneurial ecosystem in North Dakota. The amount appropriated for entrepreneurship grants in section 1 of this Act is not subject to section 54-44.1-11 and any unexpended funds from this line item are available during the biennium beginning July 1, 2025 and ending June 30, 2027.

SECTION 32. AMENDMENT. Section 1 of chapter 550 of the 2021 Special Session Law is amended and reenacted as follows:

SECTION 33. APPROPRIATION - TRANSFER - FEDERAL STATE FISCAL RECOVERY FUND - ONE-TIME FUNDING - REPORT - EXEMPTION.35. There is appropriated from federal funds derived from the state fiscal recovery fund, not otherwise appropriated, the sum of $5,000,000, which the office of management and budget shall transfer to the North Dakota development fund for purposes of a grant program under chapter 10-30.5 during the period beginning with the effective date of this Act, and ending June 30, 2023.

GOVERNOR'S RECOMMENDATION FOR THE DEPARTMENT OF CAREER AND TECHNICAL EDUCATION

SECTION 1. APPROPRIATION. 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, and from special funds derived from federal funds and other income, to the state board for career and technical education for the purpose of defraying the expenses of the state board for career and technical education, for the biennium beginning July 1, 2023 and ending June 30, 2025, as follows:

	Base Level	Adjustments or Enhancements	Appropriation
Salaries and Wages	$4,643,906	$884,031	$5,527,937
Operating Expenses	2,198,453	679,897	2,878,350
Grants	9,507,349	2,000,000	11,507,349
Grants-Secondary	26,837,780	20,000,000	46,837,780
Grants-Stem	100,000	0	100,000
Adult Farm Management	1,706,138	0	1,706,138
Workforce Training	2,000,000	0	2,000,000
Marketplace for Kids	300,000	0	300,000
Center for Distance Ed	9,461,254	2,238,977	11,700,231
Total All Funds	$56,754,880	$25,802,905	$82,557,785
Less Estimated Income	15,019,817	4,030,197	19,050,014
Total General Fund	$41,735,063	$21,772,708	$63,507,771
Full-Time Equivalent Positions	50.30	3.00	53.30

SECTION 2. BANK OF NORTH DAKOTA – LINE OF CREDIT. The Bank of North Dakota shall extend a line of credit to the department of career and technical education to provide funding to entities approved by the state board for career and technical education to receive grants for the purposes of constructing career academies. The line of credit may not exceed $108,276,228, and the interest rate associated with the line of credit must be the prevailing interest rate charged to North Dakota governmental entities. The department of career and technical education shall repay the line of credit from federal coronavirus capital projects funding. If moneys available on June 30, 2025, are not sufficient to repay the line of credit, the department of career and technical education shall request from the sixty-ninth legislative assembly a deficiency appropriation to repay the line of credit.

SECTION 3. TRANSFERS. Notwithstanding section 54-16-04, the director of the office of management and budget shall make transfers of funds between line items in section 1 of this act for the department of career and technical education as may be requested by the state director as determined necessary for activities that are proper and consistent with the provisions of this Act.

SECTION 4. EXEMPTION – CORONAVIRUS CAPITAL PROJECTS FUND – FEDERAL STATE FISCAL RECOVERY FUND. The amount appropriated to career and

technical education from federal funds for the purpose of a statewide area career center initiative grant program in section 1 of chapter 548 of the 2021 Session Laws, is not subject to the provisions of section 54-44.1-11. Any unexpended funds from this appropriation are available to career and technical education during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 5. EMERGENCY. Section 2 of this Act is declared to be an emergency measure.

GOVERNOR'S RECOMMENDATION FOR THE NORTH DAKOTA STATE UNIVERSITY EXTENSION SERVICE

SECTION 1. APPROPRIATION. 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, and from special funds derived from federal funds and other income, to 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 for the purpose of defraying the expenses of 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, for the biennium beginning July 1, 2023 and ending June 30, 2025, as follows:

Subdivision 1.

NORTH DAKOTA STATE UNIVERSITY EXTENSION SERVICE

	Base Level	Adjustments or Enhancements	Appropriation
Extension Service	$56,530,224	$6,342,158	$62,872,382
Soil Conservation Committee	1,211,520	0	1,211,520
Total All Funds	$57,741,744	$6,342,158	$64,083,902
Less Estimated Income	28,303,921	2,445,420	30,749,341
Total General Fund	$29,437,823	$3,896,738	$33,334,561
Full-Time Equivalent Positions	241.77	8.93	250.70

Subdivision 2.

NORTHERN CROPS INSTITUTE

	Base Level	Adjustments or Enhancements	Appropriation
Northern Crops Institute	$3,909,760	$5,760,258	$9,670,018
Total All Funds	$3,909,760	$5,760,258	$9,670,018
Less Estimated Income	1,922,618	5,578,507	7,501,125
Total General Fund	$1,987,142	$181,751	$2,168,893
Full-Time Equivalent Positions	13.55	4.60	18.15

Subdivision 3.

UPPER GREAT PLAINS TRANSPORTATION INSTITUTE

	Base Level	Adjustments or Enhancements	Appropriation
Upper Great Plains Transportation Inst	$23,527,957	$1,501,477	$25,029,434
Total All Funds	$23,527,957	$1,501,477	$25,029,434
Less Estimated Income	19,042,350	763,773	19,806,123
Total General Fund	$ 4,485,607	$737,704	$ 5,223,311
Full-Time Equivalent Positions	43.88	0.00	43.88

Subdivision 4.

MAIN RESEARCH CENTER

	Base Level	Adjustments or Enhancements	Appropriation
Main Research Center	$111,676,188	$12,230,687	$123,906,875
Total All Funds	$111,676,188	$12,230,687	$123,906,875
Less Estimated Income	57,087,956	5,139,753	62,227,709
Total General Fund	$54,588,232	$7,090,934	$61,679,166
Full-Time Equivalent Positions	334.56	22.91	357.47

Subdivision 5.

RESEARCH CENTERS

	Base Level	Adjustments or Enhancements	Appropriation
Dickinson Research Center	$7,078,838	$253,676	$7,332,514
Central Grasslands Research Center	3,553,320	143,955	3,697,275
Hettinger Research Center	5,174,885	276,157	5,451,042
Langdon Research Center	3,091,310	171,639	3,262,949
North Central Research Center	5,203,251	226,560	5,429,811
Williston Research Center	5,362,734	295,863	5,658,597
Carrington Research Center	9,827,963	549,185	10,377,148
Total All Funds	$39,292,301	$1,917,035	$41,209,336
Less Estimated Income	20,722,818	547,859	21,270,677
Total General Fund	$18,569,483	$1,369,176	$19,938,659
Full-Time Equivalent Positions	108.21	1.60	109.81

Subdivision 6.

AGRONOMY SEED FARM

	Base Level	Adjustments or Enhancements	Appropriation
Agronomy Seed Farm	$1,579,655	$58,421	$1,638,076
Total Special Funds	$1,579,655	$58,421	$1,638,076
Full-Time Equivalent Positions	3.00	0.00	3.00

Subdivision 7.

BILL TOTAL

	Base Level	Adjustments or Enhancements	Appropriation
Grand Total General Fund	$109,068,287	$13,276,303	$122,344,590
Grand Total Other Funds	128,659,318	14,533,733	143,193,051
Grand Total All Funds	$237,727,605	$27,810,036	$265,537,641

SECTION 2. ONE-TIME FUNDING. The following amounts reflect the one-time funding items approved by the sixty-seventh legislative assembly for the 2021-23 biennium and the 2023-25 one-time funding items included in the appropriation in section 1 of this Act:

One-Time Funding Description	2021-23	2023-25
Deferred Maintenance	$500,000	$720,000

Carrington Research Extension Center Capital Projects	1,221,000	0
Central Grasslands Research Extension Center Capital Projects	2,488,000	0
Hettinger Research Extension Center Capital Projects	3,720,000	0
Langdon Research Extension Center Capital Projects	473,000	0
Dickinson Research Extension Center Capital Projects	2,200,000	0
Remote Sensing of Infrastructure	2,225,000	0
Agricultural Experiment Station Equipment Storage Sheds	0	1,900,000
Northern Crops Institute Feed Center	0	3,900,000
Transportation Data Intelligence Center	0	432,600
Total All Funds	$12,827,000	$6,952,600
Total Other Funds	12,327,000	6,520,000
Total General Fund	$ 500,000	$432,600

SECTION 3. ADDITIONAL INCOME - APPROPRIATION. In addition to the amount included in the grand total special 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, 2023 and ending June 30, 2025.

SECTION 4. DICKINSON RESEARCH EXTENSION CENTER - MINERAL RIGHTS INCOME. The Dickinson research extension center may spend up to $755,000 of revenues received during the 2023-25 biennium from mineral royalties, leases, or easements for ongoing operational expenses. Any revenues received in excess of $755,000 may be spent only for one-time expenditures for the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 5. WILLISTON RESEARCH EXTENSION CENTER - MINERAL RIGHTS INCOME - REPORT. The Williston research extension center shall report to the sixty-ninth legislative assembly on amounts received and spent from mineral royalties, leases, or easements in the biennium beginning July 1, 2021, and ending June 30, 2023 and the biennium beginning July 1, 2023 and ending June 30, 2025.

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

SECTION 7. EXEMPTION - FULL-TIME EQUIVALENT POSITION ADJUSTMENTS. The state board of higher education may adjust or increase full-time equivalent positions as needed for the entities in section 1 of this Act, subject to availability of funds. The board shall report any adjustments to the office of management and budget pursuant to this section.

SECTION 8. EXEMPTION - UNEXPENDED GENERAL FUND - EXCESS INCOME. Any unexpended general fund appropriation authority available to and any excess income received by entities listed in section 1 of this Act are not subject to the provisions of section 54-44.1-11, and any unexpended funds from these appropriations or revenues are available and may be expended by those entities, during the biennium beginning July 1, 2025 and ending June 30, 2027.

SECTION 9. EXEMPTION. The $775,000 of other funds appropriated for the Carrington research extension center capital projects, the $525,000 of other funds appropriated for the central grasslands research extension center capital projects, and the $473,000 of other funds appropriated for the Langdon research extension center capital projects subdivision 4

of section 1 of chapter 48 of the 2021 Sessions Laws, are not subject to the provisions of section 54-44.1-11, and any unexpended funds from these appropriations or related revenues are available and may be expended during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 10. ESTIMATED INCOME - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND – NORTHERN CROPS INSTITUTE - MAIN RESEARCH CENTER. The estimated income line in subdivision 2 of section 1 of this Act includes the sum of $3,900,000 from the strategic investment and improvements fund for the northern crops institute feed center. The estimated income line in subdivision 4 of section 1 of this Act includes the sum of $2,620,000 from the strategic investment and improvements fund for agricultural experiment station equipment storage sheds.

SECTION 11. EXEMPTION – FEDERAL STATE FISCAL RECOVERY FUND. The $446,000 appropriated from federal funds derived from the state fiscal recovery fund for one-time projects at the Carrington research center in section 6 of chapter 550 of the 2021 Sessions Laws, the $1,963,000 appropriated from federal funds derived from the state fiscal recovery fund for one-time projects at the central grasslands research center in section 6 of chapter 550 of the 2021 Sessions Laws, the $2,200,000 appropriated from federal funds derived from the state fiscal recovery fund for one-time projects at the Dickinson research center in section 6 of chapter 550 of the 2021 Sessions Laws, and the $3,420,000 appropriated from federal funds derived from the state fiscal recovery fund for one-time projects at the Hettinger research center in section 6 of chapter 550 of the 2021 Sessions Laws, is not subject to section 54-44.1-11, and any unspent funds from these programs are available for the programs during the biennium beginning July 1, 2023 and ending June 30, 2025.

GOVERNOR'S RECOMMENDATION FOR THE INFORMATION TECHNOLOGY DEPARTMENT

SECTION 1. APPROPRIATION. 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, and from special funds derived from federal funds and other income, to the information technology department for the purpose of defraying the expenses of that agency, for the biennium beginning July 1, 2023, and ending June 30, 2025, as follows:

	Base Level	Adjustments or Enhancements	Appropriation
Salaries and wages	$101,734,629	$18,465,689	$120,200,318
Operating expenses	114,588,112	66,994,121	181,582,233
Capital assets	3,443,909	466,662	3,910,571
ARPA broadband	0	45,000,000	45,000,000
IIJA Broadband BEAD program	0	148,250,000	148,250,000
Statewide longitudinal data system	4,486,278	4,229,103	8,715,381
Edutech	9,691,939	2,092,886	11,784,825
K-12 wide area network	4,679,718	2,528,460	7,208,178
Geographic information system	1,101,806	128,790	1,230,596
Health information technology office	8,725,871	93,744	8,819,615
Statewide interoperability radio network	14,193,796	24,244,380	38,438,176
Total all funds	$262,646,058	$312,493,835	$575,139,893
Less estimated income	233,670,105	279,999,967	513,670,072
Total general fund	$28,975,953	$32,493,868	$61,469,821
Full-Time equivalent positions	479.00	41.00	520.00

SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-EIGHTH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixty- seventh legislative assembly for the 2021-23 biennium and the 2023-25 one-time funding items included in the appropriation in section 1 of this Act:

One-Time Funding Description	2021-23	2023-25

Cybersecurity	$6,500,000	$0
Health information technology office	6,000,000	0
Enterprise digitization	0	25,200,000
Universal vulnerability management	0	7,132,500
Governance risk & compliance	0	11,350,000
Customer relationship management	0	8,700,000
Operational inflationary increases	0	8,525,000
SLDS enhancement	0	1,075,000
Building security & fiber replacement	0	2,499,467
SIRN project BND profits	0	20,000,000
ARPA broadband capital projects	0	45,000,000
IIJA broadband BEAD program	0	148,250,000
Total All Funds	$12,500,000	$277,731,967
Less Estimated Income	12,500,000	265,324,467
Total General Fund	$0	$12,407,500

The 2023-25 one-time funding amounts are not a part of the entity's base budget for the 2025-27 biennium. The information technology department shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 3. EXEMPTION – LINE ITEM TRANSFERS. Notwithstanding section 54-16-04, the director of the office of management and budget shall make transfers of funds between line items in section 1 of this Act for the information technology department as may be requested by the chief information officer as determined necessary for the development and implementation of information technology projects.

SECTION 4. APPROPRIATION. In addition to the amounts appropriated to the information technology department in section 1 of this Act, there is appropriated any additional income from federal or other funds which may become available to the agency for the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 5. ESTIMATED INCOME – TRANSFER – BANK OF NORTH DAKOTA PROFITS-STATEWIDE INTEROPERABLE RADIO NETWORK FUND. The estimated income line item in section 1 of this Act includes the sum of $20,000,000 which the Bank of North Dakota shall transfer from the Bank's current earnings and undivided profits to the statewide interoperable radio network fund for defraying the expenses of the statewide interoperable radio network project for the biennium beginning July 1, 2023, and ending June 30, 2025. This is funding is considered a one-time funding item.

SECTION 6. EXEMPTION – AMERICAN RESCUE PLAN ACT(ARPA). Section 54-44.1-11 does not apply to any amounts carried over from the American Rescue Plan Act (ARPA) pursuant to subsection 23 of section 1 of chapter 550 of the 2021 special session laws, and any unexpended funds from this appropriation may be used for the purpose of a grant to the North Dakota stockmen's association for conversion of a paper-based brand system to an electronic system during the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 7. ESTIMATED INCOME – STRATEGIC INVESTMENT AND IMPROVEMENTS FUND – ONE TIME FUNDING. The estimated income line item in section 1 of this Act includes the sum of $34,351,650 from the strategic investment and improvements fund, of which $24,250,000 is for the enterprise digitization initiative, $8,700,000 is for the customer relationship management initiative, and $1,401,650 is for the building security and fiber replacement project. This funding is considered a one-time funding item.

GOVERNOR'S RECOMMENDATION FOR THE COMMISSION ON LEGAL COUNSEL FOR INDIGENTS

SECTION 1. APPROPRIATION. 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, and from special funds derived from other income, to the commission on legal counsel for indigents for the purpose of defraying the

expenses of the commission on legal counsel for indigents, for the biennium beginning July 1, 20213 and ending June 30, 2025, as follows:

	Base Level	Adjustments or Enhancements	Appropriation
Commission on Legal Counsel	$21,289,213	$1,960,109	$23,249,322
Total All Funds	$21,289,213	$1,960,109	$23,249,322
Less Estimated Income	1,994,850	23,506	2,018,356
Total General Fund	$19,294,363	$1,936,603	$21,230,966
Full-time Equivalent Positions	40.00	3.00	43.00

SECTION 2. AMENDMENT. Subsection 4 of section 29-07-01.1 of the North Dakota Century Code is amended and reenacted as follows:

4. The indigent defense administration fund is a special fund in the state treasury. The state treasurer shall deposit in the fund all application fees collected under subsection 1 and any unspent general fund appropriation pursuant to section 54-44.1-11. All money in the indigent defense administration fund are appropriated on a continuing basis to the commission on legal counsel for indigents to be used in the administration of the indigent defense system. If the balance of the fund on July 31 of any odd numbered year is over $3,000,000, the excess amount is to be transferred to the general fund.

SECTION 3. AMENDMENT. Section 54-44.1-11 of the North Dakota Century Code is amended and reenacted as follows:

54-44.1-11. Office of management and budget to cancel unexpended appropriations - When they may continue. (Effective through July 31, ~~2023~~2025)

Except as otherwise provided by law, the office of management and budget, thirty days after the close of each biennial period, shall cancel all unexpended appropriations or balances of appropriations after the expiration of the biennial period during which they became available under the law. Unexpended appropriations for the state historical society and legal counsel for indigent defense are not subject to this section and the state historical society and the legal counsel for indigent defense shall report on the amounts and uses of funds carried over from one biennium to the appropriations committees of the next subsequent legislative assembly. Unexpended appropriations for the North Dakota university system are not subject to this section and the North Dakota university system shall report on the amounts and uses of funds carried over from one biennium to the next to subsequent appropriations committees of the legislative assembly. The chairmen of the appropriations committees of the senate and house of representatives of the legislative assembly with the office of the budget may continue appropriations or balances in force for not more than two years after the expiration of the biennial period during which they became available upon recommendation of the director of the budget for:

1. New construction projects.
2. Major repair or improvement projects.
3. Purchases of new equipment costing more than ten thousand dollars per unit if it was ordered during the first twelve months of the biennium in which the funds were appropriated.
4. The purchase of land by the state on a "contract for deed" purchase if the total purchase price is within the authorized appropriation.
5. Purchases by the department of transportation of roadway maintenance equipment costing more than ten thousand dollars per unit if the equipment was ordered during the first twenty-one months of the biennium in which the funds were appropriated.
6. Authorized ongoing information technology projects.

Office of management and budget to cancel unexpended appropriations - When they may continue. (Effective after July 31, ~~2023~~2025) The office of management and budget, thirty days after the close of each biennial period, shall cancel all unexpended appropriations or balances of appropriations after the expiration of the biennial period during which they became available under the law. Unexpended appropriations for the state historical society and legal counsel for indigent defense are not subject to this section and the state historical society and the legal counsel for indigent defense shall report on the amounts and uses of funds carried over from one biennium to the appropriations committees of the next subsequent legislative assembly. The chairmen of the appropriations committees of the senate and house of representatives of the legislative assembly with the office of the budget may continue appropriations or balances in force for not more than two years after the expiration of the biennial period during which they became available upon recommendation of the director of the budget for:

1. New construction projects.
2. Major repair or improvement projects.
3. Purchases of new equipment costing more than ten thousand dollars per unit if it was ordered during the first twelve months of the biennium in which the funds were appropriated.
4. The purchase of land by the state on a "contract for deed" purchase if the total purchase price is within the authorized appropriation.
5. Purchases by the department of transportation of roadway maintenance equipment costing more than ten thousand dollars per unit if the equipment was ordered during the first twenty-one months of the biennium in which the funds were appropriated.
6. Authorized ongoing information technology projects.

GOVERNOR'S RECOMMENDATION FOR THE NORTH DAKOTA RACING COMMISSION

SECTION 1. APPROPRIATION. 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, and from special funds derived from other income, to the North Dakota racing commission for the purpose of defraying the expenses of the North Dakota racing commission, for the biennium beginning July 1, 2023 and ending June 30, 2025, as follows:

	Base Level	Adjustments or Enhancements	Appropriation
Racing Commission	$554,495	$87,143	$641,638
Total All Funds	$554,495	$87,143	$641,638
Less Estimated Income	166,601	5,795	172,396
Total General Fund	$387,894	$81,348	$469,242
Full-time Equivalent Positions	2.00	0.00	2.00

SECTION 2. ONE-TIME FUNDING. The following amounts reflect the one-time funding items approved by the sixty-seventh legislative assembly for the 2021-23 biennium and the 2023-25 one-time funding items included in the appropriation in section 1 of this Act:

One-Time Funding Description	2021-23	2023-25
Internships	$20,000	$0
Total General Fund	$20,000	$0

GOVERNOR'S RECOMMENDATION FOR THE DEPARTMENT OF ENVIRONMENTAL QUALITY

SECTION 1. APPROPRIATION. 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, and from special funds derived from

federal funds and other income, to the state department of environmental quality for the purpose of defraying the expenses of the state department of environmental quality, for the biennium beginning July 1, 2023, and ending June 30, 2025, as follows:

	Base Level	Adjustments or Enhancements	Appropriation
Salaries and Wages	$32,551,817	$5,574,967	$38,126,784
Operating Expenses	10,771,898	5,436,128	16,208,026
Capital Assets	1,247,172	(78,672)	1,168,500
Grants	15,060,118	21,778,000	36,838,118
Total All Funds	$59,631,005	$32,710,423	$92,341,428
Less Estimated Income	46,969,930	30,683,896	77,653,826
Total General Fund	$12,661,075	$ 2,026,527	$14,687,602
Full-Time Equivalent Positions	166.00	7.00	173.0

SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-NINTH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixty- seventh legislative assembly for the 2021-23 biennium and 2023-25 one-time funding items included in the appropriation in section 1 of this Act:

One-Time Funding Description	2019-21	2021-23
Laboratory Information System	$1,000,000	$ 0
Lead and Copper Safe Drinking Water	0	502,350
Environmental Data Systems Upgrade	0	1,365,444
Chemistry Lab Inflation	0	116,800
Total All Funds	$1,000,000	$1,984,594
Less Estimated Income	0	1,796,794
Total General Fund	$1,000,000	$ 187,800

SECTION 3. ENVIRONMENT AND RANGELAND PROTECTION FUND. The estimated income line item included in section 1 of this Act includes $250,000, or so much of the sum as may be necessary, to be made available to the state department of environmental quality from the environment and rangeland protection fund, for the biennium beginning July 1, 2023 and ending June 30, 2025. This amount includes $50,000 for a grant to the North Dakota stockmen's association environmental services program.

SECTION 4. ESTIMATED INCOME – PETROLEUM TANK RELEASE COMPENSATION FUND. The estimated income line item in section 1 of this Act includes the sum of up to $748,169 from the petroleum tank release compensation fund for expenses related to the petroleum tank release program.

SECTION 5. AMENDMENT. Section 23.1-10-02 of the North Dakota Century Code is amended and reenacted as follows:

23.1-10-02. Environmental quality restoration fund - Continuing appropriation.

There is established an environmental quality restoration fund into which the funds recovered in this chapter may be deposited. The fund is to be administered by the department of environmental quality and may be used by the department for costs of environmental assessment, removal, corrective action, or monitoring as determined on a case-by-case basis. All moneys placed in the fund under this section and section 23.1-10-05 are appropriated to the department on a continuing basis. If, on the first day of July in any year, the amount of uncommitted or unrestricted money in the environmental quality restoration fund is more than five million dollars, the amount in excess of five million dollars must be transferred to the general fund.

SECTION 6. AMENDMENT. Subsection 1 of section 23.1-10-05 of the North Dakota Century Code is amended and reenacted as follows:

1. ~~If the balance of the fund is less than five million dollars, moneys~~Moneys recovered by the department in an action or administrative proceeding based on violation of the state's environmental statutes, including actions for administrative expense recoveries, civil penalties, compensatory damages; and money paid pursuant to any agreement, stipulation, or settlement. This section does not limit the department's ability to agree to a supplemental environmental project as part of a settlement.

GOVERNOR'S RECOMMENDATION FOR THE DEPARTMENT OF VETERANS' AFFAIRS

SECTION 1. APPROPRIATION. 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, and from special funds derived from federal funds and other income, to the department of veterans' affairs for the purpose of defraying the expenses of the department of veterans' affairs, for the biennium beginning July 1, 2023 and ending June 30, 2025, as follows:

	Base Level	Adjustments or Enhancements	Appropriation
Veterans' Affairs	$1,501,950	$403,053	$1,905,003
Transport Fans	18,800	18,800	37,600
Service Dogs	50,000	0	50,000
State Approving Agency	292,024	24,026	316,050
Grants – Transportation Program	1,220,000	(93,915)	1,126,085
Veteran's Home Cemetery	0	291,500	291,500
Total All Funds	$3,082,774	$643,464	$3,726,238
Less Estimated Income	1,512,150	221,485	1,733,635
Total General Fund	$1,570,624	$421,979	$1,992,603
Full-time Equivalent Positions	8.00	1.00	9.00

SECTION 2. ONE-TIME FUNDING. The following amounts reflect the one-time funding items approved by the sixty-seventh legislative assembly for the 2021-23 biennium and the 2023-25 one-time funding items included in the appropriation in section 1 of this Act:

One-Time Funding Description	2021-23	2023-25
Veterans' home cemetery	$291,500	$291,500
Fisher house	500,000	0
Veterans' medical transportation	147,000	0
Transport vans	0	18,800
Veterans' affairs administration	0	97,066
Total All Funds	$938,500	$407,366
Less Estimated Income	938,500	291,500
Total General Fund	$0	$115,866

SECTION 3. EXEMPTION - POSTTRAUMATIC STRESS DISORDER SERVICE DOG PROGRAM. The $50,000 appropriated from the general fund for the posttraumatic stress disorder service dogs program in section 1 of chapter 53 of the 2021 Sessions Laws, is not subject to section 54-44.1-11, and any unspent funds from this program are available for the program during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 4. EXEMPTION – FEDERAL STATE FISCAL RECOVERY FUND. The $500,000 appropriated from federal funds derived from the state fiscal recovery fund for a grant to assist in the construction of the Fisher house at the Fargo veterans' affairs medical center in section 32 of chapter 550 of the 2021 Sessions Laws, and the $147,000 appropriated from federal funds derived from the state fiscal recovery fund for the purpose of improving and expanding veterans' medical transportation in section 33 of chapter 550 of the 2021 Session Laws, is not subject to section 54-44.1-11, and any unspent funds from these programs are available for the programs during the biennium beginning July 1, 2023 and ending June 30, 2025.

GOVERNOR'S RECOMMENDATION FOR THE GOVERNOR'S OFFICE

SECTION 1. APPROPRIATION. 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 office of the governor for the purpose of defraying the expenses of the office of the governor, for the biennium beginning July 1, 2023, and ending June 30, 2025, as follows:

	Base Level	Adjustments or Enhancements	Appropriation
Salaries and Wages	$3,861,034	$1,024,322	$4,885,356
Governor's Salary	284,475	49,473	333,948
Operating Expenses	421,635	217,696	639,331
Contingencies	10,000	0	10,000
Transition In	0	15,000	15,000
Transition Out	0	50,000	50,000
Roughrider Awards	10,800	0	10,800
Total General Fund	$4,587,944	$1,356,491	$5,944,435
Full-time Equivalent Positions	17.00	2.00	19.00

SECTION 2. ONE-TIME FUNDING. The following amounts reflect the one-time funding items approved by the sixty-sixth legislative assembly for the 2021-23:

One-Time Funding Description	2021-23	2023-25
Governor's Transition Lines	$0	$65,000
Customer Relations IT Project	0	130,000
Total General Fund	$0	$195,000

SECTION 3. APPROPRIATION - GOVERNOR'S OFFICE. In addition to the amounts appropriated to the governor's office in section 1 of this Act, there is appropriated any additional income from federal or other funds which may become available to the agency for the biennium beginning July 1, 2023 and ending June 30, 2025. Any funds received under this section must be used for the specific purpose intended for the funds or transferred to the appropriate state agency or institution. Upon receipt of the funds under this section, the governor's office shall provide a report to the budget section regarding the source, amount, and purpose of the funds received.

SECTION 4. GOVERNOR'S SALARY – EXEMPTION The governor's salary line item in section 1 of this Act includes the sum of $333,948 for the salary of the governor for the biennium beginning July 1, 2023 and ending June 30, 2025. If the governor chooses not to accept the salary or any portion of the salary pursuant to section 54-07-04, section 54-07-04 does not apply to the portion of the salary not accepted. Notwithstanding section 54-16-04, the office of management and budget may transfer appropriation authority from the governor's salary line item to other line items in section 1 of this Act.

SECTION 5. AMENDMENT. Section 54-07-04 of the North Dakota Century Code is amended and reenacted as follows:

54-07-04. Salary of governor. The annual salary of the governor is ~~one hundred forty-three thousand six hundred forty-six dollars through June 30, 2023, and~~ one hundred fifty-two thousand two hundred sixty- five dollars through June 30, 2024 and one hundred fifty-eight thousand three hundred fifty-five dollars thereafter.

SECTION 6. AMENDMENT. Section 54-08-03 of the North Dakota Century Code is amended and reenacted as follows:

54-08-03. Salary of lieutenant governor. The annual salary of the lieutenant governor is ~~one hundred eleven thousand seven hundred twenty-seven dollars through June 30, 2023 and~~ one hundred eighteen thousand four hundred thirty-one dollars through June 30, 2024 and one hundred twenty-three thousand one hundred sixty-eight dollars thereafter.

GOVERNOR'S RECOMMENDATION FOR THE SECRETARY OF STATE

SECTION 1. APPROPRIATION. 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, and from special funds derived from federal funds

and other income, to the secretary of state for the purpose of defraying the expenses of the secretary of state and public printing, for the biennium beginning July 1, 2023, and ending June 30, 2025, as follows:

Subdivision 1.

SECRETARY OF STATE

	Base Level	Adjustments or Enhancements	Appropriation
Salaries and Wages	$5,528,082	$859,358	$6,387,440
Operating Expenses	3,308,424	3,175,907	6,484,331
Petition Review	8,000	0	8,000
Grants	25,000	0	25,000
Election Reform	4,699,689	(261,691)	4,437,998
Total All Funds	$13,569,195	$3,773,574	$17,342,769
Less Estimated Income	8,305,574	2,830,128	11,135,702
Total General Fund	$5,263,621	$943,446	$6,207,067
Full-Time Equivalent Positions	33.00	1.00	34.00

Subdivision 2.

SECRETARY OF STATE - PUBLIC PRINTING

	Base Level	Adjustments or Enhancements	Appropriation
Public Printing	$257,931	$13,404	$271,335
Total General Fund	$257,931	$13,404	$271,335

Subdivision 3.

BILL TOTAL

	Base Level	Adjustments or Enhancements	Appropriation
Grand Total General Fund	$5,521,552	$956,850	$6,478,402
Grand Total Special Funds	8,305,574	2,830,128	11,135,702
Grand Total All Funds	$13,827,126	$3,786,978	$17,614,104

SECTION 2. ONE-TIME FUNDING. The following amounts reflect the one-time funding items approved by the sixty-seventh legislative assembly for the 2021-23 biennium:

One-Time Funding Description	2021-23	2023-25
IT System Investments	$0	$1,500,000
Total General Fund	$0	$0

SECTION 3. **LINE ITEM TRANSFERS**. Notwithstanding section 54-16-04, the secretary of state may transfer between line items within section 1 of this Act during the biennium beginning July 1, 2023 and ending June 30, 2025. The secretary of state shall notify the office of management and budget and the legislative council of any transfer made pursuant to this section.

SECTION 4. AMENDMENT. Section 54-09-05 of the North Dakota Century Code is amended and reenacted as follows:

Section 54-09-05. Salary of secretary of state. The annual salary of the secretary of state is ~~one hundred fourteen thousand four hundred eighty-six dollars through June 30, 2023 and~~ one hundred twenty one thousand three hundred fifty five dollars through June 30, 2024 and one hundred twenty six thousand two hundred nine dollars thereafter.

GOVERNOR'S RECOMMENDATION FOR THE ATTORNEY GENERAL

SECTION 1. APPROPRIATION. 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, and from special funds derived from federal funds and other income, to the attorney general for the purpose of defraying the expenses of the attorney general, for the biennium beginning July 1, 2023 and ending June 30, 2025, as follows:

	Base Level	Adjustments or Enhancements	Appropriation
Salaries and Wages	$50,832,646	$7,181,207	$58,013,853
Operating Expenses	15,237,498	2,454,270	17,691,768
Capital Assets	648,055	2,708,122	3,356,177
Grants	3,903,440	0	3,903,440
Human Trafficking Victims Grants	1,101,879	11,339	1,113,218
Forensic Nurse Examiner Grants	250,691	2,579	253,270
Litigation Fees	127,500	0	127,500
Statewide Litigation Pool	0	5,000,000	5,000,000
Medical Examinations	660,000	0	660,000
North Dakota Lottery	5,254,844	212,342	5,467,186
Arrest and Return of Fugitives	8,500	0	8,500
Gaming Commission	7,489	0	7,489
Criminal Justice Info Sharing	4,074,968	488,971	4,563,939
Law Enforcement	3,048,927	5,294,001	8,342,928
Total All Funds	$85,156,437	$23,352,831	$108,509,268
Less Estimated Income	42,509,719	1,411,718	43,921,436
Total General Fund	$42,646,718	$21,941,113	$64,587,832
Full-time Equivalent Positions	253.00	10.00	263.00

SECTION 2. ONE-TIME FUNDING – EFFECT ON BASE BUDGET – REPORT TO SIXTY-NINTH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixty- seventh legislative assembly for the 2021-23 biennium and the 2023-25 one-time funding items included in the appropriation in section 1 of this Act:

One-Time Funding Description	2021-23	2023-25
Crime Lab Equipment	$1,111,706	$1,640,677
IT Projects	1,175,000	0
Federal Authority	250,000	0
Undercover Vehicle Replacement	0	200,000
Charitable Gaming Technology	0	876,000
Operating for New FTE	0	351,931
Vehicles for New Agents	0	204,400
Inflationary Increase	0	156,463
Back the Blue Grant	0	5,000,000
Statewide Litigation Pool	4,650,000	5,000,000
Total All Funds	$3,167,956	$13,429,471
Total Special Funds	2,967,956	2,050,084
Total General Fund	$200,000	$11,379,387

The 2023-25 one-time funding amounts are not a part of the entity's base budget for the 2025-27 biennium. The attorney general shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 3. AMENDMENT. Section 54-12-11 of the North Dakota Century Code is amended and reenacted as follows:

54-12-11. Salary of attorney general.

The annual salary of the attorney general is ~~one hundred sixty-five thousand eight hundred forty-five dollars through June 30, 2022~~ one hundred seventy-nine thousand three hundred twelve dollars through June 30, 2024, and ~~one hundred sixty-nine thousand one hundred sixty-two dollars~~ one hundred eighty-six thousand four hundred eighty-four dollars thereafter.

SECTION 4. ATTORNEY GENERAL REFUND TRANSFER TO THE GENERAL FUND - EXEMPTION. Notwithstanding section 54-12-18, the attorney general may retain the balance in the attorney general refund fund that would otherwise be transferred to the general fund on June 30, 2023.

SECTION 5. TRANSFER - LAWSUIT SETTLEMENT PROCEEDS - OPIOID ADDICTION PREVENTION AND TREATMENT PROGRAM - APPROPRIATION - DEPARTMENT OF HUMAN SERVICES - ONE-TIME FUNDING - REPORT. The office of management and budget shall transfer up to $30,000,000 from opioid-related lawsuit settlement proceeds deposited in the attorney general refund fund to the department of health and human services which is appropriated to the department of health and human services for the purpose of defraying the expenses of an opioid addiction prevention and treatment program during the biennium beginning July 1, 2023, and ending June 30, 2025. The department of health and human services shall consult with the attorney general on the use of funding for the program. The attorney general shall notify the legislative council and office of management and budget of any lawsuit settlement proceeds that become available for transfer to the department of health and human services for this program. This funding is considered a one-time funding item.

SECTION 6. TRANSFER – LITIGATION POOL TO STATE AGENCIES. The attorney general shall transfer funds from the statewide litigation pool line item appropriated in section 1 of this Act to eligible state agencies for litigation expenses during the biennium beginning July 1, 2023 and ending June 30, 2025. The attorney general may not use funding from the litigation pool to pay judgments under section 32-12-04.

SECTION 7. GAMING AND EXCISE TAX ALLOCATION FUND - TRANSFER - ONE-TIME FUNDING. The statewide litigation funding pool line item in section 1 of this Act includes $442,252 from the gaming and excise tax allocation fund, which the attorney general shall transfer to eligible state agencies for litigation expenses during the biennium beginning July 1, 2023, and ending June 30, 2025. This funding is considered a one-time funding item.

SECTION 8. ADDITIONAL INCOME - APPROPRIATION - REPORT. In addition to the amounts appropriated to the attorney general in section 1 of this Act, there is appropriated from federal or other funds, the sum of $250,000, or so much of the sum as may be necessary, to the attorney general for the purposes of defraying the expenses of the office, for the biennium beginning July 1, 2023 and ending June 30, 2025. The attorney general shall notify the office of management and budget and the legislative council of any funding made available pursuant to this section.

SECTION 9. CRIMINAL HISTORY RECORD CHECKS - FEES. Any person or entity requesting a criminal history record check from the bureau of criminal investigation, as a result of legislation enacted by the sixty-sixth legislative assembly, shall pay a reasonable fee established by the attorney general to the attorney general to be deposited in the state's general fund for the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION10. ESTIMATED INCOME - CHARITABLE GAMING TECHNOLOGY SYSTEM - CHARITABLE GAMING OPERATING FUND. The estimated income line item in section 1 of this Act includes $736,000 from the charitable gaming operating fund for defraying expenses related to the continued development and implementation of the charitable gaming technology system.

SECTION 11. HUMAN TRAFFICKING VICTIMS GRANT PROGRAM - REQUIREMENTS - REPORTS. The human trafficking victims grants line item in section 1 of this Act includes $1,102,815 from the general fund for the purpose of providing grants to organizations involved in providing prevention and treatment services related to human trafficking victims for the biennium beginning July 1, 2023 and ending June 30, 2025. The attorney general may provide grants for the development and implementation of direct care emergency or long- term crisis services, residential care, training for law enforcement,

support of advocacy services, and programs promoting positive outcomes for victims. Any organization that receives a grant under this section shall report to the attorney general and the appropriations committees of the sixty-ninth legislative assembly on the use of the funds received and the outcomes of its program.

SECTION 12. FORENSIC NURSE EXAMINERS GRANT PROGRAM - REPORTS. The forensic nurse examiners grants line item in section 1 of this Act includes $250,889 from the general fund for the purpose of providing forensic nurse examiner program grants for community-based or hospital-based sexual assault examiner programs, for the biennium beginning July 1, 2023, and ending June 30, 2025. Any organization that receives a grant under this section shall report to the attorney general and the appropriations committees of the sixty-ninth legislative assembly on the number of nurses trained, the number and location of nurses providing services related to sexual assault nurse examiner programs, and documentation of collaborative efforts to assist victims, which includes nurses, the hospital or clinic, law enforcement, and state's attorneys.

SECTION 13. AMENDMENT. Section 53-12.1-09 of the North Dakota Century Code is amended and reenacted as follows:

53-12.1-09. Operating fund - Continuing appropriation - Authorization of disbursements - Report - Net proceeds.

There is established within the state treasury the lottery operating fund into which must be deposited all revenue from the sale of tickets, interest received on money in the fund, and all other fees and moneys collected, less a prize on a lottery promotion, prize on a winning ticket paid by a retailer, and a retailer's commission. Except for moneys in the lottery operating fund appropriated by the legislative assembly for administrative and operating costs of the lottery under section 53-12.1-10, all other money in the fund is continuously appropriated for the purposes specified in this section. During each regular session, the attorney general shall present a report to the appropriations committee of each house of the legislative assembly on the actual and estimated operating revenue and expenditures for the current biennium and projected operating revenue and expenditures for the subsequent biennium authorized by this section. A payment of a prize or expense or transfer of net proceeds by the lottery may be made only against the fund or money collected from a retailer on the sale of a ticket. A disbursement from the fund must be for the following purposes:

1. Payment of a prize as the director deems appropriate to the owner of a valid, winning ticket;

2. Notwithstanding section 53-12.1-10, payment of a marketing expense that is directly offset by cosponsorship funds collected;

3. Payment of a gaming system or related service expense, retailer record and credit check fees, game group dues, and retailer commissions; and

4. Transfer of net proceeds:

   a. Eighty thousand dollars must be transferred to the state treasurer each quarter for deposit in the gambling disorder prevention and treatment fund;

   b. An amount for the lottery's share of a game's prize reserve pool must be transferred to the multistate lottery association;

   c. Starting July 1, ~~2019~~2023, two hundred fifty thousand dollars must be transferred to the state treasurer each quarter for deposit in the attorney general multijurisdictional drug task force grant fund; and

   d. The balance of the net proceeds, less holdback of any reserve funds the director may need for continuing operations, must be transferred to the state treasurer on at least an annual basis for deposit in the state general fund.

SECTION 14. EXEMPTION - CONTINGENT FEE ARRANGEMENT. Notwithstanding section 54-12-08.1, the attorney general may contract for legal services compensated by a contingent fee arrangement for ongoing multistate technology litigation during the period beginning with the effective date of this Act and ending June 30, 2025.

SECTION 15. EXEMPTION - CONCEALED WEAPON REWRITE PROJECT. The amount appropriated to the attorney general from the general fund for a concealed weapon rewrite project as contained in section 1 of chapter 37 of the 2015 Session Laws and continued into the 2017-19, 2019-21, and 2021-23 bienniums, is not subject to the provisions of section 54-44.1-11. Any unexpended funds from this appropriation are available to the attorney general for the concealed weapon rewrite project, during the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION16.EXEMPTION – CRIMINAL HISTORY IMPROVEMENT PROJECT. The amount appropriated to the attorney general from the attorney general refund fund for a criminal history improvement project as contained in section 1 of chapter 3 of the 2021 Session Laws, is not subject to the provisions of section 54-44.1-11. Any unexpended funds from this appropriation are available to the attorney general for the criminal history improvement project, during the biennium beginning July 1, 2023, and ending June 30, 2025

SECTION17.EXEMPTION – CORONAVIRUS EMERGENCY SUPPLEMENTAL FUNDING. The amount appropriated to the attorney general from federal funds for coronavirus emergency supplemental funding, is not subject to the provisions of section 54-44.1-11. Any unexpended funds from this appropriation are available to the attorney general during the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 18. EXEMPTION – STATE FISCAL RECOVERY FUND. The amount appropriated to the attorney general from federal funds for state fiscal recovery funding, is not subject to the provisions of section 54- 44.1-11. Any unexpended funds from this appropriation are available to the attorney general during the biennium beginning July 1, 2023, and ending June 30, 2025.

GOVERNOR'S RECOMMENDATION FOR THE STATE AUDITOR

SECTION 1. APPROPRIATION. 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, and from special funds derived from federal funds and other income, to the state auditor for the purpose of defraying the expenses of the state auditor, for the biennium beginning July 1, 2023, and ending June 30, 2025, as follows:

	Legislative Base Level	Adjustments or Enhancements	Appropriation
Salaries and Wages	$13,123,559	$3,295,008	$16,418,567
Operating Expenses	1,371,703	522,368	1,894,071
Capital Assets	0	70,550	70,550
Information Technology Consultants	450,000	0	450,000
Total All Funds	$14,945,262	$3,887,926	$18,833,188
Less Estimated Income	5,826,152	2,440,535	8,266,687
Total General Fund	$9,119,110	$1,447,391	$10,566,501
Full-time Equivalent Positions	61.00	7.00	68.00

SECTION 2. ONE-TIME FUNDING. The following amounts reflect the 2023-25 biennium one-time funding items included in the appropriation in section 1 of this Act:

One-Time Funding Description	2021-23	2023-25
Inflationary Increases for Travel and Professional Development	$0	$81,000
TeamMate+ Migration and Setup	0	45,550
Asset Replacement	0	25,000
Office Furniture	0	21,000
Total All Funds	$0	$172,550
Less Estimated Income	0	37,000

Total General Fund	$0	$135,550

SECTION 3. AMENDMENT. Section 54-10-10 of the North Dakota Century Code is amended and reenacted as follows:

54-10-10. Salary of state auditor. The annual salary of the state auditor is ~~one hundred twelve thousand two hundred forty-one dollars through June 30, 2022, and one hundred fourteen thousand four hundred eighty-six dollars~~ one hundred twenty-one thousand three hundred fifty-five dollars through June 30, 2024, and one hundred twenty-six thousand two hundred nine dollars thereafter.

GOVERNOR'S RECOMMENDATION FOR THE STATE TREASURER

SECTION 1. APPROPRIATION. 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 state treasurer for the purpose of defraying the expenses of that agency, for the biennium beginning July 1, 2023, and ending June 30, 2025, as follows:

	Base Level	Adjustments or Enhancements	Appropriation
Salaries and Wages	$1,430,495	$145,145	$1,575,640
Operating Expenses	157,423	105,763	263,186
Coal Severance Payments	118,000	0	118,000
Total General Fund	$1,705,918	$250,908	$1,956,826
Full-time Equivalent Positions	7.00	0.00	7.00

SECTION 2. AMENDMENT. Section 54-11-13 of the North Dakota Century Code is amended and reenacted as follows:

54-11-13. Salary of state treasurer. The annual salary of the state treasurer is ~~one hundred twelve thousand two hundred forty-one dollars through June 30, 2022, and one hundred fourteen thousand four hundred twenty- six dollars~~ one hundred twenty-one thousand three hundred fifty-five dollars through June 30, 2024, and one hundred twenty-six thousand two hundred nine dollars thereafter.

GOVERNOR'S RECOMMENDATION FOR THE STATE TAX COMMISSIONER

SECTION 1. APPROPRIATION. 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, and from special funds derived from federal funds and other income, to the tax commissioner for the purpose of defraying the expenses of the tax commissioner and paying the state reimbursement under the homestead tax credit and disabled veterans' tax credit, for the biennium beginning July 1, 2023 and ending June 30, 2025, as follows:

	Base Level	Adjustments or Enhancements	Appropriation
Salaries and Wages	$22,594,196	$2,184,128	$24,778,324
Operating Expenses	7,466,120	1,647,250	9,113,370
Capital Assets	6,000	0	6,000
Homestead Tax Credit	18,000,000	900,000	18,900,000
Disabled Veterans Credit	16,300,000	2,445,000	18,745,000
Total All Funds	$64,366,316	$7,176,378	$71,542,694
Less Estimated Income	125,000	0	125,000
Total General Fund	$64,241,316	$7,176,378	$71,417,694
Full-time Equivalent Positions	118.00	0.00	118.00

SECTION 2. ONE-TIME FUNDING. The following amounts reflect the 2023-25 biennium one-time funding items included in the appropriation in section 1 of this Act:

One-Time Funding Description	2021-23	2023-25

GenTax Service Consultant	$0	$500,000
Total General Fund	$0	$500,000

SECTION 3. EXEMPTION - LINE ITEM TRANSFERS. Notwithstanding section 54-16-04, the state tax commissioner may transfer funds between the homestead tax credit and disabled veterans' tax credit line items in section 1 of this Act if one line item does not have sufficient funds available for state reimbursement of eligible tax credits. The state tax commissioner shall notify the office of management and budget of any transfers made pursuant to this section.

SECTION 4. MOTOR VEHICLE FUEL TAX REVENUE TRANSFER. There is transferred to the general fund in the state treasury out of motor vehicle fuel tax revenue collected pursuant to section 57-43.1-02, the sum of $1,844,424 for the purpose of reimbursing the general fund for expenses incurred in the collection of the motor vehicle fuels and special fuels taxes and the administration of these taxes for the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 5. AMENDMENT. Section 57-01-04 of the North Dakota Century Code is amended and reenacted as follows:

57-01-04. Salary. The annual salary of the state tax commissioner is ~~one hundred twenty-one thousand eight hundred-fourteen dollars through June 30, 2022, and one hundred twenty-four thousand two hundred fifty dollars~~ one hundred thirty-one thousand seven hundred five dollars through June 30, 2024, and one hundred thirty-six thousand nine hundred seventy-three dollars thereafter.

GOVERNOR'S RECOMMENDATION FOR THE DEPARTMENT OF LABOR AND HUMAN RIGHTS

SECTION 1. APPROPRIATION. 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, and from special funds derived from federal funds and other income, to the department of labor and human rights for the purpose of defraying the expenses of that agency, for the biennium beginning July 1, 2023, and ending June 30, 2025, as follows:

	Base Level	Adjustments or Enhancements	Appropriation
Salaries and Wages	$2,394,979	$538,047	$2,933,026
Operating Expenses	338,358	40,049	378,407
Total All Funds	$2,733,337	$578,096	$3,311,433
Less Estimated Income	486,868	30,306	517,174
Total General Fund	$2,246,469	$547,790	$2,794,259
Full-time Equivalent Positions	13.00	0.00	13.00

SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-EIGHTH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixty- seventh legislative assembly for the 2021-23 biennium.

One-Time Funding Description	2021-23	2023-25
Case Management System	$177,717	$0
Total All Funds	$177,717	$0
Less Estimated Income	30,000	0
Total General Fund	$147,717	$0

GOVERNOR'S RECOMMENDATION FOR THE PUBLIC SERVICE COMMISSION

SECTION 1. APPROPRIATION. 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, and from special funds derived from federal funds and other income, to the public service commission for the purpose of defraying the expenses of that agency, for the biennium beginning July 1, 2023 and ending June 30, 2025, as follows:

	Base Level	Adjustments or Enhancements	Appropriation
Salaries and Wages	$9,991,488	$1,362,618	$11,354,106
Operating Expenses	1,801,570	394,667	2,196,237
Capital Assets	25,000	20,000	45,000
Grants	20,000	0	20,000
Abandoned Mined Lands			
Contractual	6,000,000	0	6,000,000
Rail Rate Complaint Case	900,000	0	900,000
Railroad Safety Program	614,724	69,930	684,654
Specialized Legal Services	420,000	0	420,000
Total All Funds	$19,772,782	$1,847,215	$21,619,997
Less Estimated Income	13,347,095	641,530	13,988,625
Total General Fund	$6,425,687	$1,205,685	$7,631,372
Full-Time Equivalent Positions	43.00	1.00	44.00

SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-NINTH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixty- seventh legislative assembly for the 2021-23 biennium and the 2023-25 one-time funding items included in the appropriation in section 1 of this Act:

One Time Funding Description	2021-23	2023-25
Indirect Cost Recovery Shortfall	$0	$101,700
One-Time Equipment	120,000	20,000
Total All Funds	$120,000	$121,700
Total Special Funds	120,000	18,200
Total General Fund	$0	$103,500

SECTION 3. TRANSFER AND REPAYMENT - BEGINNING FARMER REVOLVING LOAN FUND. The Bank of North Dakota shall transfer from the beginning farmer revolving loan fund to the public service commission the sum of $900,000, or so much of the sum as may be necessary, included in the estimated income line item in section 1 of this Act to pay for costs associated with a rail rate complaint case. Transfers must be made during the biennium beginning July 1, 2023 and ending June 30, 2025, upon order of the commission. If any amounts are spent pursuant to this section, the public service commission shall reimburse the beginning farmer revolving loan fund using amounts available from damages or proceeds received, net of legal fees, from a successful outcome of a rail complaint case.

SECTION 4. AMENDMENT. Section 57-43.2-19 of the North Dakota Century Code is amended and reenacted as follows:

57-43.2-19. Transfer, deposit, and distribution of funds. (Effective through June 30, ~~2025~~, 2027)

All taxes, license fees, penalties, and interest collected under this chapter must be transferred to the state treasurer who shall deposit moneys in a highway tax distribution fund, except all special fuels excise taxes collected on sales of diesel fuel to a railroad under section 57-43.2-03 of up to ~~two~~ three hundred ~~ninety-seven~~ thirty-two thousand three hundred ~~sixty-two~~ twenty-seven dollars per year must be transferred to the state treasurer who shall deposit the moneys in the rail safety fund. The highway tax distribution fund must be distributed in the manner as prescribed by section 54-27-19.

Transfer, deposit, and distribution of funds. (Effective after June 30, ~~2025~~ 2027) All taxes, license fees, penalties, and interest collected under this chapter must be transferred to the state treasurer who shall deposit moneys in the highway tax distribution fund. The highway tax distribution fund must be distributed in the manner as prescribed by section 54-27-19.

SECTION 5. AMENDMENT. Section 49-01-05 of the North Dakota Century Code is amended and reenacted as follows:

49-01-05. Salary of commissioners. ~~hundred seventeen thousand six hundred~~ The annual salary of a commissioner is ~~one ten dollars through June 30, 2023~~, one

hundred twenty-four thousand six hundred sixty seven dollars through June 30, 2024 and one hundred twenty-nine thousand six hundred fifty-four dollars, thereafter. All fees received or charged by any commissioner for any act or service rendered in any official capacity must be accounted for and paid over by the commissioner monthly to the state treasurer and must be credited to the general fund of the state.

GOVERNOR'S RECOMMENDATION FOR THE AGRICULTURE COMMISSIONER

SECTION 1. APPROPRIATION. 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, and from special funds derived from federal funds and other income, to the agriculture commissioner for the purpose of defraying the expenses of that agency, for the biennium beginning July 1, 2023 and ending June 30, 2025, as follows:

	Base Level	Adjustments or Enhancements	Appropriation
Salaries and Wages	$15,717,126	$1,614,293	$17,331,419
Operating Expenses	6,848,052	(47,879)	6,800,173
Capital Assets	15,000	(8,000)	7,000
Grants	9,031,774	974,195	10,005,969
Covid 19 Specialty Grants	0	3,500,000	3,500,000
Bioscience Innovation Grants	0	5,500,000	5,500,000
Ag Products Utilization Program	1,760,417	3,350,000	5,110,417
Board of Animal Health	865,718	(170,500)	695,218
Wildlife Services	1,457,400	200,000	1,657,400
Pipeline Restoration and Reclamation Oversite Program	200,000	0	200,000
North Dakota Trade Office	1,600,000	500,000	2,100,000
Crop Harmonization Board	75,000	0	75,000
Total All Funds	$37,570,487	$15,412,109	$52,982,596
Less Estimated Income	24,110,775	13,094,413	37,205,188
Total General Fund	$13,459,712	$2,317,696	$15,777,408
Full-Time Equivalent Positions	79.00	2.00	81.00

SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY- EIGHTH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixty- seventh legislative assembly for the 2021-23 biennium and the 2023-25 one-time funding items included in the appropriation in section 1 of this Act:

One-Time Funding Description	2021-23	2023-25
Agricultural Products Utilization Commission	$2,700,000	$3,000,000
Soil Health Grants	700,000	0
Grassland Grazing Grants	5,000,000	
North Dakota Trade Office	0	500,000
Bioscience Innovation Grants	0	5,500,000
Total All Funds	$8,400,000	$9,000,000
Total Special Funds	8,400,000	8,500,000
Total General Fund	$0	$500,000

The 2023-25 one-time funding amounts are not a part of the entity's base budget for the 2025-27 biennium. The agriculture commissioner shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 3. TRANSFER - ENVIRONMENT AND RANGELAND PROTECTION FUND – MINOR USE PESTICIDE FUND. The agriculture commissioner shall transfer $325,000 from the environment and rangeland protection fund to the minor use pesticide fund during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 4. ESTIMATED INCOME - ENVIRONMENT AND RANGELAND PROTECTION FUND. The estimated income line item in section 1 of this Act includes the

sum of $7,104,225 or so much of the sum as may be necessary, from the environment and rangeland protection fund for the purpose of defraying the expenses of various department of agriculture programs, for the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 5. ESTIMATED INCOME - GAME AND FISH FUND. The estimated income line item in section 1 of this Act includes the sum of $661,270, or so much of the sum as may be necessary, from the game and fish department operating fund for the purpose of defraying the expenses of various department of agriculture programs, for the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 6. ESTIMATED INCOME – DEPARTMENT OF WATER RESOURCES - TRANSFER. The estimated income line item in section 1 of this Act includes the sum of $125,000 which the department of water resources shall transfer to the agriculture commissioner for the wildlife services program, for the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 7. WATERBANK PROGRAM - MATCHING FUNDS. The salaries and wages line item in section 1 of this Act includes up to $50,000 from the general fund for matching funds for the North Dakota outdoor heritage fund grant provided for the waterbank program.

SECTION 8. ESTIMATED INCOME – PIPELINE RESTORATION AND RECLAMATION. The estimated income line item in section 1 of this Act includes the sum of $200,000 from the abandoned oil and gas well plugging and site reclamation fund for the purpose of defraying the expenses of the pipeline restoration and reclamation program, for the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 9. AMENDMENT. Section 4.1-01-02 of the North Dakota Century Code is amended and reenacted as follows:

4.1-01-02. Salary of agriculture commissioner. The annual salary of the agriculture commissioner is one hundred ~~twenty-one~~ thirty-one thousand ~~five~~ four hundred ~~fifty-three~~ twenty-three dollars through June 30, ~~2020~~ 2024, and one hundred ~~twenty-three~~ thirty-six thousand ~~nine~~ six hundred ~~eighty-four~~ seventy-nine dollars thereafter.

SECTION 10. TRADE OFFICE - MATCHING FUND REQUIREMENT. The operating line item and the general fund appropriation in section 1 of this Act include $2,100,000 of funding relating to the North Dakota trade office. The agriculture commissioner may spend sixty percent of this amount without requiring any matching funds from the trade office. Any additional amounts may be spent only to the extent that the North Dakota trade office provides one dollar of matching funds from private or other public sources for each one dollar provided by the department for the biennium beginning July 1, 2023 and ending June 30, 2025. Matching funds may include money spent by businesses or organizations to pay salaries to export assistants provide training to export assistants or buy computer equipment as part of the North Dakota trade office's export assistance program.

SECTION 11. APPROPRIATION – ESTIMATED INCOME – STRATEGIC INVESTMENT AND IMPROVEMENTS FUND – BIOSCIENCE INOVATION GRANT FUND – ONE-TIME FUNDING. The estimated income line item in section 1 of this Act includes the sum of $5,500,000 from the strategic investment and improvements fund for a transfer to the bioscience innovation grant fund for the biennium beginning July 1, 2023 and ending June 30, 2025. The agriculture commissioner shall use these funds for providing bioscience innovation grants in accordance with 4.1-01-20.1. This funding is considered a one-time funding item.

SECTION 12. ESTIMATED INCOME – TRANSFER – BANK OF NORTH DAKOTA PROFITS – AGRICULTURAL PRODUCTS UTILIZATION COMMISSION – ONE TIME FUNDING. The estimated income line item in section 1 of this Act includes the sum of $3,000,000 which the Bank of North Dakota shall transfer from the Bank’s current earnings and undivided profits to the agriculture commissioner for deposit in the agricultural products utilization commission fund for defraying the expenses of the agricultural products utilization commission for the biennium beginning July 1, 2023 and ending June 30, 2023. This funding is considered a one-time funding item.

GOVERNOR'S RECOMMENDATION FOR THE INSURANCE COMMISSIONER

SECTION 1. APPROPRIATION. The funds provided in this section, or so much of the funds as may be necessary, are appropriated from special funds derived from federal funds and other income, to the insurance commissioner for the purpose of defraying the expenses of that agency, for the biennium beginning July 1, 2023 and ending June 30, 2025, as follows:

	Base Level	Adjustments or Enhancements	Appropriation
Salaries and Wages	$8,076,281	$847,842	$8,924,123
Operating Expenses	1,507,359	663,411	2,170,770
Capital Assets	0	75,000	75,000
Total Special Funds	$9,583,640	$1,586,253	$11,169,893
Full-time Equivalent Positions	38.00	(1.00)	37.00

SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-EIGHTH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixty- seventh legislative assembly for the 2021-23 biennium and the 2023-25 one-time funding items included in the appropriation in section 1 of this Act:

One-Time Funding Description	2021-23	2023-25
Office Remodel	$100,000	$75,000
State Flexibility to Stabilize the Market Grant	662,000	0
Coal and Fossil Fuel Industry Insurance Study	200,000	0
Retirement Payouts	0	98,300
	0	0
Total Special Funds	$962,000	$173,300

The 2023-25 one-time funding amounts are not a part of the entity's base budget for the 2025-27 biennium. The insurance commissioner shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 3. APPROPRIATION. There is appropriated out of any moneys in the insurance tax distribution fund in the state treasury, not otherwise appropriated, the sum of $20,728,540 or so much of the sum as may be necessary, to the insurance commissioner for the purpose of providing payments, in accordance with provisions of section 18-04-05, to North Dakota fire departments in the amount of $19,588,470 and payments to the North Dakota firefighter’s association in the amount of $1,140,070 for the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 4. APPROPRIATION. All federal funds received by the insurance commissioner in excess of those funds appropriated in section 1 of this Act are appropriated for the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 5. AMENDMENT. Section 26.1-01-09 of the North Dakota Century Code is amended and reenacted as follows:

26.1-01-09. Salary of commissioner.

The annual salary of the commissioner is ~~one hundred twelve thousand two hundred forty-one dollars through June 30,2022~~ one hundred twenty-one thousand three hundred fifty-five dollars through June 30, 2024, and ~~one hundred fourteen thousand four hundred eighty-six~~ one hundred twenty-six thousand two hundred nine dollars thereafter.

GOVERNOR'S RECOMMENDATION FOR THE SECURITIES DEPARTMENT

SECTION 1. APPROPRIATION. The funds provided in this section, or so much of the funds as may be necessary, are appropriated out of any moneys in the securities department special fund in the state treasury, not otherwise appropriated, and from special funds derived from other income, to the securities department of the purpose of defraying the expenses of that agency, for the biennium beginning July 1, 2023 and ending June 30, 2025, as follows:

Adjustments or

	Base Level	Enhancements	Appropriation
Salaries and Wages	$2,213,881	$204,583	$2,418,464
Operating Expenses	595,103	311,327	906,430
Total All Funds	$2,808,984	$515,910	$3,324,894
Less Estimated Income	2,808,984	515,910	3,324,894
Total General Fund	$0	$0	$0
Full-time Equivalent Positions	10.00	0.00	10.00

SECTION 2. ONE-TIME FUNDING. The following amounts reflect the one-time funding items approved by the sixty-seventh legislative assembly for the 2021-23 biennium and the 2023-25 one-time funding items included in the appropriation of section 1 of this Act:

One-Time Funding Description	2021-23	2023-25
Technology investments	$0	$150,000
Total General Fund	$0	$0

GOVERNOR'S RECOMMENDATION FOR THE HUMAN SERVICES DIVISIONS OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES

SECTION 1. APPROPRIATION. 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, and from special funds derived from federal funds and other income, to the department of health and human services for the purpose of defraying the expenses of its various divisions, for the biennium beginning July 1, 2023, and ending June 30, 2025, as follows:

Subdivision 1.

MANAGEMENT

	Base Level	Adjustments or Enhancements	Appropriation
Salaries	$21,363,562	$23,493,136	$44,856,698
Operating	151,161,924	49,804,262	200,966,186
Capital Assets	75,000	0	75,000
Total All Funds	$172,600,486	$73,297,399	$245,897,885
Less Estimated Income	92,905,41	33,348,22	126,253,636
Total General Fund	$79,695,070	$39,949,179	$119,644,249

Subdivision 2.

PROGRAM AND POLICY

	Base Level	Adjustments or Enhancements	Appropriation
Salaries	$122,231,310	$22,810,018	$145,041,328
Operating	136,155,763	103,796,398	239,952,161
Capital Assets	10,000	0	10,000
Medicaid Clawback	$39,922,956	9,368,767	49,291,723
Grants	466,994,386	182,584,087	649,578,473
Grants Medical Assistance	3,028,666,457	528,494,527	3,557,160,984
Opioid Prevention	0	2,000,000	2,000,000
Total All Funds	$3,793,980,872	$849,053,797	$4,643,034,669
Less Estimated Income	2,499,452,636	524,930,196	3,024,382,814
Total General Fund	$1,294,528,236	$324,123,601	$1,618,651,855

Subdivision 3.

FIELD SERVICES

	Base Level	Adjustments or Enhancements	Appropriation
Institutions - HSC	$293,597,252	$58,376,871	$351,974,123
Total All Funds	$293,597,252	$58,376,871	$351,974,123
Less Estimated Income	114,273,295	(12,658,153)	$101,615,142
Total General Fund	$179,323,957	$71,035,024	$250,358,981

Subdivision 4.

COUNTY SOCIAL SERVICES

	Base Level	Adjustments or Enhancements	Appropriation
County Social Services	$189,917,386	$17,346,245	$207,263,631
Total All Funds	$189,917,386	$17,346,245	$207,263,631
Less Estimated Income	188,676,995	17,215,567	$205,892,562
Total General Fund	$1,240,391	$130,678	$1,371,069

TOTAL – SECTION 1

	Base Level	Adjustments or Enhancements	Appropriation
Grand Total General Fund	$1,554,787,654	$435,238,500	$1,990,026,154
Grand Total Special Funds	2,895,308,342	562,835,812	3,458,144,154
Grand Total All Funds	$4,450,095,996	$998,074,312	$5,448,170,308
Full-Time Equivalent Positions	2,249.33	97.00	2,346,33

SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-NINETH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixty- seventh legislative assembly for the 2021-23 biennium and the one-time funding items included in the appropriation in section 1 of this Act:

One-Time Funding Description	2021-23	2023-25
Technology Projects	$67,641,747	0
North Dakota State Hospital Architect and Master Plan	0	$10,000,000
Child Support System Replacement	0	60,000,000
Capital Projects – Southeast Human Service Center	724,000	0
Developmental Disabilities Provider Stabilization Grants	125,000	0
Home And Community-Based Youth Programs	0	(300,000)
Grants, Contracts and Procurement System Replacement	0	11,000,000
Child Care Programs	0	20,000,000
Program Integrity Audits	0	4,500,000
Pregnant and Parenting Women	0	1,000,000
Deferred Maintenance	0	735,154
Inflation	0	20,564,344
Nursing Facility Payment Methodology	7,200,000	0
Total All Funds	$75,690,747	$127,499,498
Less Estimated Income	51,457,531	72,239,185
Total General Fund	$24,233,216	$55,260,313

The 2023-25 biennium one-time funding amounts are not a part of the entity's base budget for the 2025-27 biennium. The department of health and human services shall report to the appropriations committees of the sixty-nineth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 3. FUNDING TRANSFERS - EXEMPTION - AUTHORIZATION - REPORT. Notwithstanding section 54-16-04, the director of the office of management and budget shall transfer appropriation authority between line items within subdivisions 1, 2 and 3 of section 1 of this Act, section 1 of House Bill No. 1004, and any remaining appropriation authority for the department of health and human services approved by the sixty-eighth legislative assembly for the biennium beginning July 1, 2023, and ending June 30, 2025, as requested by the department of health and human services. The department of health and human services shall notify the legislative council of any transfer made pursuant to this section. The department shall report to the budget section after June 30, 2024, any transfer made in excess of $50,000 and to the appropriations committees of the sixty- nineth legislative assembly regarding any transfers made pursuant to this section.

SECTION 4. FUNDING TRANSFERS - EXEMPTION - AUTHORIZATION - REPORT. Notwithstanding section 54-16-04, the director of the office of management and budget shall transfer appropriation authority from line items within subdivisions 1, 2, and 3 of section 1 of this Act, section 1 of House Bill No. 1004, and any remaining appropriation authority for the department of health and human services approved by the sixty-eighth legislative assembly to subdivision 4 of this Act for the biennium beginning July 1, 2023, and ending June 30, 2025, as requested by the department of health and human services. The department of health and human services shall notify the legislative council of any transfer made pursuant to this section. The department shall report to the budget section after June 30, 2024, any transfer made in excess of $50,000 and to the appropriations committees of the sixty-nineth legislative assembly regarding any transfers made pursuant to this section.

SECTION 5. TRANSFER OF APPROPRIATION AUTHORITY. Section 1 of this Act and section 1 of House Bill No. 1004 includes appropriation authority for the department of health and human services for the biennium beginning July 1, 2023, and ending June 30, 2025. On July 1, 2023, the office of management and budget shall combine the appropriation authority contained in section 1 of this Act section 1 of House Bill No. 1004, and any remaining appropriation authority for the department of health and human services in other bills approved by the sixty-eighth legislative assembly, into one budget for the department of health and human services. The department of health and human services shall submit one budget for the biennium beginning July 1, 2025, and ending June 30, 2027.

SECTION 6. CONTINGENT APPROPRIATION AND AUTHORIZATION. Subject to the availability of generated income, the department of health and human services may adjust or increase full-time equivalent positions of the department of health and human services approved by the sixty-eighth legislative assembly up to fifty full-time equivalent positions for field services to provide direct services. The generated income by the department of health and human services must cover the costs of any additional full-time equivalent positions. The department of health and human services shall notify the office of management and budget and shall report to legislative council each time one or more full-time equivalent positions are authorized under this section.

SECTION 7. ESTIMATED INCOME - COMMUNITY HEALTH TRUST FUND. The estimated income line item in subdivision 2 of section 1 of this Act includes the sum of $20,400,000 from the community health trust fund for defraying expenses for the replacement of the child support system.

SECTION 8. ESTIMATED INCOME - HUMAN SERVICE FINANCE FUND. The estimated income line item in subdivision 4 of section 1 of this Act includes the sum of $200,000,000 from the human service finance fund for state-paid economic assistance and social and human services.

SECTION 9. ESTIMATED INCOME - LEGACY EARNINGS FUND. The estimated income line item in subdivision 2 of section 1 of this Act includes the sum of $13,000,000 from the legacy earnings fund for defraying expenses for the child care assistance programs.

SECTION 10. CAPITAL PAYMENTS. During the biennium beginning July 1, 2023, and ending June 30, 2025, the department of health and human services is authorized to expend funds for the payment of special assessments at the state hospital and life skills and transition center. Pursuant to section 3 of this Act, the director of the office of management and budget may transfer appropriation authority between line items within subdivisions 1, 2, and 3 of section 1 of this Act, section 1 of House Bill No. 1012, and any remaining appropriation authority for the department of health and human services approved by the

sixty-eighth legislative assembly. The department may transfer funds for the payment of special assessments at the state hospital and life skills and transition center ahead of the special assessments schedule. Notwithstanding section 54-27-12, the department may spend for the payment of special assessments at the state hospital and life skills and transition center.

SECTION 11. CAPITAL PROJECTS - EMERGENCY COMMISSION APPROVAL. During the biennium beginning July 1, 2023, and ending June 30, 2025, the department of health and human services is authorized to proceed with the demolition of the administrative building and employee building and associated tunnels at the state hospital. Pursuant to section 3 of this Act, the director of the office of management and budget may transfer appropriation authority between line items within subdivisions 1, 2, and 3 of section 1 of this Act, section 1 of House Bill No. 1012, any remaining appropriation authority for the department of health and human services approved by the sixty-eighth legislative assembly. The department may transfer funds for the demolition of the identified buildings and associated tunnels and for emergency capital projects. Notwithstanding section 54-27- 12, the department of health and human services may spend up to $5,000,000 for emergency projects under this section and may seek emergency commission approval to spend more than $5,000,000 under this section.

SECTION 12 PERMANENT SUPPORTIVE HOUSING GRANTS. Subdivision 2 of section 1 of this Act includes the sum of $4,672,536 from the general fund for permanent supportive housing grants. The department of health and human services shall develop a funding methodology to distribute the funding to qualified entities that utilize best practices for permanent supportive housing, provide recovery-oriented and person-centered services, submit process and outcome measures to the department, and authorize the department to conduct onsite visits to review program operations.

SECTION 13. CHILD CARE FINANCIAL ASSISTANCE – DIRECT PAYMENTS. Subdivision 2 of section1 of this Act includes the sum of $5,000,000, for the purpose of financial assistance and direct payments, for child care services for the biennium beginning July 1, 2023, and ending June 30, 2025. Notwithstanding subsection 3 of section 50-11.1-14.1, the department may provide financial assistance to beneficiaries related to child care services. The requirements of chapter 54-44.4 do not apply to this subsection, including the selection of recipients and the disbursement of funds.

SECTION 14. EXPENDITURES MAY NOT EXCEED APPROPRIATION - MEDICAL ASSISTANCE EXPANSION PROGRAM - APPLICATION.

1. Subdivision 2 of section 1 of this Act includes the sum of $942,550,279, of which $94,225,028 is from the general fund, for the medical assistance expansion program for the biennium beginning July 1, 2023, and ending June 30, 2025. The expenditures for individuals eligible for the medical assistance expansion program may not exceed this amount.

2. The department of health and human services may exceed appropriations for increases in medical assistance expansion program caseload, for the addition of coverage consistent with the traditional Medicaid 1915(i) state plan, utilization rates, and unwinding of the federal public health emergency, and reduction in federal medical assistance percentage.

3. The managed care organization under contract with the department to manage the medical assistance expansion program shall reimburse providers within the same provider type and specialty at consistent levels and with consistent methodology and may not provide incentive, quality, or supplemental payments to providers, unless part of a value-based program approved by the department. The managed care organization shall reimburse all North Dakota substance use providers of American society of addiction medicine level 2.5 at consistent levels and with consistent methodology. The managed care organization may consider urban and rural providers as different provider types. Critical access hospitals may not be paid less than one hundred percent of Medicare allowable costs.

4. The managed care organization and the department of human services shall ensure payments to Indian or Tribal 638 health care providers, federally qualified health centers, and rural health clinics meet the federally required minimum levels of reimbursement.

5. The department of human services shall ensure providers within the same provider type and specialty are reimbursed at consistent levels and with consistent methodology and shall ensure the capitation rates under risk contracts are actuarially sound and are adequate to meet managed care organization contractual requirements regarding availability of services, assurance of adequate capacity and services, and coordination and continuity of care.

SECTION 15. AMENDMENT. Section 50-29-04 of the North Dakota Century Code is amended and reenacted as follows:

50-29-04. Plan requirements.

The plan:

1. Must be consistent with coverage provided to children eligible for medical assistance in the state; and

2. Must provide:

   a. A modified adjusted gross income eligibility limit of ~~one~~two hundred ~~seventy-five~~ten percent of the poverty line; and

   b. Current eligibility may be established from the first day of the month in which the application was received. Retroactive eligibility may be established for the three calendar months that immediately preceded the month in which the application was received even if there is no eligibility in the month of application. Eligibility can be established if all factors of eligibility are met during each month.

SECTION 16. REPEAL. Section 50-06-32.1 of the North Dakota Century Code is repealed.

SECTION 17. BUILDING PROJECT - LEASE. The department of health and human services is authorized to enter into agreements with vendors for vendors to build to suit two buildings for the department to lease for the lake region human service center and northwest human service center.

SECTION 18. LEASE OF LAND - STATE HOSPITAL. The department of health and human services and national guard may enter an agreement to lease up to twenty acres of real property associated with the state hospital for the national guard to construct a new training and storage facility.

SECTION 19. PROVIDER PROCESS AND OUTCOME MEASURES. Providers that receive funding from the department of health and human services shall submit process and outcome measures, as required by the department, to the department for programs and services supported by state funding during the biennium beginning July 1, 2023, and ending June 30, 2025, for the department to evaluate the administration of the programs and services using the appropriation for the program or service.

SECTION 20. COMMUNITY BEHAVIORAL HEALTH PROGRAM. Pursuant to section 3 of this Act, the director of the office of management and budget may transfer appropriation authority between line items within subdivisions 1, 2, and 3 of section 1 of this Act, section 1 of Senate Bill No. 2012, and any remaining appropriation authority for the department of health and human services approved by the sixty-eighth legislative assembly for the biennium beginning July 1, 2023, and ending June 30, 2025, as requested by the department of health and human services. The department may transfer funds for the continuation of the community behavioral health program pursuant to subsection 2 of section 54-23.3-10.

SECTION 21. EXEMPTION. The requirements of chapter 54-44.4 do not apply to the selection of a vendor, the procurement award, or payments made under this section regarding an early childhood workforce and professional development information system or an early childhood resource and referral information system.

SECTION 22. EXEMPTION. The sum of $750,000 from the general fund appropriated to the department of health and human services for the purpose of providing suicide prevention grants in chapter 37 of the 2019 Session Laws is not subject to the provisions of section 54-44.1-11. Any unexpended funds from this appropriation approved under section 54-44.1-11 for continuation into the 2021-23 biennium are available for the suicide prevention grants during the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 23. EXEMPTION. The amount appropriated for the purpose of vulnerable adult protection services program in chapter 549 of the 2021 Special Session Laws is not subject to the provisions of section 54- 44.1-11. Any unexpected funds from this appropriation are available for the vulnerable adult protection services program during the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 24. EXEMPTION. The amount appropriated for the purpose of children and family services transition program in chapter 549 of the 2021 Special Session Laws is not subject to the provisions of section 54-44.1-11. Any unexpected funds from this appropriation are available for the children and family services transition program during the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 25. EXEMPTION. The amount appropriated for the purpose of money follows the person capacity program in chapter 549 of the 2021 Special Session Laws is not subject to the provisions of section 54- 44.1-11. Any unexpected funds from this appropriation are available for the money follows the person capacity program during the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 26. EXEMPTION. The amount appropriated for the purpose of free through recovery program in chapter 549 of the 2021 Special Session Session Laws is not subject to the provisions of section 54-44.1-11. Any unexpected funds from this appropriation are available for the free through recovery program during the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 27. EXEMPTION. The amount appropriated for the Medicaid management information system technology stack upgrade in chapter 37 of the 2019 Session Laws and chapter 12 of the 2021 Session Laws are not subject to the provisions of section 54-44.1-11. Any unexpended funds from this appropriation approved under section 54-44.1-11 for continuation into the 2021-23 biennium are available for the completion of the Medicaid management information system technology stack upgrade during the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 28. EXEMPTION. The amount appropriated for the Medicaid management information system modularization technology project in chapter 12 of the 2021 Session Laws is not subject to the provisions of section 54-44.1-11. Any unexpended funds from this appropriation are available for the completion of the Medicaid management modularization information system technology project during the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 29. EXEMPTION - INTENT. The amount appropriated for the purpose of projects, financial assistance, grants, and services including Medicaid eligibility system upgrades, child care services, to provide community-based behavioral health services, and for substance use disorder treatment voucher system grants in chapter 550 of the 2021 Special Session Session Laws is not subject to the provisions of section 54-44.1-11. Any unexpected funds from this appropriation are available for projects, financial assistance, grants, and services during the biennium beginning July 1, 2023, and ending June 30, 2025. Notwithstanding subsection 3 of section 50-11.1-14.1, the department may provide financial assistance to beneficiaries related to child care services. Notwithstanding subsection 2 of section 50-06-42.1, the department may award up to four grants rather than two grants for substance use disorder treatment voucher system grants. The requirements of chapter 54-44.4 do not apply to this subsection, including the selection of recipients and the disbursement of funds.

SECTION 30. EXEMPTION. The amount appropriated for the purpose of alternatives-to- abortion services in chapter 550 of the 2021 Special Session Session Laws is not subject to the provisions of section 54- 44.1-11. Any unexpected funds from this appropriation are available for alternatives-to-abortion services during the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 31. EXEMPTION. The amount appropriated for the modification of the department of human services' eligibility systems in chapter 578 of the 2011 Special Session Laws is not subject to the provisions of section 54-44.1-11. Any unexpended funds from this appropriation approved under section 54-44.1-11 for continuation into the 2013-15 biennium, then the 2015-17 biennium, then the 2017-19 biennium, then the 2019- 21, and then 2021-23 biennium are available for the completion of the modification of the eligibility systems project during the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 32. EXEMPTION. The amount appropriated for the purpose of federal medical assistance percentage adjustments in chapter 549 of the 2021 Special Session Laws is not subject to the provisions of section 54-44.1-11. Any unexpected funds from this appropriation are available for the home and community- based services 10% plan during the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 33. EXEMPTION. The amount appropriated for the purpose of COVID-19 response, COVID- 19 operating expenses and COVID-19 grants, in chapter 27 of the 2021 Session Laws is not subject to the provisions of section 54-44.1-11. Any unexpected funds from this appropriation are available for COVID-19 response, COVID-19 operating expenses, and COVID-19 grants during the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 34. EXEMPTION. The amount appropriated for the purpose of defraying expenses relating to the COVID-19 pandemic, COVID-19 operating expenses, and COVID-19 grants in chapter 28 of the 2021 Session Laws is not subject to the provisions of section 54-44.1-11. Any unexpected funds from this appropriation are available for expenses relating to the COVID-19 pandemic, COVID-19 operating expenses, and COVID-19 grants during the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 35. LEGISLATIVE INTENT - UTILIZATION RATE ADJUSTMENT. It is the intent of the sixty-eighth legislative assembly that the department of health and human services seek a deficiency appropriation from the sixty-nineth legislative assembly for any expenditures that exceed appropriated amounts as a result of utilization rates, unwinding of the federal public health emergency, value-based purchasing for nursing facilities, and reduction in federal medical assistance percentage, during the biennium beginning July 1, 2023, and ending June 30, 2025, if funding is not sufficient to pay actual expenses.

SECTION 36. LEGISLATIVE INTENT - PROVIDER RATE INCREASE. Section 1 of this Act includes funding for human service provider inflation increases of four percent the first year and three percent the second year of the biennium beginning July 1, 2023, and ending June 30, 2025. The provider inflation increase in this section does not apply to nursing facilities.

SECTION 37. LEGISLATIVE INTENT – REBASE BASIC CARE FACILITIES. It is the intent of the legislative assembly that the department rebase basic care facilities using the median plus methodology for July 1, 2023, rates. Future increases will be authorized based on approved inflationary increases.

SECTION 38. DEPARTMENT OF HUMAN SERVICES - FEDERAL FUNDING APPEAL LIMITATION. Except as otherwise specifically provided by federal law, a person may not appeal a denial, revocation, reduction in services or payment, or the termination of a program or service by the department of human services due to the unavailability of federal coronavirus funding received under federal law resulting from the federal coronavirus pandemic emergency declaration for the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 39. LEGISLATIVE MANAGEMENT REPORT - FOUR-YEAR OLD PROGRAM - EARLY CHILDHOOD GRANTS. During the 2023-24 interim, the department of health and human services shall provide reports to the legislative management regarding the

status of four-year old program approvals, the North Dakota early childhood council, and the early childhood grant for best-in-class four-year old experiences.

SECTION 40. EFFECTIVE DATE. Section 16 of the Act becomes effective on January 1, 2024.

GOVERNOR'S RECOMMENDATION FOR THE DEPARTMENT OF PUBLIC INSTRUCTION

SECTION 1. APPROPRIATION. 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, and from special funds derived from federal funds and other income, to the department of public instruction, the school for the deaf, North Dakota vision services - school for the blind, and the state library for the purpose of defraying the expenses of those agencies, for the biennium beginning July 1, 2021 and ending June 30, 2023, as follows:

Subdivision 1.

DEPARTMENT OF PUBLIC INSTRUCTION

	Base Level	Adjustments or Enhancements	Appropriation
Salaries and Wages	$17,854,747	$1,755,654	$19,610,401
Operating Expenses	33,098,149	195,171	33,293,320
Integrated Formula Payments	2,131,825,000	123,447,765	2,270,040,156
Grants-Special Education	27,000,000	0	27,000,000
Grants-Transportation	58,100,000	0	58,100,000
Grants-Other Grants	312,738,893	70,000,000	382,738,893
Grants-Program Grants	0	9,500,000	9,500,000
Grants-Passthrough Grants	10,387,064	2,125,764	12,512,828
PowerSchool	5,250,000	525,000	5,775,000
National Board Certification	176,290	0	176,290
Total All Funds	$2,596,430,143	$207,549,354	$2,818,746,888
Less Estimated Income	938,233,270	284,387,464	1,237,388,125
Total General Fund	$1,658,196,873	($76,838,110)	$1,581,358,763
Full-Time Equivalent Positions	86.25	0.00	86.25

Subdivision 2.

STATE LIBRARY

	Base Level	Adjustments or Enhancements	Appropriation
Salaries and Wages	$4,139,907	$406,960	$4,546,867
Operating Expenses	1,822,703	533,405	2,356,108
Grants	2,233,528	50,000	2,283,528
Total All Funds	$8,196,138	$990,365	$9,186,503
Less Estimated Income	2,364,417	(211,502)	2,152,915
Total General Fund	$5,831,721	$1,201,867	$7,033,588
Full-Time Equivalent Positions	26.75	0.00	26.75

Subdivision 3.

SCHOOL FOR THE DEAF

		Adjustments or

	Base Level	Enhancements	Appropriation
Salaries and Wages	$8,332,820	$933,617	$9,266,437
Operating Expenses	1,727,086	98,671	1,825,757
Capital Assets	137,178	865,000	1,002,178
Total All Funds	$10,197,084	$1,897,288	$12,094,372
Less Estimated Income	2,790,528	890,022	3,680,550
Total General Fund	$7,406,556	$1,007,266	$ 8,413,822
Full-Time Equivalent Positions	44.61	0.75	45.36

Subdivision 4.

NORTH DAKOTA VISION SERVICES – SCHOOL FOR THE BLIND

	Base Level	Adjustments or Enhancements	Appropriation
Salaries and Wages	$4,992,194	$486,306	$5,478,500
Operating Expenses	792,671	103,015	895,686
Capital Assets	39,192	439,000	478,192
Total All Funds	$5,824,057	$1,028,231	$6,852,378
Less Estimated Income	918,315	750,161	1,668,476
Total General Fund	$4,905,742	$278,160	$5,183,902
Full-Time Equivalent Positions	27.75	0.00	27.75

Subdivision 5.

BILL TOTAL

	Base Level	Adjustments or Enhancements	Appropriation
Grand Total General Fund	$1,676,340,892	($74,350,817)	$1,601,990,075
Grant Total Special Funds	944,306,530	285,816,145	1,230,122,675
Grand Total All Funds	$2,620,647,422	$ 211,465,328	$2,832,112,750

SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-NINTH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixty- seventh legislative assembly for the 2021-23 biennium and the 2023-25 one-time funding items included in the appropriation in section 1 of this Act:

DEPARTMENT OF PUBLIC INSTRUCTION

One-Time Funding Description	2021-23	2023-25
STARS Maintenance	$200,000	$0
Gateway To Science Grant	13,500,000	0
Regional Education Association Grants	250,000	0
Be Legendary School Board Training	0	3,000,000
Cyber Security Credential Incentive	0	2,000,000
Grow Your Own Teacher Program	0	4,000,000
Total Department of Public Instruction - All Fund	$13,950,000	$9,000,000
Total Department of Public Instruction - Specal Funds	13,750,000	9,000,000
Total Department of Public Instruction - General Fund	$200,000	$0

STATE LIBRARY

One-Time Funding Description	2021-23	2023-25
Funding For Maintenance Of Effort	$0	$228,635
Retirement Leave Payout	0	40,000

IT Equipment	0	43,000
Office Renovation	0	150,000
Total School For The Deaf - Special Funds	$0	$461,635

SCHOOL FOR THE DEAF

One-Time Funding Description	2021-23	2023-25
Boiler Replacement	$650,000	$650,000
Operating Expenses	21,500	0
Replace Campus Server	7,500	0
Inflationary Increase	0	120,171
Replace Pneumatic Controls And Fire Alarm	0	150,000
Equipment	40,000	43,000
Total School for The Deaf – All Funds	$719,000	$963,671
Total School for The Deaf - Special Funds	719,000	$873,586
Total School for The Deaf – General Fund	$0	$90,085

NORTH DAKOTA VISION SERVICES - SCHOOL FOR THE BLIND

One-Time Funding Description	2021-23	2023-25
Miscellaneous Repairs	$414,500	$439,000
Equipment	0	26,000
Total School for the Blind Special Funds	$414,500	$465,000
Grand Total - All Funds	$15,083,500	$10,890,306
Grand Total - Estimated Income	$14,883,500	$10,338,586
Grand Total - General Fund	$200,000	$551,720

The 2023-25 one-time funding amounts are not a part of the entity's base budget for the 2025-27 biennium. The department of public instruction, state library, school for the deaf, and North Dakota vision services - school for the blind shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 3. AMENDMENT. Section 15.1-02-02 of the North Dakota Century Code is amended and reenacted as follows:

15.1-02-02. Salary.

The annual salary of the superintendent of public instruction is ~~one hundred twenty-seven thousand seven hundred sixty-eight dollars through June 30, 2022~~ one hundred thirty-eight thousand one hundred forty- two dollars through June 30, 2024 and ~~one hundred thirty-thousand three hundred twenty-three dollars~~ one hundred forty-three thousand six hundred sixty-eight dollars thereafter.

SECTION 4. APPROPRIATION - TUITION APPORTIONMENT. The sum of $513,832,000, included in the integrated formula payments line item in subdivision 1 of section 1 of this Act, is from the state tuition fund in the state treasury. Any additional amount in the state tuition fund that becomes available for distribution to public schools is appropriated to the department of public instruction for that purpose for the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 5. GIFTED AND TALENTED PROGRAM - MEDICAID MATCHING FUNDING - DISTRIBUTION.

1. The sum of $800,000, included in the integrated formula payments line item in subdivision 1 of section 1 of this Act, must be distributed to reimburse school districts or special education units for gifted and talented programs upon the submission of an application that is approved in accordance with guidelines adopted by the superintendent of public instruction. The superintendent of public instruction shall encourage cooperative efforts for gifted and talented programs among school districts and special education units.

2. State school aid payments for special education must be reduced by the amount of matching funds required to be paid by school districts or special education units for students participating in the medicaid program. Special education funds equal to the amount of the matching funds required to be paid by the school district or special education unit must be paid by the superintendent of public instruction to the department of human services on behalf of the school district or unit.

SECTION 6. INDIRECT COST ALLOCATION. Notwithstanding section 54-44.1-15, the department of public instruction may deposit indirect cost recoveries in its operating account.

SECTION 7. STATE AID TO PUBLIC LIBRARIES. The line item entitled grants in subdivision 2 of section 1 of this Act includes $1,737,582 for aid to public libraries, of which no more than one-half is to be expended during the fiscal year ending June 30, 2024.

SECTION 8. GRANTS – OTHER GRANTS. The line item entitled grants-other grants in subdivision 1 of section 1 of this Act contains pass-through grants, of which no more than one-half of the funding is to be expended during the fiscal year ending June 30, 2024.

SECTION 9. TRANSFER. The office of management and budget shall transfer, on a quarterly basis, a total of $283,755,019 from the foundation aid stabilization fund to the operating fund of the department of public instruction for the purpose of covering expenses in the integrated formula payment line in subdivision 1 of section 1 of this Act, for the period beginning with the effective date of this Act and ending June 30, 2025.

SECTION 10. TRANSFER – FOUNDATION AID STABILIZATION FUND – ONE-TIME FUNDING. The office of management and budget shall transfer $9,000,000 from the foundation aid stabilization fund to the department of public instruction, of which, $3,000,000 is for school board training, $2,000,000 is for a cyber security credential incentive and $4,000,000 is for the grow your own teacher program, for the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 11. USE OF NEW MONEY – NONADMINISTRATIVE PERSONNEL COMPENSATION INCREASES.

1. During the 2023-25 biennium, the board of each school district shall use an amount equal to at least seventy percent of all new money received by the district, resulting from increases in the base integrated formula payment rate, to increase the compensation paid to nonadministrative personnel.

2. For purposes of this section, the superintendent of public instruction shall provide guidance to school districts regarding the calculation of the amount of new money resulting from increases in the base integrated formula payment rate during the 2023-25 biennium.

SECTION 12. EXEMPTION – TRANSFER – PUBLIC INSTRUCTION FUND. Notwithstanding section 54-44.1-11, if, after the superintendent of public instruction complies with all statutory payment obligations imposed for the 2021-23 biennium, any moneys remain in the integrated formula payments line item in subdivision 1 of section 1 of chapter 38 of the 2021 Session Laws, the lesser of $10,387,064 or the remaining amount must be continued into the 2023-25 biennium and the office of management and budget shall transfer this amount into the public instruction fund for the purpose of providing program and passthrough grants as appropriated in subdivision 1 of section 1 of this Act.

SECTION 13. EXEMPTION – GENERAL EDUCATOINAL DEVELOPMENT FEES AND DISPLACED HOMEMAKER DEPOSITS. Notwithstanding section 54-44.1-15, the department of public instruction may deposit indirect cost recoveries in its operating account. In addition, any moneys collected by the department of public instruction for general educational development fees and displaced homemakers deposits must be deposited in the public instruction fund in the state treasury. Any funds deposited in the public instruction fund may only be spent subject to appropriation by the legislative assembly.

SECTION 14. EXEMPTION – ELEMENTARY AND SECONDARY SCHOOL EMERGENCY RELIEF FUNDS. The amount appropriated to the department of public instruction from federal funds in section 2 subdivision 2 of chapter 28 of the 2021 Session Laws, is not subject to the provisions of section 54-44.1-11. Any unexpended funds from this appropriation are available to the department of public instruction during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 15. AMENDMENT. Subsection 1 of Section 15.1-27-03.1 of the North Dakota Century Code is amended and reenacted as follows:

1. For each school district, the superintendent of public instruction shall multiply by:

   a. 1.00 the number of full-time equivalent students enrolled in an extended educational program in accordance with section 15.1-32-17;

   b. 0.60 the number of full-time equivalent students enrolled in a summer education program, including a migrant summer education program;

   c. 0.40 the number of full-time equivalent students who:

      (1) On a test of English language proficiency approved by the superintendent of public instruction are determined to be least proficient and placed in the first of six categories of proficiency; and

      (2) Are enrolled in a program of instruction for English language learners;

   d. 0.28 the number of full-time equivalent students who:

      (1) On a test of English language proficiency approved by the superintendent of public instruction are determined to be more proficient than students placed in the first of six categories of proficiency and therefore placed in the second of six categories of proficiency; and

      (2) Are enrolled in a program of instruction for English language learners;

   e. 0.25 the number of full-time equivalent students under the age of twenty-one enrolled in grades nine through twelve in an alternative high school;

   f. 0.20 the number of full-time equivalent students enrolled in a home-based education program and monitored by the school district under chapter 15.1-23;

   g. 0.17 the number of full-time equivalent students enrolled in an early childhood special education program;

   h. 0.15 the number of full-time equivalent students in grades six through eight enrolled in an alternative education program for at least an average of fifteen hours per week;

   i. 0.10 the number of students enrolled in average daily membership, if the district has fewer than one hundred students enrolled in average daily membership and the district consists of an area greater than two hundred seventy-five square miles [19424.9 hectares], provided that any school district consisting of an area greater than six hundred square miles [155399 hectares] and enrolling fewer than fifty students in average daily membership must be deemed to have an

enrollment equal to fifty students in average daily membership;

j. 0.82 the number of students enrolled in average daily membership, in order to support the provision of special education services;

k. 0.07 the number of full-time equivalent students who:

(1) On a test of English language proficiency approved by the superintendent of public instruction are determined to be more proficient than students placed in the second of six categories of proficiency and therefore placed in the third of six categories of proficiency;

(2) Are enrolled in a program of instruction for English language learners; and

(3) Have not been in the third of six categories of proficiency for more than three years;

l. 0.025 the number of students representing that percentage of the total number of students in average daily membership which is equivalent to the three-year average percentage of students in grades three through eight who are eligible for free or reduced lunches under the Richard B. Russell National School Lunch Act [42 U.S.C. 1751 et seq.];

m. 0.002 the number of students enrolled in average daily membership in a school district that is a participating member of a regional education association meeting the requirements of chapter 15.1-09.1; and

n. ~~0.50~~ 1.00 the number of students by which the district's September tenth enrollment report ~~exceeds~~ changes from the number of students in the prior year's average daily membership.

o. For districts paid based on September tenth enrollment in the prior year, 0.70 the number of students determined by deducting the number of students in the prior year's September tenth enrollment from the prior year's average daily membership.

2. The superintendent of public instruction shall determine each school district's weighted average daily membership by adding the products derived under subsection 1 to the district's average daily membership.

Weighted average daily membership - Determination. (Effective after June 30, ~~2021~~ 2023)

1. For each school district, the superintendent of public instruction shall multiply by:

a. 1.00 the number of full-time equivalent students enrolled in an extended educational program in accordance with section 15.1-32-17;

b. 0.60 the number of full-time equivalent students enrolled in a summer education program, including a migrant summer education program;

c. 0.40 the number of full-time equivalent students who:

(1) On a test of English language proficiency approved by the superintendent of public instruction are determined to be

least proficient and placed in the first of six categories of proficiency; and

(2) Are enrolled in a program of instruction for English language learners;

d. 0.28 the number of full-time equivalent students who:

(1) On a test of English language proficiency approved by the superintendent of public instruction are determined to be more proficient than students placed in the first of six categories of proficiency and therefore placed in the second of six categories of proficiency; and

(2) Are enrolled in a program of instruction for English language learners;

e. 0.25 the number of full-time equivalent students under the age of twenty-one enrolled in grades nine through twelve in an alternative high school;

f. 0.20 the number of full-time equivalent students enrolled in a home-based education program and monitored by the school district under chapter 15.1-23;

g. 0.17 the number of full-time equivalent students enrolled in an early childhood special education program;

h. 0.15 the number of full-time equivalent students in grades six through eight enrolled in an alternative education program for at least an average of fifteen hours per week;

i. 0.10 the number of students enrolled in average daily membership, if the district has fewer than one hundred students enrolled in average daily membership and the district consists of an area greater than two hundred seventy-five square miles [19424.9 hectares], provided that any school district consisting of an area greater than six hundred square miles [155399 hectares] and enrolling fewer than fifty students in average daily membership must be deemed to have an enrollment equal to fifty students in average daily membership;

j. 0.082 the number of students enrolled in average daily membership, in order to support the provision of special education services;

k. 0.07 the number of full-time equivalent students who:

(1) On a test of English language proficiency approved by the superintendent of public instruction are determined to be more proficient than students placed in the second of six categories of proficiency and therefore placed in the third of six categories of proficiency;

(2) Are enrolled in a program of instruction for English language learners; and

(3) Have not been in the third of six categories of proficiency for more than three years;

l. 0.025 the number of students representing that percentage of the total number of students in average daily membership which is equivalent to the three-year average percentage of students in grades three through eight who are eligible for free or reduced

lunches under the Richard B. Russell National School Lunch Act [42 U.S.C. 1751 et seq.];

m. 0.002 the number of students enrolled in average daily membership in a school district that is a participating member of a regional education association meeting the requirements of chapter 15.1-09.1;

n. ~~0.60~~ 1.00 the number of students by which the district's September tenth enrollment report ~~exceeds~~ changes from the number of students in the prior year's average daily membership ~~increasing the factor annually by 0.10, not to exceed 1.00~~; and

o. ~~For districts paid based on September tenth enrollment in the prior year, 0.50~~ 1.00 the number of students determined by deducting the number of students in the prior year's September tenth enrollment from the prior year's average daily membership~~., increasing the factor annually by 0.10, not to exceed 1.00. If the prior year's September tenth enrollment exceeds the prior year's average daily membership, then a deduction of 0.50 the number of excess students, increasing the factor annually by 0.10, not to exceed 1.00.~~

2. The superintendent of public instruction shall determine each school district's weighted average daily membership by adding the products derived under subsection 1 to the district's average daily membership.

SECTION 16. AMENDMENT. Subsection 3 of Section 15.1-27-04.1 of the North Dakota Century Code is amended and reenacted as follows:

3. a. For the ~~2021-22~~ 2023-24 school year, the superintendent shall calculate state aid as the greater of:

(1) The district's weighted student units multiplied by ten thousand ~~one hundred thirty-six dollars~~ six hundred forty-six dollars;

(2) One hundred two percent of the district's baseline funding per weighted student unit, as established in subsection 2, multiplied by the district's weighted student units, not to exceed the district's 2017-18 baseline weighted student units, plus any weighted student units in excess of the 2017-18 baseline weighted student units multiplied by ten thousand ~~one hundred thirty-six~~ six hundred forty-six dollars; or

(3) The district's baseline funding as established in subsection 1.(3) The district's baseline funding as established in subsection 1 less the amount in paragraph 1, with the difference reduced by ~~fifteen~~ forty-five percent for the 2021-22 school year and fifteen percent each school year thereafter, and then the difference added to the amount determined in paragraph 1.

b. For the ~~2022-23~~2024-25 school year and each school year thereafter, the superintendent shall calculate state aid as the greater of:

(1) The district's weighted student units multiplied by ten thousand ~~two hundred thirty-seven~~ nine hundred sixty-five dollars;

(2) One hundred two percent of the district's baseline funding per weighted student unit, as established in

subsection 2, multiplied by the district's weighted student units, not to exceed the district's 2017-18 baseline weighted student units, plus any weighted student units in excess of the 2017-18 baseline weighted student units multiplied by ten thousand ~~two hundred thirty seven~~ nine hundred sixty-five dollars; or

(3) The district's baseline funding as established in subsection 1 less the amount in paragraph 1, with the difference reduced by ~~fifteen~~ sixty percent for the 2021-22 school year and fifteen percent each school year thereafter, and then the difference added to the amount determined in paragraph 1.

c. ~~The superintendent also shall adjust state aid determined in this subsection to ensure the amount does not exceed the transition maximum as follows:~~

~~(1) For the 2021-22 school year, the transition maximum rate is one hundred ten percent of the district's baseline funding per weighted student unit, as established in subsection 2, multiplied by the district's weighted student units from the previous school year.~~

~~(2) For the 2022-23 school year, the transition maximum rate is one hundred ten percent of the district's baseline funding per weighted student unit, as established in subsection 2, multiplied by the district's weighted student units from the previous school year.~~

~~(3) For the 2023-24 school year, the transition maximum rate is one hundred ten percent of the district's baseline funding per weighted student unit, as established in subsection 2, plus twenty percent of the difference between the rate under paragraph 1 of subdivision b of this subsection and one hundred ten percent of the district's baseline funding per weighted student unit. The transition maximum is determined by multiplying the transition maximum rate, which may not exceed the rate under paragraph 1 of subdivision b of this subsection, by the district's weighted student units from the previous school year.~~

~~(4) For the 2024-25 school year, the transition maximum rate is one hundred ten percent of the district's baseline funding per weighted student unit, as established in subsection 2, plus forty percent of the difference between the rate under paragraph 1 of subdivision b of this subsection and one hundred ten percent of the district's baseline funding per weighted student unit. The transition maximum is determined by multiplying the transition maximum rate, which may not exceed the rate under paragraph 1 of subdivision b of this subsection, by the district's weighted student units from the previous school year.~~

~~(5) For the 2025-26 school year, the transition maximum rate is one hundred ten percent of the district's baseline funding per weighted student unit, as established in subsection 2, plus sixty percent of the difference between the rate under paragraph 1 of subdivision b of this subsection and one hundred ten percent of the district's baseline funding per weighted student unit. The transition maximum is determined by multiplying the transition maximum rate, which may not exceed the~~

~~rate under paragraph 1 of subdivision b of this subsection, by the district's weighted student units from the previous school year.~~

~~(6) For the 2026-27 school year, the transition maximum rate is one hundred ten percent of the district's baseline funding per weighted student unit, as established in subsection 2, plus eighty percent of the difference between the rate under paragraph 1 of subdivision b of this subsection and one hundred ten percent of the district's baseline funding per weighted student unit. The transition maximum is determined by multiplying the transition maximum rate, which may not exceed the rate under paragraph 1 of subdivision b of this subsection, by the district's weighted student units from the previous school year.~~

SECTION 17. AMENDMENT. Subsection 4 of Section 15.1-27-04.1 of the North Dakota Century Code is amended and reenacted as follows:

4. After determining the product in accordance with subsection 3, the superintendent of public instruction shall:

   a. Subtract an amount equal to sixty mills multiplied by the taxable valuation of the school district, except the amount in dollars subtracted for purposes of this subdivision may not exceed the previous year's amount in dollars subtracted for purposes of this subdivision by more than twelve percent, adjusted pursuant to section 15.1-27-04.3; and

   b. Subtract an amount equal to seventy-five percent of all revenue types listed in subdivisions c and d of subsection 1. Before determining the deduction for seventy-five percent of all revenue types, the superintendent of public instruction shall adjust revenues as follows:

      (1) Tuition revenue shall be adjusted as follows:

         (a) In addition to deducting tuition revenue received specifically for the operation of an educational program provided at a residential treatment facility, tuition revenue received for the provision of an adult farm management program, and tuition received under an agreement to educate students from a school district on an air force base with funding received through federal impact aid as directed each school year in paragraph 3 of subdivision c of subsection 1, the superintendent of public instruction also shall reduce the total tuition reported by the school district by the amount of tuition revenue received for the education of students not residing in the state and for which the state has not entered a cross-border education contract; and

         (b) The superintendent of public instruction also shall reduce the total tuition reported by admitting school districts meeting the requirements of subdivision e of subsection 2 of section 15.1-29-12 by the amount of tuition revenue received for the education of students residing in an adjacent school district.

      (2) After adjusting tuition revenue as provided in paragraph 1, the superintendent shall reduce all remaining revenues from all revenue types by the percentage of mills levied in ~~2020~~ 2022 by the school district for sinking and interest

relative to the total mills levied in ~~2020~~ 2022 by the school district for all purposes.

GOVERNOR'S RECOMMENDATION FOR THE PROTECTION AND ADVOCACY PROJECT

SECTION 1. APPROPRIATION. 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, and from special funds derived from federal funds and other income, to the committee on protection and advocacy for the purpose of defraying the expenses of the committee on protection and advocacy, for the biennium beginning July 1, 2023, and ending June 30, 2025, as follows:

	Base Level	Adjustments or Enhancements	Appropriation
Protection and Advocacy Operations	$7,402,940	$353,287	$7,756,227
Total All Funds	$7,402,940	$353,287	$7,756,227
Less Estimated Income	4,263,590	96,542	4,360,132
Total General Fund	$3,139,350	$256,745	$3,396,095
Full-Time Equivalent Positions	28.50	0	28.50

GOVERNOR'S RECOMMENDATION FOR THE OFFICE OF MANAGEMENT AND BUDGET

SECTION 1. APPROPRIATION. 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, and from special funds derived from federal funds and other income, to the office of management and budget for the purpose of defraying the expenses of that agency, for the biennium beginning July 1, 2023 and ending June 30, 2025, as follows:

	Base Level	Adjustments or Enhancements	Appropriation
Salaries and Wages	$21,926,979	$94,216,792	$116,143,771
Operating Expenses	15,663,214	3,653,079	19,316,293
Contingency Fund	400,000	0	400,000
Capital Assets	764,515	49,068,640	49,833,155
Guardianship Grants	2,450,000	0	2,450,000
Community Service Grants	350,000	0	350,000
Prairie Public Broadcasting	1,200,000	1,792,450	2,992,450
State Student Internship	0	700,000	700,000
GEER	0	3,659,555	3,659,555
Total All Funds	$42,754,367	$153,090,516	$195,845,224
Less Estimated Income	8,828,309	75,035,315	83,863,624
Total General Fund	$33,926,399	$78,055,201	$111,981,600
Full-time Equivalent Positions	108.00	9.00	117.00

SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-NINTH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixty- seventh legislative assembly for the 2021-23 biennium and the 2023-25 one-time funding items included in the appropriation in section 1 of this Act:

One-Time Funding Description	2021-23	2023-25
Deferred Maintenance	$0	$20,000,000
Space Utilization	0	5,500,000
Special Assessments	300,000	0
Extraordinary Repairs	500,000	7,200,000
Operating Increases	0	458,500
Boiler Replacement	0	12,000,000
Student Internship	100,000	700,000
Prairie Public Broadcasting Projects	0	1,792,450
State Budget System	1,230,100	0

Building Automation Upgrade	518,800	800,000
Facility Consolidation Study	350,000	0
Exterior/Interior Wayfinding Signs	500,000	0
Retirement Leave Payout	0	100,369
Equipment/IT Software	0	908,800
ADA Study	0	100,000
Demolish State Office Building	0	451,000
E-Procurement Software	2,021,204	2,500,000
Total All Funds	$5,520,104	$56,170,674
Total Special Funds	5,420,104	29,684,355
Total General Fund	$ 100,000	$26,486,319

The 2023-25 one-time funding amounts are not a part of the entity's base budget for the 2025-27 biennium. The office of management and budget shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 3. TRANSFER - TAX RELIEF FUND TO SOCIAL SERVICES FINANCE FUND. The office of management and budget shall transfer the sum of $200,000,000, or so much of the sum as may be necessary, from the tax relief fund to the social services financing fund during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 4. ESTIMATED INCOME – STRATEGIC INVESTMENT AND IMPROVEMENTS FUND - ONE-TIME FUNDING. The estimated income line item in the capital assets line of section 1 of this Act includes the sum of $20,000,000 from the strategic investment and improvements fund, which is for the deferred maintenance pool. The office of management and budget may transfer funds to eligible state agencies for identified deferred maintenance projects. This funding is considered a one-time funding item.

SECTION 5. STATE STUDENT INTERNSHIP PROGRAM. The office of management and budget may transfer funds from the state student internship program line item appropriated in section 1 of this Act to eligible state agencies for student internships during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 6. EQUITY FUNDING. The salary and wages line item in section 1 of this Act contains $90 million for salary equity funding for state agencies and institutions of higher education. The office of management and budget shall transfer funds from the equity funding in section 1 of this Act to agencies based on identified inequities in agencies as determined by the human resource management services division of the office of management and budget.

SECTION 7. EXEMPTION. The amount appropriated for the fiscal management division, as contained in section 1 of chapter 15 of the 2021 Session Laws is not subject to the provisions of section 54-44.1-11. Any unexpended funds from this appropriation are available for continued development and operating costs of the statewide systems including accounting, management, and payroll, during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 8. INTENT. Within the authority included in section 1 of this Act are the following grants and special items:

State Memberships and Related Expenses	$685,657
Unemployment Insurance	$1,800,000
Capitol Grounds Planning Commission	$25,000

SECTION 9. STATE EMPLOYEE COMPENSATION ADJUSTMENT - GUIDELINES.

1. The 2023-25 biennium compensation adjustments for permanent state employees are to average 6 percent for fiscal year 2024 and 4 percent for fiscal year 2025 and are to be based on documented performance.

2. Agencies may use salaries and wages funding available due to vacant positions and employee turnover to provide additional salary increases for selected employees to address salary compression

issues or to enhance merit-based increases for employees essential to the effective operations of the agency. The biennial cost of any additional salary increases must be within the agency's current salaries and wages funding level. An agency may not request any additional funding for the 2025-27 biennium to continue the additional salary increases.

3. The office of management and budget shall develop guidelines for use by state agencies for providing compensation adjustments for regular classified employees. The guidelines must follow the compensation philosophy statement under section 54-44.2-01.2.

4. Probationary employees are not entitled to the salary increase. However, at the discretion of the appointing authority, probationary employees may be given all or a portion of the increase effective in July, paid in August, or upon completion of probation. Employees whose overall documented performance level does not meet standards are not eligible for any salary increase.

SECTION 10. AMENDMENT. Section 21-10-13 of the North Dakota Century Code is amended and reenacted as follows:

21-10-13. Legacy earnings fund - State treasurer - Transfers.

1. There is created in the state treasury the legacy earnings fund. The fund consists of all moneys transferred to the fund under subsection 2 and all interest and earnings upon moneys in the fund.

2. Any legacy fund earnings transferred to the general fund at the end of each biennium in accordance with section 26 of article X of the Constitution of North Dakota, which may not exceed seven percent of the five-year average value of the legacy fund assets as reported by the state investment board, must be immediately transferred by the state treasurer to the legacy earnings fund.

3. ~~For each biennium subsequent to the biennium in which the legacy fund earnings are transferred under subsection 2, the amount available for appropriation from the legacy earnings fund is seven percent of the five-year average value of the legacy fund assets as reported by the state investment board.~~ The average value of the legacy fund assets must be calculated using the value of the assets at the end of each fiscal year for the five-year period ending with the most recently completed even- numbered fiscal year.

4. On July first of each odd-numbered year, from the amount ~~available for appropriation or transfer from~~ in the legacy earnings fund ~~for the biennium, the state treasurer shall transfer funding in the following order~~the legislature shall provide for the allocation and appropriation of moneys as follows:

   a. ~~The first one hundred fifty million dollars~~ Thirty-one percent to the legacy sinking and interest fund under section 6-09.4-10.1.

   b. ~~The next sixty million dollars to the highway tax distribution fund for allocations under section 54-27-19~~Fourteen percent for community and workforce development programs and initiatives.

   c. Thirty-five percent for economic development and research programs and initatives~~Any remaining funds for other purposes as designated by the legislative~~ assembly, including:

~~(1) Up to fifty million dollars for tax relief pursuant to appropriations or transfers authorized by the legislative assembly;~~

~~(2) Up to thirty million dollars to the clean sustainable energy fund pursuant to appropriations or transfers authorized by the legislative assembly; and~~

~~(3) Up to thirty million dollars for university research programs, the innovation loan fund to support technology advancement, and workforce enrichment initiatives pursuant to appropriations or transfers authorized by the legislative assembly~~.

d. Twenty percent to legacy projects and destination development programs and initiatives.

5. ~~If the amounts transferred under subsection 2 exceed the amount available for appropriation under subsection 3, an amount equal to any appropriations from the legacy sinking and interest fund for~~ bond payments under section 6-09.4-10.1 must be retained in the legacy earnings fund through June 30, 2025, after which an amount equal to twice any appropriations from the legacy sinking and interest fund under section 6-09.4-10.1 for bond payments, but not more than one hundred fifty million dollars, ~~must be retained in the legacy earnings fund. After deducting any amounts to be retained in the legacy earnings fund, the state treasurer shall transfer, within thirty days, any remaining amounts under this subsection in the following order:~~

a. ~~The first one hundred million dollars to the legacy fund to become part of the principal.~~

b. ~~Any remaining amount to the strategic investment and improvements fund to be used in accordance with the provisions of section 15-08.1-08.~~

SECTION 11. AMENDMENT. Section 48-10-02 of the North Dakota Century Code is amended and reenacted as follows:

48-10-02. Capitol building fund to be administered by the capitol grounds planning commission - Continuing appropriation - Procedure for expenditure of certain funds. The capitol grounds planning commission shall have general powers to superintend the administration of the capitol building fund, its interest and income fund, and its investments and properties. It may cause any lands now held in such funds to be sold at market value, direct the conversion of any securities now held by such funds to cash, approve expenditures from such funds subject to law and legislative appropriations, and to do all other things necessary to carry out the intent and purposes of this section. The board of university and school lands or its designee, on the commission's behalf, shall see to the investment and management of the capitol building fund and its interest and income fund and shall account to the commission concerning these funds at the commission's request.

Provided further, all moneys and other property in the capitol building fund, except as otherwise appropriated, are hereby dedicated and reserved to the exclusive purpose of the construction of an addition to the legislative wing of the state capitol building, and the capitol grounds planning commission shall take necessary steps to accumulate and conserve the money and property in the capitol building fund for such purpose.

The commission may, during any biennium, expend from the interest and income fund of the capitol building fund a sum not to exceed fifty percent of the unencumbered balance on the first day of any biennium, and such amount is hereby appropriated to the capitol grounds planning commission. The expenditure may be made, after consideration of the capitol grounds master plan, for projects or planning but may not exceed ~~two~~seven hundred fifty thousand dollars per biennium. The expenditure may only be made upon approval by two-thirds of the total membership of the commission. The expenditure must be made upon a voucher, or vouchers, prepared by the office of management and budget at the direction of the commission.

SECTION 12. AMENDMENT. Section 54-21-24.1 of the North Dakota Century Code is amended and reenacted as follows:

54-21-24.1. Lease of additional space by state agencies, departments, offices, officers, boards, and institutions. A lease or rental agreement or renewal of the lease or rental agreement for the lease or rental of buildings or portions of buildings for use by state agencies, departments, offices, officers, boards, and institutions, other than institutions under the board of higher education, the adjutant general and department of transportation office and storage space for field engineering and maintenance crews, unless approved may be entered by the director of the office of management and budget subject to a determination of the legal sufficiency of the lease or rental agreement and subject to space utilization studies and allocation and assignment of office space as determined by the capitol grounds planning commission pursuant to chapter 48-10. To ensure economy, efficiency, and cooperation between the state and its political subdivisions, and to limit the number of locations of state offices for the convenience of individuals traveling to the offices, the director shall promulgate rules governing the lease or rental of additional buildings or portions of the buildings by state agencies, departments, offices, officers, boards, and institutions other than those under the board of higher education, theadjutant general, and department of transportation office and storage space for field engineering and maintenance crews. The department, agency, or board for which the office space is sought must approve the office space before the director may finalize a contract or lease for the office space.

SECTION 13. AMENDMENT. Section 57-40.3-10 of the North Dakota Century Code is amended and reenacted as follows:

57-40.3-10. Transfer of revenue. Seventy-five percent of all ~~All~~ moneys collected and received under this chapter during the period of July 1, 2023, through June 30, 2024, and fifty percent of all moneys collected and received under this chapter thereafter must be transmitted monthly by the director of the department of transportation to the state treasurer to be transferred and credited to the general fund. Twenty-five percent of all moneys collected and received under this chapter during the period of July 1, 2023, through June 30, 2024, and fifty percent of all moneys collected and received under this chapter thereafter must be transmitted monthly by the director to the department of transportation highway fund.

SECTION 14. AMENDMENT. Section 54-21-19 of the North Dakota Century Code is amended and reenacted as follows:

54-21-19. Director to furnish supplies and maintain capitol, state offices, and executive mansion - Authority to charge for services. The director of the office of management and budget shall provide all necessary fuel, electricity, insurance, janitorial, and other services necessary to maintain the state offices on the capitol grounds as well as all necessary furniture, fuel, electricity, express, freight, drayage, and all other necessary supplies for the executive mansion and the capitol grounds and shall make all necessary repairs. The purchases must be in accordance with chapter 54-44.4. The director shall charge an amount equal to the fair value of the office space and other services rendered to all departments ~~that receive and expend moneys from other than the general fund~~, except that for good cause the amounts charged may be waived by the director for a one-year period of time with the waiver subject to further annual renewals after proper application has been filed with the director.

SECTION 15. AMENDMENT. Section 54-27.2-01 of the North Dakota Century Code is amended and reenacted as follows:

54-27.2-01. Budget stabilization fund. The budget stabilization fund is a special fund in the state treasury. The state investment board shall supervise investment of the budget stabilization fund in accordance with chapter 21-10. Any interest or other budget stabilization fund earnings must be credited to the fund. Any amounts provided by law for deposit in the fund and any interest or earnings of the fund which would bring the balance in the fund at the end of any fiscal year to an amount greater than fifteen percent of the current ongoing biennial state general fund budget minus the general fund portion of the integrated formula payment line appropriated to the department of public instruction, as finally approved by the most recently adjourned special or regular session of the legislative assembly, may not be deposited in or credited to the fund but must be deposited instead in the state general fund.

SECTION 16. AMENDMENT. Section 54-44-11 of the North Dakota Century Code is amended and reenacted as follows:

54-44-11. Office's operating funds creation - Continuing appropriation.

1. The office of management and budget shall establish a state purchasing operating fund to be used for the procurement and maintenance of an inventory of equipment and supplies for the state departments and agencies. Funds in the state purchasing operating fund are appropriated on a continuing basis and may be spent by the office of management and budget for the procurement and maintenance of an inventory of equipment and supplies as provided in this subsection. The director of the office of management and budget shall transfer any unobligated balance in the fund, in excess of one hundred twenty-five thousand dollars, to the state general fund at the end of each fiscal year.

2. The office of management and budget shall establish a state printing operating fund to be used for the procurement and maintenance of an inventory of printing equipment and supplies for the state departments and agencies.

3. The office of management and budget shall establish a state personnel training and development operating fund to be used for the coordination of employee training and career development data, supplies, equipment, and services and for providing or arranging necessary training and development programs to state departments and agencies. Funds in the state personnel training and development operating fund are appropriated on a continuing basis to the office of management and budget and may be spent for the purposes identified in this subsection. Any surplus in this fund in excess of twenty-five thousand dollars on June thirtieth of each year must be transferred to the state general fund.

4. The office of management and budget shall establish a facility management operating fund to be used for the salary and operations of the division of facility management. Rental fees collected pursuant to section 54-21-19 shall be deposited into the fund. The director of the office of management and budget shall transfer any unobligated balance in the fund to the state general fund at least once each biennium.

~~4~~5. Each office, agency, or institution provided with printing or personnel training services, unless exempted by law, shall pay to the office of management and budget a proportionate share of the cost of such service as determined by the director of the office of management and budget, based on actual costs and actual usage. The amounts paid to the office of management and budget by the various offices, agencies, and institutions must be deposited in the appropriate operating fund and must be expended in accordance with legislative appropriations.

SECTION 17. AMENDMENT. Section 57-51.1-07.5 of the North Dakota Century Code is amended and reenacted as follows:

57-51.1-07.5. State share of oil and gas taxes - Deposits. From the revenues designated for deposit in the state general fund under chapters 57-51 and 57-51.1, the state treasurer shall deposit the revenues received each biennium in the following order:

1. The first ~~two~~three hundred million dollars into the state general fund;

2. The next two hundred million dollars into the tax relief fund;

3. The next seventy-five million dollars into the budget stabilization fund, but not in an amount that would bring the balance in the fund to more than the limit in section 54-27.2-01;

4. The next ~~two~~three hundred million dollars into the state general fund;

5. The next ten million dollars into the lignite research fund;

6. The next fifteen million dollars into the state disaster relief fund, but not in an amount that would bring the unobligated balance in the fund to more than fifteen million dollars;

7. The next thirty million three hundred seventy-five thousand dollars, or the amount necessary to provide for the distributions under subsection 2 of section 57-51.1-07.7, into the municipal infrastructure fund;

8. The next four hundred million dollars into the strategic investment and improvements fund;

9. An amount equal to the deposit under subsection 7 into the county and township infrastructure fund;

10. The next one hundred sixty-nine million two hundred fifty thousand dollars or the amount necessary to provide a total of two hundred thirty million dollars into the funds designated for infrastructure development in non-oil-producing counties under sections 57-51.1-07.7 and 57-51.1-07.8 with fifty percent deposited into the municipal infrastructure fund and fifty percent deposited into the county and township infrastructure fund;

11. The next twenty million dollars into the airport infrastructure fund; and

12. Any additional revenues into the strategic investment and improvements fund.

SECTION 18. A new section to chapter 48-10 of the North Dakota Century Code is created and enacted as follows:

Space utilization studies -- Office space allocation -- Continuing appropriation. The capitol grounds planning commission shall:

1. Conduct a periodic comprehensive space utilization study of all executive, legislative, and judicial branch staff located within the facilities on the capitol grounds.

2. Develop a space allocation and design policy which will consider space equalization and maximize the effective use of public facilities in a cost-effective manner.

3. Allocate and assign office space in consultation with the director of the office of management and budget, based upon space utilization studies and the established policies, guidelines, standards, and procedures, to all executive, legislative, and judicial branch staff housed and working in facilities on the capitol grounds.

4. Include in developing standards and criteria to be used in making space allocations, considerations regarding equipment; work stations; private offices; conference rooms; reception areas; vaults; necessary arrangements of dividers, doors, and walls to increase adequate air circulation; telephones; lighting; and heating in the utilization of available space.

5. Be consulted, along with the office of management and budget, and the commission's approval obtained, before any change is made within any assigned and allocated space, and before any structural alteration is made.

6. Funds from the capitol building fund may be expended pursuant to section 48-10-02 for purposes of major interior changes, including new construction, remodeling, or renovation of any kind that are

proposed to the commission and approved pursuant to section 48-10-03.

SECTION 19. EMERGENCY. Section 6 of this Act is declared to be an emergency measure.

SECTION 20. REPEAL. Section 54-21-28 and 54-44.4-02.2 of the North Dakota Century Code are repealed.

GOVERNOR'S RECOMMENDATION FOR THE ADJUTANT GENERAL

SECTION 1. APPROPRIATION. 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, and from special funds derived from federal funds and other income, to the office of the adjutant general for the purpose of defraying the expenses of that agency, for the biennium beginning July 1, 2023 and ending June 30, 2025, as follows:

Subdivision 1.

NATIONAL GUARD

	Base Level	Adjustments or Enhancements	Appropriation
Salaries and Wages	$7,150,489	$863,887	$8,014,376
Operating Expenses	3,048,313	251,148	3,299,461
Capital Assets	224,046	47,700,000	47,924,046
Grants	210,916	374,776	585,692
Civil Air Patrol	309,125	80,188	389,313
Tuition, Recruiting, and Retention	3,042,235	0	3,042,235
Air Guard Contract	8,490,161	462,390	8,952,551
Army Guard Contract	48,203,473	4,141,275	52,344,748
Veterans' Cemetery	1,325,998	83,119	1,409,117
Reintegration Program	925,524	(1,830)	923,694
Total All Funds	$72,930,280	$53,954,953	$126,885,233
Less Estimated Income	56,326,564	50,215,365	106,541,929
Total General Fund	$16,603,716	$ 3,739,588	$20,343,304

Subdivision 2.

DIVISION OF EMERGENCY SERVICES

	Base Level	Adjustments or Enhancements	Appropriation
Salaries and Wages	$12,232,240	$2,870,619	$15,102,859
Operating Expenses	6,502,334	1,313,233	7,815,567
Capital Assets	0	960,000	960,000
Grants	14,550,000	13,240,000	27,790,000
Disaster Costs	48,985,736	25,311,488	74,297,224
Total All Funds	$82,270,310	$43,695,340	$125,965,650
Less Estimated Income	75,991,794	40,915,120	116,906,914
Total General Fund	$6,278,516	$2,780,220	$9,058,736

Subdivision 3.

BILL TOTAL

	Base Level	Adjustments or Enhancements	Appropriation
Grand Total General Fund	$22,882,232	$6,519,808	$29,402,040
Grant Total Special	132,318,358	91,130,485	223,448,843

Funds			
Grant Total All Funds	$155,200,590	$97,650,293	$252,850,883
Full-Time Equivalent Positions	222.00	11.00	233.00

SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-EIGHTH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixty- seventh legislative assembly for the 2021-23 biennium and the 2023-25 one-time funding items included in the appropriation in section 1 of this Act:

One-Time Funding Description	2021-23	2023-25
NDNG Andover Upgrade	$320,000	$0
ND Operations, Maintenance and Repair	1,000,000	0
Fargo Readiness Center Equipment	100,000	0
Dickinson Readiness Center	15,500,000	10,300,000
Line of Command Bridge Training Site	6,000,000	0
Emergency Response Equipment	660,000	660,000
Wildfire Loan Authority	2,500,000	0
DES Consumables	100,000	0
Hangar Purchase in Minot	0	60,000
State Radio Consoles	0	300,000
Leave Retirement Payout	0	275,000
SIRN Equipment	0	2,700,000
Camp Grafton Training Facility	0	9,000,000
Camp Grafton Billets	0	6,000,000
Storm Act	0	1,000,000
Military Museum	0	20,000,000
Total All Funds	$26,180,000	$50,295,000
Total Special Funds	25,950,000	49,535,000
Total General Fund	$230,000	$760,000

The 2023-25 one-time funding amounts are not a part of the entity's base budget for the 2025-27 biennium. The adjutant general shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 3. VETERANS' CEMETERY MAINTENANCE FUND - APPROPRIATION. In addition to the amount appropriated to the adjutant general in the veterans' cemetery line item in subdivision 1 of section 1 of this Act, there is appropriated any additional funds which are received and deposited in the veterans' cemetery maintenance fund pursuant to sections 37-03-14 and 39-04-10.10 for the operation of the North Dakota veterans' cemetery for the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 4. MAINTENANCE AND REPAIRS - TRANSFERS. The adjutant general may transfer to the operating expenses and capital assets line items contained in section 1 of this Act up to the sum of $500,000 from the various other line items contained in section 1 of this Act, as determined necessary by the adjutant general to provide for the maintenance and repair of state-owned armories in this state during the biennium beginning July 1, 2023 and ending June 30, 2025. Any amounts transferred pursuant to this section must be reported to the director of the office of management and budget.

SECTION 5. EXEMPTION. Any amounts carried over from the strategic investment and improvements fund pursuant to section 12 of chapter 16 of the 2021 Session Laws which are unexpended as of June 30, 2023, are not subject to section 54-44.1-11 and any unexpended funds from this appropriation may be used for computer-aided dispatch equipment during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 6. EXEMPTION. The amount appropriated in the tuition, recruiting, and retention line item in subdivision 1 of section 1 of chapter 16 of the 2021 Session Laws is not subject to section 54-44.1-11, and any unexpended funds from this appropriation may be used to provide tuition assistance, recruiting and retention incentives to eligible current and former members of the North Dakota national guard during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 7. EXEMPTION. The amount of $80,000 of general funds and $240,000 of federal funds appropriated for the Fraine Barracks automation system in subdivision 1 of section 1 of chapter 16 of the 2021 session laws is not subject to 54-44.1-11 and any unexpended funds from this appropriation may be used to complete the automation system project during the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 8. EXEMPTION. The amount of $15,500,000 of federal funds appropriated for the construction of the Dickinson Readiness Center in subdivision 1 of section 1 of chapter 16 of the 2021 session laws is not subject to 54-44.1-11 and any unexpended funds from this appropriation may be used to complete the Dickinson Readiness Center project during the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 9. EXEMPTION. The amount of $6,000,000 of federal funds appropriated for the line of communication bridge training site in subdivision 1 of section 1 of chapter 16 of the 2021 session laws is not subject to 54-44.1-11 and any unexpended funds from this appropriation may be used to complete the line of communication bridge project during the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 10. EXEMPTION. Any amounts carried over from the National Guard training area and facility development trust fund and the strategic investment and improvements fund pursuant to section 3 and section 14 of chapter 16 of the 2021 Session Laws for the Camp Grafton expansion is not subject to section 54-44.1-11 and any unexpended funds from this appropriation may be used to continue forward with expansion of Camp Grafton during the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 11. EXEMPTION. Any amounts carried over from the COVID-19 Response line item pursuant to subdivision 7 of section 1 of chapter 27 of the 2021 Session Laws is not subject to section 54-44.1-11 and any unexpended funds from this appropriation may be used for the purpose of defraying COVID-19 and other expenses during the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 12. EXEMPTION. Any amounts carried over from the COVID-19 Response line item pursuant to subdivision 7 of section 2 of chapter 28 of the 2021 Session Laws is not subject to section 54-44.1-11 and any unexpended funds from this appropriation may be used for the purpose of defraying COVID-19 and other expenses during the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 13. EXEMPTION. Any amounts carried over from the COVID-19 Response line item pursuant to emergency commission approval of request number 2047 on September 10, 2021 is not subject to section 54-44.1-11 and any unexpended funds from this appropriation may be used for the purpose of defraying COVID- 19 and other expenses during the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 14. EXEMPTION. Any amounts carried over from the American Rescue Plan Act (ARPA) line item pursuant to subsection 24 of section 1 of chapter 550 of the 2021 special session laws is not subject to section 54-44.1-11 and any unexpended funds from this appropriation may be used for the purpose of replacing the state active-duty software and maintenance during the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 15. EXEMPTION. Any amounts carried over from the American Rescue Plan Act (ARPA) line item pursuant to subsection 31 of section 1 of chapter 550 of the 2021 special session laws is not subject to section 54-44.1-11 and any unexpended funds from this appropriation may be used for the purpose of enhancing housing at Camp Grafton during the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 16. TRANSFER – LEGACY EARNINGS FUND – ONE-TIME FUNDING. The office of management and budget shall transfer $29,000,000 from the legacy earnings fund to the North Dakota adjutant general, of which, $20,000,000 is for the construction of a military museum and $9,000,000 for the construction of a training facility at Camp Grafton, for the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 17. TRANSFER – STRATEGIC INVESTMENT AND IMPROVEMENTS FUND – ONE-TIME FUNDING. The office of management and budget shall transfer $16,000,000 from the strategic investment and improvements fund to the North Dakota adjutant general, of which, $6,000,000 is to go towards the construction of billets at Camp

Grafton and $10,000,000 for the completion of the Dickinson readiness center, for the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 18. CAMP GRAFTON EXPANSION - LEGISLATIVE INTENT. It is the intent of the sixty- eighth legislative assembly that:

1. The adjutant general contract for the purchase or long-term lease of land for the camp Grafton expansion, including the purchase of no more than one thousand six hundred acres and the long-term lease of the remainder, not to exceed six thousand acres in total.

2. The adjutant general not use eminent domain for the expansion of camp Grafton.

SECTION 19. NORTH DAKOTA MILITARY MUSEUM. The adjutant general may accept funds, including private and federal, to match state funds for the construction of a North Dakota military museum during the period beginning with the effective date of this Act, and ending June 30, 2027. The adjutant general, with the approval of the governor, has entered into an agreement with the state historical society for the construction of a new facility, the renovation of an existing property, and the operations and maintenance of a military museum. The funding provided in this section is considered a one-time funding item.

SECTION 20. APPROPRIATION – TRANSFER – VETERANS' CEMETERY TRUST FUND – ONE-TIME FUNDING. There is appropriated moneys in the general fund in the state treasury, the unexpended funds of $26,656 available for the payment of adjusted compensation to veterans that was required to be transferred to the veterans' cemetery trust fund during the biennium 2019-2021 pursuant to section 12 of chapter 41 of the 2019 Session Laws.

SECTION 21. EMERGENCY. Section 6 and 19 of this Act is declared to be an emergency measure.

GOVERNOR'S RECOMMENDATION FOR THE GAME AND FISH DEPARTMENT

SECTION 1. APPROPRIATION. The funds provided in this section, or so much of the funds as may be necessary, are appropriated out of any moneys in the game and fish fund in the state treasury, not otherwise appropriated, and from special funds derived from federal funds and other income, to the game and fish department for the purpose of defraying the expenses of the game and fish department, for the biennium beginning July 1, 2023 and ending June 30, 2025, as follows:

	Base Level	Adjustments or Enhancements	Appropriation
Salaries and Wages	$33,741,592	$5,710,239	$39,451,831
Operating Expenses	16,276,782	1,662,055	17,938,837
Capital Assets	6,774,770	1,791,891	8,566,661
Grants – Game and Fish	8,923,343	1,166,633	10,089,976
Shooting Sports Grant Program	250,000	0	250,000
Land Habitat and Deer Depredation	17,995,597	8,962,358	26,957,955
Noxious Weed Control	725,000	0	725,000
Missouri River Enforcement	296,999	22,270	319,269
Grants-Gift-Donation	670,133	17,912	688,045
Nongame Wildlife Conservation	100,000	0	100,000
Aquatic Nuisance Species	1,509,009	1,459,604	2,968,613
Lonetree Reservoir	1,818,409	380,005	2,198,414
Wildlife Services	500,000	0	500,000
Total Special Funds	$89,581,634	$21,172,967	$110,754,601
Full-time Equivalent Positions	164.00	8.00	172.00

SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-NINTH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time

funding items approved by the sixty- seventh legislative assembly for the 2021-23 biennium and the 2023-25 biennium one-time funding items included in the appropriation in section 1 of the Act:

One-Time Funding Description	2021-23	2023-25
Red River basin wildlife and water quality program	$500,000	$0
Additional PLOTS payments	1,485,000	0
State radio equipment	801,500	0
Operating expenses	0	81,655
Equipment over $5,000	0	267,000
Aquatic Nuisance lab and storage facility	0	850,000
Bunkhouse Improvements	0	350,000
Car video system and body cameras	0	550,000
Dam repairs	0	380,000
Pond liners	0	1,000,000
Total special funds	$2,786,500	$3,478,655

The 2023-25 biennium one-time funding amounts are not a part of the entity's base budget for the 2025-27 biennium. The game and fish department shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 3. GRANTS, GIFTS, AND DONATIONS LINE. The grants, gifts, and donations line item in section 1 of this Act includes up to $100,000 received by the game and fish department for surface damage, easements, or reclamation on department owned or managed properties as a result of mineral exploration and extraction activities.

SECTION 4. LINE ITEM TRANSFER AUTHORITY. Notwithstanding section 54-16-04, the director of the office of management and budget shall transfer up to $2,000,000 of appropriation authority between the operating expenses, capital assets, and grants -game and fish line items in section 1 of this Act as requested by the game and fish department during the biennium beginning July 1, 2023 and ending June 30, 2025. The game and fish department shall notify the legislative council of any transfers made pursuant to this section.

SECTION 5. CONTINGENT APPROPRIATION AND FULL-TIME EQUIVALENT POSITIONS - RECOVERING AMERICA'S WILDLIFE ACT. Subject to the provisions of this section, there is appropriated out of other funds in the state treasury, not otherwise appropriated, the sum of $27,150,000, or so much of the sum as may be necessary, and seven full-time equivalent positions to the Game and Fish Department for Recovering America's Wildlife Act for the biennium beginning July 1, 2023 and ending June 30, 2025. The funding and positions authorized in this section are available only upon passage of the Recovering America's Wildlife Act.

GOVERNOR'S RECOMMENDATION FOR THE STATE HISTORICAL SOCIETY

SECTION 1. APPROPRIATION. 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, and from special funds derived from federal funds and other income, to the state historical society for the purpose of defraying the expenses of that agency, for the biennium beginning July 1, 2023 and ending June 30, 2025, as follows:

	Base Level	Adjustments or Enhancements	Appropriation
Salaries and wages	$15,791,624	$ 2,291,262	$18,082,886
Operating expenses	4,473,663	1,952,168	6,425,831
Capital assets	1,251,015	7,134,913	8,385,928
Grants	600,000	1,203,340	1,803,340
Cultural heritage grants	500,000	0	500,000
America's 250th	0	1,000,000	1,000,000
Exhibits	0	595,000	595,000
Total all funds	$22,616,302	$14,176,683	$36,792,985
Less estimated income	3,229,952	10,354,920	13,584,872

Total general fund	$19,386,350	$ 3,821,763	$23,208,113
Full-time equivalent positions	78.75	4.75	83.50

SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-EIGHTH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixty- seventh legislative assembly for the 2021-23 biennium and the 2023-25 one-time funding items included in the appropriation in section 1 of this Act:

One-Time Funding Description	2019-23	2021-25
Historic site and extraordinary repairs	$4,200,000	$ 6,751,500
State archives digital repository upgrade	25,000	0
Exhibits	0	670,000
Inflationary operating expenses	0	120,795
GIS remote access upgrade	0	250,000
Preservation workflow update	0	236,044
Digital interactive initiative	0	425,000
Medora area planning	0	2,150,000
America’s 250th celebration planning	0	1,000,000
Historic revitalization grant	0	750,000
Underserved community grant	0	125,000
Digital humanities grant	0	30,000
Total all funds	$4,225,000	$12,508,339
Less estimated income	0	10,351,500
Total general fund	$4,225,000	$ 2,156,839

The 2023-25 one-time funding amounts are not a part of the entity's base budget for the 2025-27 biennium. The historical society shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 3. REVOLVING FUND - APPROPRIATION. All fees collected by the state historical society and deposited in the revolving fund established pursuant to section 55-03-04 are appropriated to the state historical society for the purposes provided in chapter 55-03, for the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 4. GIFTS, GRANTS, AND BEQUESTS - APPROPRIATION. All gifts, grants, devises, bequests, donations, and assignments received by the state historical society and deposited with the state treasurer pursuant to section 55-01-04 are appropriated to the state historical society for the purposes provided in section 55-01-04, for the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 5. ESTIMATED INCOME - DEPARTMENT OF TRANSPORTATION GRANT. The estimated income line item in subdivision 3 of section 1 of this Act, includes $100,000 of grant funding from the department of transportation for the purpose of defraying expenses for the Lewis and Clark interpretive center.

SECTION 6. EXEMPTION – AMERICAN RESCUE PLAN ACT (ARPA). Section 54-44.1-11 does not apply to any amounts carried over from the American Rescue Plan Act (ARPA) pursuant to subsection 5 of section 2 of chapter 548 of the 2021 special session laws, and any unexpended funds from this appropriation may be used for the purpose of deferred maintenance and extraordinary repair projects during the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 7. ESTIMATED INCOME – STRATEGIC INVESTMENT AND IMPROVEMENTS FUND – ONE TIME FUNDING. The estimated income line item in section 1 of this Act includes the sum of $9,346,500 from the strategic investment and improvements fund, of which $6,751,500 is for critical repairs to historic site structures, $2,000,000 is for capital project planning for Medora, $595,000 to create new and repair existing exhibits. This funding is considered a one-time funding item.

SECTION 8. AMENDMENT. Section 55-03-01 of the North Dakota Century Code is amended and reenacted as follows:

55-03-01. Permit required to investigate, evaluate, or mitigate adverse effect on cultural resources, historic buildings, structures, or objects - Application - Fee.

Any person, corporation, or other business entity, engaged in identifying, evaluating, or mitigating adverse effects on cultural resources, historic buildings, structures, or objects on any lands in North Dakota, under ~~section 106 of the National Historic Preservation Act of 1966 [Pub. L. 89-665; 80 Stat. 915; 16 U.S.C. 470, as amended by Pub. L. 91-243, Pub. L. 93-54, Pub. L. 94-422, and Pub. L. 94-458],~~ 36 CFR 800, or ~~subdivision u of subsection 1 of section 38-14.1-14,~~any and all applicable state law, shall obtain an annual permit from the director of the state historical society. The permit application must be in the form prescribed by the director. Each application must be accompanied by a filing fee ~~of one hundred dollars~~ as scheduled and set by the director of the agency. The director may waive the fee requirement if the applicant is an instrumentality of the state. Following issuance of the annual permit, the permittee shall submit to the state historical society payment in the amount ~~of fifty dollars~~ as scheduled and set by the director of the agency with every cultural resources identification, monitoring report, evaluation, and mitigation report submitted to the director in compliance with the federal and state statutory and regulatory requirements identified in this section. A permittee submitting a report on behalf of a nonprofit corporation formed under chapter 10-33 does not have to pay the fee for filing the report.

SECTION 9. AMENDMENT. Section 55-03-01.1 of the North Dakota Century Code is amended and reenacted as follows:

55-03-01.1. Permit required to investigate, excavate, or otherwise record cultural resources on land owned by an instrumentality of the state and to excavate cultural resources on private land.

Any person engaged in the investigation, excavation, or other recording of cultural resources on land owned by an instrumentality of the state or in the excavation of cultural resources on private land for any purposes other than those identified in section 55-03-01 first shall obtain a permit from the director. A permit may be granted only for the investigation, excavation, or other recording of cultural resources at the locations described in the application for permit. Each application must be accompanied by a fee ~~of one hundred dollars~~ schedule as set by the director of the agency, unless the fee is waived, at the discretion of the director.

GOVERNOR'S RECOMMENDATION FOR THE PARKS AND RECREATION DEPARTMENT

SECTION 1. APPROPRIATION. 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, and from special funds derived from federal funds and other income, to the parks and recreation department for the purpose of defraying the expenses of the parks and recreation department and for providing a grant to the International Peace Garden, for the biennium beginning July 1, 2023 and ending June 30, 2025, as follows:

Subdivision 1.

PARKS AND RECREATION DEPARTMENT

	Base Level	Adjustments or Enhancements	Appropriation
Administration	$2,765,070	$266,324	$3,031,394
Parks Operations and Maintenance	21,155,523	30,493,922	51,649,445
Recreation	11,126,162	10,107,338	21,233,500
Total All Funds	$35,046,755	$40,867,584	$75,914,340
Less Estimated Income	22,599,593	39,555,340	62,154,933
Total General Fund	$12,447,162	$1,312,244	$13,759,406
Full-Time Equivalent Positions	57.75	8.25	66.00

Subdivision 2.

INTERNATIONAL PEACE GARDEN

	Base Level	Adjustments or Enhancements	Appropriation
Peace Garden	$876,329	$0	$876,329
Total All Funds	$876,329	0	876,329
Less Estimated Income	0	0	0
Total General Fund	$876,329	$0	$876,329

BILL TOTAL

	Base Level	Adjustments or Enhancements	Appropriation
Grand Total All Fund	$35,923,084	$40,867,585	$76,790,669
Less Estimated Income	22,599,593	39,555,340	62,154,933
Total General Funds	$13,323,491	$1,312,244	$14,635,735

SECTION 2. ONE-TIME FUNDING. The following amounts reflect the one-time funding items approved by the sixty-seventh legislative assembly for the 2021-23 biennium and the 2023-2 biennium one-time funding items included in the appropriation in section 1 of this Act:

One-Time Funding Description	2021-23	2021-23
Deferred Maintenance and Capital Projects	$7,900,000	$10,000,000
IPG Capital Projects	3,000,000	0
Parks Matching Grants	1,632,800	3,000,000
Trail Lease Renewals	200,000	0
Fort Lincoln Viewshed Lease	50,000	0
Park Cabins	0	9,375,000
Pembina Gorge Campground Construction	0	8,000,000
City, County and Tribal Park System Grants	0	6,000,000
Lake Metigoshe	0	750,000
Total All Funds	$12,782,800	$37,125,000
Less Estimated Income	$12,532,800	$37,125,000
Total General Fund	$250,000	$0

The 2023-25 one-time funding amounts are not a part of the entity's base budget for the 2025-27 biennium. The parks and recreation department shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 3. GAME AND FISH OPERATING FUND - TRANSFER - BOAT RAMP OPERATION AND MAINTENANCE. The sum of $122,000 or so much of the sum as may be necessary, included in the park operations and maintenance line item in subdivision 1 of section 1 of this Act, is from the game and fish operating fund, or federal or other funds available to the game and fish department, and must be transferred to the parks and recreation department for maintenance, operating, and extraordinary repairs expenses relating to boat ramps at state parks for the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 4. ADDITIONAL INCOME - APPROPRIATION. In addition to the amounts appropriated in section 1 of this Act, any additional federal or other funds that become available are appropriated to the parks and recreation department for the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 5. ESTIMATED INCOME - LEGACY EARNINGS FUND. The estimated income line item in subdivision 1 of section 1 of this Act includes the sum of $9,375,000 from the legacy earnings fund for defraying expenses for building cabins.

SECTION 6. ESTIMATED INCOME - STRATEGIC INVESTMENT AND IMPROVEMENT FUND. The estimated income line item in subdivision 1 of section 1 of this Act includes the sum of $21,250,000 from the strategic investment and improvement fund for defraying expenses for deferred maintenance, capital projects and parks grants.

SECTION 7. EXEMPTION. Any funds remaining in the international peace garden line for repair of the peace tower at the International Peace Garden, in subdivision 2 of section 30 of chapter 15 of the 2013 Session Laws is not subject to section 54-44.1-11 and any unexpended funds are available for capital projects and equipment during the biennium beginning July 1, 2023 and ending June 30, 2025. Funding available for use by the International Peace Garden in this section will be subject to the International Peace Garden raising one to one matching funds from non-state of North Dakota sources consistent with the 2013 North Dakota legislative language. The parks and recreation department shall review and accept engineering proposals and specifications before committing additional funds to the project and shall assist with bidding and construction of any work associated with this section.

SECTION 8. EXEMPTION. Any funds remaining for trail lease renewals and construction or purchasing trail easements in subdivision 1 of chapter 19 of 2021 Session Laws is not subject to section 54-44.1-11 and any unexpended funds are available for trail lease renewals during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 9. EXEMPTION. Any funds remaining for extraordinary repairs in subdivision 1 of section 1 of chapter 44 of 2019 Session Laws is not subject to section 54-44.1-11 and any unexpended funds are available for extraordinary repairs during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 10. EXEMPTION. Any funds remaining for parks capital projects and International Peace Garden capital projects in subdivision 1 of section 1 chapter 44 of 2019 Session Laws is not subject to section 54-44.1-11 and any unexpended funds are available for capital projects during the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 11. CITY, COUNTY AND TRIBAL GRANT PROGRAM. The department of parks and recreation is authorized to use up to $6,000,000, or however much is available, from the strategic investment and improvements fund for city, county and tribal grant program. No entity can receive more than $750,000.

GOVERNOR'S RECOMMENDATION FOR THE DEPARTMENT OF WATER RESOURCES

SECTION 1. APPROPRIATION. The funds provided in this section, or so much of the funds as may be necessary, are appropriated from special funds derived from federal funds and other income, to the department of water resources for the purpose of defraying the expenses of the department of water resources, for the biennium beginning July 1, 2023, and ending June 30, 2025, as follows:

	Base Level	Adjustments or Enhancements	Appropriation
Salaries And Wages	$20,537,867	$3,272,011	$23,809,878
Operating Expenses	43,366,550	16,112,518	59,479,068
Capital Assets	98,467,437	73,928,907	172,396,344
Project Carryover	0	0	0
Water Supply - Grants	125,000,000	145,000,000	270,000,000
Rural Water Supply - Grants	59,600,000	(24,600,000)	35,000,000
Fargo Area Flood Control (Including the Fargo Moorhead Diversion)	0	0	0
Mouse River Flood Control	0	0	0
Flood Control Projects (Other Than Fargo Area Flood Control Including the Fargo Moorhead Diversion)	48,000,000	67,000,000	115,000,000
General Water - Grants	14,227,275	6,000	14,233,275
Discretionary Fund for Water Projects	0	5,000,000	5,000,000
Total Special Funds	$409,199,129	$285,719,436	$694,918,565
Full-Time Equivalent Positions	90.00	3.00	93.00

SECTION 2. ONE-TIME FUNDING. The following amounts reflect the one-time funding items approved by the sixty-seventh legislative assembly for the 2021-23 biennium and the

2023-25 one-time funding items included in the grand total appropriation in section 1 of this Act:

One-Time Funding Description	2021-23	2023-25
Line Of Credit – Bank of North Dakota	$50,000,000	$0
Basinwide Plan Implementation	1,100,000	0
Discretionary Fund	6,000,000	5,000,000
Mouse River Flood Control	74,500,000	0
Water Infrastructure Projects	75,000,000	265,269,696
Information Technology Costs	0	1,605,645
Equipment	0	3,600,000
Airborne Electromagnetic Survey	0	750,000
Navigability Study	0	180,000
Inflationary Increases	0	298,180
Total Special Funds	$206,600,000	$276,703,521

SECTION 3. ADDITIONAL INCOME - APPROPRIATION. In addition to the amounts included in the estimated income line item in section 1 of this Act, any additional amounts in the resources trust fund that become available are appropriated to the department of water resources for the purpose of defraying the expenses of that agency, for the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 4. EXEMPTION - GRANTS - APPLICATION - WATER-RELATED PROJECTS - CARRYOVER AUTHORITY. Section 54-44.1-11 does not apply to funding for grants or water-related projects included in the capital assets, water supply – grants, rural water supply – grants, flood control projects, and general water – grants line items in section 1 of chapter 20 of the 2021 Session Laws and section 9 of Chapter 80 of the 2021 Session Laws. Any unspent funds from these appropriations may be continued into the 2023-25 biennium. Any funds continued may be expended only for the purpose for which it was originally appropriated. The department of water resources may seek emergency commission and budget section approval under section 54-16-04.2 to increase carryover spending authority of funds appropriated in the 2021-23 biennium into the 2023- 25 biennium.

SECTION 5. APPROPRIATION - RESOURCES TRUST FUND - LOAN REPAYMENT. There is appropriated out of any moneys in the water project stabilization fund in the state treasury, not otherwise appropriated, the sum of $30,000,000, or so much of the sum as may be necessary, to the department of water resources for the purpose of repayment of loans issued by the Bank of North Dakota to the western area water supply authority.

SECTION 6. DEPARTMENT OF WATER RESOURCES DISCRETIONARY FUNDING. The discretionary fund appropriated to the department of water resources in section 1 of this Act may be used for the purpose of providing discretionary funds for water project grants and capital assets, for the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 7. LINE ITEM TRANSFERS. The director of the department of water resources may transfer between the salaries and wages, operating, capital assets, water supply – grants, rural water supply – grants, flood control projects and general water – grants line items in Section 1 of this Act when it is cost-effective for construction of water projects. The director of the department of water resources shall notify the office of management and budget of any transfers made pursuant to this section.

GOVERNOR'S RECOMMENDATION FOR WORKFORCE SAFETY AND INSURANCE

SECTION 1. APPROPRIATION. The funds provided in this section, or so much of the funds as may be necessary, are appropriated from special funds derived from the workforce safety and insurance fund in the state treasury, not otherwise appropriated, to workforce safety and insurance, for the biennium beginning July 1, 2023 and ending June 30, 2025, as follows:

	Base Level	Adjustments or Enhancements	Appropriation
Workforce Safety and Insurance	$62,122,928	$13,602,027	$75,724,955

Operations			
Total Special Funds	$62,122,928	$13,602,027	$75,724,955
Full-time Equivalent Positions	260.14	(0.00)	260.14

SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-NINTH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixty- seventh legislative assembly for the 2021-23 biennium and the 2023-25 one-time funding items included in the appropriation of section 1 of this Act:

One-Time Funding Description	2021-23	2023-25
CAPS Software Replacement Project	$7,500,000	$4,950,000
Extranet Computer Project	3,050,000	1,830,000
Building Energy Updates	514,000	0
Total Other Funds	$11,064,000	$6,780,000

The 2023-25 one-time funding amounts are not a part of the entity's base budget for the 2025-27 biennium. The workforce safety and insurance agency shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023 and ending June 30, 2025.

GOVERNOR'S RECOMMENDATION FOR THE RETIREMENT AND INVESTMENT OFFICE

SECTION 1. APPROPRIATION. The funds provided in this section, or so much of the funds as may be necessary, are appropriated out of any moneys from special funds derived from income for the purpose of defraying their expenses, for the biennium beginning July 1, 2023, and ending June 30, 2025, as follows:

	Base Level	Adjustments or Enhancements	Appropriation
Salaries and Wages	$6,860,839	$1,883,309	$8,744,148
Operating Expenses	1,248,528	1,321,819	2,570,347
Contingencies	100,000	0	100,000
Total All Funds	$8,209,367	$3,205,128	$11,414,495
Less Estimated Income	8,209,367	3,205,128	11,414,495
Total General Fund	$0	$0	$0
Full-time Equivalent Positions	25.00	0.00	25.00

SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET – REPORT TO SIXTY-NINTH LEGISLATIVE ASSEMBLY. The following amounts reflect the 2023-25 one-time funding items included in the appropriation in section 1 of this Act:

One-Time Funding Description	2021-23	2023-25
PASS project	$0	$574,900
Total Special Funds	$0	$574,900

The 2023-25 one-time funding amounts are not a part of the entity's base budget for the 2025-27 biennium. The retirement and investment office shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 3. APPROPRIATION LINE ITEM TRANSFERS. Upon approval of the state investment board, the retirement and investment office may transfer from their contingency line item in section 1 of this Act to all other line items. The agency shall notify the office of management and budget of each transfer made pursuant to this section.

SECTION 4. EXEMPTION. The amount appropriated in section 1 of chapter 47 of the 2019 session laws for the pension administration system project is not subject to section 54-44.1-11 and any unexpended funds are available for completing the project during the biennium beginning July 1, 2023 and ending June 30, 2025.

GOVERNOR'S RECOMMENDATION FOR THE PUBLIC EMPLOYEES RETIREMENT SYSTEM

SECTION 1. APPROPRIATION. The funds provided in this section, or so much of the funds as may be necessary, are appropriated out of any moneys from special funds derived from income for the purpose of defraying their expenses, for the biennium beginning July 1, 2023, and ending June 30, 2025, as follows:

	Base Level	Adjustments or Enhancements	Appropriation
Salaries and Wages	$7,209,060	$1,792,119	$9,001,179
Operating Expenses	2,396,236	275,101	2,671,337
Contingencies	250,000	0	250,000
Total All Funds	$9,855,296	$2,067,220	$11,922,516
Less Estimated Income	9,855,296	2,067,220	11,922,516
Total General Fund	$0	$0	$0
Full-time Equivalent Positions	35.50	4.00	39.50

SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-NINTH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixty- seventh legislative assembly for the 2021-23 biennium and the 2023-25 one-time funding items included in the appropriation in section 1 of this Act:

One-Time Funding Description	2021-23	2023-25
Upgrade for Benefit Enrollment System	$104,500	$0
Upgrade Perslink to BPM	257,600	0
Closure of Defined Benefit Plan	0	203,000
Additional Development Resources	0	125,000
Total Special Funds	$362,100	$328,000

The 2023-25 one-time funding amounts are not a part of the entity's base budget for the 2025-27 biennium. The public employees retirement system shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023 and ending June 30, 2025.

SECTION 3. APPROPRIATION LINE ITEM TRANSFERS. Upon approval of the board, the public employees retirement system may transfer from their contingency line item in section 1 of this Act to all other line items. The agency shall notify the office of management and budget of each transfer made pursuant to this section.

SECTION 7. CONTINGENT APPROPRIATION. Section 1 of this Act includes a contingent appropriation of $809,110, and contingent authority for two FTE positions effective only if the sixty-eight legislative assembly approves legislation to close the defined benefit plan.

GOVERNOR'S RECOMMENDATION FOR THE ETHICS COMMISSION

SECTION 1. APPROPRIATION. 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 ethics commission for the purpose of defraying the expenses of that agency, for the biennium beginning July 1, 2023 and ending June 30, 2025, as follows:

	Base Level	Adjustments or Enhancements	Appropriation
Ethics Commission	$623,984	$584,149	$1,208,133
Total General Fund	$623,984	$584,149	$1,208,133
Full-time Equivalent Positions	1.00	2.00	3.00

SECTION 2. ONE-TIME FUNDING. The following amounts reflect the 2023-25 biennium one-time funding items included in the appropriation in section 1 of this Act:

One-Time Funding Description	2021-23	2023-25
Information Technology Costs	$0	$1,825
Total General Fund	$0	$1,825

GOVERNOR'S RECOMMENDATION FOR 2021-23 SUPPLEMENTAL APPROPRIATIONS

SECTION 1. APPROPRIATION. 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 stated departments and institutions of the state of North Dakota for the purpose of defraying their expenses for the period beginning with the effective date of this Act, and ending June 30, 2023, as follows:

Subdivision 1.

OFFICE OF MANAGEMENT AND BUDGET

Judgment Expenses	$765
Total General Fund Appropriation	$765

Subdivision 2.

OFFICE OF THE ATTORNEY GENERAL

Prosecution Witness Fees	$75,000
Total General Fund Appropriation	$75,000

Subdivision 3.

ETHICS COMMISSION

Special Assistant Attorney General Fees	$72,000
Relocation Costs	25,000
Total General Fund Appropriation	$97,000

Subdivision 4.

UNIVERSITY OF NORTH DAKOTA

Reimbursement for Fraudulent Payments	$430,101
Total General Fund Appropriation	$430,101

Subdivision 5.

DAKOTA COLLEGE AT BOTTINEAU

CREAM Program	$99,768
Total General Fund Appropriation	$99,768

Subdivision 6.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Medicaid Cost and Caseload	$310,000,000
Total General Fund Appropriation	$25,000,000
Total Federal Fund Appropriation	$285,000,000

Subdivision 7.

ADJUTANT GENERAL

Loan Repayment – Disaster Costs	$904,203
Loan Repayment – Protest Response Costs	13,652,321
Total General Fund Appropriation	$14,556,524

Subdivision 8.

DEPARTMENT OF AGRICULTURE

Loan Repayment – Emergency Feed Transportation Program	$1,700,000
Total General Fund Appropriation	$1,700,000
Grand Total General Fund	$41,959,158
Grand Total Federal Fund	285,000,000
Grand Total All Funds	$326,959,158

SECTION 2. EMERGENCY. This Act is declared to be an emergency measure.

BENEDICTION

The benediction was given by North Dakota National Guard Chaplain, Colonel David Johnson.

LT. GOVERNOR MILLER APPOINTED Major General Alan Dohrmann to escort Governor Doug Burgum and First Lady Kathryn Burgum from the House chamber.

MOTION

REP. BOSCH MOVED that the Joint Session be dissolved, which motion prevailed.

FIRST READING OF HOUSE BILLS

Appropriations Committee introduced:

HB 1001: A BILL for an Act to provide an appropriation for defraying the expenses of the legislative branch of state government; to provide for application, transfer, and cancellation of unexpended appropriations; and to declare an emergency.

Was read the first time and referred to the **Appropriations Committee**.

Appropriations Committee introduced:

HB 1002: A BILL for an Act to provide an appropriation for defraying the expenses of the judicial branch; to provide for transfers; and to provide an exemption.

Was read the first time and referred to the **Appropriations Committee**.

Appropriations Committee introduced:

HB 1003: A BILL for an Act to provide an appropriation for defraying the expenses of the North Dakota university system; to provide for a report; and to provide an exemption.

Was read the first time and referred to the **Appropriations Committee**.

Appropriations Committee introduced:

HB 1004: A BILL for an Act to provide an appropriation for defraying the expenses of the public health division of the department of health and human services.

Was read the first time and referred to the **Appropriations Committee**.

Appropriations Committee introduced:

HB 1005: A BILL for an Act to provide an appropriation for defraying the expenses of the Indian affairs commission.

Was read the first time and referred to the **Appropriations Committee**.

Appropriations Committee introduced:

HB 1006: A BILL for an Act to provide an appropriation for defraying the expenses of the North Dakota aeronautics commission.

Was read the first time and referred to the **Appropriations Committee**.

Appropriations Committee introduced:

HB 1007: A BILL for an Act to provide an appropriation for defraying the expenses of the veterans' home.

Was read the first time and referred to the **Appropriations Committee**.

Appropriations Committee introduced:

HB 1008: A BILL for an Act to provide an appropriation for defraying the expenses of the department of financial institutions.

Was read the first time and referred to the **Appropriations Committee**.

Appropriations Committee introduced:

HB 1009: A BILL for an Act to provide an appropriation for defraying the expenses of the state fair association.

Was read the first time and referred to the **Appropriations Committee**.

Appropriations Committee introduced:
HB 1010: A BILL for an Act to provide an appropriation for defraying the expenses of the council on the arts.
Was read the first time and referred to the **Appropriations Committee**.

Appropriations Committee introduced:
HB 1011: A BILL for an Act to provide an appropriation for defraying the expenses of the highway patrol; and to provide for a transfer.
Was read the first time and referred to the **Appropriations Committee**.

Appropriations Committee introduced:
HB 1012: A BILL for an Act to provide an appropriation for defraying the expenses of the department of transportation; and to provide an exemption.
Was read the first time and referred to the **Appropriations Committee**.

Appropriations Committee introduced:
HB 1013: A BILL for an Act to provide an appropriation for defraying the expenses of the commissioner of university and school lands; and to provide for distributions from permanent funds.
Was read the first time and referred to the **Appropriations Committee**.

Appropriations Committee introduced:
HB 1014: A BILL for an Act to provide an appropriation for defraying the expenses of the industrial commission and the agencies under its control; to provide for a transfer; and to provide an exemption.
Was read the first time and referred to the **Appropriations Committee**.

Appropriations Committee introduced:
HB 1015: A BILL for an Act to provide an appropriation for defraying the expenses of the department of corrections and rehabilitation.
Was read the first time and referred to the **Appropriations Committee**.

Appropriations Committee introduced:
HB 1016: A BILL for an Act to provide an appropriation for defraying the expenses of job service North Dakota.
Was read the first time and referred to the **Appropriations Committee**.

Appropriations Committee introduced:
HB 1017: A BILL for an Act to provide an appropriation for defraying the expenses of the office of administrative hearings.
Was read the first time and referred to the **Appropriations Committee**.

Appropriations Committee introduced:
HB 1018: A BILL for an Act to provide an appropriation for defraying the expenses of the department of commerce.
Was read the first time and referred to the **Appropriations Committee**.

Appropriations Committee introduced:
HB 1019: A BILL for an Act to provide an appropriation for defraying the expenses of the department of career and technical education.
Was read the first time and referred to the **Appropriations Committee**.

Appropriations Committee introduced:
HB 1020: A BILL for an Act to provide an appropriation for defraying the expenses of the North Dakota state university extension service, northern crops institute, upper great plains transportation institute, main research center, branch research centers, and agronomy seed farm; to provide for a report; and to provide an exemption.
Was read the first time and referred to the **Appropriations Committee**.

Appropriations Committee introduced:
HB 1021: A BILL for an Act to provide an appropriation for defraying the expenses of the information technology department; and to provide an exemption.
Was read the first time and referred to the **Appropriations Committee**.

Appropriations Committee introduced:
HB 1022: A BILL for an Act to provide an appropriation for defraying the expenses of the commission on legal counsel for indigents.
Was read the first time and referred to the **Appropriations Committee**.

Appropriations Committee introduced:
HB 1023: A BILL for an Act to provide an appropriation for defraying the expenses of the North Dakota racing commission.
Was read the first time and referred to the **Appropriations Committee**.

Appropriations Committee introduced:
HB 1024: A BILL for an Act to provide an appropriation for defraying the expenses of the department of environmental quality.
Was read the first time and referred to the **Appropriations Committee**.

Appropriations Committee introduced:
HB 1025: A BILL for an Act to provide an appropriation for defraying the expenses of the department of veterans' affairs.
Was read the first time and referred to the **Appropriations Committee**.

Legislative Management introduced:
(Acute Psychiatric Treatment Committee)
HB 1026: A BILL for an Act to provide for a legislative management study regarding the implementation of behavioral health and acute psychiatric treatment recommendations.
Was read the first time and referred to the **Human Services Committee**.

Legislative Management introduced:
(Acute Psychiatric Treatment Committee)
HB 1027: A BILL for an Act to require human service centers to become certified community behavioral health clinics.
Was read the first time and referred to the **Human Services Committee**.

Legislative Management introduced:
(Health Care Committee)
HB 1028: A BILL for an Act to provide for a community health worker task force; to provide for a legislative management report; and to provide an appropriation.
Was read the first time and referred to the **Human Services Committee**.

Legislative Management introduced:
(Health Care Committee)
HB 1029: A BILL for an Act to create and enact a new chapter to title 43 and a new section to chapter 50-24.1 of the North Dakota Century Code, relating to regulation of community health workers and Medicaid reimbursement for community health worker services; and to provide a contingent effective date.
Was read the first time and referred to the **Human Services Committee**.

Legislative Management introduced:
(Higher Education Committee)
HB 1030: A BILL for an Act to amend and reenact sections 15-10-38.1, 15-10-38.2, 15-10-38.4, 15-62.5-01, and 15-62.5-03, subdivision a of subsection 1 of section 15-62.5-04, and sections 15-63-01, 15-63-02, 15-63-03, 15-63-04, 15-63-05, 15.1-21-02.6, and 15.1-21-02.8 of the North Dakota Century Code, relating to skilled workforce student loan repayment and scholarships, dual-credit tuition scholarships, the North Dakota scholars program, Indian scholarships, and academic and career and technical education scholarships; to repeal section 15-63-07 of the North Dakota Century Code, relating to the use of Indian scholarship refunds; and to declare an emergency.
Was read the first time and referred to the **Education Committee**.

Legislative Management introduced:
(Higher Education Committee)
HB 1031: A BILL for an Act to amend and reenact subsection 1 of section 15-62.4-03 of the North Dakota Century Code, relating to student financial assistance grants; to provide an appropriation; and to provide for a transfer.

Was read the first time and referred to the **Education Committee**.

Legislative Management introduced:
(Higher Education Committee)
HB 1032: A BILL for an Act to create and enact a new section to chapter 15-10 of the North Dakota Century Code, relating to high-demand certificates scholarships; and to provide an appropriation.
Was read the first time and referred to the **Education Committee**.

Legislative Management introduced:
(Higher Education Committee)
HB 1033: A BILL for an Act to amend and reenact subdivision c of subsection 1 of section 15-10-48, subdivision c of subsection 1 of section 15-10-48.1, subdivision c of subsection 1 of section 15-10-49, and section 15-10-53 of the North Dakota Century Code, relating to matching grants for the advancement of academics at institutions of higher education; and to provide an appropriation.
Was read the first time and referred to the **Appropriations Committee**.

Legislative Management introduced:
(Higher Education Committee)
HB 1034: A BILL for an Act to amend and reenact sections 15-10-63 and 15-54.1-02 of the North Dakota Century Code, relating to capital projects and the use of the university system capital building fund; and to provide a transfer.
Was read the first time and referred to the **Appropriations Committee**.

Legislative Management introduced:
(Human Services Committee)
HB 1035: A BILL for an Act to create and enact a new section to chapter 50-06 of the North Dakota Century Code, relating to the cross-disability advisory council; to repeal section 50-06-32 of the North Dakota Century Code, relating to the autism spectrum disorder task force; to provide for a report; to provide an appropriation; and to provide an effective date.
Was read the first time and referred to the **Human Services Committee**.

Legislative Management introduced:
(Human Services Committee)
HB 1036: A BILL for an Act to amend and reenact subsection 1 of section 50-09-29 of the North Dakota Century Code, relating to the administration of the temporary assistance for needy families program.
Was read the first time and referred to the **Human Services Committee**.

Legislative Management introduced:
(Judiciary Committee)
HB 1037: A BILL for an Act to amend and reenact section 14-05-24.1 of the North Dakota Century Code, relating to spousal support; and to provide for application.
Was read the first time and referred to the **Judiciary Committee**.

Legislative Management introduced:
(Judiciary Committee)
HB 1038: A BILL for an Act to create and enact a new subdivision to subsection 1 of section 27-20.2-21 of the North Dakota Century Code, relating to technical corrections and improper, inaccurate, redundant, missing, or obsolete references; and to amend and reenact subsection 1 of section 15-08-19.2, subsection 5 of section 15-08-19.3, section 15-11-37, subsections 24 and 34 of section 26.1-05-19, subsection 7 of section 26.1-17-33.1, subsection 6 of section 32-19-41, section 39-06-32, subsection 4 of section 39-06-33, subdivision i of subsection 2 of section 39-06-49, subsection 5 of section 39-06.1-11, sections 40-34-13, 40-35-02, 54-21.3-05, 57-15-06, and 57-15-08, and subsection 6 of section 61-32-03.1 of the North Dakota Century Code, relating to technical corrections and improper, inaccurate, redundant, missing, or obsolete references.
Was read the first time and referred to the **Judiciary Committee**.

Legislative Management introduced:
(Retirement Committee)
HB 1039: A BILL for an Act to create and enact sections 54-52-02.15, 54-52.2-09,

54-52.6-02.1, 54-52.6-05.1, 54-52.6-09.5, 54-52.6-09.6, and 54-52.6-22 of the North Dakota Century Code, relating to the closure of the public employees retirement system main plan, the deferred compensation program, and expansion of the defined contribution retirement plan; to amend and reenact section 6-09.4-10.1, paragraph 1 of subdivision a of subsection 1 of section 15-39.1-10.3, sections 21-10-13, 54-52-01, 54-52-02.5, 54-52-02.9, 54-52-02.11, and 54-52-02.12, subsection 2 of section 54-52-05, sections 54-52-06 and 54-52-14.3, subdivision b of subsection 1 of section 54-52-17.2, and sections 54-52.6-01, 54-52.6-02, 54-52.6-03, 54-52.6-05, 54-52.6-08, 54-52.6-09, 54-52.6-10, 54-52.6-13, 54-52.6-15, and 54-52.6-19 of the North Dakota Century Code, relating to a transfer from the legacy earnings fund to the public employees retirement system main plan and the public employees retirement system defined benefit and defined contribution retirement plans; to repeal section 54-52-06.5 of the North Dakota Century Code, relating to public employees retirement system retirement plan contribution rates upon reaching full funding; to provide an appropriation; to provide for a transfer; to provide for application; and to provide an effective date.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Legislative Management introduced:
(Retirement Committee)

HB 1040: A BILL for an Act to create and enact sections 54-52-02.15, 54-52.2-09, 54-52.6-02.1, 54-52.6-05.1, 54-52.6-09.5, 54-52.6-09.6, and 54-52.6-22 of the North Dakota Century Code, relating to the closure of the public employees retirement system main plan, the deferred compensation program, and expansion of the defined contribution retirement plan; to amend and reenact section 6-09.4-10.1, paragraph 1 of subdivision a of subsection 1 of section 15-39.1-10.3, sections 21-10-13, 54-52-01, 54-52-02.5, 54-52-02.9, 54-52-02.11, and 54-52-02.12, subsection 2 of section 54-52-05, sections 54-52-06 and 54-52-14.3, subdivision b of subsection 1 of section 54-52-17.2, and sections 54-52.6-01, 54-52.6-02, 54-52.6-03, 54-52.6-05, 54-52.6-08, 54-52.6-09, 54-52.6-10, 54-52.6-13, 54-52.6-15, and 54-52.6-19 of the North Dakota Century Code, relating to a transfer from the legacy earnings fund to the public employees retirement system main plan and the public employees retirement system defined benefit and defined contribution retirement plans; to repeal section 54-52-06.5 of the North Dakota Century Code, relating to public employees retirement system retirement plan contribution rates upon reaching full funding; to provide an appropriation; to provide for a transfer; to provide for application; and to provide an effective date.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Judiciary Committee introduced:
(At the request of the Supreme Court)

HB 1041: A BILL for an Act to amend and reenact section 12.1-32-08 of the North Dakota Century Code, relating to restitution.

Was read the first time and referred to the **Judiciary Committee**.

Human Services Committee introduced:
(At the request of the Department of Health and Human Services)

HB 1042: A BILL for an Act to amend and reenact sections 11-19.1-11, 11-19.1-13, and 11-19.1-16 of the North Dakota Century Code, relating to autopsies, determination of cause of death, and certification of coroner fees in situations involving the unexplained sudden death in infant or child with or without intrinsic or extrinsic factors, or both.

Was read the first time and referred to the **Human Services Committee**.

Human Services Committee introduced:
(At the request of the Department of Health and Human Services)

HB 1043: A BILL for an Act to amend and reenact sections 25-03.2-01, 25-03.2-03, and 25-03.2-06 of the North Dakota Century Code, relating to licensure of a psychiatric residential treatment facility for children and admission criteria.

Was read the first time and referred to the **Human Services Committee**.

Human Services Committee introduced:
(At the request of the Department of Health and Human Services)

HB 1044: A BILL for an Act to repeal section 50-24.1-32 of the North Dakota Century Code, relating to the medical assistance primary care provider program; and to provide an

effective date.
Was read the first time and referred to the **Human Services Committee**.

Human Services Committee introduced:
(At the request of the Department of Health and Human Services)
HB 1045: A BILL for an Act to amend and reenact section 23-01-37 of the North Dakota Century Code, relating to a life safety survey process of any health care facility licensed by the department of health and human services.
Was read the first time and referred to the **Human Services Committee**.

Human Services Committee introduced:
(At the request of the Department of Health and Human Services)
HB 1046: A BILL for an Act to amend and reenact section 50-01.1-01, subsection 3 of section 50-01.1-02, and sections 50-01.1-03, 50-01.1-04, 50-01.1-06, 50-01.1-08, 50-35-01, 50-35-04, and 50-35-05 of the North Dakota Century Code, relating to direct and indirect costs, billing practices, and payments to human service zones, human service zones agreements and plans, creation of human service zones, human service zone directors, and indirect cost plan.
Was read the first time and referred to the **Human Services Committee**.

Human Services Committee introduced:
(At the request of the Department of Health and Human Services)
HB 1047: A BILL for an Act to amend and reenact section 50-24.1-29 of the North Dakota Century Code, relating to the requirement that health insurers provide certain information to the department of health and human services.
Was read the first time and referred to the **Human Services Committee**.

Human Services Committee introduced:
(At the request of the Department of Health and Human Services)
HB 1048: A BILL for an Act to amend and reenact subsection 1 of section 50-06-01.4 of the North Dakota Century Code, relating to administration of programs for individuals with developmental disabilities by the department of health and human services.
Was read the first time and referred to the **Human Services Committee**.

Human Services Committee introduced:
(At the request of the Department of Health and Human Services)
HB 1049: A BILL for an Act to create and enact a new section to chapter 50-11 of the North Dakota Century Code, relating to an agency foster home for adults zoning area.
Was read the first time and referred to the **Human Services Committee**.

Human Services Committee introduced:
(At the request of the Department of Health and Human Services)
HB 1050: A BILL for an Act to amend and reenact sections 50-31-02, 50-31-04, 50-31-05, and 50-31-08 of the North Dakota Century Code, relating to licensure, inspection, suspension, and revocation of a substance abuse treatment program.
Was read the first time and referred to the **Human Services Committee**.

Human Services Committee introduced:
(At the request of the Department of Health and Human Services)
HB 1051: A BILL for an Act to amend and reenact section 50-06-05.1 of the North Dakota Century Code, relating to the powers and duties of the department of health and human services.
Was read the first time and referred to the **Human Services Committee**.

Industry, Business and Labor Committee introduced:
(At the request of Workforce Safety and Insurance)
HB 1052: A BILL for an Act to amend and reenact paragraph 1 of subdivision b of subsection 11 of section 65-01-02, subsection 4 of section 65-01-16, section 65-04-15, subsection 3 of section 65-04-19, subsections 1 and 3 of section 65-04-27.2, subsection 2 of section 65-04-32, and subsection 10 of section 65-05-32 of the North Dakota Century Code, relating to preventive treatment, requests for reconsideration of claim decisions issued by the organization, providing employer account information, calculation of an employer's premium and creating a presumption of accuracy, an employer conducting business with a known uninsured employer, requests for reconsideration of employer decisions issued by the

organization, and privacy of records; and to provide for application.
Was read the first time and referred to the **Industry, Business and Labor Committee**.

Political Subdivisions Committee introduced:
(At the request of the Adjutant General)
HB 1053: A BILL for an Act to amend and reenact section 37-17.1-10.1 of the North Dakota Century Code, relating to burn restrictions.
Was read the first time and referred to the **Political Subdivisions Committee**.

Government and Veterans Affairs Committee introduced:
(At the request of the Secretary of State)
HB 1054: A BILL for an Act to amend and reenact subsections 1 and 5 of section 44-06.1-20 of the North Dakota Century Code, relating to notary commissions.
Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Government and Veterans Affairs Committee introduced:
(At the request of the Office of Management and Budget)
HB 1055: A BILL for an Act to amend and reenact subdivision a of subsection 2 of section 28-32-01 and section 32-12.2-14 of the North Dakota Century Code, relating to the administrative practices act and review of accidents involving state-owned or state-leased motor vehicles.
Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Government and Veterans Affairs Committee introduced:
(At the request of the Office of Management and Budget)
HB 1056: A BILL for an Act to amend and reenact section 46-02-09 of the North Dakota Century Code, relating to state printing requirements; and to repeal section 46-02-20 of the North Dakota Century Code, relating to in-plant print shops.
Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Finance and Taxation Committee introduced:
(At the request of the Tax Commissioner)
HB 1057: A BILL for an Act to amend and reenact subsection 6 of section 11-18-02.2, section 57-02-51, subsection 14 of section 57-36-01, and sections 57-39.2-17 and 57-51-02.2 of the North Dakota Century Code, relating to statements of full consideration, notice of township and city equalization meetings, the definition of snuff, service of notice for sales and use tax purposes, and notice of the gas base rate adjustment and gas production tax rate; and to provide an effective date.
Was read the first time and referred to the **Finance and Taxation Committee**.

Judiciary Committee introduced:
(At the request of the Supreme Court)
HB 1058: A BILL for an Act to amend and reenact section 27-08.1-04 of the North Dakota Century Code, relating to small claims.
Was read the first time and referred to the **Judiciary Committee**.

Judiciary Committee introduced:
(At the request of the Supreme Court)
HB 1059: A BILL for an Act to create and enact a new section to chapter 27-01 of the North Dakota Century Code, relating to disclosure of pending decisions; and to provide a penalty.
Was read the first time and referred to the **Judiciary Committee**.

Political Subdivisions Committee introduced:
(At the request of the Highway Patrol)
HB 1060: A BILL for an Act to amend and reenact section 24-18-06, subsection 3 of section 39-12-02, and subsection 6 of section 39-12-05.3 of the of the North Dakota Century Code, relating to special permit fees.
Was read the first time and referred to the **Transportation Committee**.

Transportation Committee introduced:
(At the request of the Highway Patrol)
HB 1061: A BILL for an Act to create and enact section 39-21-39.1 of the North Dakota Century Code, relating to windows impairing vision of a driver; and to amend and reenact section 39-10-24 of the North Dakota Century Code, relating to stop and

yield signs.
Was read the first time and referred to the **Transportation Committee**.

Energy and Natural Resources Committee introduced:
(At the request of the Industrial Commission)
HB 1062: A BILL for an Act to amend and reenact subdivision b of subsection 1 of section 38-08-04, subsection 6 of section 38-22-06, subsection 4 of section 44-04-20, section 54-17-03, subsection 8 of section 54-17-07.3, section 54-17-07.9, subsection 2 of section 54-18-04, subsection 2 of section 54-63-03, and section 57-51.1-02.2 of the North Dakota Century Code, relating to regulation of oil and gas wells, service requirements, modernization of the notice requirement, updating position titles, clarification for mortgage insurance requirements, an exemption for specialized mill equipment, and flare mitigation.
Was read the first time and referred to the **Energy and Natural Resources Committee**.

Energy and Natural Resources Committee introduced:
(At the request of the Public Service Commission)
HB 1063: A BILL for an Act to amend and reenact section 49-05-05 of the North Dakota Century Code, relating to tariff rate filing fee requirement.
Was read the first time and referred to the **Energy and Natural Resources Committee**.

Government and Veterans Affairs Committee introduced:
(At the request of the Public Service Commission)
HB 1064: A BILL for an Act to amend and reenact subsection 7 of section 49-23-01 of the North Dakota Century Code, relating to the definition of excavation.
Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Government and Veterans Affairs Committee introduced:
(At the request of the Department of Corrections and Rehabilitation)
HB 1065: A BILL for an Act to amend and reenact subsection 2 of section 12-48-03.1 of the North Dakota Century Code, relating to the sale of prison industries-made products.
Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Judiciary Committee introduced:
(At the request of the Department of Corrections and Rehabilitation)
HB 1066: A BILL for an Act to create and enact a new section to chapter 54-23.3 of the North Dakota Century Code, relating to job shadowing with the department of corrections and rehabilitation.
Was read the first time and referred to the **Judiciary Committee**.

Energy and Natural Resources Committee introduced:
(At the request of the Public Service Commission)
HB 1067: A BILL for an Act to amend and reenact subsection 7 of section 49-02-02 of the North Dakota Century Code, relating to powers of the commission.
Was read the first time and referred to the **Energy and Natural Resources Committee**.

Industry, Business and Labor Committee introduced:
(At the request of the Department of Financial Institutions)
HB 1068: A BILL for an Act to create and enact chapter 13-13 of the North Dakota Century Code, relating to residential mortgage loan servicers; and to provide a penalty.
Was read the first time and referred to the **Industry, Business and Labor Committee**.

Government and Veterans Affairs Committee introduced:
(At the request of the Adjutant General)
HB 1069: A BILL for an Act to create and enact a new chapter to title 37 of the North Dakota Century Code, relating to the pay and benefits received by national guard members; to amend and reenact subsection 9 of section 37-17.1-05 of the North Dakota Century Code, relating to response to disasters or emergencies; and to repeal sections 37-04-08, 37-04-09, 37-04-11, 37-04-12, 37-04-13, and 37-07-05 of the North Dakota Century Code, relating to expenses and pay of officer and enlisted members of the national guard.
Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Government and Veterans Affairs Committee introduced:
(At the request of the Adjutant General)

HB 1070: A BILL for an Act to create and enact three new sections to chapter 37-17.1 of the North Dakota Century Code, relating to the establishment and administration of a hazard mitigation revolving loan fund.
Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Political Subdivisions Committee introduced:
(At the request of the Adjutant General)
HB 1071: A BILL for an Act to amend and reenact section 37-17.1-07 of the North Dakota Century Code, relating to local or regional emergency management organizations.
Was read the first time and referred to the **Political Subdivisions Committee**.

Energy and Natural Resources Committee introduced:
(At the request of the Department of Water Resources)
HB 1072: A BILL for an Act to amend and reenact subsection 1 of section 61-04.1-04, section 61-04.1-06, and subdivision h of subsection 2 of section 61-04.1-16 of North Dakota Century Code, relating to the powers and duties of the department of water resources; and to repeal section 61-04.1-35 of the North Dakota Century Code, relating to the required bond, cash, or negotiable securities required when bids are submitted to the atmospheric resources board.
Was read the first time and referred to the **Energy and Natural Resources Committee**.

Energy and Natural Resources Committee introduced:
(At the request of the Department of Water Resources)
HB 1073: A BILL for an Act to amend and reenact section 61-03-21 of the North Dakota Century Code, relating to the department of water resources authority to require operating plans for dams.
Was read the first time and referred to the **Energy and Natural Resources Committee**.

Energy and Natural Resources Committee introduced:
(At the request of the Department of Water Resources)
HB 1074: A BILL for an Act to amend and reenact section 61-04-01.1, subsection 5 of section 61-04-05, and section 61-04-05.1 of the North Dakota Century Code, relating to informational hearings for water permit applications.
Was read the first time and referred to the **Energy and Natural Resources Committee**.

Energy and Natural Resources Committee introduced:
(At the request of the Department of Water Resources)
HB 1075: A BILL for an Act to create and enact section 61-04-24.1 of the North Dakota Century Code, relating to comments on the cancellation of water rights; and to amend and reenact sections 61-04-24 and 61-04-25 of the North Dakota Century Code, relating to the notice and hearing process for the cancellation of water rights.
Was read the first time and referred to the **Energy and Natural Resources Committee**.

Energy and Natural Resources Committee introduced:
(At the request of the Department of Water Resources)
HB 1076: A BILL for an Act to amend and reenact section 61-16.1-38 of the North Dakota Century Code relating to the department of water resources authority regarding water permit thresholds for dikes, dams, and other devices; and to provide a penalty.
Was read the first time and referred to the **Energy and Natural Resources Committee**.

Energy and Natural Resources Committee introduced:
(At the request of the Department of Water Resources)
HB 1077: A BILL for an Act to create and enact a new section to chapter 61-04 of the North Dakota Century Code, relating to water storage contracts.
Was read the first time and referred to the **Energy and Natural Resources Committee**.

Transportation Committee introduced:
(At the request of the Department of Transportation)
HB 1078: A BILL for an Act to amend and reenact section 24-17-12 of the North Dakota Century Code, relating to limiting the removal of obstructions in city limits.
Was read the first time and referred to the **Transportation Committee**.

Transportation Committee introduced:
(At the request of the Department of Transportation)
HB 1079: A BILL for an Act to create and enact section 24-02-02.6 of the North Dakota

Century Code, relating to the department of transportation entering into reciprocal agreements with adjoining states and provinces for the inspection and testing of fabricated products or materials.

Was read the first time and referred to the **Transportation Committee**.

Transportation Committee introduced:
(At the request of the Department of Transportation)

HB 1080: A BILL for an Act to amend and reenact section 39-04-55 of the North Dakota Century Code, relating to allowing electronic proof of motor vehicle registration.

Was read the first time and referred to the **Transportation Committee**.

Transportation Committee introduced:
(At the request of the Department of Transportation)

HB 1081: A BILL for an Act to provide for a department of transportation electronic vehicle charging tax study; and to provide for a legislative management report.

Was read the first time and referred to the **Transportation Committee**.

Judiciary Committee introduced:
(At the request of the Commission on Uniform State Laws)

HB 1082: A BILL for an Act to create and enact a new subsection to section 41-08-03, a new subsection to section 41-08-10, sections 41-09-05.1, 41-09-07.1, 41-09-07.2, 41-09-26.1, 41-09-26.2, 41-09-34.1, and 41-09-46.1, a new subsection to section 41-09-70, and chapters 41-11 and 41-12 of the North Dakota Century Code, relating to the adoption of the Uniform Commercial Code amendments (2022); to amend and reenact sections 41-01-09, 41-01-12, 41-01-15, 41-01-20, 41-02-02, 41-02-06, 41-02-08, 41-02-09, 41-02-10, and 41-02-12, subsection 2 of section 41-02-16, section 41-02.1-02, subsection 1 of section 41-02.1-03, sections 41-02.1-07, 41-02.1-10, 41-02.1-11, 41-02.1-12, and 41-02.1-14, subsection 2 of section 41-02.1-17, subsection 1 of section 41-03-04, subsection 1 of section 41-03-05, sections 41-03-38, 41-03-66, 41-04.1-03, 41-04.1-09, 41-04.1-10, and 41-04.1-11, subsection 3 of section 41-04.1-15, subdivision b of subsection 2 of section 41-04.1-16, subsection 1 of section 41-04.1-18, subsection 1 of section 41-04.1-19, sections 41-04.1-25, 41-05-04, 41-05-16, 41-07-02, 41-07-06, 41-08-02, 41-08-06, 41-08-29, 41-09-02, 41-09-04, and 41-09-05, subsection 2 of section 41-09-13, section 41-09-14, subsection 3 of section 41-09-17, sections 41-09-18, 41-09-19, 41-09-20, and 41-09-21, subsection 1 of section 41-09-24, subsection 1 of section 41-09-25, sections 41-09-30, 41-09-32, 41-09-33, 41-09-34, 41-09-36, 41-09-37, 41-09-43, 41-09-44, 41-09-50, 41-09-51, and 41-09-52, subsection 6 of section 41-09-54, section 41-09-61, subdivision b of subsection 1 of section 41-09-66, sections 41-09-68 and 41-09-80, subsection 2 of section 41-09-98, section 41-09-102, subdivision a of subsection 1 of section 41-09-105, section 41-09-108, subsection 1 of section 41-09-111, subsection 1 of section 41-09-114, section 41-09-115, subdivision a of subsection 1 of section 41-09-116, and sections 41-09-119 and 41-09-123 of the North Dakota Century Code, relating to the adoption of the Uniform Commercial Code amendments (2022).

Was read the first time and referred to the **Judiciary Committee**.

Judiciary Committee introduced:
(At the request of the Commission on Uniform State Laws)

HB 1083: A BILL for an Act to amend and reenact section 44-06.1-13.1 of the North Dakota Century Code, relating to the adoption of the Revised Uniform Law on Notarial Acts (2021).

Was read the first time and referred to the **Judiciary Committee**.

Government and Veterans Affairs Committee introduced:
(At the request of the Secretary of State)

HB 1084: A BILL for an Act to amend and reenact section 10-06.1-14, subsection 1 of section 10-19.1-135, section 10-19.1-137, subsection 1 of section 10-19.1-140, subsection 2 of section 10-32.1-75, subsection 1 of section 10-32.1-77, subsection 1 of section 10-32.1-81, subsection 2 of section 10-33-128, section 10-33-130, and subsection 1 of section 10-33-133 of the North Dakota Century Code, relating to business filing requirements with the secretary of state.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Government and Veterans Affairs Committee introduced:

(At the request of the Office of Management and Budget)
HB 1085: A BILL for an Act to create and enact subsection 7 of section 54-06-04 of the North Dakota Century Code, relating to information required in biennial reports to be maintained on agency websites as alternative to printed reports.
Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Government and Veterans Affairs Committee introduced:
(At the request of the Information Technology Department)
HB 1086: A BILL for an Act to amend and reenact sections 54-59-09, 54-59-22, and subsection 2 of section 54-59-22.1 of the North Dakota Century Code, relating to information technology standards and services.
Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Judiciary Committee introduced:
(At the request of the Supreme Court)
HB 1087: A BILL for an Act to create and enact a new section to chapter 29-32.1 of the North Dakota Century Code, relating to summary disposition; and to amend and reenact section 29-32.1-09 of the North Dakota Century Code, relating to summary disposition and dismissal.
Was read the first time and referred to the **Judiciary Committee**.

Government and Veterans Affairs Committee introduced:
(At the request of the State Investment Board)
HB 1088: A BILL for an Act to amend and reenact subsection 1 of section 21-10-01 of the North Dakota Century Code, relating to membership of the state investment board.
Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Energy and Natural Resources Committee introduced:
(At the request of the Department of Environmental Quality)
HB 1089: A BILL for an Act to create and enact a new subsection to section 23.1-08-03 of the North Dakota Century Code, relating to improving efficiencies in the department of environmental quality; to amend and reenact subsection 1 of section 23.1-08-09 and section 61-28.1-12 of the North Dakota Century Code, relating to improving efficiencies in the department of environmental quality; to repeal section 23.1-08-05 of the North Dakota Century Code, relating to improving efficiencies in the department of environmental quality; and to provide an effective date.
Was read the first time and referred to the **Energy and Natural Resources Committee**.

Energy and Natural Resources Committee introduced:
(At the request of the Department of Environmental Quality)
HB 1090: A BILL for an Act to amend and reenact section 23.1-08-04 of the North Dakota Century Code, relating to coal combustion residuals; and to declare an emergency.
Was read the first time and referred to the **Energy and Natural Resources Committee**.

Human Services Committee introduced:
(At the request of the Department of Health and Human Services)
HB 1091: A BILL for an Act to amend and reenact sections 50-11-00.1, 50-11-01, 50-11-01.5, 50-11-01.6, 50-11-02, 50-11-02.1, 50-11-02.2, 50-11-03, 50-11-03.2, 50-11-03.3, 50-11-03.4, 50-11-03.5, 50-11-04, 50-11-04.2, 50-11-05, 50-11-06.7, 50-11-07, 50-11-08, and 50-11-09 of the North Dakota Century Code, relating to family foster care for children licenses, certifications, and approvals, and identified and kinship relatives; and to provide for a report to legislative management.
Was read the first time and referred to the **Human Services Committee**.

Government and Veterans Affairs Committee introduced:
(At the request of Job Service North Dakota)
HB 1092: A BILL for an Act authorizing the state of North Dakota acting through job service North Dakota to sell certain property.
Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Government and Veterans Affairs Committee introduced:
(At the request of Job Service North Dakota)
HB 1093: A BILL for an Act authorizing the state of North Dakota acting through job service North Dakota to sell certain property.
Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Industry, Business and Labor Committee introduced:
(At the request of the Insurance Commissioner)
HB 1094: A BILL for an Act to create and enact section 26.1-02.1-02.2 of the North Dakota Century Code, relating to the prosecution of insurance fraud.
Was read the first time and referred to the **Industry, Business and Labor Committee**.

Rep. Weisz introduced:
HB 1095: A BILL for an Act to create and enact chapter 26.1-36.11 of the North Dakota Century Code, relating to the inclusion of comprehensive medication management services in health benefit plans.
Was read the first time and referred to the **Industry, Business and Labor Committee**.

Energy and Natural Resources Committee introduced:
(At the request of the Public Service Commission)
HB 1096: A BILL for an Act to amend and reenact section 64-02-08.1 of the North Dakota Century Code, relating to permit fees for registered service company and person.
Was read the first time and referred to the **Energy and Natural Resources Committee**.

Energy and Natural Resources Committee introduced:
(At the request of the Public Service Commission)
HB 1097: A BILL for an Act to create and enact subsection 15 of section 49-22-03 and section 49-22-16.5, of the North Dakota Century Code, relating to the definition of utility-scale energy storage and route adjustments for electric transmission lines; and to amend and reenact subsection 5 of section 49-22-03, subsection 4 of section 49-22-13, subsection 4 of section 49-22-22, subsections 6 and 7 of section 49-22.1-01, subsection 4 of section 49-22.1-10, and subsection 4 of section 49-22.1-21 of the North Dakota Century Code, relating to the definition of electric energy conversion facility, the publication of notices of public hearings, payment of an administrative fee, adding hydrogen to definitions, the publication of a public hearing, and the payment of an administrative fee.
Was read the first time and referred to the **Energy and Natural Resources Committee**.

Political Subdivisions Committee introduced:
(At the request of the Adjutant General)
HB 1098: A BILL for an Act to amend and reenact subsection 2 of section 61-16.2-09 of the North Dakota Century Code, relating to the enforcement and penalties of communities that fail to adopt or enforce floodplain management ordinances as required under the national flood insurance program.
Was read the first time and referred to the **Political Subdivisions Committee**.

Agriculture Committee introduced:
(At the request of the Agriculture Commissioner)
HB 1099: A BILL for an Act to amend and reenact section 4.1-14-03 and subsection 3 of section 4.1-47-04 of the North Dakota Century Code, relating to making weed seed free forage inspector contracting, and complaints to the proper weed control authority; and to repeal section 57-43.1-03 of the North Dakota Century Code, relating to refund of tax for fuel used for an industrial purpose.
Was read the first time and referred to the **Agriculture Committee**.

Agriculture Committee introduced:
(At the request of the Agriculture Commissioner)
HB 1100: A BILL for an Act to amend and reenact section 4.1-31-01.1 of the North Dakota Century Code, relating to the federal meat inspection.
Was read the first time and referred to the **Agriculture Committee**.

Agriculture Committee introduced:
(At the request of the Agriculture Commissioner)
HB 1101: A BILL for an Act to amend and reenact sections 36-01-08 and 36-01-33 of the North Dakota Century Code, relating to the fee collection for the cost of each brucellosis tag, each identification tag, and each health book the commissioner distributes.
Was read the first time and referred to the **Agriculture Committee**.

Transportation Committee introduced:
(At the request of the Department of Transportation)

HB 1102: A BILL for an Act to create and enact section 24-02-51 of the North Dakota Century Code, relating to authority to acquire and administer federal transportation related grants; and to provide a continuing appropriation.
Was read the first time and referred to the **Transportation Committee**.

Transportation Committee introduced:
(At the request of the Department of Transportation)
HB 1103: A BILL for an Act to provide an appropriation to the department of transportation for federal match funds from the infrastructure revolving loan fund; and to declare an emergency.
Was read the first time and referred to the **Transportation Committee**.

Industry, Business and Labor Committee introduced:
(At the request of the State Board of Registration for Professional Engineers and Land Surveyors)
HB 1104: A BILL for an Act to amend and reenact sections 43-19.1-02, 43-19.1-09, 43-19.1-10, 43-19.1-11, 43-19.1-14, 43-19.1-15, 43-19.1-18, 43-19.1-19, 43-19.1-20, 43-19.1-22, 43-19.1-24, 43-19.1-26, and 43-19.1-31 of the North Dakota Century Code, relating to the registration and regulation of professional engineers and land surveyors.
Was read the first time and referred to the **Industry, Business and Labor Committee**.

Industry, Business and Labor Committee introduced:
(At the request of the State Board of Chiropractic Examiners)
HB 1105: A BILL for an Act to create and enact section 43-06-15.1 of the North Dakota Century Code, relating to disciplinary records of the state board of chiropractic examiners; and to amend and reenact sections 43-06-14.1 and 43-06-15 of the North Dakota Century Code, relating to disciplinary records of the state board of chiropractic examiners.
Was read the first time and referred to the **Industry, Business and Labor Committee**.

Industry, Business and Labor Committee introduced:
(At the request of the North Dakota Real Estate Appraiser Qualifications and Ethics Board)
HB 1106: A BILL for an Act to amend and reenact section 43-23.5-12 of the North Dakota Century Code, relating to appraisal management companies.
Was read the first time and referred to the **Industry, Business and Labor Committee**.

Industry, Business and Labor Committee introduced:
(At the request of the North Dakota Real Estate Appraiser Qualifications and Ethics Board)
HB 1107: A BILL for an Act to amend and reenact sections 43-23.3-01 and 43-23.3-02, subsection 1 of section 43-23.3-03, sections 43-23.3-04 and 43-23.3-05, subsection 1 of section 43-23.3-06, and sections 43-23.3-07, 43-23.3-08, 43-23.3-09, 43-23.3-10, 43-23.3-11, 43-23.3-13, 43-23.3-17, 43-23.3-18, and 43-23.3-23 of the North Dakota Century Code, relating to the regulation of real estate appraisers; and to provide a penalty.
Was read the first time and referred to the **Industry, Business and Labor Committee**.

Rep. Hoverson and Sen. Magrum introduced:
HB 1108: A BILL for an Act to create and enact a new section to chapter 23.1-01 of the North Dakota Century Code, relating to international climate control regulations.
Was read the first time and referred to the **Energy and Natural Resources Committee**.

Reps. Cory, Karls, Klemin and Sens. Meyer, Vedaa introduced:
HB 1109: A BILL for an Act to amend and reenact section 37-01-01 of the North Dakota Century Code, relating to military definitions.
Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Rep. M. Ruby introduced:
HB 1110: A BILL for an Act to amend and reenact section 50-06-32.1 of the North Dakota Century Code, relating to the autism spectrum disorder voucher program pilot project.
Was read the first time and referred to the **Human Services Committee**.

Rep. Hoverson and Sen. Magrum introduced:
HB 1111: A BILL for an Act to create and enact a new section to chapter 23-12 of the North

Dakota Century Code, relating to international health regulations.
Was read the first time and referred to the **Human Services Committee**.

Rep. M. Ruby introduced:
HB 1112: A BILL for an Act to amend and reenact section 43-04-03, subsection 5 of section 43-04-12, and section 43-04-41 of the North Dakota Century Code, relating to exemptions from regulation of barbers, barber licensure fees, and disciplinary hearings for barbers.
Was read the first time and referred to the **Industry, Business and Labor Committee**.

Judiciary Committee introduced:
(At the request of the Supreme Court)
HB 1113: A BILL for an Act to amend and reenact sections 14-09-06.3 and 14-09-06.4 of the North Dakota Century Code, relating to parenting investigators and guardians ad litem.
Was read the first time and referred to the **Judiciary Committee**.

Judiciary Committee introduced:
(At the request of the Attorney General)
HB 1114: A BILL for an Act to amend and reenact section 53-06.1-11.2 of the North Dakota Century Code, relating to transfers of charitable gaming funds; and to provide a continuing appropriation.
Was read the first time and referred to the **Judiciary Committee**.

Judiciary Committee introduced:
(At the request of the Attorney General)
HB 1115: A BILL for an Act to amend and reenact subsection 1 of section 53-12.1-11 of the North Dakota Century Code, relating to confidential lottery sales data.
Was read the first time and referred to the **Judiciary Committee**.

Rep. Hoverson introduced:
HB 1116: A BILL for an Act to amend and reenact sections 15.1-09-08, 16.1-08.1-02.3, and 16.1-08.1-05 relating to campaign contribution statements for candidates seeking a school district office.
Was read the first time and referred to the **Judiciary Committee**.

Reps. Monson, K. Anderson, Bellew, Brandenburg, D. Johnson, Klemin, Kreidt, Martinson and Sens. Meyer, Myrdal introduced:
HB 1117: A BILL for an Act to create and enact a new section to chapter 24-01 of the North Dakota Century Code, relating to designating the bridge on state highway 18 as the veterans memorial bridge; and to provide a continuing appropriation.
Was read the first time and referred to the **Transportation Committee**.

Reps. Heinert, Bosch, Dockter, Headland, Louser, Meier, Porter, Stemen and Sen. Dever introduced:
HB 1118: A BILL for an Act to create and enact a new section to chapter 57-38 and a new subdivision to subsection 7 of section 57-38-30.3 of the North Dakota Century Code, relating to an individual income tax credit; to provide an effective date; and to provide an expiration date.
Was read the first time and referred to the **Finance and Taxation Committee**.

Reps. Heinert, Bosch, Grueneich, Meier, Porter, M. Ruby, Stemen, Thomas and Sens. Dever, Patten introduced:
HB 1119: A BILL for an Act to amend and reenact section 57-15-01 of the North Dakota Century Code, relating to communication of property tax levies with the public.
Was read the first time and referred to the **Finance and Taxation Committee**.

Reps. Heinert, Cory, Dockter, Longmuir, Meier, M. Ruby introduced:
HB 1120: A BILL for an Act to amend and reenact sections 11-11-05 and 15.1-09-30, subsection 5 of section 15.1-19-03.1, and sections 40-06-02, 49-01-07, 54-16-01, and 54-17-02 of the North Dakota Century Code, relating to the recitation of the pledge of allegiance.
Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Reps. Heinert, Ista, Meier, O'Brien, Porter introduced:

HB 1121: A BILL for an Act to amend and reenact section 12.1-17-01 of the North Dakota Century Code, relating to assault on a health care facility employee; and to provide a penalty.
Was read the first time and referred to the **Judiciary Committee**.

Reps. Heinert, D. Anderson, Dockter, Ista, Meier, Mock, Porter, Schauer and Sens. Dever, Dwyer introduced:
HB 1122: A BILL for an Act to create and enact section 12.1-16-01.1 of the North Dakota Century Code, relating to mass murder; to amend and reenact subsection 1 of section 12-48.1-02, section 12.1-32-09.1, subsection 3 of section 12.1-38-01, subsection 5 of section 15.1-13-26, subsection 3 of section 27-20.3-01, subsection 3 of section 27-20.3-21, and sections 29-04-01 and 29-04-02 of the North Dakota Century Code, relating to conditions of eligibility for release programs, sentencing of violent offenders, assumption of risk in crimes, revocation of teacher's license due to a crime against a child, child welfare definitions, petition for termination of parental rights, and the statute of limitations for felonies except murder or mass murder; and to provide a penalty.
Was read the first time and referred to the **Judiciary Committee**.

Rep. Heinert and Sen. Davison introduced:
HB 1123: A BILL for an Act to amend and reenact section 15.1-01-04 of the North Dakota Century Code, relating to the membership, spending authority, and funding for the kindergarten through grade twelve educational coordination council.
Was read the first time and referred to the **Education Committee**.

Reps. Heilman, Cory, Dockter, J. Johnson, Lefor, Novak and Sens. Boehm, Luick, Patten, Paulson introduced:
HB 1124: A BILL for an Act to create and enact a new section to chapter 11-10 and a new section to chapter 40-01 of the North Dakota Century Code, relating to the use of natural gas in new construction.
Was read the first time and referred to the **Energy and Natural Resources Committee**.

Reps. Richter, Longmuir, Monson, Nathe and Sens. Patten, Schaible introduced:
HB 1125: A BILL for an Act to amend and reenact section 6-09.4-23 of the North Dakota Century Code, relating to withholding school district state aid payments and the school district credit enhancement program.
Was read the first time and referred to the **Education Committee**.

Reps. Bellew, Dockter, Koppelman, Rohr and Sen. Paulson introduced:
HB 1126: A BILL for an Act to amend and reenact section 57-02-53, relating to assessment and estimated tax increase notices to property owners.
Was read the first time and referred to the **Finance and Taxation Committee**.

Reps. Roers Jones, Mock, Murphy, Pyle, Stemen and Sens. Sickler, Sorvaag introduced:
HB 1127: A BILL for an Act to amend and reenact subsection 1 of section 24-05-04, section 24-08-01, and subsection 2 of section 24-08-03 of the North Dakota Century Code, relating to county highways and bridges; and to repeal section 24-08-09 of the North Dakota Century Code, relating to cost limitations for a county bridge.
Was read the first time and referred to the **Political Subdivisions Committee**.

Reps. Hatlestad, Longmuir, Pyle, Richter, Rohr, Strinden and Sens. Bekkedahl, Kreun introduced:
HB 1128: A BILL for an Act to amend and reenact subsection 2 of section 43-25-02, subsection 1 of section 43-25-05, subsection 1 of section 43-25-07, section 43-25-09, subsection 1 of section 43-25-10, and subsection 1 of section 43-25-18, relating to the practice and licensure of massage therapy.
Was read the first time and referred to the **Industry, Business and Labor Committee**.

Reps. Brandenburg, Grueneich and Sen. Erbele introduced:
HB 1129: A BILL for an Act to amend and reenact section 54-10-14 of the North Dakota Century Code, relating to firefighters relief association, rural fire protection district, and rural ambulance service district audit fees; and to provide for retroactive application.
Was read the first time and referred to the **Political Subdivisions Committee**.

Rep. Brandenburg introduced:

HB 1130: A BILL for an Act to amend and reenact section 12.1-31-01 of the North Dakota Century Code, relating to the sealing of a criminal record.

Was read the first time and referred to the **Judiciary Committee**.

Reps. Pyle, Jonas, Schreiber-Beck, Swiontek and Sens. Davison, Rust introduced:

HB 1131: A BILL for an Act to amend and reenact subsection 1 of section 15.1-21-02.3 of the North Dakota Century Code, relating to optional high school curriculum.

Was read the first time and referred to the **Education Committee**.

Reps. Pyle, Cory, Ista, Longmuir, Mock, Roers Jones, M. Ruby and Sens. Burckhard, Dever, Meyer, Weber introduced:

HB 1132: A BILL for an Act to create and enact a new section to chapter 15.1-07 and a new section to chapter 15.1-29 of the North Dakota Century Code, relating to virtual instruction of military-connected students; and to amend and reenact section 15.1-20-02 of the North Dakota Century Code, relating to compulsory school attendance.

Was read the first time and referred to the **Education Committee**.

Reps. Vetter, Bosch, Dockter, Grueneich, Heinert, Louser, Sanford, Swiontek and Sens. Barta, Meyer, Patten, Vedaa introduced:

HB 1133: A BILL for an Act to amend and reenact subsection 6 of section 11-18-02.2 of the North Dakota Century Code, relating to statements of full consideration.

Was read the first time and referred to the **Energy and Natural Resources Committee**.

Reps. Vetter, Brandenburg, Cory, Dockter, Rohr, M. Ruby, Schauer, Steiner and Sens. Burckhard, Magrum, Meyer, Paulson introduced:

HB 1134: A BILL for an Act to create and enact a new section to chapter 20.1-03 of the North Dakota Century Code, relating to hunting and fishing license, permit, and application fees for out-of-state national guard members; and to amend and reenact section 20.1-01-02, subsection 3 of section 20.1-03-07.1, subsection 4 of section 20.1-04-12.1, and section 20.1-06-14 of the North Dakota Century Code, relating to hunting and fishing license, permit, and application fees for out-of-state national guard members.

Was read the first time and referred to the **Energy and Natural Resources Committee**.

Reps. Klemin, Beltz, Motschenbacher, Thomas and Sens. Dwyer, Luick, Myrdal introduced:

HB 1135: A BILL for an Act to amend and reenact sections 47-10.1-01 and 47-10.1-02 of the North Dakota Century Code, relating to exceptions to the acquisition of agricultural land by foreign governments.

Was read the first time and referred to the **Agriculture Committee**.

Reps. Klemin, Karls, Meier, D. Ruby, Satrom, Steiner, Vetter and Sens. Dwyer, Erbele, Kannianen, Larson, Luick introduced:

HB 1136: A BILL for an Act to create and enact a new section to chapter 14-02.4 of the North Dakota Century Code, relating to the exercise of religion.

Was read the first time and referred to the **Judiciary Committee**.

Reps. Klemin, Hanson and Sens. Elkin, Larson introduced:

HB 1137: A BILL for an Act to create and enact a new subdivision to subsection 1 of section 27-20.2-21 and section 27-20.4-05.1 of the North Dakota Century Code, relating to inspection of court files and records, and delinquency referrals to juvenile court; and to amend and reenact sections 14-10-06, 27-20.1-04, and 27-20.1-07, subsection 1 of section 27-20.1-09, section 27-20.2-01, subsection 1 of section 27-20.2-03, section 27-20.2-05, subsection 3 of section 27-20.2-09, section 27-20.2-12, subsection 5 of section 27-20.2-15, sections 27-20.3-01, 27-20.3-03, 27-20.3-04, and 27-20.3-05, subsection 3 of section 27-20.3-06, subsection 3 of section 27-20.3-08, section 27-20.3-09, subsection 1 of section 27-20.3-10, subsection 1 of section 27-20.3-15, subsection 4 of section 27-20.3-16, subsection 5 of section 27-20.3-19, sections 27-20.3-21, 27-20.3-26, 27-20.4-01, 27-20.4-03, 27-20.4-04, 27-20.4-05, 27-20.4-06, 27-20.4-08, 27-20.4-09, and 27-20.4-10, subsection 5 of section 27-20.4-11, sections 27-20.4-14, 27-20.4-17, 27-20.4-18, and 27-20.4-25, and subsection 1 of section 27-20.4-26 of the North Dakota Century Code, relating to juvenile court procedures.

Was read the first time and referred to the **Judiciary Committee**.

Reps. Satrom, Karls, Klemin, Schauer, Vigesaa and Sen. Conley introduced:

HB 1138: A BILL for an Act to create and enact a new section to chapter 27-05 of the North Dakota Century Code, relating to a mental health diversion pilot program in the southeast judicial district; to provide for a report to the legislative management; and to provide an expiration date.

Was read the first time and referred to the **Human Services Committee**.

Reps. Satrom, S. Olson, Schauer, Strinden and Sens. Clemens, Conley, Rust introduced:

HB 1139: A BILL for an Act to amend and reenact sections 23-02.1-01, 23-02.1-13, and 23-02.1-15 of the North Dakota Century Code, relating to required elements of birth records.

Was read the first time and referred to the **Human Services Committee**.

Reps. Satrom, S. Olson, Schauer, Strinden and Sens. Clemens, Conley, Lee introduced:

HB 1140: A BILL for an Act to create and enact a new section to chapter 12.1-20 of the North Dakota Century Code, relating to sexual reproductive imposition; and to provide a penalty.

Was read the first time and referred to the **Human Services Committee**.

Reps. Schauer, Klemin, O'Brien, Pyle, Schneider, Wagner and Sens. Kreun, Lee, Mathern, K. Roers introduced:

HB 1141: A BILL for an Act to create and enact section 39-10-26.3 of the North Dakota Century Code, relating to yielding the right of way for a stationary motor vehicle; and to provide a penalty.

Was read the first time and referred to the **Transportation Committee**.

Reps. Schauer, Klemin, J. Olson, Richter, M. Ruby, Thomas and Sens. Dever, Mathern, Paulson, Sorvaag, Wobbema introduced:

HB 1142: A BILL for an Act to amend and reenact subsection 2 of section 53-06.1-11.1 of the North Dakota Century Code, relating to expanding eligible uses for charitable gaming net proceeds.

Was read the first time and referred to the **Industry, Business and Labor Committee**.

Reps. Schauer, Brandenburg, Fisher, Heinert, Ista and Sens. Kannianen, Luick introduced:

HB 1143: A BILL for an Act to amend and reenact section 12.1-23-02 of the North Dakota Century Code, relating to theft of property; and to provide a penalty.

Was read the first time and referred to the **Industry, Business and Labor Committee**.

Reps. Schauer, Hanson, O'Brien, Pyle, Satrom, Schreiber-Beck, Steiner, Strinden and Sens. Hogan, K. Roers, Weber introduced:

HB 1144: A BILL for an Act to create and enact a new section to chapter 15.1-19 and section 50-11.1-02.4 of the North Dakota Century Code, relating to required training for mandated reporters of child abuse and neglect.

Was read the first time and referred to the **Education Committee**.

Reps. Schauer, Boschee, O'Brien, Schneider, Swiontek, Wagner, Warrey, Weisz and Sens. Hogan, K. Roers, Weber introduced:

HB 1145: A BILL for an Act to create and enact section 29-04-03.3 of the North Dakota Century Code, relating to the statute of limitations for prosecuting sex crimes involving victims who develop a disabling mental condition; and to provide a penalty.

Was read the first time and referred to the **Judiciary Committee**.

Reps. Brandenburg, Grueneich, Hanson, Mitskog, Ostlie, Schauer and Sens. Erbele, Hogan, Mathern, Vedaa, Wanzek introduced:

HB 1146: A BILL for an Act to create and enact section 54-52.1-04.19 of the North Dakota Century Code, relating to public employee fertility health benefits; to amend and reenact section 26.1-36.6-03 of the North Dakota Century Code, relating to self-insurance health plans; to provide for a report; to provide for application; to provide an expiration date; and to declare an emergency.

Was read the first time and referred to the **Industry, Business and Labor Committee**.

Reps. Thomas, D. Anderson, Hagert, Lefor, Mitskog, Monson, Pyle, Stemen and Sens. Myrdal, Sorvaag, Vedaa introduced:

HB 1147: A BILL for an Act to create and enact a new section to chapter 54-27 of the North Dakota Century Code, relating to a county and township bridge fund; to amend and

reenact section 21-10-13 of the North Dakota Century Code, relating to the legacy earnings fund; to provide a statement of legislative intent; to provide an appropriation; and to provide an expiration date.

Was read the first time and referred to the **Appropriations Committee**.

Reps. Thomas, Beltz, Brandenburg, Hagert, Headland, D. Johnson, Monson, Weisz and Sens. Lemm, Luick, Wanzek introduced:

HB 1148: A BILL for an Act to create and enact a new section to chapter 4.1-01 of the North Dakota Century Code, relating to an agriculture infrastructure fund; to provide an appropriation; and to provide for a transfer.

Was read the first time and referred to the **Appropriations Committee**.

Reps. Thomas, Dockter, Heinert, Kasper, Porter, D. Ruby, Vetter and Sens. Patten, Paulson introduced:

HB 1149: A BILL for an Act to provide for a legislative management study regarding the impact of the North Dakota high school activities association on students.

Was read the first time and referred to the **Education Committee**.

Reps. Thomas, Heinert, O'Brien, Pyle, Richter, M. Ruby, Schreiber-Beck and Sens. Bekkedahl, Meyer, Schaible, Vedaa introduced:

HB 1150: A BILL for an Act to create and enact a new section to chapter 15-39.1 of the North Dakota Century Code, relating to an exception to membership in the teachers' fund for retirement for retired military personnel.

Was read the first time and referred to the **Education Committee**.

Reps. Thomas, Cory, Grueneich, Heinert, D. Ruby, M. Ruby, Tveit and Sens. Elkin, Hogue, Meyer, Patten, Vedaa introduced:

HB 1151: A BILL for an Act to create and enact a new section to chapter 20.1-05 of the North Dakota Century Code, relating to baiting deer for hunting.

Was read the first time and referred to the **Energy and Natural Resources Committee**.

Reps. M. Ruby, Grueneich, Schauer and Sens. Cleary, Meyer, Vedaa introduced:

HB 1152: A BILL for an Act to create and enact a new section to chapter 53-06.1 of the North Dakota Century Code, relating to motorcycle ride poker run and dice roll requirements; and to amend and reenact section 12.1-28-02 and subsection 2 of section 53-06.1-10.2 of the North Dakota Century Code, relating to exceptions from gaming offenses; and provide a penalty.

Was read the first time and referred to the **Judiciary Committee**.

Reps. Brandenburg, Grueneich, Headland, D. Johnson, Kempenich, Mitskog, Nelson, Weisz and Sens. Erbele, Klein, Wanzek, Weber introduced:

HB 1153: A BILL for an Act to create and enact a new section to chapter 4.1-04 of the North Dakota Century Code relating to corn council contract services.

Was read the first time and referred to the **Agriculture Committee**.

Reps. D. Ruby, Bellew, Cory, Kasper, Kempenich, Koppelman, Strinden, Tveit and Sens. Clemens, Davison, Myrdal, Wobbema introduced:

HB 1154: A BILL for an Act to amend and reenact section 28-32-22 of the North Dakota Century Code, relating to the informal disposition of an administrative proceeding.

Was read the first time and referred to the **Judiciary Committee**.

Reps. Heilman, Christensen, Kasper, Koppelman, Prichard, Rios, M. Ruby, Vetter and Sens. Clemens, Larson, Paulson, Wobbema introduced:

HB 1155: A BILL for an Act to create and enact a new section to chapter 44-08 of the North Dakota Century Code, relating to sanctuary status.

Was read the first time and referred to the **Political Subdivisions Committee**.

Reps. Schreiber-Beck, D. Johnson, Jonas, Longmuir, Pyle, Sanford and Sens. Cleary, Hogan, Kreun, Rust introduced:

HB 1156: A BILL for an Act to amend and reenact subsection 3 of section 15-19-01 and section 15.1-22-01 of the North Dakota Century Code, relating to services provided by the center for distance education.

Was read the first time and referred to the **Education Committee**.

Reps. Strinden, B. Anderson, Boschee, Brandenburg, Schauer, Swiontek and Sens. Hogan,

K. Roers, Sorvaag introduced:

HB 1157: A BILL for an Act to provide an appropriation to the department of veterans' affairs for providing grants for the construction of the Fisher house.

Was read the first time and referred to the **Appropriations Committee**.

Reps. Headland, Bosch, Dockter, Grueneich, Hagert, Heinert and Sens. Axtman, Conley, Kannianen, Meyer, K. Roers, Wanzek introduced:

HB 1158: A BILL for an Act to amend and reenact subsection 1 of section 57-38-30.3 of the North Dakota Century Code, relating to the imposition of a flat income tax rate of one and one-half percent for individuals, estates, and trusts; and to provide an effective date.

Was read the first time and referred to the **Finance and Taxation Committee**.

Reps. Bosch, Kempenich, Mock, Toman, Weisz and Sens. Conley, Davison introduced:

HB 1159: A BILL for an Act to amend and reenact subsection 13 of section 54-35-15.2 and sections 54-59-09 and 54-59-23 of the North Dakota Century Code, relating to the duties of the information technology committee and the state information technology advisory committee; and to repeal sections 54-59-02.1 and 54-59-07 of the North Dakota Century Code, relating to the state information technology advisory committee.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Reps. Roers Jones, Klemin, Satrom and Sens. Hogue, Larson, Sickler introduced:

HB 1160: A BILL for an Act to create and enact a new subsection to section 54-23.3-04 of the North Dakota Century Code, relating to the duties of the director of the department of corrections and rehabilitation; to amend and reenact subsection 4 of section 27-20.4-01, subsection 3 of section 27-20.4-17, subsections 1 and 8 of section 27-20.4-18, section 27-20.4-21, and section 27-20.4-23 of the North Dakota Century Code, relating to delinquent children; and to declare an emergency.

Was read the first time and referred to the **Judiciary Committee**.

Reps. Klemin, Motschenbacher, Novak, Schreiber-Beck and Sens. Axtman, Elkin, Patten introduced:

HB 1161: A BILL for an Act to amend and reenact subsection 3 of section 15.1-36-08 of the North Dakota Century Code, relating to eligibility for school construction loans.

Was read the first time and referred to the **Education Committee**.

Rep. Fegley introduced:

HB 1162: A BILL for an Act to amend and reenact subsection 3 of section 23-46-01 and section 23-46-04 of the North Dakota Century Code, relating to state financial assistance for emergency medical services; and to provide an effective date.

Was read the first time and referred to the **Human Services Committee**.

Reps. Monson, Hoverson, O'Brien, Richter, Schreiber-Beck, Swiontek and Sens. Davison, Kreun, Rust, Schaible introduced:

HB 1163: A BILL for an Act to create and enact a new section to chapter 15.1-21 of the North Dakota Century Code, relating to optional career and technical education high school curriculum; and to amend and reenact section 15.1-21-02.2 of the North Dakota Century Code, relating to minimum requirements for high school graduation.

Was read the first time and referred to the **Education Committee**.

Reps. Steiner, Dobervich, Lefor, Meier, Nelson, M. Ruby, Vetter and Sens. Meyer, Piepkorn, Rummel, Sickler introduced:

HB 1164: A BILL for an Act to create and enact a new section to chapter 19-24.1 of the North Dakota Century Code, relating to limitations on cannabinoid edible products; and to amend and reenact section 19-24.1-01 of the North Dakota Century Code, relating to the definition of cannabinoid edible products.

Was read the first time and referred to the **Human Services Committee**.

Rep. M. Ruby introduced:

HB 1165: A BILL for an Act to create and enact three new sections to chapter 23-01 of the North Dakota Century Code, relating to powers and duties of the department of health and human services public health division, central public health laboratory, and surge staffing; to amend and reenact subdivision p of subsection 1 of section 11-16-01, section 14-13-03, subsection 2 of section 15-52-03, section 16.1-02-06,

subsection 2 of section 19-24.1-38, sections 23-01-03.1, 23-01-03.3, 23-01-04.3, 23-01-05, and 23-01-05.1, subsection 3 of section 23-01-05.3, sections 23-01-05.4, 23-01-08, 23-01-08.1, and 23-01-12, subsection 3 of section 23-01-44, sections 23-01.2-01, 23-01.2-03, and 23-01.2-04, subsection 8 of section 23-01.3-01, subsection 1 of section 23-01.3-06, section 23-01.3-08, subsections 8, 17, and 21 of section 23-02.1-01, sections 23-02.1-02 and 23-02.1-03, subsection 4 of section 23-07-02.3, sections 23-07-15, 23-07.2-01, and 23-09.4-08, subsection 4 of section 23-10-03, section 23-10-06, subsection 2 of section 23-10-06.1, sections 23-10-12, 23-16-05, 23-16-06, 23-16-10, 23-16-11, 23-17-08, 23-17.6-01, 23-17.6-02, 23-17.6-04, 23-17.6-06, 23-17.7-03, 23-23-03, 23-24-01, 23-24-02, 23-24-02.1, 23-24-06, 23-27-03, and 23-27-04.7, subsection 3 of section 23-27-04.9, sections 23-35.1-02, 23-35.1-03, and 23-36-08, subsection 1 of section 23-38.1-02, section 23-43-01, subsection 3 of section 23-43-05, section 23-46-02, subsection 1 of section 23-47-03, subsection 7 of section 25-01-01, subsection 1 of section 25-01-01.1, subsection 3 of section 25-02-01.1, sections 25-03.1-34.1, 25-03.3-01, 25-03.3-12, 25-03.3-13, 25-03.3-14, 25-03.3-17, 25-03.3-18, 25-03.3-18.1, 25-03.3-24, 25-04-08.1, and 25-11-02, subsection 2 of section 37-17.4-01, sections 43-10-02, 43-12.3-01, 43-12.3-02, 43-12.3-03, 43-12.3-04, 43-12.3-05, 43-12.3-06, and 43-12.3-07, subsection 14 of section 43-15-10, sections 43-28.1-01, 43-28.1-03, 43-28.1-05, 43-28.1-07, 43-28.1-08, 43-28.1-09, 43-29.1-01, and 43-29.1-02, subsection 1 of section 43-29.1-03, sections 43-29.1-04, 43-29.1-05, and 43-29.1-06, subsection 5 of section 43-29.1-07, section 43-29.1-08, 43-34-02, 43-38-01, 43-38-02, and 43-38-03, subsection 1 of section 43-43-01, sections 43-43-03 and 43-43-05, subsection 10 of section 50-01.1-06, sections 50-06-01.1, 50-06-01.3, and 50-06-01.4, subsection 3 of section 50-06-05.3, sections 50-06-05.5, 50-06-05.8, 50-06-06.6, 50-06-30, 50-06-31, and 50-06-32, subsection 1 of section 50-06-43.2, subsection 4 of section 50-06.1-01, subsection 7 of section 50-10.1-03, subsection 1 of section 50-11.1-25, sections 50-21-02, 50-21-04, and 50-24.6-02, subsection 3 of section 50-25.1-04.1, subsection 1 of section 50-28-04, subsection 1 of section 50-28-05, subsection 2 of section 50-35-01, section 54-44.3-31, subsection 1 of section 54-07-01.2, section 54-46-13, subsection 1 of section 54-59-25, and sections 54-59-33 and 57-60-03 of the North Dakota Century Code, relating to the powers and duties of the department of health and human services, state health officer, state health council and the executive director of the department of health and human services; and to repeal sections 23-01-01, 23-01-02, 23-01-03, 23-01-06, and 23-07-07 of the North Dakota Century Code, relating to the health division, state health council, a biennial report, and reporting sexually transmitted diseases.

Was read the first time and referred to the **Human Services Committee**.

Reps. M. Ruby, Beltz, Hagert, D. Johnson, Thomas and Sens. Luick, Myrdal introduced:

HB 1166: A BILL for an Act to amend and reenact section 61-04.1-39 of the North Dakota Century Code, relating to state funding requirements for county weather modification operations.

Was read the first time and referred to the **Agriculture Committee**.

Reps. Vetter, Motschenbacher, Rohr, D. Ruby, M. Ruby, Schauer, Steiner and Sens. Barta, Luick, Paulson, Vedaa, Wobbema introduced:

HB 1167: A BILL for an Act to create and enact a new subsection to section 37-17.1-05 of the North Dakota Century Code, relating to the governor's authority regarding polling places during a declared state of disaster or emergency.

Was read the first time and referred to the **Government and Veterans Affairs Committee**.

Reps. Steiner, Dockter, Hatlestad, Lefor, Porter, Rohr, Satrom, Swiontek, Wagner and Sens. Rummel, Sickler introduced:

HB 1168: A BILL for an Act to create and enact a new section to chapter 57-38 and a new subdivision to subsection 7 of section 57-38-30.3 of the North Dakota Century Code, relating to the provision of an income tax credit for purchases of manufacturing machinery and equipment to automate a manufacturing process; and to provide an effective date.

Was read the first time and referred to the **Finance and Taxation Committee**.

Reps. D. Ruby, K. Anderson, Fegley, Nathe, Nelson, M. Ruby, Schatz and Sens. Dever, Mathern, Paulson, Rust introduced:

HB 1169: A BILL for an Act to amend and reenact subsection 1 of section 39-01-15 and

section 39-04-10.2 of the North Dakota Century Code, relating to parking privileges and license plates for mobility-impaired individuals.

Was read the first time and referred to the **Transportation Committee**.

Reps. Headland, Hagert, Mitskog, Nathe, Nelson, Porter, Stemen, Vigesaa and Sens. Kannianen, Patten, Sorvaag, Wanzek introduced:

HB 1170: A BILL for an Act to create and enact a new subsection to section 57-02-08 of the North Dakota Century Code, relating to a property tax exemption for certain natural gas pipeline property; and to provide an effective date.

Was read the first time and referred to the **Finance and Taxation Committee**.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Legislative Management introduced:

(Budget Section)

HCR 3001: A concurrent resolution authorizing the Budget Section of the Legislative Management to hold the required legislative hearings on state plans for the receipt and expenditure of new or revised block grants passed by Congress.

Was read the first time and referred to the **Appropriations Committee**.

Reps. Stemen, Dockter, Hagert, Louser, Mock, M. Ruby, Thomas and Sens. Davison, Meyer, Patten, K. Roers, Vedaa introduced:

HCR 3002: A concurrent resolution to amend and reenact section 25 of article XI of the Constitution of North Dakota, relating to authorizing sports betting.

Was read the first time and referred to the **Judiciary Committee**.

Rep. Bosch and Sen. Dever introduced:

HCR 3003: A concurrent resolution designating House and Senate employment positions and fixing compensation.

Was read the first time and referred to the **Appropriations Committee**.

The House stood adjourned pursuant to Representative Bosch's motion.

Buell J. Reich, Chief Clerk