

**JOURNAL OF THE SENATE**

**Sixty-ninth Legislative Assembly**

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**Bismarck, January 7, 2025**

The Senate convened at 12:00 p.m., with President Strinden presiding.

The prayer was offered by Pastor Keith Ritchie, Cornerstone Community Church, Bismarck.

The roll was called and all members were present.

A quorum was declared by the President.

**FIRST READING OF SENATE BILLS**

Sen. Mathern introduced:

**SB 2103:** A BILL for an Act to create and enact a new subdivision to subsection 2 of section 57-38-30.3 of the North Dakota Century Code, relating to an individual income tax deduction for a segal Americorps education award; and to provide an effective date.

Was read the first time.

**MOTION**

**SEN. MATHERN MOVED** the Senate be on the Eighth order, which motion prevailed.

**REQUEST**

**SEN. MATHERN REQUESTED** the unanimous consent of the Senate to withdraw SB 2103. There being no objection, it was so ordered by the President.

**MOTION**

**SEN. KLEIN MOVED** that the Senate be on the Ninth order of business and at the conclusion of that order, the Senate stand in recess until 1:00 p.m., at which time the Senate will meet in joint session with the House, and after the joint session the Senate will stand adjourned until 12:30 p.m., Friday, January 10, 2025, which motion prevailed.

**GOVERNOR BURGUM'S BUDGET RECOMMENDATIONS FOR THE 2025-2027 BIENNIUM**

**GOVERNOR'S RECOMMENDATION FOR THE OFFICE OF THE GOVERNOR**

**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, 2025, and ending June 30, 2027, as follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and Wages	\$4,426,244	\$789,422	\$5,215,666
Governor's Salary	310,621	139,383	450,004
Operating Expenses	509,331	133,214	642,545
Contingencies	10,000	0	10,000
Transition In	0	0	0
Transition Out	0	0	0
Children's Cabinet	0	100,000	100,000
Roughrider Awards	<u>10,800</u>	<u>4,200</u>	<u>15,000</u>
Total General Fund	\$5,266,996	\$1,166,219	\$6,433,215
Full-time Equivalent Positions	19.00	0	19.00

**SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SEVENTIETH LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time funding items approved by the sixty-eighth legislative assembly

for the 2023-25 biennium and the 2025-27 one-time funding items included in the appropriation of section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
Governor's Transition Lines	\$65,000	\$0
Customer Relations IT Project	130,000	0
Children's Cabinet	0	65,000
Total General Fund	\$195,000	\$65,000

The 2025-27 one-time funding amounts are not a part of the entity's base budget for the 2027-29 biennium. The governor's office shall report to the appropriations committees of the seventieth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2025 and ending June 30, 2027.

### **SECTION 3. APPROPRIATION - GOVERNOR'S OFFICE. BUDGET**

**SECTION REPORT.** 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, 2025 and ending June 30, 2027. 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. EXEMPTION - FULL-TIME EQUIVALENT POSITION**

**ADJUSTMENTS.** Notwithstanding any other provisions of the law, the Governor's Office may increase or decrease authorized full-time equivalent positions as needed, subject to availability of funds, during the biennium beginning July 1, 2025, and ending June 30, 2027. The Governor's Office shall report to the office of management and budget and legislative council any adjustments made pursuant to this section.

**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 fifty eight thousand three hundred fifty six dollars through June 30, 2025, and one hundred sixty four thousand six hundred ninety one dollars through June 30, 2026 and one hundred sixty nine thousand six hundred thirty two 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 thirty six thousand two hundred dollars through June 30, 2025 and one hundred forty thousand six hundred eight dollars through June 30, 2026 and one hundred forty four thousand eight hundred twenty seven 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, 2025, and ending June 30, 2027, as follows:

Subdivision 1.

SECRETARY OF STATE

Adjustments or

	<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
Salaries and Wages	\$6,366,407	\$1,292,430	\$7,658,837
Operating Expenses	4,984,331	1,952,506	6,936,837
Petition Review	8,000	0	8,000
Grants	25,000	0	25,000
Election Reform	<u>4,830,808</u>	<u>2,483,582</u>	<u>7,314,390</u>
Total All Funds	\$16,214,546	\$5,728,518	\$21,943,064
Less Estimated Income	<u>9,344,171</u>	<u>2,830,128</u>	<u>12,283,018</u>
Total General Fund	\$6,870,375	\$943,446	\$9,660,046
Full-Time Equivalent Positions	35.00	0.00	35.00

Subdivision 2.

#### SECRETARY OF STATE - PUBLIC PRINTING

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Public Printing	\$271,335	\$18,665	\$290,000
Total General Fund	\$271,335	\$18,665	\$290,000

Subdivision 3.

#### BILL TOTAL

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Grand Total General Fund	\$7,141,710	\$2,808,336	\$9,950,046
Grand Total Special Funds	<u>9,344,171</u>	<u>2,938,847</u>	<u>12,283,018</u>
Grand Total All Funds	\$16,485,881	\$5,747,183	\$22,233,064

**SECTION 2. ONE-TIME FUNDING.** The following amounts reflect the one-time funding items approved by the sixty-ninth legislative assembly for the 2025-27 biennium:

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
New campaign system and website redesign	\$1,000,000	\$0
Election management system	5,000,000	0
First stop	1,000,000	0
IT System enhancements	500,000	700,000
HAVA	1,000,000	0
Election pollpads and cradle points	<u>0</u>	<u>2,800,000</u>
Total	\$8,500,000	\$3,050,000
Total General Fund	\$0	\$700,000

The 2025-27 biennium one-time funding amounts are not part of the entity's base budget for the 2027-29 biennium. The secretary of state shall report to the appropriations committee of the seventieth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2025, and ending June 30, 2027.

#### **SECTION 3. EXEMPTION - FULL-TIME EQUIVALENT POSITION**

**ADJUSTMENTS.** Notwithstanding any other provisions of the law, the secretary of state may increase or decrease authorized full-time equivalent positions as needed, subject to availability of funds, during the biennium beginning July 1, 2025, and ending June 30, 2027. The secretary of state shall report to the office of management and budget and legislative council any adjustments made pursuant to this section.

**SECTION 4. ESTIMATED INCOME - STRATEGIC INVESTMENT AND IMPROVEMENT FUND.** The estimated income line item in subdivision 1 of section 1 of the Act includes the sum of \$2,800,000 from the strategic investment and improvements fund for election pollpads and cradle points replacement.

**SECTION 5. EXEMPTION - STATE FISCAL RECOVERY FUND.** The amount of \$6,000,000 appropriated from federal funds derived from the state fiscal recovery

fund for the purposes of an election management system and to upgrade FirstStop in Section 1 of Chapter 34 of 2023 Session Laws is not subject to section 54-44.1-11 and is available to the agency for the biennium beginning July 1, 2025, and ending June 30, 2027.

**SECTION 6. EXEMPTION - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND.** The amount of \$1,500,000 appropriated from the strategic investment and improvements fund for the purpose of a new campaign system, contracted website redesign, and information technology enhancements in Section 1 of Chapter 34 of 2023 Session Laws is not subject to section 54-44.1-11 and is available to the agency for the biennium beginning July 1, 2025, and ending June 30, 2027.

**SECTION 7. 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 thirty five thousand two hundred dollars through June 30, 2025 and one hundred forty thousand six hundred eight dollars through June 30, 2026~~ and one hundred forty-four thousand six hundred eighty seven 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, 2025 and ending June 30, 2027, as follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and Wages	\$53,007,980	\$15,551,706	\$68,559,686
Operating Expenses	17,579,264	(958,560)	16,620,704
Capital Assets	606,000	1,021,000	1,627,000
Grants	3,903,440	0	3,903,440
Human Trafficking Victims Grants	1,110,614	16,368	1,126,982
Forensic Nurse Examiner Grants	252,676	3,839	256,515
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	5,413,453	382,704	5,796,157
Arrest and Return of Fugitives	8,500	0	8,500
Gaming Commission	7,489	0	7,489
Criminal Justice Info Sharing	4,579,950	2,860,676	7,440,626
Law Enforcement	3,377,659	593,683	3,971,342
Children's Forensic Interviews	<u>304,560</u>	<u>0</u>	<u>304,560</u>
Total All Funds	\$90,939,085	\$24,471,416	\$115,410,501
Less Estimated Income	<u>41,914,820</u>	<u>5,502,339</u>	<u>47,417,159</u>
Total General Fund	\$49,024,265	\$18,969,077	\$67,993,342
Full-time Equivalent Positions	266.00	6.00	272.00

**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-eighth legislative assembly for the 2023-25 biennium and the 2025-27 one-time funding items included in the appropriation in section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
Equipment for new FTE	\$2,432,765	\$0
Law enforcement resiliency grant	400,000	0
Inflationary increases	156,463	0
Vehicles and radios	102,200	0
Charitable gaming and licensing projects	876,000	0

BCI vehicle replacement	200,000	660,000
COPS anti-meth program	1,772,038	0
Crime lab improvements	250,000	0
Crime lab equipment and supplies	0	954,000
Maintenance and hosting costs	0	682,000
Portable handheld dual band radios	0	105,000
SAVIN replacement project	0	1,500,000
Statewide Litigation Pool	<u>5,000,000</u>	<u>5,000,000</u>
Total All Funds	\$11,189,466	\$8,901,000
Total Special Funds	<u>6,582,122</u>	<u>4,233,000</u>
Total General Fund	\$4,607,344	\$4,668,000

The 2025-27 one-time funding amounts are not a part of the entity's base budget for the 2027-29 biennium. The attorney general shall report to the appropriations committees of the seventieth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2025 and ending June 30, 2027.

### SECTION 3. EXEMPTION - FULL-TIME EQUIVALENT POSITION

**ADJUSTMENTS.** Notwithstanding any other provisions of law, the attorney general may increase or decrease authorized full-time equivalent positions as needed, subject to the availability of funds, during the biennium beginning July 1, 2025, and ending June 30, 2027. The attorney general shall report to the office of management and budget and legislative council any adjustments made pursuant to this section.

**SECTION 4. 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 seventy-nine thousand three hundred twelve~~ one hundred ninety-three thousand nine hundred forty-three dollars through June 30, ~~2024~~2026, and ~~one hundred eighty-six thousand four hundred eighty-four~~ one hundred ninety-nine thousand seven hundred sixty-one dollars thereafter.

**SECTION 5. 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, 2025.

**SECTION 6. STRATEGIC INVESTMENT AND IMPROVEMENTS FUND - TRANSFER - LITIGATION POOL TO STATE AGENCIES.** The statewide litigation funding pool line item in section 1 of this Act includes \$1,000,000 from the general fund and \$4,000,000 from the strategic investment and improvements fund, which the attorney general shall use for funding litigation expenses incurred by eligible state agencies during the biennium beginning July 1, 2025, and ending June 30, 2027. This funding is considered a one-time funding item. The attorney general may not use funding from the litigation pool to pay judgments under section 32-12-04.

**SECTION 7. 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, 2025 and ending June 30, 2027. 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 8. 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, 2025 and ending June 30, 2027.

**SECTION 9. HUMAN TRAFFICKING VICTIMS GRANT PROGRAM - REQUIREMENTS - REPORTS.** The human trafficking victims grants line item in section 1 of this Act includes \$1,110,614 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, 2025 and ending June 30, 2027. 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 10. FORENSIC NURSE EXAMINERS GRANT PROGRAM - REPORTS.** The forensic nurse examiners grants line item in section 1 of this Act includes \$252,676 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, 2025, and ending June 30, 2027. 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 11. 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, 2027.

**SECTION 12. 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, 2021-23 and 2023-25 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, 2025, and ending June 30, 2027.

**SECTION 13. 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 and continued into the 2023-25 biennium, 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, 2025, and ending June 30, 2027.

**SECTION 14. EXEMPTION - LICENSING AND DEPOSIT SYSTEM.** The amount appropriated to the attorney general from the general fund for a licensing and deposit system as contained in sections 1 of chapter 35 of the 2023 Session 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 licensing and deposit system, during the biennium beginning July 1, 2025, and ending June 30, 2027.

**SECTION 15. EXEMPTION - CHARITABLE GAMING TECHNOLOGY SYSTEM.** The amount appropriated to the attorney general from the charitable gaming operating fund for a charitable gaming technology system as contained in sections 1 and 6 of chapter 35 of the 2023 Session 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 charitable gaming technology system, during the biennium beginning July 1, 2025, and ending June 30, 2027.

**SECTION 16. EXEMPTION - LEGAL CASE MANAGEMENT SYSTEM.** The amount appropriated to the attorney general from other funds for the statewide automated victim information and notification system as contained in sections 1 and 8 of chapter 3 of the 2017 Session Laws, continued into the 2019-21 biennium for the statewide automated victim information and notification system, and continued into the 2021-23 and 2023-25 bienniums for the legal case management system, 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 legal case management system during the biennium beginning July 1, 2025, and ending June 30, 2027.

**SECTION 17. EXEMPTION - ANTI-METHAMPHETAMINE PROGRAM.** The amount appropriated to the attorney general from federal funds for an anti-methamphetamine program as contained in sections 1 of chapter 35 of the 2023 Session 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 anti-methamphetamine program, during the biennium beginning July 1, 2025, and ending June 30, 2027.

**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, 2025, and ending June 30, 2027.

**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, 2025, and ending June 30, 2027, as follows:

	<u>Legislative Base level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and wages	\$14,627,899	\$3,068,799	\$17,696,698
Operating expenses	1,719,771	69,321	1,789,092
Capital assets	0	0	0
Information technology consultants	<u>450,000</u>	<u>135,000</u>	<u>585,000</u>
Total all funds	\$16,797,670	\$3,273,120	\$20,070,790
Less estimated income	<u>6,486,821</u>	<u>1,379,522</u>	<u>7,866,343</u>
Total general fund	\$10,310,849	\$1,893,598	\$12,204,447
Full-time equivalent positions	65.00	1.00	66.00

**SECTION 2. ONE-TIME FUNDING.** The following amounts reflect the one-time funding items approved by the sixty-eighth legislative assembly for the 2023-25 biennium and the 2025-27 biennium one-time funding items included in the appropriation in section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
Office Furniture	\$9,000	\$3,000
Inflationary increases for travel and professional development	59,000	0
Cost to continue services	0	61,000
Audit software setup and migration	45,550	0
Capital equipment replacement	<u>25,000</u>	<u>0</u>
Total all funds	\$138,550	\$64,000
Less estimated income	<u>37,000</u>	<u>13,800</u>
Total general fund	\$101,550	\$50,200

**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 ~~thirtyfour~~ thousand six hundred eight dollars through June 30, ~~2024~~2026, and one hundred ~~thirty-fiveforty-four~~ thousand twøight hundred twenty-six dollars thereafter.

**SECTION 4. EXEMPTION - FULL-TIME EQUIVALENT POSITION**

**ADJUSTMENTS.** Notwithstanding any other provisions of law, the state auditor may increase or decrease authorized full-time equivalent positions as needed, subject to availability of funds, during the biennium beginning July 1, 2025, and ending June 30, 2027. The state auditor shall report to the office of management and budget and legislative council any adjustments made pursuant to this section.

**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, and from special funds derived from other income, to the state treasurer for the purpose of defraying the expenses of that agency, for the biennium beginning July 1, 2025, and ending June 30, 2027, as follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and wages	\$1,605,584	\$1,812,950	\$3,418,534
Operating expenses	265,346	659,258	924,604
In lieu of tax payments	0	2,000,000	2,000,000
Coal severance payments	<u>118,000</u>	<u>4,000</u>	<u>122,000</u>
Total all funds	\$1,988,930	\$4,476,208	\$6,465,138
Less estimated income	<u>0</u>	<u>921,300</u>	<u>921,300</u>
Total general fund	\$1,988,930	\$3,554,908	\$5,543,838
Full-time Equivalent Positions	7.00	6.00	13.00

**SECTION 2. ONE-TIME FUNDING.** The following amounts reflect the one-time funding items approved by the sixty-eighth legislative assembly for the 2023-25 biennium and the 2025-27 biennium one-time funding items included in the appropriation in section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
Information technology costs	\$27,825	\$110,000
Cash management system	0	400,000
Office remodeling costs	<u>0</u>	<u>50,000</u>
Total all funds	\$27,825	\$560,000
Less estimated income	<u>0</u>	<u>0</u>
Total general fund	\$27,825	\$560,000

**SECTION 3. 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 ~~thirtyfour~~ thousand six hundred eight dollars through June 30, ~~2024~~2026, and one hundred ~~thirty-fiveforty-four~~ thousand twøight hundred twenty-six dollars thereafter.

**SECTION 4. EXEMPTION - FULL-TIME EQUIVALENT POSITION**

**ADJUSTMENTS.** Notwithstanding any other provisions of law, the state treasurer may increase or decrease authorized full-time equivalent positions as needed, subject to availability of funds, during the biennium beginning July 1, 2025, and ending June 30, 2027. The state treasurer shall report to the office of management and budget and legislative council any adjustments made pursuant to this section.

**SECTION 5. AMENDMENT.** Subsection 2, 7 and 9 of section 47-30.2-01 of North Dakota Century Code is amended and reenacted as follows:

2. "Administrator's agent" means a person with which the ~~commissioner~~treasurer contracts to conduct an examination under sections 47-30.2-54, 47-30.2-55, 47-30.2-56, 47-30.2-57, 47-30.2-58, 47-30.2-59, 47-30.2-60, 47-30.2-61, and 47-30.2-62 on behalf of the administrator. The term includes an independent contractor of the person and each individual participating in the examination on behalf of the person or contractor.
7. "~~Commissioner~~Treasurer" means the ~~commissioner of university and school lands~~state treasurer.
9. "Department" means the ~~department of trust lands~~office of the state treasurer.

**SECTION 6. AMENDMENT.** Section 47-30.2-03 of North Dakota Century Code is amended and reenacted as follows:

The ~~commissioner~~treasurer may adopt rules to implement and administer this chapter.

**SECTION 7. AMENDMENT.** Subdivision j of subsection 1 of section 47-30.2-22 of North Dakota Century Code is amended and reenacted as follows:

- j. Contain other information the ~~commissioner~~treasurer prescribes by rules.

**SECTION 8. AMENDMENT.** Subsection 4 of section 47-30.2-23 of North Dakota Century Code is amended and reenacted as follows:

4. The ~~commissioner~~treasurer may grant an extension of the reporting date for good cause in the event of a national or state emergency.

**SECTION 9. AMENDMENT.** Subsection 1 of section 47-30.2-24 of North Dakota Century Code is amended and reenacted as follows:

1. A holder required to file a report under section 47-30.2-21 shall retain records for ten years after the later of the date the report was filed or the last date a timely report was due to be filed, unless a shorter period is provided by rule of the ~~commissioner~~treasurer.

**SECTION 10. AMENDMENT.** Subdivision b of subsection 3 of section 47-30.2-28 of North Dakota Century Code is amended and reenacted as follows:

- b. Maintain a website or database accessible by the public and electronically searchable which contains the names reported to the administrator of apparent owners for whom property that meets or exceeds the searchable value as set by the ~~commissioner~~treasurer is being held by the administrator. Property that does not meet or exceed the searchable value must continue to be held by the administrator but may not appear in the searchable website or database.

**SECTION 11. AMENDMENT.** Subsection 2 of section 47-30.2-44 of North Dakota Century Code is amended and reenacted as follows:

2. The department shall maintain an account with an amount of funds the ~~commissioner~~treasurer reasonably estimates is sufficient to pay claims allowed under this chapter.

**SECTION 12. AMENDMENT.** Subdivision c of subsection 2 of section 47-30.2-50 of North Dakota Century Code is amended and reenacted as follows:

- c. The property has a value as provided by rules adopted by the ~~commissioner~~treasurer.

**SECTION 13. AMENDMENT.** Subsection 1 of section 47-30.2-56 of North Dakota Century Code is amended and reenacted as follows:

1. The ~~commissioner~~treasurer shall adopt rules governing an examination under section 47-30.2-55, including rules for use of an estimation, extrapolation, and statistical sampling in conducting an examination. An examination commenced after adoption of rules under this subsection must comply with the rules.

**SECTION 14. AMENDMENT.** Subdivision c of subsection 2 of section 47-30.2-57 of North Dakota Century Code is amended and reenacted as follows:

- c. May be disclosed at the discretion of the ~~commissioner~~treasurer, on request, to the person that administers the unclaimed property law of another state for that state's use in circumstances equivalent to circumstances described in sections 47-30.2-54, 47-30.2-55, 47-30.2-56, 47-30.2-57, 47-30.2-58, 47-30.2-59, 47-30.2-60, 47-30.2-61, and 47-30.2-62. A state to which information is disclosed shall maintain the confidentiality and security of information obtained in a manner substantially equivalent to sections 47-30.2-71, 47-30.2-72, and 47-30.2-73;

**SECTION 15. AMENDMENT.** Subsection 1 and subsection 2 of section 47-30.2-66 of North Dakota Century Code is amended and reenacted as follows:

1. If a holder enters into a contract or other arrangement for the purpose of evading an obligation under this chapter or otherwise willfully fails to perform a duty imposed on the holder under this chapter, the ~~commissioner~~treasurer may require the holder to pay the administrator, in addition to interest as provided in subsection 1 of section 47-30.2-65, a civil penalty of one thousand dollars for each day the obligation is evaded or the duty is not performed, up to a cumulative maximum amount of twenty-five thousand dollars, plus twenty-five percent of the amount or value of property that should have been, but was not reported, paid, or delivered as a result of the evasion or failure to perform.
2. If a holder makes a fraudulent report under this chapter, the ~~commissioner~~treasurer may require the holder to pay to the administrator, in addition to interest under subsection 1 of section 47-30.2-65, a civil penalty of one thousand dollars for each day from the date the report was made until corrected, up to a cumulative maximum of twenty-five thousand dollars, plus twenty-five percent of the amount or value of any property that should have been reported, but was not included in the report or was underreported.

**SECTION 16. AMENDMENT.** Subsection 4 of section 47-30.2-67 of North Dakota Century Code is amended and reenacted as follows:

4. The ~~commissioner~~treasurer may waive up to twenty-five thousand dollars of the penalty or reduce interest. A request for a waiver or reduction of penalty in excess of twenty-five thousand dollars must be presented to the board, with the ~~commissioner's~~treasurer's recommendation, for review and decision.

## **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, 2025, and ending June 30, 2027, as follows:

	Base Level	Adjustments or Enhancements	Appropriation
Salaries and wages	\$24,036,152	\$3,357,683	\$27,393,835
Operating expenses	8,613,370	5,824,741	14,438,111
Capital assets	6,000	0	6,000
Property tax relief	103,225,000	(25,725,000)	77,500,000
Homestead tax credit	72,400,000	(24,400,000)	48,000,000
Disabled veterans credit	<u>18,745,000</u>	<u>3,255,000</u>	<u>22,000,000</u>
Total all funds	\$227,025,522	(\$37,687,576)	\$189,337,946
Less estimated income	<u>125,000</u>	<u>5,000,000</u>	<u>5,125,000</u>
Total general fund	\$226,900,522	(\$42,687,576)	\$184,212,946
Full-time equivalent positions	117.00	1.00	118.00

**SECTION 2. ONE-TIME FUNDING.** The following amounts reflect the one-time funding items approved by the sixty-eighth legislative assembly for the 2023-25 biennium and the 2025-27 biennium one-time funding items included in the appropriation in section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
GenTax service consultant	\$500,000	\$0
Primary residence tax credit advertising	1,500,000	0
Tax information portal	0	<u>5,000,000</u>
Total all funds	\$2,000,000	\$5,000,000
Less estimated income	0	<u>5,000,000</u>
Total general fund	\$2,000,000	\$0

**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, 2025, and ending June 30, 2027.

**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 ~~thirty-one~~forty-two thousand ~~seven~~four hundred ~~five~~fifty-two dollars through June 30, 2026, and one hundred ~~thirty~~forty-six thousand ~~nine~~seven hundred ~~seventy-three~~twenty-six dollars thereafter.

**SECTION 6. ESTIMATED INCOME - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND.** The estimated income line item in section 1 of this Act includes the sum of \$5,000,000 from the strategic investment and improvements fund for the creation of the North Dakota tax information portal.

**SECTION 7. EXEMPTION - FULL-TIME EQUIVALENT POSITION ADJUSTMENTS.** Notwithstanding any other provisions of law, the state tax commissioner may increase or decrease authorized full-time equivalent positions as needed, subject to availability of funds, during the biennium beginning July 1, 2025, and ending June 30, 2027. The state tax commissioner shall report to the office of management and budget and legislative council any adjustments made pursuant to this section.

**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 the department of labor and human rights, for the biennium beginning July 1, 2025, and ending June 30, 2027, as follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and Wages	\$2,787,854	\$538,184	\$3,326,038
Operating Expenses	<u>378,407</u>	<u>8,964</u>	<u>387,371</u>
Total All Funds	\$3,166,261	\$547,148	\$3,713,409
Less Estimated Income	<u>503,398</u>	<u>50,866</u>	<u>554,264</u>
Total General Fund	\$2,662,863	\$496,282	\$3,159,145
Full-time Equivalent Positions	13.00	0.00	13.00

**SECTION 2. EXEMPTION - FULL-TIME EQUIVALENT POSITION**

**ADJUSTMENTS.** Notwithstanding any other provisions of law, the department of labor and human rights may increase or decrease authorized full-time equivalent positions as needed, subject to availability of funds, during the biennium beginning July 1, 2025, and ending June 30, 2027. The department of labor and human rights shall report to the office of management and budget and legislative council any adjustments made pursuant to this section.

**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, 2025 and ending June 30, 2027, as follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and Wages	\$ 11,026,304	\$1,567,699	\$12,594,003
Operating Expenses	2,205,487	492,167	2,697,654
Capital Assets	25,000	205,000	230,000
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	672,206	63,874	736,080
Specialized Legal Services	<u>420,000</u>	<u>(19,834)</u>	<u>400,166</u>
Total All Funds	\$21,268,997	\$2,308,906	\$23,577,903
Less Estimated Income	<u>13,779,645</u>	<u>542,304</u>	<u>14,321,949</u>
Total General Fund	\$7,489,352	\$1,766,602	\$9,255,954
Full-Time Equivalent Positions	45.00	0.00	45.00

**SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET -  
REPORT TO SEVENTIETH LEGISLATIVE ASSEMBLY.**

The following amounts reflect the one-time funding items approved by the sixty-eighth legislative assembly for the 2023-25 biennium and the 2025-27 one-time funding items included in the appropriation in section 1 of this Act:

<u>One Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
Indirect Cost Recovery Shortfall	\$101,700	\$0
Drone	20,000	0
Weights and measures equipment	70,000	0
Copier	10,000	0
LIDAR technology equipment	0	\$155,000
Total All Funds	\$201,700	\$155,000
Total Special Funds	<u>18,200</u>	<u>149,420</u>

Total General Fund \$183,500 \$5,580

The 2025-27 biennium one-time funding amounts are not part of the entity's base budget for the 2027-29 biennium. The public service commission shall report to the appropriation's committees of the seventieth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2025, and ending June 30, 2027.

**SECTION 3. EXEMPTION - FULL-TIME EQUIVALENT POSITION ADJUSTMENTS.** Notwithstanding any other provisions of the law, the public service commission may increase or decrease authorized full-time equivalent positions as needed, subject to availability of funds, during the biennium beginning July 1, 2025, and ending June 30, 2027. The public service commission shall report to the office of management and budget and legislative council any adjustments made pursuant to this section.

**SECTION 4. BANK OF NORTH DAKOTA - LINE OF CREDIT.** The Bank of North Dakota shall extend a line of credit to the public service commission to provide funding to pay costs associated with a rail rate complaint case. The line of credit may not exceed \$900,000, and the interest rate associated with the line of credit must be the prevailing interest rate charged to the North Dakota governmental entities. The public service commission shall repay the line of credit from amounts available from damages or proceeds received, net of legal fees, from a successful outcome of a rail complaint case. If the moneys available on June 30, 2027, are not sufficient to repay the line of credit, the public service commission shall request from the legislative assembly a deficiency appropriation to repay the line of credit.

**SECTION 5. 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.**

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 ~~three hundred thirty-two thousand three hundred eighty~~ three hundred forty thousand 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.

**SECTION 6. AMENDMENT.** Section 49-01-05 of the North Dakota Century Code is amended and reenacted as follows:

**49-01-05. Salary of commissioners.** The annual salary of a commissioner is ~~one hundred thirty five thousand two hundred dollars through June 30, 2025, one hundred forty thousand six hundred eight dollars through June 30, 2026 and one hundred forty-four thousand eight hundred twenty-seven 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, 2025 and ending June 30, 2027, as follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and Wages	\$17,042,562	\$2,103,942	\$19,146,504
Operating Expenses	7,426,173	1,138,083	8,564,256

Capital Assets	7,000	4,100	11,100
Grants	10,953,969	2,921,300	13,875,269
Covid 19 Specialty Grants	0	300,000	300,000
Bioscience Innovation Grants	0	5,500,000	5,500,000
Ag Products Utilization Program	2,110,417	3,000,000	5,110,417
Board of Animal Health	865,718	(8,357)	857,361
Wildlife Services	1,657,400	0	1,657,400
Pipeline Restoration and Reclamation Oversight Program	200,000	0	200,000
North Dakota Trade Office	1,600,000	0	1,600,000
Crop Harmonization Board	<u>75,000</u>	<u>0</u>	<u>75,000</u>
Total All Funds	\$41,938,239	\$14,959,068	\$56,897,307
Less Estimated Income	<u>27,117,306</u>	<u>7,638,684</u>	<u>34,755,990</u>
Total General Fund	\$14,820,933	\$ 7,320,384	\$22,141,317
Full-Time Equivalent Positions	80.00	1.00	81.00

**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-eighth legislative assembly for the 2023-25 biennium and the 2025-27 one-time funding items included in the appropriation in section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
Agricultural products utilization commission	\$3,000,000	\$0
Grasslands grazing grants	1,000,000	0
Bioscience innovation grant program transfer	6,500,000	5,500,000
Food distribution grants	1,000,000	0
North Dakota trade office	500,000	0
Livestock planning program	<u>0</u>	<u>660,000</u>
Total All Funds	\$12,000,000	\$6,160,000
Total Special Funds	<u>4,000,000</u>	<u>660,000</u>
Total General Fund	\$8,000,000	\$ 5,500,000

The 2025-27 one-time funding amounts are not a part of the entity's base budget for the 2027-29 biennium. The agriculture commissioner shall report to the appropriations committees of the seventieth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2025, and ending June 30, 2027.

**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, 2025, and ending June 30, 2027.

**SECTION 4. ESTIMATED INCOME - ENVIRONMENT AND RANGELAND PROTECTION FUND.** The estimated income line item in section 1 of this Act includes the sum of \$8,521,253 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, 2025, and ending June 30, 2027.

**SECTION 5. ESTIMATED INCOME - GAME AND FISH FUND.** The estimated income line item in section 1 of this Act includes the sum of \$673,374, 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, 2025, and ending June 30, 2027.

**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, 2025, and ending June 30, 2027.

**SECTION 7. ESTIMATED INCOME - ABANDONED OIL AND GAS WELL PLUGGING AND SITE RECLAMATION FUND.** The estimated income line item in section 1 of this Act includes the sum of \$500,000 from the abandoned oil and gas well plugging and site reclamation fund of which \$200,000 is for the purpose of defraying the expenses of the pipeline restoration and reclamation program and \$300,000 is for the purpose of defraying the expenses of the post-production royalty oversight program, for the biennium beginning July 1, 2025, and ending June 30, 2027.

**SECTION 8. 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 ~~thirty-six~~forty-two thousand ~~six~~one hundred ~~eighty~~forty-seven dollars through June 30, 2026, and one hundred ~~thirty-six~~forty-six thousand ~~six~~four hundred ~~eighty~~twelve dollars thereafter.

**SECTION 9. TRADE OFFICE - MATCHING FUND REQUIREMENT.** The operating line item and the general fund appropriation in section 1 of this Act include \$1,600,000 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, 2025, and ending June 30, 2027. 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 10. ESTIMATED INCOME - TRANSFER - BANK OF NORTH DAKOTA PROFITS - AGRICULTURAL PRODUCTS UTILIZATION COMMISSION.** 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, 2025, and ending June 30, 2027.

**SECTION 11. EXEMPTION - FULL-TIME EQUIVALENT POSITION ADJUSTMENTS.** Notwithstanding any other provisions of law, the agriculture commissioner may increase or decrease authorized full-time equivalent positions as needed, subject to availability of funds, during the biennium beginning July 1, 2025, and ending June 30, 2027. The agriculture commissioner shall report to the office of management and budget and legislative council any adjustments made pursuant to this section.

**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, 2025 and ending June 30, 2027, as follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and Wages	\$10,746,226	\$2,068,015	\$ 12,814,241
Operating Expenses	2,637,667	(15,771)	2,621,896
Capital Assets	0	90,000	90,000
Grants	<u>2,400,000</u>	<u>0</u>	<u>2,400,000</u>
Total Special Funds	\$15,783,893	\$2,142,244	\$17,926,137
Full-time Equivalent Positions	47.00	2.00	49.00

**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-eighth legislative assembly for the 2023-25 biennium and the 2025-27 one-time funding items included in the appropriation in section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
Retirement payouts	\$98,300	\$0
Office remodel	75,000	0
State fire marshal equipment	72,540	0
New full time equivalent operating	0	2,000
Equipment	0	<u>90,000</u>
Total Special Funds	\$245,840	\$92,000

The 2025-27 one-time funding amounts are not a part of the entity's base budget for the 2027-29 biennium. The insurance commissioner shall report to the appropriations committees of the seventieth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2025, and ending June 30, 2027.

**SECTION 3. ADDITIONAL INCOME - APPROPRIATION - REPORTING.** In addition to the amounts appropriated in section 1 of this act, any federal funds that become available are appropriated to the insurance commissioner for the biennium beginning July 1, 2025, and ending June 30, 2027. The insurance commissioner shall report any additional federal funds under this section to the office of management and budget and the legislative council.

**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 ~~thirty~~ forty thousand ~~two~~ six hundred and eight dollars through June 30, 2026, and one hundred ~~thirty~~ five forty-four thousand ~~two~~ eight hundred twenty-six dollars thereafter.

**SECTION 6.** A new section to chapter 18-01 is created and enacted as follows:

**Fire Marshals Operating Fund.** There is hereby created a special fund in the state treasury designated "fire marshal operating fund". Notwithstanding any other provision of law, a portion of the revenue provided in section 23.1-03-17 may be deposited in the fund not to exceed one fiscal year of legislative appropriation or as much needed for operation of the state fire marshal department. Any funds remaining unspent in the fund at the end of the fiscal year may be retained in the fund for future use subject to legislative appropriation.

**SECTION 7. TRANSFER - EXEMPTION - FULL-TIME EQUIVALENT POSITION ADJUSTMENTS.** Notwithstanding any other provisions of law, the insurance commissioner may increase or decrease authorized full-time equivalent positions as needed, subject to availability of funds, during the biennium beginning July 1, 2025, and ending June 30, 2027. The insurance commissioner shall report to the office of management and budget and legislative council any adjustments made pursuant to this section.

**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, 2025 and ending June 30, 2027, as follows:

Adjustments or

	<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
Salaries and Wages	\$2,412,763	\$1,089,481	\$3,502,244
Operating Expenses	<u>756,430</u>	<u>619,233</u>	<u>1,375,663</u>
Total All Funds	\$3,169,193	\$1,708,714	\$4,877,907
Less Estimated Income	<u>3,163,193</u>	<u>1,708,714</u>	<u>4,877,907</u>
Total General Fund	\$0	\$0	\$0
Full-time Equivalent Positions	10.00	2.00	10.00

**SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SEVENTIETH LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time funding items approved by the sixty-eighth legislative assembly for the 2023-25 biennium and the 2025-27 one-time funding items included in the appropriation of section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
Technology investments	<u>150,000</u>	<u>\$0</u>
Total General Fund	\$0	\$0

The 2025-27 biennium one-time funding amounts are not part of the entity's base budget for the 2027-29 biennium. The securities department shall report to the appropriations committees of the seventieth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2025, and ending June 30, 2027.

**SECTION 3. EXEMPTION - FULL-TIME EQUIVALENT POSITION ADJUSTMENTS.** Notwithstanding any other provisions of the law, the securities commission may increase or decrease authorized full-time equivalent positions as needed, subject to availability of funds, during the biennium beginning July 1, 2025, and ending June 30, 2027. The securities commission shall report to the office of management and budget and legislative council any adjustments made pursuant to this section.

**GOVERNOR'S RECOMMENDATION FOR 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, 2025, and ending June 30, 2027, as follows:

Subdivision 1.

BUSINESS OPERATIONS DIVISIONS

	<u>Base Level</u>	<u>Adjustment or Enhancements</u>	<u>Appropriation</u>
Salaries and wages	\$25,763,358	\$30,823,381	\$56,586,739
Operating expenses	155,308,399	(68,523,770)	86,784,629
Capital assets	108,934	(108,934)	0
Grants	<u>11,812,627</u>	<u>6,966,375</u>	<u>18,779,002</u>
Total all funds	\$192,993,318	\$(30,842,948)	\$162,150,370
Less estimated income	<u>118,894,310</u>	<u>(55,288,152)</u>	<u>63,606,158</u>
Total general fund	\$74,099,008	\$24,445,204	\$98,544,212

Subdivision 2.

BEHAVIORAL HEALTH DIVISION

	<u>Base Level</u>	<u>Adjustment or Enhancements</u>	<u>Appropriation</u>
Salaries and wages	\$8,792,675	\$5,992,533	\$14,785,208
Operating expenses	79,381,458	36,054,407	115,435,865

Grants	40,476,298	4,567,019	45,043,317
Clinics	196,383,945	45,833,362	242,217,307
State Hospital	94,826,973	11,788,914	106,615,887
Opioid addiction Prev & Treatment	<u>2,000,000</u>	<u>6,000,000</u>	<u>8,000,000</u>
Total all funds	\$421,861,349	\$110,236,235	\$532,097,584
Less estimated income	<u>113,955,941</u>	<u>27,062,388</u>	<u>141,018,329</u>
Total general fund	\$307,905,408	\$83,173,847	\$391,079,255

Subdivision 3.

#### HUMAN SERVICES DIVISION

	<u>Base Level</u>	<u>Adjustment or Enhancements</u>	<u>Appropriation</u>
Salaries and wages	\$149,049,664	\$23,920,304	\$172,969,968
Operating expenses	88,885,469	111,815,007	200,700,476
Capital assets	10,000	0	10,000
Grants	621,189,007	119,046,913	740,235,920
Life Skills and Transition Center	64,268,517	9,391,483	73,660,000
Grants - Medical assistance	742,793,564	14,045,867	756,839,431
County social services	<u>197,663,661</u>	<u>8,045,864</u>	<u>205,709,525</u>
Total all funds	\$1,863,859,882	\$286,265,438	\$2,150,125,320
Less estimated income	<u>1,240,409,529</u>	<u>198,760,379</u>	<u>1,399,057,530</u>
Total general fund	623,450,353	\$87,505,059	751,067,790

Subdivision 4.

#### MEDICAL SERVICES DIVISION

	<u>Base Level</u>	<u>Adjustment or Enhancements</u>	<u>Appropriation</u>
Salaries and wages	\$21,008,344	\$4,762,554	\$25,770,898
Operating expenses	70,807,976	92,364,563	163,172,539
Grants	1,651,004	(193,200)	1,457,804
Grants - Medical assistance	<u>2,682,778,803</u>	<u>12,954,465</u>	<u>2,695,733,268</u>
Total all funds	\$2,776,246,127	\$109,888,382	\$2,886,134,509
Less estimated income	<u>1,818,209,529</u>	<u>4,193,793</u>	<u>1,822,223,322</u>
Total general fund	\$958,216,598	\$105,694,589	\$1,063,911,187

Subdivision 5.

#### PUBLIC HEALTH DIVISION

	<u>Base Level</u>	<u>Adjustment or Enhancements</u>	<u>Appropriation</u>
Salaries and wages	\$60,415,388	\$(1,626,390)	\$58,788,998
Operating expenses	37,721,213	17,728,282	55,449,495
Capital assets	1,469,780	1,650,194	3,119,974
Grants	81,718,145	4,617,835	86,335,980
Tobacco prevention	13,063,162	(22,607)	13,040,555
WIC food payments	19,900,000	1,100,000	21,000,000
Covid-19	<u>83,909,182</u>	<u>1,845,373</u>	<u>86,320,199</u>
Total all funds	\$298,196,870	\$25,858,331	\$324,055,201
Less estimated income	<u>250,440,690</u>	<u>17,587,850</u>	<u>268,028,540</u>
Total general fund	\$47,756,180	\$8,270,481	\$56,026,661

#### TOTAL - SECTION 1

	<u>Base Level</u>	<u>Adjustment or Enhancements</u>	<u>Appropriation</u>
Total general fund	\$2,011,427,547	\$349,201,557	\$2,360,629,104
Total special funds	\$3,541,729,999	\$254,203,879	\$3,693,933,878

Total All Funds	\$5,553,157,546	\$501,405,436	\$6,054,562,982
Full Time Equivalents	2,483.83	278.52	2,762.35

**SECTION 2. ONE-TIME FUNDING.** The following amounts reflect the one-time funding items approved by the sixty-eighth legislative assembly for the 2023-25 biennium and the 2025-27 biennium one-time funding items included in the appropriation section of this Act:

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
Public health laboratory capital project	\$55,120,000	0\$
Technology projects	71,000,000	9,263,000
Human service center projects	735,154	1,684,480
State hospital design	12,500,000	10,000,000
Service grants	585,000	0
Cross-disability advisory council	1,400,000	0
Behavioral health facility grants	1,950,000	0
Base care payment study	600,000	0
Health care task force	750,000	0
Operating inflation	20,564,344	0
Program integrity audits	4,500,000	0
Pregnant and parenting residential	1,000,000	0
Law enforcement telehealth	2,650,000	0
Retire mainframe	0	16,000,000
Child care programs	0	19,272,500
Housing programs	0	14,500,000
State lab move and equipment	0	2,962,304
Partial hospitalization day treatment	0	2,000,000
DD eligibility assessment tool for kids	0	400,000
Family paid caregiver service	0	12,348,651
One-time toxicology equipment	0	251,500
Total all funds	<u>\$173,354,498</u>	<u>\$88,682,435</u>
Less estimated income	<u>158,872,326</u>	<u>59,192,664</u>
Total general fund	<u>\$14,482,172</u>	<u>\$29,489,771</u>

The 2025-27 one-time funding amounts are not a part of the entity's base budget for the 2027-29 biennium. The department of health and human services shall report to the appropriation's committees of the seventieth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2025 and ending June 30, 2027.

**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 and any remaining appropriation authority for the department of health and human services approved by the sixty-ninth legislative assembly for the biennium beginning July 1, 2025, and ending June 30, 2027, 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 of health and human services shall report to the budget section after June 30, 2026, any transfer made in excess of \$50,000 and to the appropriations committees of the seventieth legislative assembly regarding any transfers made pursuant to this section.

**SECTION 4. FULL-TIME EQUIVALENT POSITION BLOCK GRANT PROGRAM - REPORT.** Section 1 of this Act includes funding for a full-time equivalent position block grant program. This funding, along with salaries and wages funding appropriated by the sixty-ninth legislative assembly, is available to fund full-time equivalent positions as determined by the department of health and human services. Notwithstanding any other provision of law, the department of health and human services is authorized to increase or decrease authorized full-time equivalent positions subject to the availability of funds and the provisions of this section. The department of health and human services may not increase full-time equivalent positions for the purpose of transferring human service zone employees to state employment. Pursuant to section 3 of this Act, the department of

health and human services is authorized to transfer funding to and from the salaries and wages block grant line item. The department of health and human services shall report to the office of management and budget and legislative council any adjustments to full-time equivalent positions. The department of health and human services shall provide reports to the legislative management regarding the use of funding for the program.

**SECTION 5. ESTIMATED INCOME - HUMAN SERVICE FINANCE FUND.**

The estimated income line items in section 1 of this Act includes up to the amount of \$238,401,207 from the human service finance fund for state-paid economic assistance and social and human services.

**SECTION 6. ESTIMATED INCOME - COMMUNITY HEALTH TRUST FUND.**

The estimated income line items in section 1 of this Act includes the sum of \$40,458,933 from the community health trust fund for the following purposes:

1. The sum of \$594,500 for loan repayment programs;
2. The sum of \$11,191,683 for tobacco and vaping programs;
3. The sum of \$909,824 for cancer and women's way programs;
4. The sum of \$200,000 for behavior risk state survey;
5. The sum of \$4,501,342 for domestic violence programs;
6. The sum of \$3,275,000 for local public health grants;
7. The sum of \$1,867,500 for 988 crisis hotline;
8. The sum of \$2,866,156 for forensic examiner at UND;
9. The sum of \$2,967,000 for various information technology system upgrades;
10. The sum of \$700,000 for the cross disability advisory council;
11. The sum of \$1,000,000 for the statewide health strategies;
12. The sum of \$7,000,000 for grants to rural ambulances;
13. The sum of \$2,000,000 for law enforcement rural crisis support program;
14. The sum of \$150,000 for Alzheimer's community living;
15. The sum of \$514,367 for dental health programs; and
16. The sum of \$721,561 for chronic disease and diabetes prevention.

**SECTION 7. ESTIMATED INCOME - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND.** The estimated income line item section 1 of this Act includes the sum of \$ 37,646,784 from the strategic investment and improvements fund for the following purposes:

1. The sum of \$8,500,000 for retiring technology from the mainframe;
2. The sum of \$2,962,304 to move into the new state lab and purchase security equipment;
3. The sum of \$1,684,480 for capital projects in human service centers;
4. The sum of \$14,500,000 for housing initiative programs; and

5. The sum of \$10,000,000 for re-evaluating the new state hospital capital project.

**SECTION 8. 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 9. LABORATORY BUILDING STEERING COMMITTEE.** The department of health and human services shall maintain the laboratory building steering committee to oversee the design and construction of the laboratory building project for the biennium beginning July 1, 2025, and ending June 30, 2027, or until work is completed, whichever occurs earlier. The committee must include representation from the department of health and human services, department of environmental quality, office of management and budget, the governor's office, and the legislative assembly. The legislative assembly representation must include one member of the senate appointed by the senate majority leader, one member of the house appointed by the house majority leader, and one member of the minority party from either the senate or the house appointed by the minority leaders of the senate and the house.

**SECTION 10. CAPITAL PAYMENTS.** During the biennium beginning July 1, 2025, and ending June 30, 2027, the department of health and human services is authorized to expend funds for the payment of special assessments at the state hospital, southeast human service center, 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 section 1 of this Act and any remaining appropriation authority for the department of health and human services approved by the sixty-ninth legislative assembly. The department of health and human services may transfer funds for the payment of special assessments at the state hospital, southeast human service center, and life skills and transition center ahead of the special assessments schedule. Notwithstanding section 54-27-12, the department of health and human services may spend funds 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, 2025, and ending June 30, 2027, pursuant to section 3 of this Act, the director of the office of management and budget may transfer appropriation authority between line items within section 1 of this Act and any remaining appropriation authority for the department of health and human services approved by the sixty-ninth legislative assembly for capital projects and maintenance pertaining to operation of its facilities, including demolition projects. Notwithstanding section 54-27-12, the department of health and human services may spend up to \$10,000,000 for capital projects and maintenance pertaining to operation of its facilities, including demolition projects, under this section and may seek emergency commission approval to spend more than \$10,000,000 under this section.

**SECTION 12. PERMANENT SUPPORTIVE HOUSING GRANTS.** 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 of health and human services, and authorize the department of health and human services to conduct onsite visits to review program operations.

**SECTION 13. EXPENDITURES MAY NOT EXCEED APPROPRIATION - MEDICAL ASSISTANCE EXPANSION PROGRAM - APPLICATION.**

1. Section 1 of this Act includes the sum of \$662,099,340, of which \$66,209,934 is from the general fund, for the medical assistance expansion program for the biennium beginning July 1, 2025, and

ending June 30, 2027. 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 reduction in federal medical assistance percentage.
3. The managed care organization under contract with the department of health and human services 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 of health and human services. 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.
4. The managed care organization and the department of health and 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. Critical access hospitals may not be paid less than one hundred percent of Medicare allowable costs and human service centers may not be paid less than one hundred percent of the current traditional Medicaid rate. Behavioral health services involving partial hospitalization, intensive outpatient, professional services, and residential behavioral health services provided in facilities that are not institutions for mental diseases are not subject to the provisions in subsection 6.
5. The department of health and 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.
6. Except for the provisions in subsection 4, managed care organization premium payments must be built using the assumption that rates paid to providers under the medical assistance expansion program may not exceed one hundred forty-five percent of Medicare reimbursement rates paid to providers on January 1, 2025.

**SECTION 14. BUILDING PROJECT - LEASE.** The department of health and human services is authorized to act upon the recommendations of an architect to adjust the spacing needs for the human service center locations, including the impact to shift the human service centers to certified community behavioral health clinics for the biennium beginning July 1, 2025, and ending June 30, 2027.

**SECTION 15. LEASE OF LAND - STATE HOSPITAL.** The department of health and human services and national guard may enter into an agreement or lease, or both, to lease up to thirty acres of real property for up to ninety-nine years associated with the state hospital for the national guard to construct a new training and storage facility. In the alternative, the department of health and human services may transfer its management of up to thirty acres of real property to the national guard to construct a new training and storage facility.

**SECTION 16. HUMAN SERVICE CENTERS - CERTIFIED COMMUNITY BEHAVIORAL HEALTH CLINICS - FULL-TIME EQUIVALENT POSITIONS -**

**REPORT.** The department of health and human services shall continue the process of the human service centers becoming a certified community behavioral health clinic to provide continuous community-based behavioral health services for children and adults. The department of health and human services shall pursue additional federal funding as available. Subject to the availability of generated income, the department of health and human services may add full-time equivalent positions for field services to provide direct services for the period beginning with the effective date of this Act and ending June 30, 2027. The department of health and human services shall report to the office of management and budget and legislative council each time a position is added.

**SECTION 17. EXEMPTION - UNEXPENDED APPROPRIATIONS.** The following appropriations are not subject to the provisions of section 54-44.1-11 and may be continued into the biennium beginning July 1, 2025, and ending June 30, 2027:

1. The sum of \$3,674,757 appropriated from the general fund and the sum of \$25,918,566 appropriated from federal funds for the Medicaid management information system modularization technology project in chapter 12 of the 2021 Session Laws;
2. The sum of \$14,411,218 appropriated from the general fund and the sum of \$14,411,218 appropriated from federal funds for the child welfare technology project in chapter 12 of the 2021 Session Laws;
3. The sum of \$20,366,271 appropriated from the community health trust fund and the sum of \$39,534,525 appropriated from federal funds for the child support computer replacement project in chapter 44 of the 2023 Session Laws;
4. The sum of \$10,989,217 appropriated from the strategic investment and improvement fund for the procurement and grants management system in chapter 44 of the 2023 Session Laws;
5. The sum of \$4,150,000 appropriated from the general fund for defraying the expenses of additional human service centers to begin the process of becoming a certified community behavioral health clinic to provide continuous community-based behavioral health services for children and adults in chapter 44 of the 2023 Session Laws;
6. The sum of \$6,400,000 appropriated from the strategic investment and improvement fund for the use of transitioning the badlands and northwest human service centers into certified community behavioral health clinics in chapter 638 of the 2023 Special Session Session Laws;
7. Any amounts appropriated to the department of health and human services in chapter 549 of the 2021 Special Session Session Laws;
8. Any amounts appropriated to the department of health and human services in chapter 550 of the 2021 Special Session Session Laws;
9. Any amounts appropriated to the department of health and human services for COVID-19 relief in chapters 27 and 28 of the 2021 Session Laws;
10. The sum of \$55,120,000 appropriated from the federal state fiscal recovery fund for a public health laboratory capital project in chapter 4 of the 2023 Session Laws;
11. The sum of \$5,000,000 appropriated from the general fund for the purpose of employer-led child care cost-share program in chapter 446 of the 2023 Session Laws;

12. The sum of \$986,555 appropriated from the general fund for the purpose of streamlining background checks project in chapter 446 of the 2023 Session Laws;
13. The sum of \$2,223,981 appropriated from the federal state fiscal recovery fund for the implementation of a virtual behavioral health crisis care program for rural law enforcement in chapter 44 of the 2023 Session Laws;
14. The sum of \$2,000,000 appropriated from federal funds for the purpose of completing the public health data modernization project in chapter 4 of the 2023 Session Laws; and
15. The sum of \$2,500,000 appropriated from the strategic investment and improvement fund to the pay for success fund in chapter 419 of the 2023 Session Laws.

**SECTION 18. LEGISLATIVE INTENT - UTILIZATION RATE ADJUSTMENT.**

It is the intent of the sixty-ninth legislative assembly that the department of health and human services seeks a deficiency appropriation from the seventieth legislative assembly for any expenditures that exceed appropriated amounts as a result of underfunding, utilization rates, value-based purchasing for nursing facilities, reduction in federal medical assistance percentage, and unexpected contract cost increases that exceed ten percent, during the biennium beginning July 1, 2025, and ending June 30, 2027, if funding is not sufficient to pay actual expenses.

**SECTION 19. LEGISLATIVE INTENT - PROVIDER RATE INCREASE.**

Except as otherwise noted, section 1 of this Act includes funding for human service provider inflation increases of two percent for each year of the biennium beginning July 1, 2025, and ending June 30, 2027. The provider inflation increase in this section does not apply to nursing facilities.

**SECTION 20. 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 health and 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, 2025, and ending June 30, 2027.

**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 center for distance education, 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, 2025 and ending June 30, 2027, as follows:

Subdivision 1.

DEPARTMENT OF PUBLIC INSTRUCTION

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and Wages	\$19,964,765	\$2,289,097	\$22,253,862
Operating Expenses	32,793,320	5,705,819	38,499,139
Integrated Formula Payments	2,299,674,851	60,000,000	2,359,674,851
Grants-Special Education	24,000,000	0	24,000,000
Grants-Transportation	58,100,000	0	58,100,000
Grants-Other Grants	382,738,893	27,000,000	409,738,893
Grants-Program Grants	17,205,000	3,336,027	20,541,027

Grants-Passthrough Grants	3,568,000	53,500,000	57,069,000
PowerSchool	5,775,000	0	5,775,000
National Board Certification	<u>176,290</u>	<u>0</u>	<u>176,290</u>
Total All Funds	\$2,843,997,119	\$151,830,943	\$2,995,828,062
Less Estimated Income	<u>1,115,246,674</u>	<u>225,156,172</u>	<u>1,340,402,846</u>
Total General Fund	\$1,728,750,445	(\$73,325,229)	\$1,655,425,216
Full-Time Equivalent Positions	86.25	0.00	86.25

Subdivision 2.

## CENTER FOR DISTANCE EDUCATION

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Center for Distance Education	\$11,613,483	\$3,815,560	\$15,429,043
Total All Funds	\$11,613,483	\$3,815,560	\$15,429,043
Less Estimated Income	4,550,000	2,298,138	6,848,138
Total General Fund	\$7,063,483	\$1,517,422	\$8,580,905
Full-Time Equivalent Positions	30.80	2.20	33.00

Subdivision 3.

## STATE LIBRARY

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and Wages	\$4,515,731	\$643,483	\$5,259,214
Operating Expenses	2,282,298	707,777	2,990,075
Grants	<u>2,283,528</u>	<u>0</u>	<u>2,283,528</u>
Total All Funds	\$9,181,557	\$1,351,260	\$10,532,817
Less Estimated Income	<u>2,499,073</u>	<u>317,565</u>	<u>2,816,638</u>
Total General Fund	\$6,682,484	\$1,033,695	\$7,716,179
Full-Time Equivalent Positions	26.75	0.00	26.75

Subdivision 4.

## SCHOOL FOR THE DEAF

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and Wages	\$9,283,599	\$1,445,115	\$10,728,714
Operating Expenses	1,705,586	250,839	1,956,425
Capital Assets	158,678	<u>283,800</u>	<u>442,478</u>
Total All Funds	\$11,147,863	\$1,979,754	\$13,127,617
Less Estimated Income	<u>2,811,557</u>	<u>386,754</u>	<u>3,198,311</u>
Total General Fund	\$8,336,306	\$1,593,000	\$9,929,306
Full-Time Equivalent Positions	45.36	1.50	46.86

Subdivision 5.

## NORTH DAKOTA VISION SERVICES - SCHOOL FOR THE BLIND

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and Wages	\$5,538,818	\$543,658	\$6,082,476
Operating Expenses	869,686	406,571	1,276,257
Capital Assets	<u>39,192</u>	<u>230,808</u>	<u>270,000</u>
Total All Funds	\$6,447,696	\$1,181,037	\$7,628,733
Less Estimated Income	<u>1,206,705</u>	<u>536,981</u>	<u>1,743,686</u>
Total General Fund	\$5,240,991	\$644,056	\$5,885,047
Full-Time Equivalent Positions	27.75	0.00	27.75

## Subdivision 6.

## BILL TOTAL

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Grand Total General Fund	\$1,756,073,709	(\$68,537,056)	\$1,687,536,653
Grant Total Special Funds	1,125,314,009	228,695,610	1,355,009,619
Grand Total All Funds	\$2,882,387,718	\$160,158,554	\$3,042,546,272

**SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET -  
REPORT TO SEVENTIETH LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time funding items approved by the sixty-eighth legislative assembly for the 2023-25 biennium and the 2025-27 one-time funding items included in the appropriation in section 1 of this Act:

## DEPARTMENT OF PUBLIC INSTRUCTION

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
Science center	\$5,500,000	\$0
Regional Education Association Grants	70,000	0
Be Legendary School Board Training	1,500,000	1,500,000
Statewide reading tool	1,600,000	0
Teacher retention program	2,300,000	2,000,000
Indians into STEM	0	300,000
ND Native American essential understandings	0	300,000
ND history and tribal textbook printing	0	650,000
2 revolutions	0	1,500,000
Educational savings account	0	50,000,000
Total Department of Public Instruction - All Fund	\$10,970,000	\$56,250,000
Total Department of Public Instruction - Special Funds	10,900,000	55,000,000
Total Department of Public Instruction - General Fund	\$70,000	\$1,250,000

## CENTER FOR DISTANCE EDUCATION

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
Professional fees and IT equipment	\$0	\$100,250
Total Center for Distance Education - Special Funds	\$0	\$100,250

## STATE LIBRARY

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
Funding for maintenance of effort	\$100,000	\$0
Retirement leave payout	40,000	0
IT equipment	43,000	0
Office renovation	150,000	0
Total State Library - General Fund	\$333,000	\$461,635

## SCHOOL FOR THE DEAF

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
Extraordinary repairs	\$800,000	\$0
Inflationary expenses	120,171	0
Campus security system	0	238,800
Equipment	43,500	45,000
Total School for The Deaf - All Funds	\$963,671	\$283,800
Total School for The Deaf - Special Funds	873,586	283,800
Total School for The Deaf - General Fund	\$90,085	\$0

## NORTH DAKOTA VISION SERVICES - SCHOOL FOR THE BLIND

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
Miscellaneous Repairs	\$439,000	\$65,000
Equipment	0	28,000
New parking lot	0	150,000
Cabinets and furniture for student rooms	<u>26,000</u>	<u>55,000</u>
Total School for the Blind - Special Funds	\$465,000	\$298,000
Grand Total - All Funds	\$12,731,671	\$56,932,050
Grand Total - Estimated Income	\$12,238,586	\$55,682,050
Grand Total - General Fund	\$493,085	\$1,250,000

The 2025-27 one-time funding amounts are not a part of the entity's base budget for the 2027-29 biennium. The department of public instruction, center for distance education, state library, school for the deaf, and North Dakota vision services - school for the blind shall report to the appropriations committees of the seventieth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2025 and ending June 30, 2027.

**SECTION 3. EXEMPTION - FULL-TIME EQUIVALENT POSITION**

**ADJUSTMENTS.** Notwithstanding any other provisions of law, the department of public instruction, center for distance education, state library, school for the deaf, and north dakota vision services may increase or decrease authorized full-time equivalent positions as needed, subject to the availability of funds, during the biennium beginning July 1, 2025, and ending June 30, 2027. The department of public instruction, center for distance education, state library, school for the deaf, and north dakota vision services shall report to the office of management and budget and legislative council any adjustments made pursuant to this section.

**SECTION 4. 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 thirty-eight thousand one hundred forty-two dollars through June 30, 2024 one hundred forty-nine thousand four hundred fifteen dollars through June 30, 2026 and one hundred forty-three thousand six hundred sixty-eight dollars one hundred fifty-three thousand eight hundred ninety-seven dollars thereafter.

**SECTION 5. APPROPRIATION - TUITION APPORTIONMENT.** The sum of \$595,677,350, 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, 2025 and ending June 30, 2027.

**SECTION 6. ESTIMATED INCOME - FOUNDATION STABILIZATION FUND.** The estimated income line in subdivision 1 of section 1 of this Act includes the sum of \$225,000,000 from the foundation aid stabilization fund for integrated formula payments.

**SECTION 7. INTEGRATED FORMULA PAYMENTS AND SPECIAL EDUCATION CONTRACTS EXPENDITURE AUTHORITY.** The superintendent of public instruction may expend funds included in the integrated formula payments and grants - special education contracts line items in subdivision 1 of section 1 of this Act for paying grants for educational services that were due in the 2023-25 biennium but which were not filed, claimed, or properly supported by the education provider until after June 30, 2025. To be reimbursed under this section, claims must be properly supported and filed with the superintendent of public instruction by June 30, 2026.

**SECTION 8. 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 9. INDIRECT COST ALLOCATION.** Notwithstanding section 54-44.1-15, the department of public instruction may deposit indirect cost recoveries in its operating account.

**SECTION 10. 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, 2026.

**SECTION 11. 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, 2026.

**SECTION 12. TRANSFER - FOUNDATION AID STABILIZATION FUND - ONE-TIME FUNDING.** The office of management and budget shall transfer \$5,000,000 from the foundation aid stabilization fund to the department of public instruction, of which, \$1,500,000 is for school board training, \$2,000,000 is for teacher retention and \$1,500,000 is for the 2 revolutions program, for the biennium beginning July 1, 2025, and ending June 30, 2027.

**SECTION 13. USE OF NEW MONEY - NONADMINISTRATIVE PERSONNEL COMPENSATION INCREASES.**

1. During the 2025-27 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 2025-27 biennium.

**SECTION 14. 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 2023-25 biennium, any moneys remain in the integrated formula payments line item in subdivision 1 of section 1 of chapter 45 of the 2023 Session Laws, the lesser of \$11,149,000 or the remaining amount must be continued into the 2025-27 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 15. EXEMPTION - GENERAL EDUCATIONAL 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 16. 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, 2025 and ending June 30, 2027.

**SECTION 17. AMENDMENT.** Subsection 4 of Section 15.1-27-03.2 of the North Dakota Century Code is amended and reenacted as follows:

School district size weighting factor - Weighted student units. (Effective through June 30, 2028)

4. ~~The school district size weighting factor determined under this section and multiplied by a school district's weighted average daily membership equals the district's weighted student units. For school districts that operate multiple kindergarten through grade twelve buildings at least fourteen miles [22.53 kilometers] apart, or multiple buildings at least fourteen miles [22.53 kilometers] apart with no replicated grades, the superintendent of public instruction shall determine the school size weighting factor for each building separately, with no adjustment for elementary schools. The superintendent of public instruction shall multiply the school size weighting factor for each building by the school district's weighted average daily membership to determine each building's weighted student units. The superintendent of public instruction shall combine the weighted student units of all buildings in the school district to determine the school district's weighted student units.~~

School district size weighting factor - Weighted student units. (Effective after June 30, 2028)

4. ~~The school district size weighting factor determined under this section and multiplied by a school district's weighted average daily membership equals the district's weighted student units. For school districts that operate multiple kindergarten through grade twelve buildings at least fourteen miles [22.53 kilometers] apart, or multiple buildings at least fourteen miles [22.53 kilometers] apart with no replicated grades, the superintendent of public instruction shall determine the school size weighting factor for each building separately. The superintendent of public instruction shall multiply the school size weighting factor for each building by the school district's weighted average daily membership to determine each building's weighted student units. The superintendent of public instruction shall combine the weighted student units of all buildings in the school district to determine the school district's weighted student units.~~

**SECTION 18. 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 ~~2023-24~~ 2025-26 school year, the superintendent shall calculate state aid as the greater of: ~~by multiplying (1) the district's weighted student units multiplied by eleven thousand six hundred forty-six dollars;~~ two hundred ninety-three 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 six hundred forty-six dollars; or~~

- ~~(3) The district's baseline funding as established in subsection 1 less the amount in paragraph 1, with the difference reduced by forty percent and then the difference added to the amount determined in paragraph 1.~~
- b. For the ~~2024-25~~2026-27 school year and each school year thereafter, the superintendent shall calculate state aid as the ~~greater of: by multiplying (1) the district's weighted student units multiplied by eleven thousand seven hundred nineteen 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 eleven thousand seventy-two dollars; or~~
- ~~(3) The district's baseline funding as established in subsection 1 less the amount in paragraph 1, with the difference reduced by fifty-five percent for the 2024-25 school year and the reduction percentage increasing by fifteen percent each school year thereafter until the difference is reduced to zero, and then the difference added to the amount determined in paragraph 1.~~
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, tuition received for the education of high-cost and special education students, 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 Page

No. 11 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 2022~~4~~ by the school district for sinking and interest relative to the total mills levied in 2022~~4~~ 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 protection and advocacy project for the purpose of defraying the expenses of the protection and advocacy project, for the biennium beginning July 1, 2025, and ending June 30, 2027, as follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Protection and advocacy operations	\$7,388,552	\$1,323,822	\$8,712,374
Total all funds	\$7,388,552	\$1,323,822	\$8,712,374
Less estimated income	4,158,058	662,376	4,820,434
Total general fund	\$3,230,494	\$661,446	\$3,891,940
Full-time equivalent positions	28.50	1.00	29.50

**SECTION 2. EXEMPTION - FULL-TIME EQUIVALENT POSITION ADJUSTMENTS.** Notwithstanding any other provisions of law, the protection and advocacy project may increase or decrease authorized full-time equivalent positions as needed, subject to availability of funds, during the biennium beginning July 1, 2025, and ending June 30, 2027. The protection and advocacy project shall report to the office of management and budget and legislative council any adjustments made pursuant to this section.

**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, 2025 and ending June 30, 2027, as follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and Wages	\$23,510,218	\$6,042,622	\$29,552,840
Operating Expenses	18,217,793	10,624,081	28,841,874
Contingency Fund	750,000	(22,500)	727,500
Capital Assets	308,355	7,023,649	7,332,004
Guardianship Grants	7,100,000	(213,000)	6,887,000
Community Service Grants	350,000	(35,000)	315,000
Prairie Public Broadcasting	1,200,000	(36,000)	1,164,000
Deferred Maintenance	0	40,000,000	40,000,000
State Student Internship	0	500,000	500,000

State EE Child Care Benefits	3,000,000	(1,635,000)	1,365,000
DB to DC Incentive	0	15,000,000	15,000,000
Total All Funds	\$54,436,366	\$77,248,852	\$131,685,218
Less Estimated Income	13,657,126	50,046,937	63,704,063
Total General Fund	\$40,779,240	\$27,201,915	\$67,981,155
Full-time Equivalent Positions	110.00	5.00	115.00

**SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SEVENTIETH LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time funding items approved by the sixty-eighth legislative assembly for the 2023-25 biennium and the 2025-27 one-time funding items included in the appropriation in section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
Deferred Maintenance	\$20,000,000	\$40,000,000
Space Utilization	2,500,000	0
Oracle guided learning	215,000	0
Capitol window replacement	4,000,000	0
Leave management system	335,000	0
Security at Governor's residence	100,000	0
Security and improvements at Governor's residence	0	3,000,000
Student Internship	500,000	500,000
Prairie Public Broadcasting Projects	1,792,450	0
GEER funds	3,659,555	0
Building Automation Upgrade	800,000	0
Cash management study	450,000	0
Senior center grant	200,000	0
Brynhild Haugland remodel	250,000	0
Legislative room door automation	150,000	0
Inflation increases	340,000	15,000
Electrical and mechanical repairs	250,000	0
Retirement Leave Payout	100,369	150,000
Equipment	358,800	192,000
ADA Study	50,000	0
E-procurement project	400,000	515,052
Enhanced recruiting management system	0	250,000
Capitol improvements and enhancements	0	3,000,000
ERP cloud readiness	0	4,000,000
Outdoor cafeteria eating area	0	400,000
DB to DC incentive	0	15,000,000
Total All Funds	\$36,451,174	\$67,022,052
Total Special Funds	29,934,355	46,450,695
Total General Fund	\$6,516,819	\$20,571,357

The 2025-27 one-time funding amounts are not a part of the entity's base budget for the 2027-29 biennium. The office of management and budget shall report to the appropriations committees of the seventieth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2025 and ending June 30, 2027.

**SECTION 3. EXEMPTION - FULL-TIME EQUIVALENT POSITION ADJUSTMENTS.** Notwithstanding any other provisions of law, the office of management and budget may increase or decrease authorized full-time equivalent positions as needed, subject to the availability of funds, during the biennium beginning July 1, 2025, and ending June 30, 2027. The office of management and budget shall report to legislative council any adjustments made pursuant to this section.

**SECTION 4. TRANSFER - SOCIAL SERVICES TO HUMAN SERVICE FINANCE FUND.** The office of management and budget shall transfer the sum of \$250,000,000, 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, 2025 and ending June 30, 2027.

**SECTION 5. TRANSFER - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND TO PUBLIC EMPLOYEES RETIREMENT FUND.** The office of management and budget shall transfer the sum of \$135,000,000 from the strategic investment and improvements fund to the public employees retirement fund during the biennium beginning July 1, 2025 and ending June 30, 2027.

**SECTION 6. 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 \$40,400,000 from the strategic investment and improvements fund, of which \$40,000,000 is for the deferred maintenance pool and \$400,000 is for the outdoor eating area by the cafeteria. 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 7. ESTIMATED INCOME - CAPITOL BUILDING FUND - ONE-TIME FUNDING.** The estimated income line item in section 1 of this Act includes the sum of \$6,500,000 from the capitol building trust fund, of which \$3,000,000 is for security and landscaping at the governor's residence, \$3,000,000 is for improvements and enhancements at the capitol and \$500,000 is for miscellaneous repairs at the capitol complex.

**SECTION 8. 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, 2025 and ending June 30, 2027.

**SECTION 9. EXEMPTION.** The amount appropriated for the fiscal management division, as contained in section 1 of chapter 640 of the 2023 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, 2025 and ending June 30, 2027.

**SECTION 10. EXEMPTION.** The amounts appropriated for the governor's emergency education relief program in the governor's emergency education relief line and the boiler and window replacement projects in the capital assets line as contained in section 1 of chapter 640 of the 2023 session laws, are not subject to the provisions of section 54-44.1-11. Any unexpended funds from this appropriation are available for the continuation of those projects during the biennium beginning July 1, 2025, and ending June 30, 2027.

**SECTION 11. INTENT.** Within the authority included in section 1 of this Act are the following grants and special items:

State Memberships and Related Expenses	\$757,489
Unemployment Insurance	\$1,500,000
Capitol Grounds Planning Commission	\$25,000

**SECTION 12. STATE EMPLOYEE COMPENSATION ADJUSTMENT - GUIDELINES.**

1. The 2025-27 biennium compensation adjustments for permanent state employees are to average 4 percent for fiscal year 2026 and 3 percent for fiscal year 2027 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 2027-29 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 13. AMENDMENT.** Section 54-06-09 of the North Dakota Century Code is amended and reenacted as follows:

**54-06-09. Mileage and travel expense of state officers and employees.**

5. Notwithstanding the other provisions of this section, state employees permanently located outside the state or on assignments outside the state for an indefinite period of time, exceeding at least thirty consecutive days, must be allowed and paid ~~forty-five cents~~ the gsa rate per mile [1.61 kilometers] for each mile [1.61 kilometers] actually and necessarily traveled in the performance of official duty when such travel is by motor vehicle, and the three-hundred-mile [482.80-kilometer] restriction imposed by subsection 3 does not apply.

**SECTION 14. AMENDMENT.** Section 54-27-21 of the North Dakota Century Code is amended and reenacted as follows:

**54-27-21. Fixed asset minimum reporting value.** All state departments, agencies, boards, bureaus, commissions, industries, and institutions shall include all fixed assets under their control in their financial statements, except those having a value of ~~five thousand dollars or less~~ under the threshold defined in the office of management and budget's fiscal policy. The state auditor is authorized to provide for the written exemption of specific fixed assets having a value of more than five thousand dollars when an exemption is justified upon generally accepted accounting principles.

**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 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 thirty million dollars into the state general fund;
2. The next two hundred fifty million dollars into the social service 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 thirty million dollars into the state general fund;
5. The next ten million dollars into the lignite research fund;
6. The next twenty 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 twenty million dollars;
7. The next four hundred million dollars into the strategic investment and improvements fund;
8. The next sixty-five million dollars to the public employees retirement fund for the main system plan;
9. The next fifty-nine million seven hundred fifty thousand dollars, or the amount necessary to provide for twice the amount of the distributions under subsection 2 of section 57-51.1-07.7, 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;
10. The next one hundred seventy 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 17. REPEAL.** Section 11-38-08 of the North Dakota Century Code is 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, 2025 and ending June 30, 2027, as follows:

Subdivision 1.

NATIONAL GUARD

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and Wages	\$7,745,742	(\$3,325,989)	\$4,419,753
Operating Expenses	3,214,211	(2,388,560)	825,651

Capital Assets	224,046	36,275,954	36,500,000
Grants	470,692	0	470,692
Civil Air Patrol	330,642	271,231	601,873
Tuition, Recruiting, and Retention	3,362,235	0	3,362,235
Air Guard Contract	8,928,725	1,018,697	9,947,422
Army Guard Contract	49,586,921	15,841,746	65,428,667
Veterans' Cemetery	1,401,147	313,926	1,715,073
Reintegration Program	<u>900,634</u>	<u>(900,634)</u>	<u>0</u>
Total All Funds	\$76,164,995	\$47,106,371	\$123,271,366
Less Estimated Income	<u>58,308,740</u>	<u>41,758,724</u>	<u>100,067,464</u>
Total General Fund	\$17,856,255	\$5,347,647	\$23,203,902

## Subdivision 2.

## DIVISION OF EMERGENCY SERVICES

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and Wages	\$13,562,188	\$3,303,136	\$16,865,324
Operating Expenses	6,815,567	760,774	7,576,341
Capital Assets	0	660,000	660,000
Grants	27,790,000	0	27,790,000
Disaster Costs	74,249,944	53,160,757	127,410,701
Radio Communications	<u>0</u>	<u>1,020,000</u>	<u>1,020,000</u>
Total All Funds	\$122,417,699	\$58,904,667	\$181,322,366
Less Estimated Income	<u>114,662,611</u>	<u>55,298,765</u>	<u>169,961,376</u>
Total General Fund	\$7,755,088	\$3,605,902	\$11,360,990

## Subdivision 3.

## BILL TOTAL

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Grand Total General Fund	\$25,611,343	\$8,953,549	\$34,564,892
Grand Total Other Funds	<u>172,971,351</u>	<u>97,057,489</u>	<u>270,028,840</u>
Grand Total All Funds	\$198,582,694	\$106,011,038	\$304,593,732
Full-Time Equivalent Positions	233.00	7.00	240.00

**SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET -  
REPORT TO SEVENTIETH LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time funding items approved by the sixty-eighth legislative assembly for the 2023-25 biennium and the 2025-27 one-time funding items included in the appropriation in section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
Deferred maintenance	\$1,000,000	\$0
Cybersecurity grant	314,000	0
Dickinson Readiness Center	8,900,000	0
STORM Act	1,000,000	4,600,000
Emergency Response Equipment	660,000	660,000
Flood mitigation grants	225,000	0
Natural disaster response & recovery grants	2,000,000	0
Hangar Purchase in Minot	60,000	0
State Radio Consoles	150,000	0
Leave Retirement Payout	275,000	0
SIRN Equipment	2,700,000	0
Camp Grafton Training Facility	9,000,000	0
Disaster grants	142,652,500	0
SIRN dual maintenance costs	0	495,000
Redundant switch	0	525,000
Critical infrastructure state match	0	1,000,000

RTI billeting addition	0	34,000,000
Williston readiness center design funding	0	2,500,000
Civil Air Patrol SIRN funding	0	250,000
Total All Funds	\$168,936,500	\$44,030,000
Total Special Funds	<u>167,312,500</u>	<u>39,260,000</u>
Total General Fund	\$1,624,000	\$4,770,000

The 2025-27 one-time funding amounts are not a part of the entity's base budget for the 2027-29 biennium. The adjutant general shall report to the appropriations committees of the seventieth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2025 and ending June 30, 2027.

**SECTION 3. EXEMPTION - FULL-TIME EQUIVALENT POSITION ADJUSTMENTS.** Notwithstanding any other provisions of law, the adjutant general may increase or decrease authorized full-time equivalent positions as needed, subject to the availability of funds, during the biennium beginning July 1, 2025, and ending June 30, 2027. The adjutant general shall report to the office of management and budget and legislative council any adjustments made pursuant to this section.

**SECTION 4. 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, 2025 and ending June 30, 2027.

**SECTION 5. EXEMPTION - LINE ITEM TRANSFERS.** Notwithstanding section 54-16-04, the director of the office of management and budget shall transfer up to \$500,000 of appropriation authority to the operating expenses and capital assets line items contained in section 1 of this Act from the various other line items contained in section 1 of this Act, as requested by the adjutant general during the biennium beginning July 1, 2025, and ending June 30, 2027. The adjutant general shall notify the legislative council of any transfers made pursuant to this section.

**SECTION 6. ESTIMATED INCOME - STATE DISASTER RELIEF FUND.** The estimated income line item in subdivision 2 of section 1 of this Act includes \$3,900,000 from the state disaster relief fund for the STORM Act program.

**SECTION 7. NATURAL DISASTER RESPONSE AND RECOVERY GRANTS.** The disaster costs line item in subdivision 2 of section 1 of this Act includes \$2,000,000 from the state disaster relief fund for preparing for, responding to, and recovering from natural disasters.

**SECTION 8. EXEMPTION.** Any amounts carried over of federal funds appropriated for the construction of the Dickinson Readiness Center in section 12.4 of chapter 48 of the 2023 session laws, along with additional federal funds appropriated through Emergency Commission Requests #2107 and #2137 are 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, 2025, and ending June 30, 2027.

**SECTION 9. EXEMPTION.** Any amounts carried over of federal funds appropriated for the line of communication bridge training site in section 12.5 of chapter 48 of the 2023 session laws, along with additional federal funds appropriated through Emergency Commission Requests #2106 and #2123 are 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, 2025, and ending June 30, 2027.

**SECTION 10. EXEMPTION.** The amount of \$9,000,000 of federal state fiscal recovery funds appropriated in subdivision 1 of section 1 of chapter 48 of the 2023 Session Laws, along with additional federal funds appropriated through Emergency Commission Request #2108 for the construction of the Camp Grafton fitness facility

are not subject to 54-44.1-11 and any unexpended funds from this appropriation may be used to complete the construction of the fitness facility during the biennium beginning July 1, 2025, and ending June 30, 2027.

**SECTION 11. EXEMPTION.** The amount appropriated in the tuition, recruiting, and retention line item in subdivision 1 of section 1 of chapter 48 of the 2023 Session Laws is not subject to section 54-44.1-11 and any unexpended funds from this appropriation may be used for tuition assistance program administration and operating costs and 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, 2025, and ending June 30, 2027.

**SECTION 12. EXEMPTION.** Any amounts carried over from the National Guard training area and facility development trust fund pursuant to section 12.6 and 13 of chapter 48 of the 2023 Session Laws for the expansion of Camp Grafton is not subject to section 54-44.1-11 and any unexpended funds from this appropriation may be used to continue forward with the expansion of Camp Grafton during the biennium beginning July 1, 2025, and ending June 30, 2027.

**SECTION 13. EXEMPTION.** Any amounts carried over from the federal state fiscal recovery fund for pursuant to section 12.8 of chapter 48 of the 2023 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, 2025, and ending June 30, 2027.

**SECTION 14. EXEMPTION.** The amount of \$314,000 of general funds appropriated for cybersecurity grants in section 9 of chapter 48 of the 2023 session laws is not subject to 54-44.1-11 and any unexpended funds from this appropriation may be used to provide grants to political subdivisions for all or a portion of the required five percent local match for cybersecurity enforcement during the biennium beginning July 1, 2025, and ending June 30, 2027.

**SECTION 15. EXEMPTION.** The amount of \$225,000 of disaster relief funds appropriated for flood mitigation grants in section 7 of chapter 48 of the 2023 session laws is not subject to 54-44.1-11 and any unexpended funds from this appropriation may be used to provide flood mitigation grants during the biennium beginning July 1, 2025, and ending June 30, 2027.

**SECTION 16. CAMP GRAFTON EXPANSION - LEGISLATIVE INTENT.** It is the intent of the sixty-ninth 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 17. NORTH DAKOTA MILITARY GALLERY.** The adjutant general may accept funds including private and federal, to match state funds for the construction of a North Dakota military gallery 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 gallery. The funding provided in this section is considered a one-time funding item.

**SECTION 18. EMERGENCY.** Section 1 subdivision 1, related to the next generation leader program, and section 1 subdivision 2, related to STORM Act funding, of this Act are 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, 2025 and ending June 30, 2027, as follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and Wages	\$37,008,098	\$4,977,841	\$41,985,939
Operating Expenses	17,788,258	2,016,038	19,804,296
Capital Assets	5,400,661	1,562,479	6,963,140
Grants - Game and Fish	10,089,976	(3,001,997)	7,087,979
Shooting Sports Grant Program	250,000	0	250,000
Land Habitat and Deer Depredation	27,183,516	3,179,001	30,362,517
Noxious Weed Control	725,000	0	725,000
Missouri River Enforcement	313,869	17,850	331,719
Grants-Gift-Donation	677,970	32,862	710,832
Nongame Wildlife Conservation	100,000	0	100,000
Aquatic Nuisance Species	2,533,52	415,752	2,949,204
Lonetree Reservoir	2,156,714	30,339	2,187,053
Wildlife Services	<u>500,000</u>	<u>0</u>	<u>500,000</u>
Total Special Funds	\$104,727,514	\$9,230,165	\$113,957,679
Full-time Equivalent Positions	170.00	0.00	170.00

**SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SEVENTIETH LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time funding items approved by the sixty-eighth legislative assembly for the 2023-25 biennium and the 2025-27 biennium one-time funding items included in the appropriation in section 1 of the Act:

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
Aquatic Nuisance lab and storage facility	850,000	0
Devils Lake bunkhouse improvements	350,000	0
In-car video system and body cameras	550,000	0
Fisheries dam repairs	380,000	150,000
Fisheries pondliners and pumps	1,000,000	1,800,000
Wash stations and other equipment	205,000	0
Uniforms and supplies for new FTE	89,090	0
Information technology equipment	0	380,000
Other equipment	0	160,200
Additional PLOTS payments	<u>0</u>	<u>3,000,000</u>
Total special funds	\$3,424,090	\$5,490,200

The 2025-27 biennium one-time funding amounts are not a part of the entity's base budget for the 2027-29 biennium. The game and fish department shall report to the appropriations committees of the seventieth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2025 and ending June 30, 2027.

**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, 2025 and ending June 30, 2027. The game and fish department shall notify the legislative council of any transfers made pursuant to this section.

**SECTION 5. EXEMPTION - FULL-TIME EQUIVALENT POSITION**

**ADJUSTMENTS.** Notwithstanding any other provisions of law, the game and fish department may increase or decrease authorized full-time equivalent positions as needed, subject to availability of funds, during the biennium beginning July 1, 2025, and ending June 30, 2027. The game and fish department shall report to the office of management and budget and legislative council any adjustments made pursuant to this section.

**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, 2025 and ending June 30, 2027, as follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and Wages	\$16,832,853	\$5,053,498	\$21,886,351
Operating Expenses	3,443,236	2,297,785	5,741,021
Capital Assets	1,330,184	111,537,649	112,867,833
Grants	928,340	792,500	1,720,840
Cultural Heritage Grants	500,000	(500,000)	0
America's 250 <sup>th</sup>	0	7,000,000	7,000,000
Exhibits	<u>0</u>	<u>0</u>	<u>0</u>
Total All Funds	\$23,034,613	\$126,181,432	\$149,216,045
Less Estimated Income	<u>2,434,264</u>	<u>120,173,594</u>	<u>122,607,858</u>
Total General Fund	\$20,600,349	\$6,007,838	\$26,608,187
Full-Time Equivalent Positions	83.50	2.00	85.50

**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-eighth legislative assembly for the 2023-25 biennium and the 2025-27 one-time funding items included in the appropriation in section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
Historic site and extraordinary repairs	\$3,250,000	\$5,000,000
State archives digital repository upgrade	0	207,500
Inflationary costs	120,795	0
Digital interactive initiative	425,000	0
Geographic information system remote access and upgrade	250,000	0
Medora site planning	150,000	24,470,000
Army corps of engineers grant	400,000	0
Opera house restoration	250,000	0
Whitestone Hill monument	250,000	0
Digital humanities advancement grant	30,000	0
Scanner and microfilm plotter	236,044	0
Exhibit engagement	375,000	642,900
Paul Bruhn historical revitalization grant	750,000	750,000
Underrepresented community grant	125,000	75,000
America's 250 <sup>th</sup> celebration	250,000	7,000,000
Military gallery	20,000,000	83,644,524
Native American graves and repatriation act FTE operating	0	106,135
Enhance digital services	0	4,090
National resources grant	0	2,011
USDA forest service grant	<u>0</u>	<u>50,000</u>
Total All Funds	\$26,861,839	\$121,952,160
Less Estimated Income	<u>24,955,000</u>	<u>118,991,535</u>

Total General Fund \$1,906,839 \$ 2,960,625

The 2025-27 one-time funding amounts are not a part of the entity's base budget for the 2027-29 biennium. The historical society shall report to the appropriations committees of the seventieth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2025, and ending June 30, 2027.

**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, 2025, and ending June 30, 2027.

**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, 2025, and ending June 30, 2027.

**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. 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 \$74,470,000 from the strategic investment and improvements fund, of which \$40,000,000 is for the military gallery expansion of the heritage center, \$7,000,000 is for America's 250<sup>th</sup> activities, \$3,000,000 is for critical repairs to historic site structures, \$24,470,000 is for capital projects in Medora. This funding is considered a one-time funding item.

**SECTION 7. EXEMPTION - FULL-TIME EQUIVALENT POSITION ADJUSTMENTS.** Notwithstanding any other provisions of law, the state historical society may increase or decrease authorized full-time equivalent positions as needed, subject to availability of funds, during the biennium beginning July 1, 2025, and ending June 30, 2027. The state historical society shall report to the office of management and budget and legislative council any adjustments made pursuant to this section.

**SECTION 8. EXEMPTION - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND.** Section 54-44.1-11 does not apply to the appropriation in subsection 6 of section 1 of chapter 50 of the 2023 Session Laws, and any unexpended funds from this appropriation may be continued and used for the purpose of critical repairs to historic site structures, and for creating new and repairing existing exhibits during the biennium beginning July 1, 2025, ending June 30, 2027.

### **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, 2025 and ending June 30, 2027, as follows:

Subdivision 1.

PARKS AND RECREATION DEPARTMENT

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Administration	\$2,999,629	\$(105,542)	\$2,894,087
Parks Operations and Maintenance	24,128,685	3,024,994	54,378,625
Recreation	<u>11,465,641</u>	<u>18,428,997</u>	<u>29,894,638</u>
Total All Funds	\$38,593,955	\$48,573,395	\$87,167,350
Less Estimated Income	<u>24,893,684</u>	<u>49,830,133</u>	<u>74,723,817</u>
Total General Fund	\$13,700,271	\$2,743,263	\$16,443,534
Full-Time Equivalent Positions	65.00	11.00	76.00

## Subdivision 2.

## INTERNATIONAL PEACE GARDEN

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Peace Garden	\$1,126,329	\$2,873,671	\$4,000,000
Total All Funds	<u>\$1,126,329</u>	<u>2,873,671</u>	<u>4,000,000</u>
Less Estimated Income	0	2,500,000	2,500,000
Total General Fund	\$1,126,329	\$373,671	\$1,500,000

## BILL TOTAL

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Grand Total All Fund	\$39,720,284	\$51,447,067	\$91,167,351
Less Estimated Income	<u>24,893,684</u>	<u>49,830,133</u>	<u>74,723,814</u>
Total General Funds	\$14,826,600	\$1,616,934	\$16,443,534

**SECTION 2. ONE-TIME FUNDING.** The following amounts reflect the one-time funding items approved by the sixty-eighth legislative assembly for the 2023-25 biennium and the 2025-27 biennium one-time funding items included in the appropriation in section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
Deferred Maintenance and Capital Projects	\$10,000,000	\$15,000,000
Parks Matching Grants	3,000,000	5,000,000
Cabin Construction	2,400,000	3,500,000
City, County Tribal Grants	6,000,000	5,000,000
Pembina Gorge	6,000,000	0
TR Library Project	70,000,000	0
SB2020 Sovereign Lands	2,000,000	0
Lake Metigoshe	250,000	0
Comfort Stations	0	924,000
State Park Wi-Fi and automation	0	4,650,000
Wayfinding	0	2,000,000
Equipment replacement	0	500,000
Outdoor recreation initiative	0	750,000
Outdoor fine art venue improvement grant	0	10,000,000
IPG pavilion	800,000	0
IPG Music camp	0	1,500,000
IPG sewer system,	0	<u>1,000,000</u>
Total All Funds	\$100,450,000	\$49,824,000
Less Estimated Income	<u>\$100,450,000</u>	<u>\$49,574,000</u>
Total General Fund	\$ 0	\$250,000

The 2025-27 one-time funding amounts are not a part of the entity's base budget for the 2027-29 biennium. The parks and recreation department shall report to the appropriations committees of the seventieth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2025 and ending June 30, 202.

**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, 2025 and ending June 30, 2027.

**SECTION 4. EXEMPTION - FULL-TIME EQUIVALENT POSITION ADJUSTMENTS.** Notwithstanding any other provisions of the law, the parks and recreation department may increase or decrease authorized full-time equivalent positions as needed, subject to availability of funds, during the biennium beginning July 1, 2025, and ending June 30, 2027. The parks and recreation department of State shall report to the office of management and budget and legislative council any adjustments made pursuant to this section.

**SECTION 5. 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, 2025 and ending June 30, 2027. The department shall report any additional income under this section to the office of management and budget and the legislative council.

**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 \$49,074,000 from the strategic investment and improvement fund for defraying expenses for deferred maintenance, comfort stations, cabin construction, state park Wi-Fi and automation project, wayfinding, capital projects, parks grants, outdoor venue improvement grants, and international peace garden music camp and sewer upgrades.

**SECTION 7. CITY, COUNTY AND TRIBAL GRANT PROGRAM.** The department of parks and recreation is authorized to use up to \$5,000,000, 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.

**SECTION 8. EXEMPTION - UNEXPENDED APPROPRIATIONS.** The following appropriations are not subject to the provisions of section 54-44.1-11, and may be continued into the biennium beginning July 1, 2025, and ending June 30, 2027:

1. Any funds remaining for trail lease renewals and construction or purchasing trail easements in subdivision 1 of section 1 of chapter 19 of the 2021 Session Laws are available for trail lease renewals and construction and repairs and purchasing trail easements;
2. Any funds remaining for parks capital projects in subdivision 1 of section 1 of chapter 44 of the 2019 Session Laws are available for any capital projects and equipment;
3. Any funds remaining for the Fort Abraham Lincoln viewshed lease in subdivision 1 of section 1 of chapter 19 of the 2021 Session Laws are available for plantings to improve the viewshed;
4. Any funds remaining for extraordinary repairs and capital projects in subdivision 1 of section 1 of chapter 19 of the 2021 Session Laws;
5. Any funds remaining for deferred maintenance and capital projects from the federal state fiscal recovery fund in subsection 9 of section 1 of chapter 550 of the 2021 Special Session Session Laws;
6. Any funds remaining for grants to local park districts to renovate and upgrade existing facilities from the federal state fiscal recovery fund in

subsection 5 of section 1 of chapter 550 of the 2021 Special Session Session Laws; and

7. Any funds remaining from the federal state fiscal recovery fund in section 7 of chapter 19 of the 2021 Session Laws as amended by section 4 of chapter 548 of the 2021 Special Session Session Laws for capital projects improvements at state parks, subject to the department obtaining matching funds from nonstate sources for each project on a dollar-for-dollar basis.
8. Any funds remaining from the federal state fiscal recovery fund in section 6 of chapter 19 of the 2021 Session Laws as amended by section 3 of chapter 548 of the 2021 Special Session Session Laws for deferred maintenance and capital projects
9. Any funds remaining for parks capital projects and International Peace Garden capital projects in subdivision 1 and subdivision 2 of Section 1 of Chapter 51 of 2023 Session Laws.

### 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, 2025, and ending June 30, 2027, as follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and wages	\$22,998,148	\$6,666,165	\$29,664,313
Operating expenses	56,625,923	19,987,948	76,613,871
Capital assets	124,136,712	84,944,849	209,081,561
Water supply - grants	316,200,000	(77,467,199)	238,732,801
Rural water supply - grants	52,000,000	(6,200,000)	45,800,000
Flood control projects	115,700,000	13,400,000	129,100,000
General water - grants	12,000,000	4,972,500	16,972,500
Discretionary fund for water projects	<u>0</u>	<u>5,000,000</u>	<u>5,000,000</u>
Total special funds	\$699,660,783	\$51,304,263	\$750,965,046
Full-time equivalent positions	93.00	9.00	102.00

**SECTION 2. ONE-TIME FUNDING.** The following amounts reflect the one-time funding items approved by the sixty-eighth legislative assembly for the 2023-25 biennium and the 2025-27 one-time funding items included in the grand total appropriation in section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
Line of credit - Bank Of North Dakota	\$100,000,000	\$50,000,000
Northwest area water supply	47,847,238	40,211,963
Discretionary fund	9,000,000	0
Equipment for new employees	19,320	62,000
Information technology unification	1,532,980	0
Increased motor pool rates	118,180	0
Drilling supplies inflation	180,000	0
Navigability study	180,000	0
Airborne electromagnetic survey	750,000	0
Ground water modeling and hydrologic analysis software	72,665	0
Equipment	3,600,000	940,000
Potential agency relocation	200,000	3,000,000
Southwest pipeline projects - includes line of credit	0	58,650,000
Missouri river intake sites field investigation	<u>0</u>	<u>600,000</u>
Total special funds	\$163,500,383	\$153,463,963

**SECTION 3. ADDITIONAL INCOME - APPROPRIATION.** Any revenue deposited in the resources trust fund during the period beginning with the effective date of this Act, and ending June 30, 2025, in excess of the March 2025 legislative revenue forecast is appropriated to the department of water resources for the purpose of providing grants for water projects, for the period beginning with the effective date of this Act, and ending June 30, 2027.

**SECTION 4. EXEMPTION - GRANTS - APPLICATION - WATER-RELATED PROJECTS - CARRYOVER AUTHORITY.** Section 54-44.1-11 does not apply to \$653,000,000 for grants or water-related projects included in the capital assets, water supply - grants, rural water supply - grants, flood control projects, discretionary funding, and general water - grants line items in section 1 of chapter 52 of the 2023 Session Laws and section 21 of Chapter 52 of the 2023 Session Laws. Any unexpended obligated and unobligated funds from these appropriations may be continued into the 2025-27 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 2023-25 biennium into the 2025-27 biennium.

**SECTION 5. ESTIMATED INCOME - WATER PROJECTS STABILIZATION FUND.** The total special funds line item in section 1 of this Act includes \$42,500,000 from the water projects stabilization fund for water supply grants for the period beginning with the effective date of this Act, and ending June 30, 2027.

**SECTION 6. DEPARTMENT OF WATER RESOURCES DISCRETIONARY FUNDING.** The discretionary funding appropriated to the department of water resources in section 1 of this Act or included as carryover in section 4 of this Act may be used as necessary, except for salaries and wages, for the period beginning with the effective date of this Act, and ending June 30, 2027.

**SECTION 7. EXEMPTION - LINE ITEM TRANSFERS.** Notwithstanding section 54-16-04, the office of management and budget shall transfer funds between the operating expenses and capital assets line items in section 1 of this Act, during the period beginning with the effective date of this Act, and ending June 30, 2027, as requested by the director of the department of water resources. The director of the department of water resources shall notify the legislative council of any transfers made pursuant to this section.

**SECTION 8. AMENDMENT.** Section 61-02-79 of the North Dakota Century Code is amended and reenacted as follows:

**61-02-79. Bank of North Dakota - Line of Credit.**

The Bank of North Dakota shall extend a line of credit not to exceed one hundred million dollars at the prevailing interest rate charged to North Dakota government entities. The department of water resources shall repay the line of credit from funds available in the resources trust fund or other funds, as appropriated by the legislative assembly. The department of water resources may access the line of credit, as necessary, to provide up to fifty million dollars for the ~~northwest area water supply~~ red river valley water supply project and up to fifty million dollars for the southwest pipeline project as authorized by the legislative assembly during the biennium beginning July 1, ~~2023~~2025, and ending June 30, ~~2025~~2027.

**SECTION 9. AMENDMENT.** Subsection 1 of section 54-12-08 of the North Dakota Century Code is amended and reenacted as follows:

1. After consultation with the head of the state department or institution or with the state board, commission, committee, or agency affected, the attorney general may appoint assistant or special assistant attorneys general to represent the state board, commission, committee, or agency. A state officer, head of any state department, whether elected or appointed, or state department, board, commission, committee, or agency may not employ legal counsel, and

no person may act as legal counsel in any matter, action, or proceeding in which the state or any state department, board, commission, committee, or agency is interested or is a party, except upon written appointment by the attorney general. Workforce safety and insurance, the department of transportation, the state tax commissioner, the public service commission, the insurance commissioner, the agriculture commissioner, ~~and the securities commissioner, and the department of water resources~~ may employ attorneys to represent them. These entities shall pay the salaries and expenses of the attorneys they employ within the limits of legislative appropriations. The attorneys that represent these entities must be special assistant attorneys general appointed by the attorney general pursuant to this section. Absent good cause, the attorney general shall appoint as special assistant attorneys general licensed attorneys selected by these entities. The attorney general may revoke the appointment only for good cause or upon the request of the entity. Good cause means an inadequate level of experience, competence, or ethical standards.

**SECTION 10. EXEMPTION - FULL-TIME EQUIVALENT POSITION ADJUSTMENTS.** Notwithstanding any other provisions of law, the department of water resources may increase or decrease authorized full-time equivalent positions as needed, subject to availability of funds, during the biennium beginning July 1, 2025, and ending June 30, 2027. The department of water resources shall report to the office of management and budget and legislative council any adjustments made pursuant to this section.

**SECTION 11. EMERGENCY.** This Act is declared to be an emergency measure.

**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, 2025 and ending June 30, 2027, as follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Workforce Safety and Insurance Operations	\$65,954,976	\$16,318,846	\$82,273,822
Total Special Funds	\$65,954,976	\$16,318,846	\$82,273,822
Full-time Equivalent Positions	260.14	0.00	260.14

**SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SEVENTIETH LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time funding items approved by the sixty-eighth legislative assembly for the 2023-25 biennium and the 2025-27 one-time funding items included in the appropriation of section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
CAPS Software Replacement Project	\$4,950,000	\$5,208,325
Extranet Computer Project	1,830,000	1,366,050
Building Improvements	0	<u>2,000,000</u>
Total Other Funds	\$6,780,000	\$8,574,375

The 2025-27 one-time funding amounts are not a part of the entity's base budget for the 2027-29 biennium. The workforce safety and insurance agency shall report to the appropriations committees of the seventieth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2025 and ending June 30, 2027.

**SECTION 3. EXEMPTION - FULL-TIME EQUIVALENT POSITION ADJUSTMENTS.** Notwithstanding any other provisions of the law, workforce safety and insurance may increase or decrease authorized full-time equivalent positions as needed, subject to availability of funds, during the biennium beginning July 1, 2025, and ending June 30, 2027. Workforce safety and insurance shall report to the office of management and budget and legislative council any adjustments made pursuant to this section.

**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, 2025, and ending June 30, 2027, as follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and Wages	\$8,988,467	\$3,663,279	\$12,651,746
Operating Expenses	2,295,037	<u>1,466,171</u>	<u>3,761,208</u>
Contingencies	<u>200,000</u>	<u>0</u>	<u>200,000</u>
Total All Funds	\$11,483,504	\$5,129,450	\$16,612,954
Less Estimated Income	<u>11,483,504</u>	<u>5,129,450</u>	<u>16,612,954</u>
Total General Fund	\$0	\$0	\$0
Full-time Equivalent Positions	34.00	1.00	35.00

**SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SEVENTIETH LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time funding items approved by the sixty-eighth legislative assembly for the 2023-25 biennium and the 2025-27 one-time funding items included in the appropriation in section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
Temp Salaries	\$50,000	\$0
PASS project	<u>574,900</u>	<u>250,000</u>
Total Special Funds	\$624,900	\$250,000

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 seventieth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2025 and ending June 30, 2027.

**SECTION 3. EXEMPTION - FULL-TIME EQUIVALENT POSITION ADJUSTMENTS.** Notwithstanding any other provisions of law, the state retirement and investment office may increase or decrease authorized full-time equivalent positions as needed, subject to the availability of funds, during the biennium beginning July 1, 2025, and ending June 30, 2027. The state retirement and investment office shall report to the office of management and budget and legislative council any adjustments made pursuant to this section.

**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, 2025, and ending June 30, 2027, as follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and Wages	\$8,232,492	\$2,069,275	\$10,301,767
Operating Expenses	2,416,162	850,501	3,266,663
Contingencies	<u>250,000</u>	<u>0</u>	<u>250,000</u>
Total All Funds	\$10,898,654	\$2,919,776	\$13,818,430

Less Estimated Income	<u>10,898,654</u>	<u>2,919,776</u>	<u>13,818,430</u>
Total General Fund	\$0	\$0	\$0
Full-time Equivalent Positions	40.50	0.00	40.50

**SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SEVENTIETH LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time funding items approved by the sixty-eighth legislative assembly for the 2023-25 biennium and the 2025-27 one-time funding items included in the appropriation in section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
Upgrade Perslink	\$125,000	\$0
Closure of Defined Benefit Plan	330,000	0
Additional Sagitec resources	<u>0</u>	<u>539,595</u>
Total Special Funds	\$455,000	\$539,595

The 2025-27 one-time funding amounts are not a part of the entity's base budget for the 2027-29 biennium. The public employees retirement system shall report to the appropriations committees of the seventieth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2025 and ending June 30, 2027.

**SECTION 3. EXEMPTION - FULL-TIME EQUIVALENT POSITION ADJUSTMENTS.** Notwithstanding any other provisions of law, the public employees retirement system may increase or decrease authorized full-time equivalent positions as needed, subject to the availability of funds, during the biennium beginning July 1, 2025, and ending June 30, 2027. The public employees retirement system shall report to the office of management and budget and legislative council any adjustments made pursuant to this section.

#### GOVERNOR'S RECOMMENDATION FOR 2023-25 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, 2025, as follows:

##### Subdivision 1.

#### OFFICE OF THE ATTORNEY GENERAL

Litigation Pool Fees	\$3,000,000
Prosecution Witness Fees	<u>50,000</u>
Total General Fund Appropriation	\$3,050,000

##### Subdivision 2.

#### ADJUTANT GENERAL

Loan Repayment - Disaster Costs	\$2,188,735
Loan Repayment - Protest Response Costs	<u>14,286,255</u>
Total General Fund Appropriation	\$16,474,990

##### Subdivision 3.

#### VETERAN'S AFFAIRS

Salary Expenses	<u>\$97,418</u>
Total General Fund Appropriation	\$97,418

##### Subdivision 4.

#### DEPARTMENT OF MINERAL RESOURCES

Salary Deficiency - New and Vacant FTE Pool	<u>\$30,000</u>
Total General Fund Appropriation	<u>\$30,000</u>

Subdivision 5.

DEPARTMENT OF WATER RESOURCES

Water Infrastructure Revolving Loan Fund	<u>\$10,000,000</u>
Total Other Funds Appropriation	<u>\$10,000,000</u>

Grand Total General Fund	\$19,652,408
Grand Total Other Funds	<u>10,000,000</u>
Grand Total All Funds	<u>\$29,652,408</u>

**SECTION 2. EMERGENCY.** This Act is declared to be an emergency measure.

**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, 2025 and ending June 30, 2027, as follows:

Subdivision 1.

NORTH DAKOTA UNIVERSITY SYSTEM OFFICE

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Capital Assets	\$11,197,896	(\$936,521)	\$10,261,375
Student Financial Assistance Grants	29,917,306	1,000,000	30,917,306
Veterans Assistance Grants	454,875	0	454,875
Scholars Program	1,807,115	0	1,807,115
Nursing Education Consortium	1,356,000	1,100,000	2,456,000
Native American Scholarships	1,000,000	0	1,000,000
Core Technology Services	71,988,917	13,726,203	85,715,120
Education Challenge Fund	0	30,000,000	30,000,000
Education Incentive Programs	260,000	0	260,000
Tribal Community College Grants	1,400,000	0	1,400,000
Academic and Tech Ed Scholarship	17,216,749	0	17,216,749
Student Exchange Program	3,699,342	1,500,000	5,199,342
NASA Epscor	342,000	0	342,000
Student Mental Health	284,400	0	284,400
Competitive Research Program	5,685,750	0	5,685,750
System Governance	10,569,162	2,038,593	12,607,755
Shared Campus Services	800,000	0	800,000
Dual Credit Tuition Scholarship	0	1,500,000	1,500,000
Dakota Digital Academy	<u>0</u>	<u>450,000</u>	<u>450,000</u>
Total All Funds	\$157,979,512	\$50,378,275	\$208,357,787
Less Estimated Income	<u>24,760,897</u>	<u>41,126,033</u>	<u>65,886,930</u>
Total General Fund	\$133,218,615	\$9,252,242	\$142,470,857
Full-Time Equivalent Positions	162.83	6.00	168.83

Subdivision 2.

BISMARCK STATE COLLEGE

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operations	\$110,026,302	\$5,671,878	\$115,698,180
Capital Assets	<u>1,922,561</u>	<u>521,938</u>	<u>2,444,499</u>
Total All Funds	\$111,948,863	\$6,193,816	\$118,142,679
Less Estimated Income	<u>74,566,953</u>	<u>3,051,570</u>	<u>77,618,523</u>
Total General Fund	\$37,381,910	\$3,142,246	\$40,524,156
Full-Time Equivalent Positions	335.33	2.92	338.25

Subdivision 3.

## LAKE REGION STATE COLLEGE

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operations	\$41,913,722	\$431,177	\$42,344,910
Capital Assets	<u>362,667</u>	<u>0</u>	<u>362,667</u>
Total All Funds	\$42,276,400	\$431,177	\$42,707,577
Less Estimated Income	<u>26,601,597</u>	<u>931,171</u>	<u>27,532,768</u>
Total General Fund	\$15,674,803	(\$499,994)	\$15,174,809
Full-Time Equivalent Positions	120.59	(5.44)	115.15

Subdivision 4.

## WILLISTON STATE COLLEGE

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operations	\$37,378,349	\$1,337,369	\$38,715,718
Capital Assets	<u>1,261,968</u>	<u>570,800</u>	<u>1,832,768</u>
Total All Funds	\$38,640,317	\$1,908,169	\$40,548,486
Less Estimated Income	<u>25,154,992</u>	<u>796,812</u>	<u>25,951,804</u>
Total General Fund	\$13,485,325	\$1,111,357	\$14,596,682
Full-Time Equivalent	102.83	(3.09)	99.74

Subdivision 5.

## UNIVERSITY OF NORTH DAKOTA

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operations	\$967,725,671	\$42,219,550	\$1,009,946,221
Capital Assets	4,411,566	0	4,411,566
Research Network	<u>2,500,000</u>	<u>2,000,000</u>	<u>4,500,000</u>
Total All Funds	\$974,637,237	\$44,219,550	\$1,018,856,787
Less Estimated Income	<u>790,481,57</u>	<u>29,126,345</u>	<u>819,60,202</u>
Total General Fund	\$184,155,380	\$15,093,205	\$199,248,585
Full-Time Equivalent Positions	2060.56	131.39	2,191.95

Subdivision 6.

## NORTH DAKOTA STATE UNIVERSITY

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operations	\$807,365,091	\$22,035,434	\$829,400,525
Capital Assets	7,799,104	0	7,799,104
Research Network	2,500,000	2,000,000	4,500,000
Capital Assets - Off System	<u>0</u>	<u>13,000,000</u>	<u>13,000,000</u>
Total All Funds	\$817,664,195	\$37,035,434	\$854,699,629
Less Estimated Income	<u>653,917,430</u>	<u>35,772,791</u>	<u>689,690,221</u>
Total General Fund	\$163,746,765	\$1,262,643	\$165,009,408

Full-Time Equivalent Positions	1,867.50	(61.54)	1,805.96
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Subdivision 7.

## NORTH DAKOTA STATE COLLEGE OF SCIENCE

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operations	\$102,490,255	\$7,481,924	\$109,972,179
Capital Assets	<u>1,012,379</u>	<u>0</u>	<u>1,012,379</u>
Total All Funds	\$103,502,634	\$7,481,924	\$110,984,558
Less Estimated Income	<u>63,645,097</u>	<u>2,273,578</u>	<u>65,918,675</u>
Total General Fund	\$39,857,537	\$5,208,346	\$45,065,883
Full-Time Equivalent Positions	313.95	12.59	326.54

Subdivision 8.

## DICKINSON STATE UNIVERSITY

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operations	\$56,728,746	\$2,344,990	\$59,073,736
Capital Asset	409,078	0	409,078
Capital Improv - Off System	<u>0</u>	<u>5,000,000</u>	<u>5,000,000</u>
Total All Funds	\$57,137,824	\$7,344,990	\$64,482,814
Less Estimated Income	<u>32,697,829</u>	<u>6,258,716</u>	<u>38,956,545</u>
Total General Fund	\$24,439,995	\$1,086,274	\$25,526,269
Full-Time Equivalent Positions	178.00	(7.20)	170.80

Subdivision 9.

## MAYVILLE STATE UNIVERSITY

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operations	\$56,295,375	\$2,827,760	\$59,123,135
Capital Assets	<u>358,992</u>	<u>34,924,814</u>	<u>35,283,806</u>
Total All Funds	\$56,654,367	\$37,752,574	\$94,406,941
Less Estimated Income	<u>34,375,971</u>	<u>36,760,335</u>	<u>71,136,306</u>
Total General Fund	\$22,278,396	\$992,239	\$23,270,635
Full-Time Equivalent Positions	226.92	0.00	226.92

Subdivision 10.

## MINOT STATE UNIVERSITY

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operations	\$116,510,048	\$5,553,276	\$122,063,324
Capital Assets	1,099,620	0	1,099,620
Capital Improv Off System	<u>0</u>	<u>3,100,000</u>	<u>3,100,000</u>
Total All Funds	\$117,609,668	\$8,653,276	\$126,262,944
Less Estimated Income	<u>68,644,425</u>	<u>6,707,213</u>	<u>75,351,638</u>
Total General Fund	\$48,965,243	\$1,946,063	\$50,911,306
Full-Time Equivalent Positions	423.63	(2.47)	421.16

Subdivision 11.

## VALLEY CITY STATE UNIVERSITY

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
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Operations	\$56,008,906	\$1,256,253	\$57,265,159
Capital Assets	<u>455,823</u>	<u>0</u>	<u>455,823</u>
Total All Funds	\$56,464,729	\$1,256,253	\$57,720,982
Less Estimated Income	<u>28,111,916</u>	<u>1,421,115</u>	<u>29,533,031</u>
Total General Fund	\$28,352,813	(\$164,862)	\$28,187,951
Full-Time Equivalent Positions	211.94	5.50	217.44

Subdivision 12.

#### DAKOTA COLLEGE AT BOTTINEAU

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operations	\$26,229,141	\$1,402,533	\$27,631,674
Capital Assets	<u>114,007</u>	<u>0</u>	<u>114,007</u>
Total All Funds	\$26,343,148	\$1,402,533	\$27,745,681
Less Estimated Income	<u>14,216,200</u>	<u>4,334,830</u>	<u>18,551,030</u>
Total General Fund	\$11,442,878	\$846,769	\$12,289,647
Full-Time Equivalent Positions	84.00	3.85	87.85

Subdivision 13.

#### UNIVERSITY OF NORTH DAKOTA SCHOOL OF MEDICINE AND HEALTH SCIENCES

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operations	\$240,396,968	\$19,778,968	\$260,175,936
Healthcare Workforce Initiative	<u>10,676,150</u>	<u>0</u>	<u>10,676,150</u>
Total All Funds	\$251,073,118	\$19,778,968	\$270,852,086
Less Estimated Income	<u>168,241,842</u>	<u>5,776,474</u>	<u>174,018,316</u>
Total General Fund	\$82,831,276	\$14,002,494	\$96,833,770
Full-Time Equivalent Positions	488.83	40.23	529.06

Subdivision 14.

#### NORTH DAKOTA FOREST SERVICE

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operations	\$24,874,803	\$1,646,109	\$26,520,912
Capital Assets	<u>118,728</u>	<u>0</u>	<u>118,728</u>
Total All Funds	\$24,993,531	\$1,646,109	\$26,639,640
Less Estimated Income	<u>19,141,941</u>	<u>109,368</u>	<u>19,251,309</u>
Total General Fund	\$5,851,590	\$1,536,741	\$7,388,331
Full-Time Equivalent Positions	29.00	5.00	34.00

Subdivision 15.

#### BILL TOTAL

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Grand Total General Fund	\$811,682,526	\$54,815,763	\$866,498,289
Grand Total Special Funds	<u>2,025,243,017</u>	<u>170,667,285</u>	<u>2,195,910,302</u>
Grand Total All Funds	\$2,836,925,543	\$225,483,048	\$3,062,408,591

**SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET -  
REPORT TO SEVENTIETH LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time funding items approved by the sixty-eighth legislative assembly for the 2023-25 biennium and the 2025-27 one-time funding items included in the appropriation in section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
Capital Projects - SIF	\$209,976,971	\$34,924,814
Capital Projects - other funds	201,747,055	21,100,000
Capital Projects - general fund	18,160,000	0
Challenge grants	20,000,000	30,000,000
NDSU additional minimum amount payable	4,800,000	0
NDSCS additional minimum amount payable	1,005,347	0
MaSU discretionary funding	1,750,000	0
UND national security initiative	9,000,000	0
Financial aid software	1,669,354	0
Dakota digital academy	450,000	450,000
Enterprise resource planning	0	10,000,000
Nursing education consortium	0	1,100,000
Financial aid enhancement	0	900,000
Dual credit scholarship	0	1,500,000
Professional exchange program	0	1,500,000
BSC 23-25 funding formula adjustment	0	359,847
LRSC 23-25 funding formula adjustment	0	104,307
NDSU 23-25 funding formula adjustment	0	1,851,135
DSU 23-25 funding formula adjustment	0	107,519
MiSU 23-25 funding formula adjustment	0	201,415
VCSU 23-25 funding formula adjustment	0	3,018
WSC Healthcare start up costs	0	1,490,000
High performance research computing - NDSU and UND	0	4,000,000
Emerald Ash Borer mitigation	0	950,000
Total All Funds	\$468,558,727	\$110,542,055
Total Other Funds	<u>411,724,026</u>	<u>96,024,814</u>
Total General Fund	\$56,834,701	\$14,517,241

The 2025-27 one-time funding amounts are not a part of the entity's base budget for the 2027-29 biennium. The North Dakota university system shall report to the appropriations committees of the seventieth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2025 and ending June 30, 2027.

**SECTION 3. AMENDMENT.** Subdivision c of subsection 1 of section 15-10-48 of the North Dakota Century Code is amended and reenacted as follows:

- c. The board may award up to ~~two million seven hundred thousand~~ four million dollars in matching grants each to the university of North Dakota and North Dakota state university; and up to ~~two~~ three million two hundred thousand dollars in matching grants to the university of North Dakota school of medicine and health sciences. Of the amount available to the university of North Dakota, two hundred fifty thousand dollars must be awarded for projects dedicated to projects at the school of law.

**SECTION 4. AMENDMENT.** Subdivision c of subsection 1 of section 15-10-48.2 of the North Dakota Century Code is amended and reenacted as follows:

- c. The board may award up to ~~two~~ three million two hundred thousand dollars in matching grants under this section.

**SECTION 5. AMENDMENT.** Subdivision c of subsection 1 of section 15-10-49 of the North Dakota Century Code is amended and reenacted as follows:

- c. The board may award up to:
- (1) ~~One million seven hundred~~ Two million five hundred thousand dollars each to Bismarck state college, Minot state university and the North Dakota state college of science;

- (2) ~~One million one hundred~~One million seven hundred thousand dollars each to Dickinson state university, Mayville state university, and Valley City state university; and
- (3) ~~Six hundred thousand~~One million dollars each to Dakota college at Bottineau, Lake Region state college, and Williston state college.

**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.**

1. Except as provided under subsections 2 and 3, 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 15-18.2-03 by a base amount of:
  - a. ~~\$73.15~~\$80.47 in the case of North Dakota state university and the university of North Dakota;
  - b. ~~\$103.76~~\$114.14 in the case of Dickinson state university, Mayville state university, Minot state university, and Valley City state university; and
  - c. ~~\$110.38~~\$121.42 in the case of Bismarck state college, Dakota college at Bottineau, Lake Region state college, North Dakota state college of science, and Williston state college.
2. For institutions under subdivision b of subsection 1, the state board of higher education shall multiply the product determined under section 15-18.2-03 for credits completed in instructional programs under subdivision k of subsection 1 of section 15-18.2-02 by the base amount under subdivision c of subsection 1.
3. For institutions under subdivision c of subsection 1, the state board of higher education shall multiply the product determined under section 15-18.2-03 for upper division credits completed in instructional programs under subdivisions a through j of subsection 1 of section 15-18.2-02 by the base amount under subdivision b of subsection 1.

**SECTION 7. 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, ~~2025~~2027)**

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, 2025-2027)** 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 8. 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, 2025 and ending June 30, 2027. All additional funds received under the North Dakota-Minnesota reciprocity agreement during the biennium beginning July 1, 2025 and ending June 30, 2027, are appropriated to the state board of higher education for reimbursement to institutions under the control of the board.

**SECTION 9. CAMPUS CAPITAL PROJECTS - PROJECT MANAGEMENT.** During the biennium beginning July 1, 2025 and ending June 30, 2027, 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 10. EXEMPTION -TRANSFER AUTHORITY - LEGISLATIVE MANAGEMENT REPORT.** Notwithstanding section 54-16-04, the office of management and budget shall transfer appropriation authority from the operations to the capital assets line items within subdivisions 2 through 14 of section 1 of this Act as requested by the state board of higher education for the biennium beginning July 1, 2025, and ending June 30, 2027. The board shall report any transfer of funds under this section to the legislative management.

**SECTION 11. 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, 2025 and ending June 30, 2027. The North Dakota university system shall report any adjustments to the office of management and budget before the submission of the 2027-29 biennium budget request.

**SECTION 12. 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, excluding the university of North Dakota and North Dakota state university, shall provide one dollar of matching funds from operations or other sources for each one dollar of extraordinary repairs funding used for a project. The university of North Dakota and North Dakota state university 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 13. TRANSFER - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND - UNIVERSITY SYSTEM CAPITAL BUILDING FUND.** The office of management and budget shall transfer \$20,000,000 from the strategic investment and improvements fund to the university system capital building during the period beginning July 1, 2025 and ending June 30, 2027, as requested by the commissioner of higher education. Funding transferred pursuant to this section is to be allocated to each institution as follows:

	<u>Tier II</u>	<u>Tier III</u>	<u>Total</u>
Bismarck State College	\$468,262	\$500,000	\$968,262
Lake Region State College	195,113	500,000	695,113
Williston State College	151,742	500,000	651,742
University of North Dakota	4,797,981	2,250,000	7,047,981
North Dakota State University	3,189,556	2,250,000	5,439,556
North Dakota State College of Science	550,765	500,000	1,050,765
Dickinson State University	295,748	500,000	795,748
Mayville State University	264,032	500,000	764,032
Minot State University	630,081	500,000	1,130,081
Valley City State University	340,051	500,000	840,051
Dakota College at Bottineau	<u>116,670</u>	<u>500,000</u>	<u>616,670</u>
Total	\$11,000,000	\$9,000,000	\$20,000,000

**SECTION 14. 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 \$40,000,000 from the strategic investment and improvements fund, of which \$30,000,000 is for the education challenge fund program and \$10,000,000 is for enterprise resource planning. This funding is considered a one-time funding item.

**SECTION 15. ESTIMATED INCOME - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND - - MAYVILLE STATE UNIVERSITY - CAPITAL PROJECTS.** The estimated income in subdivision 9 of section 1 of this Act includes the sum of \$34,924,814 from the strategic investment and improvements fund for

the completion of Mayville old main renovation. This funding is considered one-time funding item.

**SECTION 16. BOND ISSUANCE AUTHORIZATION - PURPOSE.** The state board of higher education, in accordance with chapter 15-55, may arrange for the funding of projects authorized in this section, declared to be in the public interest, through the issuance of self-liquidating, tax-exempt evidences of indebtedness under chapter 15-55, beginning with the effective date of this Act and ending June 30, 2027. Evidences of indebtedness issued pursuant to this section are not a general obligation of the state of North Dakota. Any unexpended balance resulting from the proceeds of the evidences of indebtedness must be placed in a sinking fund to be used for the retirement of indebtedness. The evidences of indebtedness may be issued and the proceeds of which are appropriated in section 1 of this Act for the following capital projects:

Minot state university - student center renovation	\$3,100,000
Dickinson state university - Woods hall	\$5,000,000

**SECTION 17. EXEMPTION - PROJECT AUTHORIZATIONS.** The unexpended amount remaining from the \$18,160,000 appropriated from the general fund for capital project inflation and \$209,976,971 appropriated from the strategic investment and improvements fund for capital projects at institutions under the control of the state board of higher education in section 2 of chapter 3 of the 2023 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, 2025 and ending June 30, 2027.

**SECTION 18. EXEMPTION - PROJECT AUTHORIZATIONS.** The unexpended amount remaining from the \$8,500,000 appropriated from the special funds and \$31,500,000 appropriated from other funds to Bismarck state college for the multipurpose academic and athletic center in section 2 of chapter 639 of the 2023 Special Session Laws are not subject to section 54-44.1-11 and any unexpended funds from the appropriations are available to Bismarck state college to complete the projects during the biennium beginning July 1, 2025 and ending June 30, 2027.

**SECTION 19. EXEMPTION - TRANSFER BANK OF NORTH DAKOTA PROFITS - STATE BOARD OF HIGHER EDUCATION SCHOLARSHIPS.** The amount of \$1,500,000 appropriated from profits at the Bank of North Dakota to North Dakota university system for dual-credit tuition scholarships in section 7 of chapter 3 of the 2023 Session Laws is not subject to section 54-44.1-11 and any funds not transferred and unexpended from this program are available for the program during the biennium beginning July 1, 2025 and ending June 30, 2027.

**SECTION 20. EXEMPTION - TRANSFER BANK OF NORTH DAKOTA PROFITS -SKILLED WORKFORCE STUDENT LOAN REPAYMENT PROGRAM FUND.** The amount of \$3,400,000 available from profits at the Bank of North Dakota to North Dakota university system for the skilled workforce student loan repayment program fund in section 8 of chapter 3 of the 2023 Session Laws is not subject to section 54-44.1-11 and any funds not transferred and unexpended from this program are available for the program during the biennium beginning July 1, 2025 and ending June 30, 2027.

**SECTION 21. EXEMPTION - TRANSFER BANK OF NORTH DAKOTA PROFITS -SKILLED WORKFORCE SCHOLARSHIP FUND.** The amount of \$3,400,000 available from profits at the Bank of North Dakota to North Dakota university system for the skilled workforce scholarship fund in section 9 of chapter 3 of the 2023 Session Laws is not subject to section 54-44.1-11 and any funds not transferred and unexpended from this program are available for the program during the biennium beginning July 1, 2025 and ending June 30, 2027.

**SECTION 22. EXEMPTION - FEDERAL STATE FISCAL RECOVERY.** The amounts continued into the 2023-25 biennium in section 42 of chapter 3 of the 2023 Session Laws appropriated from federal funds derived from the state fiscal recovery fund to the state board of higher education and institutions under the control of the

state board of higher education in section 1 of chapter 548 and section 1 of chapter 550 of the 2021 Special Session Session Laws are not subject to section 54-44.1-11 and any unexpended funds from these projects and programs are available for the projects and programs, including for the Twamley hall project at the university of North Dakota, during the period beginning with the effective date of this Act, and ending June 30, 2027.

### 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, 2025, and ending June 30, 2027, as follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Ethics commission	\$ 1,041,374	\$ 459,325	\$1,500,699
Total general fund	\$ 1,041,374	\$ 459,325	\$1,500,699
Full-time equivalent positions	3.00	0.00	3.00

**SECTION 2. ONE-TIME FUNDING.** The following amounts reflect the one-time funding items approved by the sixty-eighth legislative assembly for the 2023-25 biennium and the 2025-27 biennium one-time funding items included in the appropriation in section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
Attorney fees	\$72,000	\$0
Office relocation	25,000	0
New FTE position one-time costs	1,825	0
Case management system	0	135,000
Office furniture	0	2,348
Total general fund	\$98,825	\$137,348

### SECTION 3. EXEMPTION - FULL-TIME EQUIVALENT POSITION

**ADJUSTMENTS.** Notwithstanding any other provisions of law, the ethics commission may increase or decrease authorized full-time equivalent positions as needed, subject to availability of funds, during the biennium beginning July 1, 2025, and ending June 30, 2027. The ethics commission shall report to the office of management and budget and legislative council any adjustments made pursuant to this section.

### 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, 2025, and ending June 30, 2027, as follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and wages	\$948,903	\$71,881	\$1,020,784
Operating expenses	267,718	12,228	279,946
Total general fund	\$1,216,621	84,109	\$1,300,730
Full-time equivalent positions	4.00	0.00	4.00

### SECTION 2. EXEMPTION - FULL-TIME EQUIVALENT POSITION

**ADJUSTMENTS.** Notwithstanding any other provisions of law, the Indian affairs commission may increase or decrease authorized full-time equivalent positions as needed, subject to availability of funds, during the biennium beginning July 1, 2025, and ending June 30, 2027. The Indian affairs commission shall report to the office

of management and budget and legislative council any adjustments made pursuant to this section.

**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, 2025 and ending June 30, 2027, as follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and Wages	\$1,789,878	\$177,909	\$1,967,787
Operating Expenses	3,285,000	(119)	3,284,881
Capital Assets	0	0	0
Grants	<u>27,100,000</u>	<u>123,775,000</u>	<u>150,875,000</u>
Total All Funds	\$32,174,878	\$123,952,790	\$156,127,668
Less Estimated Income	<u>31,699,878</u>	<u>123,952,790</u>	<u>155,652,668</u>
Total General Fund	\$475,000	\$0	\$475,000
Full-time Equivalent Positions	7.00	0.00	7.00

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

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
Airport Grants	\$4,000,000	\$0
International Peace Garden Airport Rehabilitation	2,500,000	0
Airport generational projects	<u>0</u>	<u>120,000,000</u>
Total Other Funds	\$6,500,000	\$120,000,000

The 2025-27 biennium one-time funding amounts are not a part of the entity's base budget for the 2027-29 biennium. The aeronautics commission shall report to the appropriations committee on the use of one-time funding for the biennium beginning July 1, 2025, and ending June 30, 2027.

**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, 2025, and ending June 30, 2027. Section 54-44.1-11 does not apply to this funding, and any funds not spent by June 30, 2027, must be continued into the biennium beginning July 1, 2027, and ending June 30, 2029, and may be expended only for providing grants to airports.

**SECTION 4. ESTIMATED INCOME - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND - AERONAUTICS COMMISSION.** The estimated income line item in section 1 of this Act includes \$120,000,000 from the strategic investment and improvements fund for generational airport projects during the biennium beginning July 1, 2025, and ending June 30, 2027. Section 54-44.1-11 does not apply to this funding and any funds not spent by June 30, 2027, must be continued into the biennium beginning July 1, 2027 and ending July 30, 2029.

**SECTION 5. EXEMPTION - FULL-TIME EQUIVALENT POSITION ADJUSTMENTS.** Notwithstanding any other provisions of the law, the aeronautics commission may increase or decrease authorized full-time equivalent positions as needed, subject to availability of funds, during the biennium beginning July 1, 2025, and ending June 30, 2027. The aeronautics commission shall report to the office of

management and budget and legislative council any adjustments made pursuant to this section.

**SECTION 6. EXEMPTION - UNEXPENDED APPROPRIATIONS.** The amount of \$3,750,000 appropriated from federal and other airport special funds for the purpose of the International Peace Garden airport pavement rehabilitation project in Section 2 of Chapter 6 of the 2023 Session Laws is not subject to section 54-44.1-11 and is available for the project during the biennium beginning July 1, 2025, and ending June 30, 2027.

### 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, 2025, and ending June 30, 2027, as follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and wages	\$20,582,989	\$2,425,359	\$23,008,348
Operating expenses	6,061,325	1,057,368	7,118,693
Capital assets	<u>407,252</u>	<u>725,055</u>	<u>1,132,307</u>
Total all funds	\$27,051,566	\$4,207,782	\$31,259,348
Less estimated income	<u>20,833,167</u>	<u>3,454,813</u>	<u>24,287,980</u>
Total general fund	\$6,218,399	\$752,969	\$6,971,368
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-eighth legislative assembly for the 2023-25 biennium and the 2025-27 one-time funding items included in the appropriation in section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
Equipment	\$125,750	\$102,050
Thermostat replacements	478,930	0
Parking lot and road repairs	1,100,000	0
Resident garages and storage units	750,000	175,000
Carpet replacement	0	260,000
Interior painting	<u>0</u>	<u>50,000</u>
Total all funds	\$2,454,680	\$587,050
Less estimated income	<u>2,454,680</u>	<u>587,050</u>
Total general fund	\$0	\$0

**SECTION 3. ESTIMATED INCOME - SOLDIERS' HOME FUND - ADMINISTRATOR HOUSING STIPEND.** The estimated income line item in section 1 of this Act includes the sum of \$48,000 from the soldiers' home fund for the purpose of providing a \$2,000 monthly housing stipend to the veterans' home administrator for housing costs off the veterans' home campus.

**SECTION 4. EXEMPTION - FULL-TIME EQUIVALENT POSITION ADJUSTMENTS.** Notwithstanding any other provisions of law, the veteran's home may increase or decrease authorized full-time equivalent positions as needed, subject to availability of funds, during the biennium beginning July 1, 2025, and ending June 30, 2027. The veteran's home shall report to the office of management and budget and legislative council any adjustments made pursuant to this section.

### 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, 2025 and ending June 30, 2027 as follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and Wages	\$8,182,839	\$2,942,736	\$11,125,575
Operating Expenses	2,146,917	44,239	2,191,156
Contingency	<u>20,000</u>	<u>0</u>	<u>20,000</u>
Total Special Funds	\$10,349,756	\$2,986,975	\$13,336,731
Full-time Equivalent Positions	35.00	3.00	38.00

**SECTION 2. ONE-TIME FUNDING.** The following amounts reflect the one-time funding items approved by the sixty-eighth legislative assembly for the 2023-25 biennium:

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
	\$0	\$0
Total Other Funds	\$0	\$0

**SECTION 3. EXEMPTION - FULL-TIME EQUIVALENT POSITION ADJUSTMENTS.** Notwithstanding any other provisions of the law, the department of financial institutions may increase or decrease authorized full-time equivalent positions as needed, subject to availability of funds, during the biennium beginning July 1, 2025, and ending June 30, 2027. The department of financial institutions shall report to the office of management and budget and legislative council any adjustments made pursuant to this section.

**SECTION 4. AMENDMENT.** Section 6-01-01.1 of the North Dakota Century Code is amended and reenacted as follows:

**6-01-01.1. Regulatory fund established - Uses - Continuing appropriation.**

1. There is created a special fund designated as the financial institutions regulatory fund. The amounts received under the following chapters, and any other moneys received by the department of financial institutions, must be deposited into this fund: chapters 6-01, 6-03, 6-05, 6-06, 6-10, 13-04.1, 13-05, 13-08, 13-09.1, 13-10, and 13-11.
2. All moneys deposited in the financial institutions regulatory fund are reserved for use by the department of financial institutions to defray the expenses of the department in the discharge of its administrative and regulatory powers and duties as prescribed by law, subject to the applicable laws relating to the appropriation of state funds and to the deposit and expenditure of state moneys.
3. All moneys in the financial institutions regulatory fund are appropriated on a continuing basis to the department of financial institutions to carry out its administrative and regulatory powers and duties within the limits of an annual or biennial budget approved by the state banking board and state credit union board.
4. The department of financial institutions is responsible for the proper expenditure of these moneys as provided by law and shall document the revenues and expenditures of the fund at the time and in the manner required by the office of management and budget.
5. Any cash balances in the financial institutions regulatory fund after all current biennium expenditures are met must be carried forward in the financial institutions regulatory fund for the next succeeding biennium.
6. All moneys derived from the investment of any portion of the financial institutions regulatory fund must be credited to the fund.

**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, 2025, and ending June 30, 2027, as follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Premiums	\$642,833	\$0	\$642,833
Total General Fund	\$642,833	\$0	\$642,833

**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, 2025 and ending June 30, 2027, as follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and Wages	\$1,225,707	\$ 395,000	\$1,620,707
Operating Expenses	774,093	(95,000)	679,093
Grants	<u>2,255,342</u>	<u>81,459</u>	<u>2,336,801</u>
Total All Funds	\$4,255,142	\$381,459	\$4,636,601
Less Estimated Income	<u>1,880,000</u>	<u>0</u>	<u>1,880,000</u>
Total General Fund	\$2,375,142	\$381,459	\$2,756,601
Full-time Equivalent Positions	6.00	1.00	7.00

**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-eighth legislative assembly for the 2023-25 biennium and the 2025-27 one-time funding items included in the appropriation in section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
New full-time equivalent position	\$2,500	\$ 0
Accrued leave payouts	106,430	0
Strategic planning consultant	40,000	0
Arts across the prairie initiative	170,000	5,000
Information technology equipment	<u>10,000</u>	<u>0</u>
Total All Funds	\$328,930	\$5,000
Less Estimated Income	<u>70,000</u>	<u>0</u>
Total General Fund	\$258,930	\$5,000

The 2025-27 one-time funding amounts are not a part of the entity's base budget for the 2027-29 biennium. The council on the arts shall report to the appropriations committees of the seventieth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2025, and ending June 30, 2027.

**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, 2025, and ending June 30, 2027. The council on the arts may use up to \$380,000 of the maintenance funds deposited into cultural endowment fund for construction of arts the prairie projects for the biennium beginning July 1, 2025, and ending June 30, 2027.

**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, 2025, and ending June 30, 2027.

**SECTION 5. EXEMPTION - LINE ITEM TRANSFERS - REPORT.**

Notwithstanding section 54-16-04, the director of the office of management and budget shall transfer funds between line items in section 1 of this Act as requested by the council on the arts. The council on the arts shall notify the legislative council of any transfer made pursuant to this section. The council on the arts shall report to the budget section after June 30, 2025, any transfer made in excess of \$50,000 and to the appropriations committee of the seventieth legislative assembly regarding any transfers made pursuant to this section.

**SECTION 6. EXEMPTION - FULL-TIME EQUIVALENT POSITION**

**ADJUSTMENTS.** Notwithstanding any other provisions of law, the council on the arts may increase or decrease authorized full-time equivalent positions as needed, subject to availability of funds, during the biennium beginning July 1, 2025, and ending June 30, 2027. The council on the arts shall report to the office of management and budget and legislative council any adjustments made pursuant to this section.

**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, 2025 and ending June 30, 2027, as follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Field Operations	\$68,085,546	\$23,776,061	\$91,861,607
Total All Funds	\$68,085,546	\$23,776,061	\$91,861,607
Less Estimated Income	<u>20,428,226</u>	<u>5,847,089</u>	<u>26,275,315</u>
Total General Fund	\$47,657,320	\$17,928,972	\$65,586,292
Full-time Equivalent Positions	205.00	0.00	205.00

**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-eighth legislative assembly for the 2023-25 biennium and the 2025-27 one-time funding items included in the appropriation in section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
Commercial motor carrier system	\$150,000	\$0
New trooper startup costs	636,000	0
Inflationary increases	2,562,000	0
Narcotics tester	60,000	0
Unmanned aerial vehicle program	104,000	0
Motor carrier program	427,000	0
Technology enhancements	283,200	0
Shooting range repairs	200,000	35,000
State fleet increases	0	6,483,000
Victims of crime act crash assistant fund replacement	0	194,000
Alcohol breath scanning device replace	0	50,000
Taser replacement	0	870,000
Emergency vehicle obstacle course pad resurface	<u>0</u>	<u>260,000</u>
Total All Funds	\$4,422,200	\$7,892,000
Total Special Fund	<u>1,589,616</u>	<u>1,544,000</u>
Total General Fund	\$2,832,584	\$6,348,000

The 2025-27 one-time funding amounts are not a part of the entity's base budget for the 2027-29 biennium. The highway patrol shall report to the appropriations committees of the seventieth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2025, and ending June 30, 2027.

**SECTION 3. SPECIAL FUNDS TRANSFER - HIGHWAY TAX**

**DISTRIBUTION FUND.** The estimated income line item in section 1 of this Act includes the sum of \$13,119,751, 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, 2025, and ending June 30, 2027.

**SECTION 4. MOTOR CARRIER ELECTRONIC PERMIT TRANSACTION**

**FUND.** The estimated income line item in section 1 of this Act includes \$2,768,825 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, 2025, and ending June 30, 2027. 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.

**SECTION 6. ESTIMATED INCOME - STRATEGIC INVESTMENT AND**

**IMPROVEMENTS FUND.** The estimated income line in section 1 of this Act includes \$260,000 from the strategic investment and improvements fund for the resurfacing of the emergency vehicle obstacle course pad.

**SECTION 7. EXEMPTION - FULL-TIME EQUIVALENT POSITION**

**ADJUSTMENTS.** Notwithstanding any other provisions of law, the highway patrol may increase or decrease authorized full-time equivalent positions as needed, subject to availability of funds, during the biennium beginning July 1, 2025, and ending June 30, 2027. The highway patrol shall report to the office of management and budget and legislative council any adjustments made pursuant to this section.

**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, 2025, and ending June 30, 2027, as follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and wages	\$219,279,648	\$39,333,520	\$258,613,168
Operating expenses	316,256,474	80,388,648	396,645,122
Capital assets	1,101,395,065	729,194,552	1,830,589,617
Grants	<u>112,821,458</u>	<u>3,819,000</u>	<u>116,640,458</u>
Total special funds	\$1,749,752,645	\$852,735,720	\$2,602,488,365
Full-time equivalent positions	1,001.00	12.00	1,013.00

**SECTION 2. ONE-TIME FUNDING.** The following amounts reflect the one-time funding items approved by the sixty-eighth legislative assembly for the 2023-25 biennium and the 2025-27 one-time funding items included in the appropriation in section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
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Federal highway funds	\$290,000,000	\$0
State matching funds	114,000,000	171,300,000
Discretionary match/local federal swap program	0	150,000,000
State flexible transportation fund	51,000,000	0
Contingent loans	78,500,000	0
Roadway management system project	6,250,000	0
Automated vehicle location	2,010,000	0
Door security	865,000	0
Short line railroad programs	6,500,000	0
United States highway 52 environmental study	5,000,000	0
Flood projects study	2,500,000	0
Rural transit program grants	1,250,000	0
10-year facilities plan - rest areas	0	33,500,000
Pavement management van replacement	0	1,100,000
10-year facilities plan - buildings	0	5,970,000
Motor vehicle/drivers license appointment system	0	3,000,000
Spring road load restrictions technology	0	1,700,000
Artificial intelligence for core business functions	0	1,000,000
Grant management tracking software	0	1,000,000
Barcoding software/inventory tracking system	0	350,000
Total all funds	\$557,875,000	\$368,920,000
Less estimated income	<u>547,500,000</u>	<u>368,920,000</u>
Total general fund	\$10,375,000	\$0

**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 when it is cost-effective for construction and maintenance of highways. The department of transportation shall notify the office of management and budget of any transfers made pursuant to this section.

**SECTION 4. 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, 2025, and ending June 30, 2027.

**SECTION 5. 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 \$355,900,000 from the strategic investment and improvements fund for the following purposes:

1. The sum of \$171,300,000 for matching federal highway formula funding for transportation infrastructure projects;
2. The sum of \$150,000,000 for matching federal highway discretionary funding for transportation infrastructure projects and for local public agencies federal fund swap program;
3. The sum of \$33,500,000 for repairs and maintenance on the state's rest area facilities; and
4. The sum of \$1,100,000 for replacement of the pavement management van.

**SECTION 6. EXEMPTION - UNEXPENDED APPROPRIATIONS.** The following appropriations are not subject to the provisions of section 54-44.1-11 and may be continued into the biennium beginning July 1, 2025, and ending June 30, 2027:

1. The remaining \$14,147,246 of the \$100,000,000 appropriated from special funds for the purpose of road and bridge construction projects in section 13, subsections 2 of chapter 15 of the 2021 Session Laws;

2. The remaining \$32,254,168 of the \$55,000,000 appropriated from federal funds to match state bond proceeds in section 5 of chapter 15 of the 2021 Session Laws;
3. The remaining \$11,697,962 of the \$317,000,000 appropriated from federal funds for state, county, and township road and bridge projects in section 7 of chapter 548 of the 2021 Session Laws;
4. The remaining \$4,478,557 of the \$61,700,060 appropriated from federal funds for surface transportation grants in subdivision 10 of section 1 of chapter 27 of the 2021 Session Laws;
5. The remaining \$12,080,513 of the \$13,660,000 appropriated from special funds for information technology projects in section 1 of chapter 40 of the 2021 Session Laws and the remaining \$8,448,243 of the additional \$9,125,000 appropriated from the general fund in the operating expenses line item relating to information technology projects in section 1 of chapter 12 of the 2023 Session Laws;
6. The remaining \$2,151,245 of the \$2,500,000 appropriated from special funds to match funding from the state of Minnesota and other sources for studies, preliminary engineering, and environmental studies to address northern Red River valley infrastructure affected by flooding; and the remaining \$2,368,407 of the \$5,000,000 appropriated from special funds for an environmental study of a portion of United States highway 52, in section 1 of chapter 12 of the 2023 Session Laws;
7. The sum of \$757,000 included in the deferred maintenance funding pool line item and transferred to the department of transportation pursuant to chapter 47, section 15 of the 2023 session laws; and
8. The sum of \$82,200,000 appropriated from special funds for flexible transportation fund projects in section 1 of chapter 12 of the 2023 Session Laws.

#### **SECTION 7. 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, 2025, and ending June 30, 2027.

**SECTION 8. AMENDMENT.** 49-17.1-05. of the North Dakota Century Code is amended and reenacted as follows:

#### **49-17.1-05. Subsidy of railway lines - Continuing appropriation.**

The department, with the approval of the commission, may provide financial assistance, ~~within the limits of funds appropriated by the legislative assembly,~~ for the continuation of operations and maintenance of any railroad within the state, as provided for in the Railroad Revitalization and Regulatory Reform Act of 1976 [Pub. L. 94-210; 90 Stat. 149; 49 U.S.C. 1651 et seq.], or other relevant federal legislation. Moneys in the state rail fund are appropriated to the department of transportation on a continuing basis for distributions authorized under this section. The department or the commission may act as the agent in cooperation with the federal government, any local or regional transportation authority, local governmental units, any group of rail users, or any person in any rail service assistance program.

**SECTION 9. EXEMPTION - FULL-TIME EQUIVALENT POSITION ADJUSTMENTS.** Notwithstanding any other provisions of law, the department of transportation may increase or decrease authorized full-time equivalent positions as needed, subject to availability of funds, during the biennium beginning July 1, 2025, and ending June 30, 2027. The department of transportation shall report to the office of management and budget and legislative council any adjustments made pursuant to this section.

**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, 2025, and ending June 30, 2027, as follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and Wages	\$8,005,331	\$1,020,631	\$9,025,962
Operating Expenses	1,763,694	(\$138,462)	1,625,232
Contingencies	<u>100,000</u>	<u>0</u>	<u>100,000</u>
Total Special Funds	\$9,869,025	\$882,169	\$10,751,194
Full-time Equivalent Positions	33.00	(3.00)	30.00

**SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SEVENTIETH LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time funding items approved by the sixty-eighth legislative assembly for the 2023-25 biennium and the 2025-27 one-time funding items included in the grand total appropriation in section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
Information Technology Project	\$4,900,000	\$0
Information Technology Equipment	5,400	3,000
Utility Vehicle and Trailer	<u>49,500</u>	<u>0</u>
Total Special Funds	\$4,954,900	\$3,000

The 2025-27 biennium one-time funding amounts are not a part of the entity's base budget for the 2027-29 biennium. The commissioner of university and school lands shall report to the appropriations committees of the seventieth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2025 and ending June 30, 2027.

**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, 2025, and ending June 30, 2027, the following amounts, from the permanent funds managed for the benefit of the following entities:

Common Schools	\$584,677,350
North Dakota State University	8,770,000
University of North Dakota	6,948,000
Youth Correctional Center	3,136,000
School for the Deaf	2,388,000
State college of Science	2,570,284
State Hospital	1,976,284
Veterans' Home	994,284
Valley City State University	1,566,000
North Dakota Vision Services - School for the Blind	1,936,284
Mayville State University	1,102,000
Dakota College at Bottineau	406,284
Dickinson State University	406,284
Minot State University	<u>406,284</u>
<b>Total</b>	<b>\$617,283,338</b>

**SECTION 4. EXEMPTION - FULL-TIME EQUIVALENT POSITION ADJUSTMENTS.** Notwithstanding any other provisions of law, the commissioner of university and school lands may increase or decrease authorized full-time equivalent positions as needed, subject to availability of funds, during the biennium beginning July 1, 2025, and ending June 30, 2027. The commissioner of university and school lands shall report to the office of management and budget and legislative council any adjustments made pursuant to this section.

**SECTION 5. AMENDMENT.** Subsection 2, 7 and 9 of section 47-30.2-01 of North Dakota Century Code is amended and reenacted as follows:

2. "Administrator's agent" means a person with which the ~~commissioner~~treasurer contracts to conduct an examination under sections 47-30.2-54, 47-30.2-55, 47-30.2-56, 47-30.2-57, 47-30.2-58, 47-30.2-59, 47-30.2-60, 47-30.2-61, and 47-30.2-62 on behalf of the administrator. The term includes an independent contractor of the person and each individual participating in the examination on behalf of the person or contractor.
7. "~~Commissioner~~Treasurer" means the ~~commissioner of university and school lands~~state treasurer.
9. "Department" means the ~~department of trust lands~~office of the state treasurer.

**SECTION 6. AMENDMENT.** Section 47-30.2-03 of North Dakota Century Code is amended and reenacted as follows:

The ~~commissioner~~treasurer may adopt rules to implement and administer this chapter.

**SECTION 7. AMENDMENT.** Subdivision j of subsection 1 of section 47-30.2-22 of North Dakota Century Code is amended and reenacted as follows:

- j. Contain other information the ~~commissioner~~treasurer prescribes by rules.

**SECTION 8. AMENDMENT.** Subsection 4 of section 47-30.2-23 of North Dakota Century Code is amended and reenacted as follows:

4. The ~~commissioner~~treasurer may grant an extension of the reporting date for good cause in the event of a national or state emergency.

**SECTION 9. AMENDMENT.** Subsection 1 of section 47-30.2-24 of North Dakota Century Code is amended and reenacted as follows:

1. A holder required to file a report under section 47-30.2-21 shall retain records for ten years after the later of the date the report was filed or the last date a timely report was due to be filed, unless a shorter period is provided by rule of the ~~commissioner~~treasurer.

**SECTION 10. AMENDMENT.** Subdivision b of subsection 3 of section 47-30.2-28 of North Dakota Century Code is amended and reenacted as follows:

- b. Maintain a website or database accessible by the public and electronically searchable which contains the names reported to the administrator of apparent owners for whom property that meets or exceeds the searchable value as set by the ~~commissioner~~treasurer is being held by the administrator. Property that does not meet or exceed the searchable value must continue to be held by the administrator but may not appear in the searchable website or database.

**SECTION 11. AMENDMENT.** Subsection 2 of section 47-30.2-44 of North Dakota Century Code is amended and reenacted as follows:

2. The department shall maintain an account with an amount of funds the ~~commissioner~~treasurer reasonably estimates is sufficient to pay claims allowed under this chapter.

**SECTION 12. AMENDMENT.** Subdivision c of subsection 2 of section 47-30.2-50 of North Dakota Century Code is amended and reenacted as follows:

- c. The property has a value as provided by rules adopted by the ~~commissioner~~treasurer.

**SECTION 13. AMENDMENT.** Subsection 1 of section 47-30.2-56 of North Dakota Century Code is amended and reenacted as follows:

1. The ~~commissioner~~treasurer shall adopt rules governing an examination under section 47-30.2-55, including rules for use of an estimation, extrapolation, and statistical sampling in conducting an examination. An examination commenced after adoption of rules under this subsection must comply with the rules.

**SECTION 14. AMENDMENT.** Subdivision c of subsection 2 of section 47-30.2-57 of North Dakota Century Code is amended and reenacted as follows:

- c. May be disclosed at the discretion of the ~~commissioner~~treasurer, on request, to the person that administers the unclaimed property law of another state for that state's use in circumstances equivalent to circumstances described in sections 47-30.2-54, 47-30.2-55, 47-30.2-56, 47-30.2-57, 47-30.2-58, 47-30.2-59, 47-30.2-60, 47-30.2-61, and 47-30.2-62. A state to which information is disclosed shall maintain the confidentiality and security of information obtained in a manner substantially equivalent to sections 47-30.2-71, 47-30.2-72, and 47-30.2-73;

**SECTION 15. AMENDMENT.** Subsection 1 and subsection 2 of section 47-30.2-66 of North Dakota Century Code is amended and reenacted as follows:

1. If a holder enters into a contract or other arrangement for the purpose of evading an obligation under this chapter or otherwise willfully fails to perform a duty imposed on the holder under this chapter, the ~~commissioner~~treasurer may require the holder to pay the administrator, in addition to interest as provided in subsection 1 of section 47-30.2-65, a civil penalty of one thousand dollars for each day the obligation is evaded or the duty is not performed, up to a cumulative maximum amount of twenty-five thousand dollars, plus twenty-five percent of the amount or value of property that should have been, but was not reported, paid, or delivered as a result of the evasion or failure to perform.
2. If a holder makes a fraudulent report under this chapter, the ~~commissioner~~treasurer may require the holder to pay to the administrator, in addition to interest under subsection 1 of section 47-30.2-65, a civil penalty of one thousand dollars for each day from the date the report was made until corrected, up to a cumulative maximum of twenty-five thousand dollars, plus twenty-five percent of the amount or value of any property that should have been reported, but was not included in the report or was underreported.

**SECTION 16. AMENDMENT.** Subsection 4 of section 47-30.2-67 of North Dakota Century Code is amended and reenacted as follows:

4. The ~~commissioner~~treasurer may waive up to twenty-five thousand dollars of the penalty or reduce interest. A request for a waiver or reduction of penalty in excess of twenty-five thousand dollars must be presented to the board, with the ~~commissioner's~~treasurer's recommendation, for review and decision.

## **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 industrial commission and agencies under its control for the purpose of defraying the expenses of the

industrial commission and agencies under its control, for the biennium beginning July 1, 2025 and ending June 30, 2027, as follows:

Subdivision 1.

INDUSTRIAL COMMISSION

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and Wages	\$1,884,918	\$421,199	\$2,306,117
Operating Expenses	472,271	1,306,791	1,779,062
IIJA Funding	0	13,668,089	13,668,089
Bond Payments	119,879,913	(2,761,713)	117,118,200
Litigation Costs	0	3,000,000	3,000,000
Total All Funds	\$122,237,102	\$15,634,366	\$137,871,468
Less Estimated Income	<u>122,237,102</u>	<u>10,451,572</u>	<u>132,688,674</u>
Total General Fund	\$0	\$5,182,794	\$5,182,794
Full-Time Equivalent Positions	9.75	0	9.75

Subdivision 2.

DEPARTMENT OF MINERAL RESOURCES

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and Wages	\$23,261,532	\$5,429,280	\$28,690,812
Operating Expenses	5,120,253	6,055,338	11,175,591
Capital Assets	0	0	0
Total All Funds	\$28,381,785	\$11,484,618	\$39,866,403
Less Estimated Income	<u>268,000</u>	<u>1,802,377</u>	<u>2,070,377</u>
Total General Fund	\$28,113,785	\$9,682,241	\$37,796,026
Full-Time Equivalent Positions	108.00	2.00	110.00

Subdivision 3.

BANK OF NORTH DAKOTA

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Bank of North Dakota Operations	\$70,095,483	\$9,713,441	\$79,808,924
Capital Assets	1,510,000	0	1,510,000
Grants to Institutions	0	5,500,000	5,500,000
Total Special Funds	\$71,605,483	\$15,213,441	\$86,818,924
Full-Time Equivalent Positions	187.00	2.00	189.00

Subdivision 4.

HOUSING FINANCE AGENCY

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and Wages	\$11,413,354	\$2,827,161	\$14,240,515
Operating Expenses	10,903,883	(1,433,707)	9,470,176
Capital Assets	20,000	0	20,000
Grants	48,805,110	2,300,000	51,105,110
Housing Finance Agency			
Contingencies	<u>100,000</u>	0	<u>100,000</u>
Total All Funds	\$71,242,347	\$3,693,454	\$74,935,801
Less Estimated Income	<u>68,742,347</u>	<u>6,193,454</u>	<u>74,935,801</u>
Total General Fund	\$2,500,000	(\$2,500,000)	\$0
Full-Time Equivalent Positions	54.00	2.00	56.00

## Subdivision 5.

## MILL AND ELEVATOR ASSOCIATION

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and Wages	\$54,019,267	\$8,062,267	\$62,081,534
Operating Expenses	42,391,653	10,224	42,401,877
Contingencies	500,000	0	500,000
Agriculture Promotion	<u>500,000</u>	<u>0</u>	<u>500,000</u>
Total Special Funds	\$97,410,920	\$8,072,491	\$105,483,411
Full-Time Equivalent Positions	170.00	2.00	172.00

## Subdivision 6.

## BILL TOTAL

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Grand Total General Fund	\$30,613,785	\$12,365,035	\$42,978,820
Grand Total Special Funds	<u>360,263,852</u>	<u>41,733,335</u>	<u>401,997,187</u>
Grand Total All Funds	\$390,877,637	\$54,098,370	\$444,976,007

**SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SEVENTIETH LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time funding items approved by the sixty-eighth legislative assembly for the 2023-25 biennium and the 2025-27 one-time funding items included in the appropriation in section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
Administration - new employee expenses	\$12,110	0
Administration - transmission authority consulting	300,000	0
Administration - electricity grid resilience federal grant	8,623,893	13,668,089
Administration - lignite litigation expenses	3,000,000	3,000,000
Administration - grant management software	1,250,000	0
Administration - carbon capture education	300,000	0
Administration - record digitization	75,000	0
Administration - inflationary expenses	35,688	50,000
Mineral Resources - new employee expenses	68,335	34,440
Mineral Resources - inflationary expenses	886,868	0
Mineral Resources - drones and computers	83,648	0
Mineral Resources - core and mineral analyses	100,000	100,000
Mineral Resources - computer server transition	80,000	0
Mineral Resources - abandoned well reclamation	2,300,000	0
Mineral Resources - oil and gas litigation expenses	3,000,000	3,000,000
Mineral Resources - ordinary high-water mark	0	342,000
Mineral Resources - drill project phase II	0	100,000
Mineral Resources - excavation of wholly mammoth	0	300,000
Mineral Resources - IIJA formula grant	0	1,444,377
Bank of North Dakota - information technology projects	804,278	0
Bank of North Dakota - grants to institutions	5,500,000	5,500,000
Housing Finance Agency - housing initiative grants	<u>0</u>	<u>5,000,000</u>
Total All Funds	\$26,419,820	\$32,538,906
Total Special Fund	<u>14,655,335</u>	<u>24,221,672</u>
Total General Fund	11,764,485	\$8,317,234

The 2025-27 biennium one-time funding amounts are not a part of the entity's base budget for the 2027-29 biennium. The industrial commission shall report to the appropriations committees of the seventieth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2025, and ending June 30, 2025.

**SECTION 3. BOND PAYMENTS.** The amount of \$117,118,200 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, 2025, and ending June 30, 2027:

Infrastructure project and program bonds - legacy sinking and interest fund	102,622,743
North Dakota university system	14,083,250
Veterans' home	<u>412,207</u>
Total	\$117,118,200

**SECTION 4. APPROPRIATION - HOUSING FINANCE AGENCY - ADDITIONAL INCOME.** In addition to the amount appropriated to the housing finance agency in subdivision 4 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, 2025 and ending June 30, 2027. 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 UNDER THE CONTROL OF THE INDUSTRIAL COMMISSION TO INDUSTRIAL COMMISSION FUND - ADMINISTRATION - EXEMPTION.**

1. The sum of \$2,644,529, 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, 2025, and ending June 30, 2027, 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.
2. The amount of \$1,818,114 appropriated to the industrial commission in subdivision 1 of section 1 of chapter 14 of the 2023 Session Laws and transferred pursuant to section 8 of chapter 14 of the 2023 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, 2025, and ending June 30, 2027.

**SECTION 6. TRANSFER - BANK OF NORTH DAKOTA PROFITS TO ECONOMIC DEVELOPMENT PROGRAMS.** During the biennium beginning July 1, 2025, and ending June 30, 2027, the Bank of North Dakota shall transfer the following amounts from the Bank's current earnings and undivided profits; \$60,000,000 for the following programs: the partnership in assisting community expansion fund; the agriculture partnership in assisting community expansion fund; the biofuels partnership in assisting community expansion fund; and the beginning farmer revolving loan fund; and \$1,500,000 to the university of North Dakota for the North Dakota small business development center for the purpose of matching federal grants.

**SECTION 7. TRANSFER - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND TO HOUSING INCENTIVE FUND.** The office of management and budget shall transfer \$40,000,000 from the strategic investment and improvements fund to the housing incentive fund during the biennium beginning July 1, 2025, and ending June 30, 2027.

**SECTION 8. TRANSFER - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND TO INFRASTRUCTURE REVOLVING LOAN FUND.** The office of management and budget shall transfer \$5,000,000 from the strategic investment and improvements fund to the infrastructure revolving loan fund for the

purpose of providing construction loans to residential developers during the biennium beginning July 1, 2025, and ending June 30, 2027.

**SECTION 9. TRANSFER - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND TO CLEAN SUSTAINABLE ENERGY GRANTS AND LOANS.** During the biennium beginning July 1, 2025, and ending June 30, 2027, the office of management and budget shall transfer the following amounts from the strategic investment and improvements fund:

1. \$30,000,000 to the clean sustainable energy fund for grants; and
2. \$100,000,000 to the clean sustainable energy fund to repay a line of credit and to provide funding for loans.

**SECTION 10. APPROPRIATION - BANK OF NORTH DAKOTA - TRANSFER - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND - ECONOMIC DIVERSIFICATION RESEARCH FUND.** The office of management and budget shall transfer \$5,500,000 from the strategic investment and improvements fund to the economic diversification research fund, the sum of which is appropriated to the Bank of North Dakota for the purpose of providing grants to institutions under the control of the state board of higher education, for the biennium beginning July 1, 2025, and ending June 30, 2027, as requested by the commissioner of higher education.

**SECTION 11. ESTIMATED INCOME - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND TO HOUSING FINANCE AGENCY.** The grants line item and estimated income line item in subdivision 4 of section 1 of this Act include \$5,000,000 from the strategic investment and improvements fund for housing initiative grants. This funding is considered one-time.

**SECTION 12. EXEMPTION - OIL AND GAS TAX REVENUE ALLOCATIONS - NORTH DAKOTA OUTDOOR HERITAGE FUND AND OIL AND GAS RESEARCH FUND.**

1. 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, 2025, and ending August 31, 2027, 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.
2. 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, 2025, and ending July 31, 2027, the state treasurer shall deposit two percent of the oil and gas gross production tax and oil extraction tax revenues, up to \$17,500,000, 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 13. 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, 2025, and ending June 30, 2027, the office of management and budget shall transfer zero percent of the earning and undivided profits to the general fund.

**SECTION 14. 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, 2025, and ending June 30, 2027, the industrial commission shall approve any gain-sharing program regardless of the transfer being made to the state general fund.

**SECTION 15. EXEMPTION - UNEXPENDED APPROPRIATIONS.** The following appropriations are not subject to the provisions of section 54-44.1-11 and may be continued into the biennium beginning July 1, 2025, and ending June 30, 2027:

1. The sum of \$3,200,000 that was continued into the 2023-25 biennium in section 27 of chapter 14 of the 2023 Session Laws appropriated from the federal state fiscal recovery fund for an abandoned oil well conversion to water supply grant program in subsection 2 of section 1 of chapter 550 of the 2021 Special Session Session Laws;
2. The sum of \$8,623,893 appropriated from federal funds for the electricity grid resilience grant program in section 1 of chapter 14 of the 2023 Session Laws; and
3. The sum of \$75,000 appropriated from special funds for records digitization in section 1 of chapter 14 of the 2023 Session Laws.

**SECTION 16. EXEMPTION - FULL-TIME EQUIVALENT POSITION ADJUSTMENTS.** Notwithstanding any other provisions of law, the industrial commission and the agencies under its control may increase or decrease authorized full-time equivalent positions as needed, subject to availability of funds, during the biennium beginning July 1, 2025, and ending June 30, 2027. The industrial commission and the agencies under its control shall report to the office of management and budget and legislative council any adjustments made pursuant to this section.

**SECTION 17. AMENDMENT.** A new subsection to section 6-09-49 of the North Dakota Century Code is created and enacted as follows:

7. The Bank may utilize a portion of the loan fund to provide construction loans to residential developers. The Bank may adopt policies and establish guidelines to ensure loans are to provide construction financing to produce housing that meets high priority goals related to entry-level homes, aging-in-place-friendly designs, and/or leverage existing infrastructure. The maximum outstanding loans for this purpose shall not exceed five million.

### **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, 2025, and ending June 30, 2027, as follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Adult Services	\$266,009,840	\$289,666,579	\$555,676,419
Youth Services	<u>26,841,821</u>	<u>12,682,749</u>	<u>39,524,570</u>
Total All Funds	\$292,851,661	\$302,349,328	\$595,200,989
Less Estimated Income	<u>45,744,746</u>	<u>204,814,935</u>	<u>250,559,681</u>
Total General Fund	\$247,106,915	\$ 97,534,393	\$344,641,308
Full-time Equivalent Positions	929.79	42.00	971.79

**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-eighth legislative assembly for the 2023-25 biennium and the 2025-27 one-time funding items included in the appropriation in section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
Equipment	\$1,220,800	\$0
Kitchen equipment	0	90,926
Rough rider industries equipment	2,019,000	2,613,500
Heart River correctional center facility	131,200,000	35,671,742
Inflationary costs	3,478,998	0
Transitional facility contract inflation	2,759,222	0
Dakota women's correctional and rehabilitation center contract	2,450,000	0
Dickinson adult detention center contract	1,003,434	0
Staff and resident development and training	100,000	0
Offender management system review	500,000	0
New cameras	275,000	0
Maintenance and extraordinary repairs	2,000,000	9,500,000
James River correctional center remodel	255,500	0
DOCSTARS maintenance	307,000	0
James River correctional center maintenance shop	1,550,000	0
Information technology needs	2,000,000	0
Rough rider industries supplies	4,083,681	8,108,681
Rough rider industries information technology costs	642,080	0
Rough rider industries cold storage	200,000	0
Rough rider industries paint line replacement	2,300,000	3,000,000
88 bed Missouri River correctional center temporary housing unit	0	8,153,893
Increased county jail population stipends and services	0	17,500,000
Youth correction center heating plant replacement	0	6,556,609
Pretrial officer- new FTE operating	0	24,420
James River correctional center facility study	0	750,000
Missouri River correctional center 600 bed facility	0	127,300,000
New client management software project	0	5,663,200
Millimeter wave body scanner	0	324,000
Medical equipment replacement	0	39,375
Dental equipment replacement	0	77,000
Victims of crime act subrecipient grants	0	7,000,000
IT public safety technology upgrades	0	1,845,481
IT data management and enhancements	0	2,641,100
Justice and mental health collaboration grants	0	550,000
Youth correctional center new FTE operating	0	1,725
Medical software module updates	0	273,850
Vocational education training	0	400,000
College technology solution	0	627,500
Body cameras and tasers	0	1,147,956
Public safety IT equipment	0	855,000
Ballistic vests	0	385,943
James River maintenance building demolition	0	570,000
Laundry building compressor	0	14,500
Total All Funds	\$158,344,715	\$241,686,401
Less Estimated Income	<u>144,632,261</u>	<u>214,783,719</u>
Total General Fund	\$13,712,454	\$ 26,902,682

The 2025-27 one-time funding amounts are not a part of the entity's base budget for the 2027-29 biennium. The department of corrections and rehabilitation shall report to the appropriations committees of the seventieth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2025, and ending June 30, 2027.

**SECTION 3. 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, 2025 and ending June 30, 2027.

**SECTION 4. EXEMPTION - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND.** Section 54-44.1-11 does not apply to the appropriation authority transferred from the office of management and budget to the department of corrections and rehabilitation from special funds derived from the strategic investment and improvements fund in subsection 9 of section 1 of chapter 640 of the 2023 Special Session Session Laws, and any unexpended funds from this transferred appropriation authority may be used for the purpose of deferred maintenance and extraordinary repairs projects during the biennium beginning July 1 2025, and ending June 30, 2027.

**SECTION 5. EXEMPTION - FEDERAL STATE FISCAL RECOVERY FUND.** Section 54-44.1-11 does not apply to the appropriation authority transferred from the office of management and budget to the department of corrections and rehabilitation from federal funds derived from the state fiscal recovery fund in subsection 10 of section 1 of chapter 550 of the 2021 Special Session Session Laws, and any unexpended funds from this transferred appropriation authority may be used for the purpose of deferred maintenance and extraordinary repairs projects during the biennium beginning July 1 2025, and ending June 30, 2027.

**SECTION 6. 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 \$198,494,147 from the strategic investment and improvements fund, of which \$10,149,781 is for various IT projects, \$127,300,000 is for the design and initial construction of a new Missouri River correctional center, \$35,635,000 for the final construction costs of the new Heart River correctional center, \$8,032,757 to construct a temporary housing unit on the Missouri River correctional center campus, \$750,000 to conduct a James River correctional center facility study, \$9,500,000 for maintenance and extraordinary repairs and \$570,000 to demolish the prior maintenance building at James River correctional center. This funding is considered a one-time funding item.

**SECTION 7. MISSOURI RIVER CORRECTIONAL CENTER FACILITY - LEGISLATIVE INTENT.** It is the intent of the sixty-ninth legislative assembly that the seventieth legislative assembly appropriate \$371,500,000 or as much as needed to complete the construction of a new Missouri River correctional center facility for the biennium ended 2027-29.

**SECTION 8. EXEMPTION - FULL-TIME EQUIVALENT POSITION ADJUSTMENTS.** Notwithstanding any other provisions of law, the department of corrections and rehabilitation may increase or decrease authorized full-time equivalent positions as needed, subject to availability of funds, during the biennium beginning July 1, 2025, and ending June 30, 2027. The department of corrections and rehabilitations shall report to the office of management and budget and legislative council any adjustments made pursuant to this section.

**SECTION 9. EXEMPTION - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND.** Section 54-44.1-11 does not apply to the appropriation in subsection 4 of section 1 of chapter 15 of the 2023 Session Laws, and any unexpended funds from this appropriation may be continued and used for the purpose of a new Heart River correctional center facility during the biennium beginning July 1, 2025, ending June 30,2027.

#### **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, 2025 and ending June 30, 2027, as follows:

Base Level    Adjustments or    Appropriation

		<u>Enhancements</u>	
Salaries and Wages	\$34,722,502	\$5,082,489	\$39,804,991
Operating Expenses	22,290,155	(1,309,092)	20,981,063
Capital Assets	20,000	0	20,000
Grants	8,054,512	0	8,054,512
Reed Act-UI Computer Modernization	<u>10,915,000</u>	<u>0</u>	<u>10,915,000</u>
Total All Funds	\$76,002,169	\$3,773,397	\$79,775,566
Less Estimated Income	<u>69,268,250</u>	<u>2,087,449</u>	<u>71,355,699</u>
Total General Fund	\$ 6,733,919	\$ 1,685,948	\$ 8,419,867
Full-time Equivalent Positions	158.61	0.00	158.61

**SECTION 2. ONE-TIME FUNDING.** The following amounts reflect the one-time funding items approved by the sixty-eighth legislative assembly for the 2023-25 biennium:

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
Unemployment Insurance Modernization Project	\$45,000,000	\$0
Total All Funds	\$45,000,000	\$0
Total Special Funds	<u>45,000,000</u>	<u>0</u>
Total General Fund	\$0	\$0

**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, 2025, and ending June 30, 2027.

**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, 2025, and ending June 30, 2027.

**SECTION 5. EXEMPTION - FEDERAL STATE FISCAL RECOVERY FUND.** The sum of \$45,000,000 from federal fund derived from the state fiscal recovery fund appropriated to job service of North Dakota for the unemployment insurance modernization project is not subject to section 54-44.1-11, and any unexpended funds from this appropriation may be continued and used during the biennium beginning July 1, 2025, and ending June 30, 2027.

**SECTION 6. EXEMPTION - FULL-TIME EQUIVALENT POSITION ADJUSTMENTS.** Notwithstanding any other provisions of law, the job service of North Dakota may increase or decrease authorized full-time equivalent positions as needed, subject to availability of funds, during the biennium beginning July 1, 2025, and ending June 30, 2027. The job service of North Dakota shall report to the office of management and budget and legislative council any adjustments made pursuant to this section.

**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, 2025, and ending June 30, 2027, as follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and Wages	\$1,446,690	\$150,014	\$1,596,704
Operating Expenses	<u>1,582,392</u>	<u>(3,141)</u>	<u>1,579,251</u>
Total Special Funds	\$3,029,082	\$146,873	\$3,175,955
Full-Time Equivalent Positions	5.00	0.00	5.00

**SECTION 2. EXEMPTION - FULL-TIME EQUIVALENT POSITION ADJUSTMENTS.** Notwithstanding any other provisions of law, the office of administrative hearings may increase or decrease authorized full-time equivalent positions as needed, subject to availability of funds, during the biennium beginning July 1, 2025, and ending June 30, 2027. The office of administrative hearings shall report to the office of management and budget and legislative council any adjustments made pursuant to this section.

**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, 2025, and ending June 30, 2027 as follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and Wages	\$15,785,306	\$3,529,153	\$19,314,459
Operating Expenses	19,462,643	25,210,955	44,673,598
Grants	47,636,118	114,346,197	161,982,315
Discretionary Funds	2,150,000	0	2,150,000
Workforce Programs	0	24,500,000	24,500,000
Partner Programs	907,920	0	907,920
Entrepreneurship Grants and Vouchers	<u>948,467</u>	<u>1,259,044</u>	<u>2,207,511</u>
Total All Funds	\$86,890,454	\$168,845,349	\$255,735,803
Less Estimated Income	<u>53,344,371</u>	<u>126,475,855</u>	<u>179,820,226</u>
Total General Fund	\$33,546,083	\$42,369,494	\$75,915,577
Full-Time Equivalent Positions	62.80	2.00	64.80

**SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SEVENTIETH LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time funding items approved by the sixty-eighth legislative assembly for the 2023-25 biennium and the 2025-27 one-time funding items included in the appropriation in section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
Unmanned aircraft system	\$0	\$1,000,000
Beyond visual line of sight unmanned aircraft system	26,000,000	20,000,000
Enhanced use lease grant	10,000,000	5,000,000
Tourism Marketing	5,000,000	5,000,000
Destination development grant program	25,000,000	30,000,000
Technical skills training grant	2,000,000	2,000,000
Motion picture production and recruitment grant	600,000	0
Creamery assistance grant	250,000	0
Small business credit initiative	572,143	0
Workforce community service Americorps program	785,000	0
Rural workforce housing grant program	2,000,000	2,600,000
Workforce talent attraction initiative	12,000,000	10,000,000
Workforce investment grant program	12,500,000	12,500,000
Weatherization and energy assistance program	120,000,000	0
New Americans workforce training grants	2,000,000	0
Parks and recreation grants	1,550,000	0
Energy conservation grant program	14,081,719	0
Heating and cooling grant program	3,258,084	0
Office of legal immigration	2,000,000	3,000,000
Tribally controlled college grant	500,000	0
Base retention grant	1,000,000	0
Rural grocery store grant	1,000,000	0
Great American state fair	0	5,000,000

Housing initiative	0	30,150,000
Operation intern	0	2,000,000
Entrepreneurship and innovation grant	0	1,259,044
Autonomous Ag grant	0	10,000,000
FAA Data	0	11,000,000
Drone replacement	0	15,000,000
Total All Funds	\$242,096,946	\$165,509,044
Total Special Funds	<u>208,246,946</u>	<u>126,150,000</u>
Total General Fund	\$33,850,000	\$39,359,044

The 2025-27 biennium one-time funding amounts are not a part of the entity's base budget for the 2027-29 biennium. The department of commerce shall report to the appropriations committees of the seventieth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2025 and ending June 30, 2027.

**SECTION 3. TRANSFER - INTERNSHIP FUND.** The office of management and budget shall transfer \$3,000,000 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, 2025 and ending June 30, 2027.

**SECTION 4. TRANSFER - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND TO LEGACY INVESTMENT FOR TECHNOLOGY FUND TO SUPPORT TECHNOLOGY ADVANCEMENT.** The office of management and budget shall transfer \$10,000,000 from the strategic investment and improvements fund to the legacy investment for technology fund for the purpose of providing innovation technology loans, for the biennium beginning July 1, 2025, and ending June 30, 2027.

**SECTION 5. TRANSFER - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND TO NORTH DAKOTA DEVELOPMENT FUND.** The office of management and budget shall transfer \$50,000,000 from the strategic investment and improvements fund to the North Dakota development fund for the purpose as defined in section 10-30.5, for the biennium beginning July 1, 2025, and ending June 30, 2027.

**SECTION 6. 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 \$51,000,000 from the strategic investment and improvements fund, of which \$20,000,000 is for beyond visual line of sight unmanned aircraft system grants, \$5,000,000 is for enhanced use lease grants, \$15,000,000 is for drone replacement and \$11,000,000 is for federal aviation administration radar integration. This funding is considered a one-time funding item.

**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 \$30,150,000 from the strategic investment and improvements fund, of which \$30,000,000 is for grants for the housing initiative and \$150,000 is for operating for the housing initiative.

**SECTION 8. ESTIMATED INCOME - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND - ONE-TIME FUNDING.** The estimated income line item in the grants line of section 1 of this Act includes the sum of \$10,000,000 from the strategic investment and improvements fund for the purpose of an autonomous ag grant program. This funding is considered a one-time funding item.

**SECTION 9. ESTIMATED INCOME - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND - ONE-TIME FUNDING.** The estimated income line item in the operating line of section 1 of this Act includes the sum of \$5,000,000 from the strategic investment and improvements fund, which is for the 250<sup>th</sup> Great American state fair.

**SECTION 10. ESTIMATED INCOME - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND - ONE-TIME FUNDING.** The estimated income line item in the grants line of section 1 of this Act includes the sum of \$30,000,000 from the strategic investment and improvements fund, which is for destination development grant program. This funding is considered a one-time funding item.

**SECTION 11. 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, 2025 and ending June 30, 2027.

**SECTION 12. ENTREPRENEURSHIP GRANTS PROGRAM.** Section 1 of this Act includes the sum of \$2,207,511, of which \$2,000,000 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, 2025 and ending June 30, 2027. The department shall also establish guidelines to award an organization(s) 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, 2027 and ending June 30, 2029.

**SECTION 13. EXEMPTION - UNEXPENDED APPROPRIATIONS.** The following appropriations are not subject to the provisions of section 54-44.1-11 and may be continued into the biennium beginning July 1, 2025, and ending June 30, 2027:

1. The sum of \$3,000,000 that was continued into the 2023-25 biennium in section 29 of chapter 18 of the 2023 Session Laws from the appropriation from federal funds derived from the Coronavirus Aid, Relief and Economic Security Act for the community development block grant program in section 1 of chapter 27 of the 2021 Session Laws;
2. The sum of \$56,234,176 that was continued into the 2023-25 biennium in section 29 of chapter 18 of the 2023 Session Laws from the appropriation from federal funds derived from COVID-19 response funds for state small business credit initiative program in section 1 of chapter 27 of the 2021 Session Laws;
3. The sum of \$15,000,000 that was continued into the 2023-25 biennium in section 29 of chapter 18 of the 2023 Session Laws from the appropriation from federal funds derived from the state fiscal recover fund for the workforce development incentive grant program in subsection 38 of section 1 of chapter 550 of the 2021 Special Session Laws;
4. The sum of \$5,000,000 that was continued into the 2023-25 biennium in section 29 of chapter 18 of the 2023 Session Laws from the appropriation from federal funds derived from the technical skills training grant program in subsection 39 of section 1 of chapter 550 of the 2021 Special Session Laws;
5. The sum of \$2,000,000 appropriated from the general fund for defraying the expenses of the office of legal immigration in section 1 of chapter 639 of the 2023 Special Session Laws;
6. The sum of \$28,500,000 appropriated from the general fund for workforce-related programs in section 1 of chapter 18 of 2023 Session Laws;
7. The sum of \$25,000,000 appropriated from the strategic investment and improvements fund for tourism destination development initiative program in section 1 of chapter 18 of 2023 Session Laws;

8. The sum of \$10,000,000 appropriated from the strategic investment and improvements fund for the enhanced use lease grant program in section 1 of chapter 18 of 2023 Session Laws;
9. The sum of \$120,000,000 appropriated from federal funds derived from the Infrastructure Investment and Jobs Act and the Inflation Reduction Act for weatherization and energy assistance programs and the three positions for the administration of the weatherization and energy assistance programs in section 6 of chapter 18 of 2023 Session Laws;
10. The sum of \$2,150,000 appropriated from the general fund for discretionary funds in section 1 of chapter 18 of the 2023 Session Laws;
11. The sum of \$3,258,084 appropriated from federal funds for heating and cooling grant program in section 1 of chapter 18 of the 2023 Session Laws;
12. The sum of \$14,081,719 appropriated from federal funds for energy conservation grant program in section 1 of chapter 18 of the 2023 Session Laws;
13. The sum of \$1,550,000 appropriated from federal funds for parks and recreation grant program in section 1 of chapter 18 of the 2023 Session Laws, this appropriation is in the operating line;
14. The sum of \$572,143 appropriated from federal funds for state small business credit initiative technical assistance program in section 1 of chapter 18 of the 2023 Session Laws;

#### **SECTION 14. EXEMPTION - FULL-TIME EQUIVALENT POSITION**

**ADJUSTMENTS.** Notwithstanding any other provisions of law, the department of commerce may increase or decrease authorized full-time equivalent positions as needed, subject to availability of funds, during the biennium beginning July 1, 2025, and ending June 30, 2027. The department of commerce shall report to the office of management and budget and legislative council any adjustments made pursuant to this section.

#### **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, 2025 and ending June 30, 2027, as follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and Wages	\$5,118,145	\$948,227	\$6,066,372
Operating Expenses	3,046,350	399,261	3,445,611
Grants	11,507,349	2,500,000	14,007,349
Grants-Secondary	41,537,780	7,500,000	49,037,780
Grants-Stem	100,000	0	100,000
Adult Farm Management	1,706,138	0	1,706,138
Workforce Training	2,500,000	0	2,500,000
Marketplace for Kids	<u>300,000</u>	<u>100,000</u>	<u>400,000</u>
Total All Funds	\$65,815,762	\$11,447,488	\$77,263,250
Less Estimated Income	<u>14,500,485</u>	<u>2,934,608</u>	<u>17,435,093</u>
Total General Fund	\$51,315,277	\$8,512,880	\$59,828,157
Full-Time Equivalent Positions	23.50	0.00	23.50

**SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SEVENTIETH LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time funding items approved by the sixty-eight legislative assembly for the 2023-25 biennium:

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
New and expanding programs grants	<u>\$500,000</u>	\$0
Total All Funds	\$500,000	\$0
Total Special Funds	<u>500,000</u>	0
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.

**SECTION 3. EXEMPTION - FULL-TIME EQUIVALENT POSITION ADJUSTMENTS.** Notwithstanding any other provisions of law, the state board for career and technical education may increase or decrease authorized full-time equivalent positions as needed, subject to the availability of funds, during the biennium beginning July 1, 2025, and ending June 30, 2027. The state board for career and technical education shall report to the office of management and budget and legislative council any adjustments made pursuant to this section.

**GOVERNOR'S RECOMMENDATION FOR THE NORTH DAKOTA UNIVERSITY EXTENSION 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 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, 2025 and ending June 30, 2027, as follows:

Subdivision 1.

NORTH DAKOTA STATE UNIVERSITY EXTENSION SERVICE

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Extension service	\$59,478,945	\$6,652,893	\$66,131,838
Soil conservation committee	<u>1,361,520</u>	0	<u>1,361,520</u>
Total all funds	\$60,840,465	\$6,652,893	\$67,493,358
Less estimated income	<u>29,049,776</u>	<u>3,209,996</u>	<u>32,259,772</u>
Total general fund	\$31,790,689	\$3,442,897	\$35,233,586
Full-time equivalent positions	252.70	3.74	256.44

Subdivision 2.

NORTHERN CROPS INSTITUTE

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Northern crops institute	<u>\$5,724,771</u>	<u>\$1,583,792</u>	<u>\$7,308,563</u>
Total all funds	\$5,724,771	\$1,583,792	\$7,308,563
Less estimated income	<u>3,541,116</u>	<u>1,088,490</u>	<u>4,629,606</u>
Total general fund	\$2,183,655	\$495,302	\$2,678,957
Full-time equivalent positions	18.15	0.20	18.35

Subdivision 3.

## UPPER GREAT PLAINS TRANSPORTATION INSTITUTE

	Base Level	Adjustments or Enhancements	Appropriation
Upper great plains transportation institute	<u>\$24,807,516</u>	<u>\$1,956,504</u>	<u>\$26,764,020</u>
Total all funds	\$24,807,516	\$1,956,504	\$26,764,020
Less estimated income	<u>19,581,141</u>	<u>826,897</u>	<u>20,408,038</u>
Total general fund	\$5,226,375	\$1,129,607	\$6,355,982
Full-time equivalent positions	43.88	0.00	43.88

Subdivision 4.

## MAIN RESEARCH CENTER

	Base Level	Adjustments or Enhancements	Appropriation
Main research center	<u>\$116,148,130</u>	<u>\$14,454,487</u>	<u>\$130,602,617</u>
Total all funds	\$116,148,130	\$14,454,487	\$130,602,617
Less estimated income	<u>58,022,465</u>	<u>8,465,758</u>	<u>66,488,223</u>
Total general fund	\$58,125,665	\$5,988,729	\$64,114,394
Full-time equivalent positions	358.47	12.06	370.53

Subdivision 5.

## RESEARCH CENTERS

	Base Level	Adjustments or Enhancements	Appropriation
Dickinson research center	<u>\$7,379,838</u>	<u>\$619,653</u>	<u>\$7,999,491</u>
Central grasslands research center	3,618,270	234,215	3,852,485
Hettinger research center	5,381,248	399,454	5,780,702
Langdon research center	3,195,869	473,562	3,669,431
North central research center	5,355,217	356,028	5,711,245
Williston research center	5,527,125	495,984	6,023,109
Carrington research center	<u>10,191,002</u>	<u>833,502</u>	<u>11,024,504</u>
Total all funds	\$40,648,569	\$3,412,398	\$44,060,967
Less estimated income	<u>20,964,971</u>	<u>1,031,141</u>	<u>21,996,112</u>
Total general fund	\$19,683,598	\$2,381,257	\$22,064,855
Full-time equivalent positions	111.81	(4.65)	107.16

Subdivision 6.

## AGRONOMY SEED FARM

	Base Level	Adjustments or Enhancements	Appropriation
Agronomy seed farm	<u>\$1,632,722</u>	<u>\$55,799</u>	<u>\$1,688,521</u>
Total special funds	\$1,632,722	\$55,799	\$1,688,521
Full-time equivalent positions	3.00	0.00	3.00

Subdivision 7.

## BILL TOTAL

	Base Level	Adjustments or Enhancements	Appropriation
Grand total general fund	\$117,009,982	\$13,437,792	\$130,447,774
Grand total other funds	<u>132,792,191</u>	<u>14,678,081</u>	<u>147,470,272</u>
Grand total all funds	\$249,802,173	\$28,115,873	\$277,918,046

**SECTION 2. ONE-TIME FUNDING.** The following amounts reflect the one-time funding items approved by the sixty-eighth legislative assembly for the 2023-25 biennium and the 2025-27 one-time funding items included in the appropriation in section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
Deferred maintenance	\$500,000	\$1,000,000
Storage sheds	1,900,000	0
Transportation data intelligence center	432,600	0
Northern crops institute feed production center facility upgrade	3,250,000	0
Pellet mill	650,000	0
Nesson Valley irrigation research site project	1,700,000	0
Hettinger research extension center land purchase	1,038,000	0
Branch research extension centers capital projects inflation	2,933,230	0
Waldron hall replacement project	97,000,000	0
Carbon dioxide transportation network study	0	408,100
Protein extraction/air classification system	0	350,000
Oakes irrigation research site building completion	0	620,000
Langdon research extension center seed conditioning plant	0	<u>2,600,000</u>
Total all funds	\$109,403,830	\$4,978,100
Total other funds	<u>105,695,600</u>	<u>4,570,000</u>
Total general fund	\$3,708,230	\$408,100

**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, 2025, and ending June 30, 2027.

**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 2025-27 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, 2025, and ending June 30, 2027.

**SECTION 5. WILLISTON RESEARCH EXTENSION CENTER - MINERAL RIGHTS INCOME - REPORT.** The Williston research extension center shall report to the seventieth legislative assembly on amounts received and spent from mineral royalties, leases, or easements in the biennium beginning July 1, 2023, and ending June 30, 2025, and the biennium beginning July 1, 2025, and ending June 30, 2027.

**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, 2027, and ending June 30, 2029.

**SECTION 9. EXEMPTION - BRANCH RESEARCH CENTERS PROJECTS.**

The amounts appropriated from other funds for Williston research center capital projects in subdivision 4 of section 1 of chapter 20 of the 2019 Session Laws, Carrington research center capital projects, central grasslands research center capital projects, and Langdon research center capital projects in subdivision 4 of section 1 of chapter 48 of the 2021 Session Laws, and Williston research center capital projects and Waldron Hall replacement in subdivision 4 of section 1 of chapter 20 of the 2023 Session 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, 2025, and ending June 30, 2027.

**SECTION 10. EXEMPTION - NORTHERN CROPS INSTITUTE.** The amounts appropriated from other funds for the northern crops institute feed production center facility upgrade and pellet mill in subdivision 2 of section 1 of chapter 20 of the 2023 Session 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, 2025, and ending June 30, 2027.

**SECTION 11. 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 \$350,000 from the strategic investment and improvements fund for the northern crops institute for a protein extraction/air classification system. The estimated income line in subdivision 4 of section 1 of this Act includes the sum of \$4,220,000 from the strategic investment and improvements fund for the Langdon research extension center seed conditioning plant, the Oakes irrigation research site building completion and deferred maintenance.

**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, 2025, and ending June 30, 2027, as follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries And Wages	\$113,044,814	\$34,811,407	\$147,856,221
Operating Expenses	118,515,018	(62,527,256)	55,987,762
Capital Assets	3,443,909	(1,623,814)	1,820,095
ND AI Compute Grants	0	14,500,000	14,500,000
Statewide Longitudinal Data System	4,507,678	(303,033)	4,204,645
Edutech	9,839,308	783,707	10,623,015
K-12 Wide Area Network	6,362,610	564,549	6,927,159
Geographic Information System	1,207,892	(20,817)	1,187,075
Health Information Technology Office	5,742,111	6,907,315	12,649,426
Statewide Interoperability Radio Network	<u>18,401,469</u>	<u>(2,769,329)</u>	<u>15,632,140</u>
Total All Funds	\$281,064,809	(\$ 9,677,271)	\$271,387,538
Less Estimated Income	<u>239,646,504</u>	<u>91,553,274</u>	<u>148,093,230</u>
Total General Fund	\$ 41,418,305	\$ 81,876,003	\$123,294,308
Full-Time Equivalent Positions	507.00	21.00	528.00

**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-eighth legislative assembly

for the 2023-25 biennium and the 2025-27 one-time funding items included in the appropriation in section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
State and local cybersecurity data system	\$487,520	\$0
Health information technology office	\$3,000,000	1,793,609
Enterprise digitization project	7,000,000	0
Call center software upgrade project	3,000,000	0
Governance, risk, and compliance costs	5,456,876	0
Customer relationship management program	5,000,000	0
Universal vulnerability management project	1,000,000	150,000
Capitol security upgrade and fiber replacement project	2,499,467	0
Inflationary increases	7,325,000	0
Statewide longitudinal data system	1,075,000	0
Broadband, equity, access, and deployment program	147,762,480	0
Modernization and innovation fund	0	10,842,243
Statewide data strategy	0	9,300,000
Digital experience	0	8,000,000
Continuing appropriation operating fund	0	(3,312,875)
Eduotec program funding	0	20,000
Data center infrastructure project	0	1,719,061
Total All Funds	\$183,606,343	\$28,512,038
Less Estimated Income	<u>179,093,823</u>	<u>(1,381,571)</u>
Total General Fund	\$4,512,520	\$29,893,609

The 2025-27 one-time funding amounts are not a part of the entity's base budget for the 2027-29 biennium. The information technology department shall report to the appropriations committees of the seventieth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2025 and ending June 30, 2027.

**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, 2025, and ending June 30, 2027.

**SECTION 5. EXEMPTION - FEDERAL STATE FISCAL RECOVERY FUND.** The amount of \$401,000 appropriated from the federal funds derived from the state fiscal recovery fund for the purpose of providing a grant to the North Dakota stockmen's association for the conversion of a paper-based brand inspection program to an electronic system in subsection 23 of section 1 of chapter 550 of the 2021 Special Session Session Laws is not subject to Section 54-44.1-11 for the program during the biennium beginning July 1, 2025, and ending June 30, 2027.

**SECTION 6. 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 \$1,719,061 from the strategic investment and improvements fund for the data center infrastructure project. This funding is considered a one-time funding item.

**SECTION 7. AMENDMENT** - Section 54-59-14 of the North Dakota Century Code is amended and reenacted as follows:

**54-59-14. Information technology operating account.**

The department shall establish a state information technology operating account in the state treasury to be used, ~~in accordance with legislative appropriation,~~ for procuring and maintaining information technology and network

services and for providing information technology, network services, and central microfilm unit services to state entities and network services to users of the state network. Unless exempted by law, each agency or institution provided with information technology or network services shall pay to the department the charges as determined by the department. The department shall deposit the amounts received in the information technology operating account or the information technology development account, as appropriate. Funds in the information technology operating fund are appropriated on a continuing basis and may be spent by the information technology department for procuring and maintaining information technology and network services and for providing information technology, network services, and central microfilm unit services to state entities and network services to users of the state network as provided in this subsection.

**SECTION 8. EXEMPTION - FULL-TIME EQUIVALENT POSITION ADJUSTMENTS.** Notwithstanding any other provisions of law, the information technology department may increase or decrease authorized full-time equivalent positions as needed, subject to availability of funds, during the biennium beginning July 1, 2025, and ending June 30, 2027. The information technology department shall report to the office of management and budget and legislative council any adjustments made pursuant to this section.

**SECTION 9. EXEMPTION - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND.** Section 54-44.1-11 does not apply to the appropriation in subsection 5 of section 1 of chapter 21 of the 2023 Session Laws, and any unexpended funds from this appropriation may be continued and used for the purpose of the enterprise digitization project, and for the call center software upgrade project, and for the customer relationship management program during the biennium beginning July 1, 2025, ending June 30, 2027.

**SECTION 10. EXEMPTION - FEDERAL STATE FISCAL RECOVERY FUND.** Section 54-44.1-11 does not apply to the appropriation in subsection 6 of section 1 of chapter 21 of the 2023 Session Laws, and any unexpended funds from this appropriation may be continued and used for the purpose of the capitol security software upgrade and fiber replacement project during the biennium beginning July 1, 2025, ending June 30, 2027.

**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, 2025 and ending June 30, 2027, as follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Commission on Legal Counsel	\$23,022,372	\$3,847,458	\$26,869,830
Total All Funds	\$23,022,372	\$3,847,458	\$26,869,830
Less Estimated Income	2,023,067	31,195	2,054,262
Total General Fund	\$20,999,305	\$3,816,263	\$24,815,568
Full-time Equivalent Positions	41.00	2.00	43.00

**SECTION 2. EXEMPTION - FULL-TIME EQUIVALENT POSITION ADJUSTMENTS.** Notwithstanding any other provisions of law, the legal counsel for indigents may increase or decrease authorized full-time equivalent positions as needed, subject to the availability of funds, during the biennium beginning July 1, 2025, and ending June 30, 2027. The legal counsel for indigents shall report to the office of management and budget and legislative council any adjustments made pursuant to this section.

**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, 2025, and ending June 30, 2027, as follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Racing Commission	\$630,334	\$74,521	\$704,855
Total All Funds	\$630,334	\$74,521	\$704,855
Less Estimated Income	172,257	5,255	177,512
Total General Fund	\$448,077	\$69,266	\$527,343
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-eighth legislative assembly for the 2023-25 biennium and the 2025-27 one-time funding items included in the appropriation in section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
Internships	\$20,000	\$0
Printer/copier	0	13,000
Total General Fund	\$20,000	\$13,000

**SECTION 3. EXEMPTION - FULL-TIME EQUIVALENT POSITION ADJUSTMENTS.** Notwithstanding any other provisions of law, the North Dakota racing commission may increase or decrease authorized full-time equivalent positions as needed, subject to availability of funds, during the biennium beginning July 1, 2025, and ending June 30, 2027. The North Dakota racing commission shall report to the office of management and budget and legislative council any adjustments made pursuant to this section.

### **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, 2025, and ending June 30, 2027, as follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and Wages	\$38,756,030	\$7,631,138	\$46,387,168
Operating Expenses	15,457,832	6,296,574	21,754,406
Capital Assets	1,013,500	3,435,100	4,448,600
Grants	37,198,118	22,740,431	59,938,459
Total All Funds	\$92,425,480	\$40,103,153	\$132,528,633
Less Estimated Income	76,074,697	37,207,790	113,282,487
Total General Fund	\$16,350,783	\$ 2,895,363	\$19,246,146
Full-Time Equivalent Positions	173.00	1.00	174.00

**SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SEVENTIETH LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time funding items approved by the sixty-eighth legislative assembly for the 2023-25 biennium and 2025-27 one-time funding items included in the appropriation in section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
Chemistry Lab Inflation	\$116,800	\$0

Loan Fund Administration	177,350	0
Water program portal	325,000	0
Environmental data systems upgrade	1,365,444	0
Lead pipe and water grants	25,000,000	0
Water operator certification	0	5,000
PFAS testing	0	943,200
Petroleum tank release technology system	0	700,000
Chemistry Lab move	0	1,500,000
Chemistry Lab equipment	<u>0</u>	<u>2,075,186</u>
Total All Funds	\$26,984,594	\$5,223,386
Less Estimated Income	<u>26,796,794</u>	<u>5,223,386</u>
Total General Fund	\$187,800	\$0

The 2025-27 one-time funding amounts are not a part of the entity's base budget for the 2027-29 biennium. The department of environmental quality shall report to the appropriations committees of the seventieth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2025 and ending June 30, 2027.

**SECTION 3. EXEMPTION - FULL-TIME EQUIVALENT POSITION**

**ADJUSTMENTS.** Notwithstanding any other provisions of the law, the department of environmental quality may increase or decrease authorized full-time equivalent positions as needed, subject to availability of funds, during the biennium beginning July 1, 2025, and ending June 30, 2027. The department of environmental quality shall report to the office of management and budget and legislative council any adjustments made pursuant to this section.

**SECTION 4. 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, 2025 and ending June 30, 2027. This amount includes \$50,000 for a grant to the North Dakota stockmen's association environmental services program.

**SECTION 5. ESTIMATED INCOME - PETROLEUM TANK RELEASE COMPENSATION FUND.** The estimated income line item in section 1 of this Act includes the sum of up to \$1,832,002 from the petroleum tank release compensation fund for expenses related to the petroleum tank release program.

**SECTION 6. ESTIMATED INCOME - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND - DEPARTMENT OF ENVIRONMENTAL QUALITY.** The estimated income line item in section 1 of the Act includes the sum of \$3,575,186 from the strategic investment and improvements fund for moving into the new chemistry lab and lab equipment purchases.

**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, 2025, and ending June 30, 2027, as follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Veterans' affairs	\$1,897,804	\$409,869	\$2,307,673
Transport vans	18,800	4,200	23,000
Service dogs	0	50,000	50,000
State approving agency	323,129	79,208	402,337
Grants - transportation program	1,126,085	193,621	1,319,706
Veteran's home cemetery	<u>0</u>	<u>291,500</u>	<u>291,500</u>

Total all funds	\$3,365,818	\$1,028,398	\$4,394,216
Less estimated income	<u>1,449,214</u>	<u>564,329</u>	<u>2,013,543</u>
Total general fund	\$1,916,604	\$464,069	\$2,380,673
Full-time equivalent positions	9.00	0.00	9.00

**SECTION 2. ONE-TIME FUNDING.** The following amounts reflect the one-time funding items approved by the sixty-eighth legislative assembly for the 2023-25 biennium and the 2025-27 one-time funding items included in the appropriation in section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
Veterans' home cemetery	\$291,500	\$291,500
Fisher house construction assistance grant	500,000	0
Document scanning project	100,836	0
Accrued leave	<u>19,066</u>	<u>19,148</u>
Total All Funds	\$911,402	\$310,648
Less Estimated Income	<u>892,336</u>	<u>291,500</u>
Total General Fund	\$19,066	\$19,148

**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, 2025, and ending June 30, 2027.

**SECTION 4. EXEMPTION - FULL-TIME EQUIVALENT POSITION ADJUSTMENTS.** Notwithstanding any other provisions of law, the department of veterans' affairs may increase or decrease authorized full-time equivalent positions as needed, subject to availability of funds, during the biennium beginning July 1, 2025, and ending June 30, 2027. The department of veterans' affairs shall report to the office of management and budget and legislative council any adjustments made pursuant to this section.

#### 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, 2025, and ending June 30, 2027 as follows:

##### Subdivision 1.

#### SUPREME COURT

	<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
Salaries and wages	\$12,363,778	\$6,218,258	\$18,582,036
Operating expenses	2,915,259	700,007	3,615,266
Capital assets	0	866,100	866,100
New and vacant FTE funding pool	<u>8,740,214</u>	<u>(8,740,214)</u>	<u>0</u>
Total all funds	\$24,019,251	(\$955,849)	\$23,063,402
Less estimated income	<u>97,793</u>	<u>(97,793)</u>	<u>0</u>
Total general fund	\$23,921,458	(\$858,056)	\$23,063,402

##### Subdivision 2.

#### DISTRICT COURTS

	<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
Salaries and wages	\$79,576,340	\$25,531,013	\$105,107,353
Operating expenses	24,524,619	4,527,375	29,051,994
Capital assets	0	7,829,016	7,829,016
Judges' retirement	<u>177,340</u>	<u>(13,666)</u>	<u>163,674</u>
Total all funds	\$104,278,299	\$37,873,738	\$142,152,037
Less estimated income	<u>830,318</u>	<u>24,705</u>	<u>855,023</u>
Total general fund	\$103,447,981	\$37,849,033	\$141,297,014

Subdivision 3.

#### JUDICIAL CONDUCT COMMISSION AND DISCIPLINARY BOARD

	<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
Judicial conduct commission and disciplinary board	\$1,399,862	\$307,353	\$1,707,215
Total all funds	\$1,399,862	\$307,353	\$1,707,215
Less estimated income	<u>512,317</u>	<u>42,159</u>	<u>554,476</u>
Total general fund	\$887,545	\$265,194	\$1,152,739

Subdivision 4.

#### BILL TOTAL

	<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
Grand total general fund	\$128,256,984	\$37,256,171	\$165,513,155
Grand total special funds	<u>1,440,428</u>	<u>(30,929)</u>	<u>1,409,499</u>
Grand total all funds	\$129,697,412	\$37,225,242	\$166,922,654
Full-time equivalent positions	384	22	406

**SECTION 2. ONE-TIME FUNDING - REPORT TO SEVENTIETH LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time funding items approved by the sixty-eighth legislative assembly for the 2023-25 biennium and the 2025-27 one-time funding items in section 1 of this Act:

<u>One-time Funding Description</u>	<u>2023-25</u>	<u>2025-27</u>
Office equipment and furniture over \$5,000	\$177,300	\$530,100
IT equipment over \$5,000	301,000	7,290,800
Staffing studies	0	466,500
Blade and disk drive lease payment	675,420	874,216
Department of Justice grant	<u>388,000</u>	<u>0</u>
Total all funds	\$1,541,720	\$9,161,616
Less estimated income	<u>388,000</u>	<u>0</u>
Total general fund	\$1,153,720	\$9,161,616

The 2025-27 one-time funding amounts are not a part of the entity's base budget for the 2027-29 biennium. The supreme court shall report to the appropriations committees of the seventieth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2025, and ending June 30, 2027.

**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, 2025, and ending June 30, 2027.

**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 and subdivisions 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 seventy-nine thousand three hundred twelve dollars through June 30, 2024, and one hundred eighty-six thousand four hundred eighty-four dollars thereafter~~ two hundred seven thousand two hundred forty-nine dollars per annum. The chief justice of the supreme court is entitled to receive an additional ~~five thousand seventy-one~~ seven thousand six hundred forty-seven dollars per annum through June 30, 2024, and ~~five thousand two hundred seventy-four 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 sixty-four thousand five hundred thirty-two dollars through June 30, 2024, and one hundred seventy-one thousand one hundred thirteen dollars thereafter~~ one hundred eighty-four thousand three hundred sixty-six dollars per annum. 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 six hundred seventy-five~~ five thousand one hundred sixty-two dollars per annum through June 30, 2024, and ~~four thousand eight hundred sixty-two dollars thereafter~~.

**REPORT OF STANDING COMMITTEE  
SB 2038 ([25.0095.01000](#))**

**Finance and Taxation Committee (Sen. Weber, Chairman)** recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING), and be placed on the Eleventh order on the calendar. This bill does not affect workforce development.

**REPORT OF STANDING COMMITTEE  
SB 2047 ([25.8016.01000](#))**

**Finance and Taxation Committee (Sen. Weber, Chairman)** recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING), and be placed on the Eleventh order on the calendar. This bill does not affect workforce development.

**REPORT OF STANDING COMMITTEE  
SB 2050 ([25.8020.01000](#))**

**State and Local Government Committee (Sen. Roers, Chairman)** recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING), and be placed on the Eleventh order on the calendar. This bill does not affect workforce development.

**REPORT OF STANDING COMMITTEE  
SB 2053 ([25.8025.01000](#))**

**Judiciary Committee (Sen. Larson, Chairman)** recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING), and be placed on the Eleventh order on the calendar. This bill does not affect workforce development.

**REPORT OF STANDING COMMITTEE  
SB 2054 ([25.8027.01000](#))**

**Judiciary Committee (Sen. Larson, Chairman)** recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING), and be placed on the Eleventh order on the calendar. This bill does not affect workforce development.

**REPORT OF STANDING COMMITTEE  
SB 2055 ([25.8029.01000](#))**

**Judiciary Committee (Sen. Larson, Chairman)** recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING), and be placed on the Eleventh order on the calendar. This bill does not affect workforce development.

**REPORT OF STANDING COMMITTEE  
SB 2056 ([25.8030.01000](#))**

**Judiciary Committee (Sen. Larson, Chairman)** recommends **DO PASS** (6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING), and be placed on the Eleventh order on the calendar. This bill does not affect workforce development.

**REPORT OF STANDING COMMITTEE  
SB 2067 ([25.8059.01000](#))**

**Judiciary Committee (Sen. Larson, Chairman)** recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING), and be placed on the Eleventh order on the calendar. This bill does not affect workforce development.

**REPORT OF STANDING COMMITTEE  
SB 2072 ([25.8071.01000](#))**

**State and Local Government Committee (Sen. Roers, Chairman)** recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING), and be placed on the Eleventh order on the calendar. This bill does not affect workforce development.

**REPORT OF STANDING COMMITTEE  
SB 2074 ([25.8074.01000](#))**

**Finance and Taxation Committee (Sen. Weber, Chairman)** recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING), and be placed on the Eleventh order on the calendar. This bill does not affect workforce development.

**FIRST READING OF SENATE BILLS**

Appropriations Committee introduced:

**SB 2001:** 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:

**SB 2002:** 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:

**SB 2003:** 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:

**SB 2004:** A BILL for an Act to provide an appropriation for defraying the expenses of the ethics commission.

Was read the first time and referred to the **Appropriations Committee**.

Appropriations Committee introduced:

**SB 2005:** 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:

**SB 2006:** 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:

**SB 2007:** 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:

**SB 2008:** 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:

**SB 2009:** 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:

**SB 2010:** 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:

**SB 2011:** 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:

**SB 2012:** 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:

**SB 2013:** 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:

**SB 2014:** 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; to provide an exemption; and to provide for a report.

Was read the first time and referred to the **Appropriations Committee**.

Appropriations Committee introduced:

**SB 2015:** 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:

**SB 2016:** 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:

**SB 2017:** 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:

**SB 2018:** A BILL for an Act to provide an appropriation for defraying the expenses of the department of commerce; and to provide a transfer.

Was read the first time and referred to the **Appropriations Committee**.

Appropriations Committee introduced:

**SB 2019:** 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:

**SB 2020:** 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:

**SB 2021:** 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:

**SB 2022:** 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:

**SB 2023:** 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:

**SB 2024:** 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:

**SB 2025:** 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:

(Agriculture and Natural Resources Committee)

**SB 2026:** A BILL for an Act to create and enact a new section to chapter 11-18 and a new section to chapter 54-09 of the North Dakota Century Code, relating to the certification of a foreign grantee's right to own property and the filing of foreign ownership information statements with the secretary of state; to amend and reenact sections 11-11-70, 40-05-26, 47-01-09, and 47-10.1-05 of the North Dakota Century Code, relating to the powers of a board of county commissioners, a board of city commissioners, and a city council regarding development by a foreign country of concern or foreign organization of concern, prohibiting ownership of real property by a foreign country of concern or a foreign organization of concern, and required filings for foreign persons investing in agricultural lands; to repeal section 47-10.1-05 of the North Dakota Century Code, relating to required filings for foreign persons investing in agricultural lands; to provide a penalty; and to provide a contingent effective date.

Was read the first time and referred to the **State and Local Government Committee**.

Legislative Management introduced:

(Agriculture and Natural Resources Committee)

**SB 2027:** A BILL for an Act to create and enact a new section to chapter 11-11, a new subsection to section 11-11-14, a new section to chapter 40-05, a new section to chapter 58-06, a new subsection to section 58-06-01, and a new section to chapter 61-16.2, relating to floodplain management powers and ordinances for counties, cities, and townships; and to amend and reenact subsection 2 of section 11-33-03,

subsection 67 of section 40-05-01, subsection 2 of section 40-47-03, and sections 58-03-12 and 61-16.2-02 of the North Dakota Century Code, relating to county, city, and township floodplain management ordinances and to provide definitions.

Was read the first time and referred to the **State and Local Government Committee**.

Legislative Management introduced:  
(Government Finance Committee)

**SB 2028:** A BILL for an Act to amend and reenact sections 6-01-01.1, 6-01-04, 6-01-10, 6-01-11, and 6-01-16 of the North Dakota Century Code, relating to the budget approval process and reports of the department of financial institutions; to provide a continuing appropriation; and to provide for a report.

Was read the first time and referred to the **Industry and Business Committee**.

Legislative Management introduced:  
(Government Finance Committee)

**SB 2029:** A BILL for an Act to create and enact chapter 27-27.1 and a new subsection to section 30.1-28-07 of the North Dakota Century Code, relating to an office of guardianship and conservatorship and the removal of a guardian; to amend and reenact section 30.1-29-15 and subsection 1 of section 50-24.1-07 of the North Dakota Century Code, relating to the removal of a conservator and the recovery of medical assistance expenses; to repeal chapter 27-27 of the North Dakota Century Code, relating to the task force on guardianship monitoring; to provide a penalty; to provide for a report; to provide an appropriation; and to provide a continuing appropriation.

Was read the first time and referred to the **Judiciary Committee**.

Legislative Management introduced:  
(Government Services Committee)

**SB 2030:** A BILL for an Act to provide an appropriation to the housing finance agency and the department of public instruction; to provide for a transfer; and to provide for a legislative management study.

Was read the first time and referred to the **Appropriations Committee**.

Legislative Management introduced:  
(Health Care Committee)

**SB 2031:** A BILL for an Act to create and enact chapter 23-17.8 of the North Dakota Century Code, relating to nursing services agencies; and to provide an effective date.

Was read the first time and referred to the **Workforce Development Committee**.

Legislative Management introduced:  
(Health Services Committee)

**SB 2032:** A BILL for an Act to create and enact chapter 26.1-08.1 of the North Dakota Century Code, relating to the comprehensive health association of North Dakota; to repeal chapters 26.1-08 and 26.1-08.1 of the North Dakota Century Code, relating to the comprehensive health association of North Dakota; to provide an effective date; and to declare an emergency.

Was read the first time and referred to the **Industry and Business Committee**.

Legislative Management introduced:  
(Health Services Committee)

**SB 2033:** A BILL for an Act to create and enact chapter 23-27.2 of the North Dakota Century Code, relating to the distressed ambulance service program; to provide for a legislative management report; and to provide a continuing appropriation.

Was read the first time and referred to the **Human Services Committee**.

Legislative Management introduced:  
(Higher Education Committee)

**SB 2034:** A BILL for an Act to amend and reenact subsection 2 of section 15-18.2-03 of the North Dakota Century Code, relating to state aid for institutions of higher education; and to provide legislative intent.

Was read the first time and referred to the **Education Committee**.

Legislative Management introduced:  
(Judiciary Committee)

**SB 2035:** A BILL for an Act to amend and reenact subsections 7 and 21 of section

53-06.1-01, subdivision a of subsection 1 of section 53-06.1-03, subsection 2 of section 53-06.1-10.1, and subdivision c of subsection 2 of section 53-06.1-11.1 of the North Dakota Century Code, relating to the definitions of an educational organization and public-spirited organization, and raffles; and to provide for application.

Was read the first time and referred to the **Judiciary Committee**.

Legislative Management introduced:  
(Juvenile Justice Committee)

**SB 2036:** A BILL for an Act to create and enact chapter 27-20.5 of the North Dakota Century Code, relating to fitness to proceed and remediation of juveniles; to amend and reenact section 12.1-04-01, subsection 5 of section 12.1-04-08, subsection 5 of section 27-20.3-01, and section 27-20.4-15 of the North Dakota Century Code, relating to the age of an offender, suspension or dismissal of proceedings, predispositional assessment, and the definition of a child in need of protection; to provide an appropriation; and to provide an effective date.

Was read the first time and referred to the **Judiciary Committee**.

Legislative Management introduced:  
(Juvenile Justice Committee)

**SB 2037:** A BILL for an Act to create and enact three new sections to chapter 27-20.4 of the North Dakota Century Code, relating to juvenile court petitions, fitness to proceed in juvenile court proceedings, and collateral consequences the juvenile court may order; to amend and reenact sections 12.1-04.1-01, 12.1-04.1-20, and 12.1-17-01.2, subsection 2 of section 12.1-17-07.2, section 12.1-20-01, subsections 2 and 6 of section 12.1-31-03, sections 12.1-32-15 and 15.1-09-33.4, subsection 3 of section 27-20.2-09, subsection 5 of section 27-20.4-11, subsection 1 of section 27-20.4-18, subsection 1 of section 27-20.4-20, and section 62.1-02-01 of the North Dakota Century Code, relating to lack of criminal responsibility, court jurisdiction, distribution of intimate images without consent, domestic violence, criminality of a child regarding sex offenses, sale and use of tobacco by an individual under the age of twenty-one, child registration requirements, restitution, probation of a delinquent child, extracurricular activities for students, and persons not allowed to possess a firearm; to repeal sections 27-20.4-12, 27-20.4-13, and 27-20.4-19 of the North Dakota Century Code, relating to delinquency; and to provide a penalty.

Was read the first time and referred to the **Judiciary Committee**.

Legislative Management introduced:  
(Taxation Committee)

**SB 2038:** A BILL for an Act to amend and reenact subsection 17 of section 57-01-02 of the North Dakota Century Code, relating to the ability of the tax commissioner to make disclosures regarding taxpayers receiving tax incentives; and to provide an effective date.

Was read the first time and referred to the **Finance and Taxation Committee**.

Legislative Management introduced:  
(Taxation Committee)

**SB 2039:** A BILL for an Act to amend and reenact subsection 1 of section 57-02-01 of the North Dakota Century Code, relating to the definition of agricultural property; and to provide an effective date.

Was read the first time and referred to the **Finance and Taxation Committee**.

Human Services Committee introduced:  
(At the request of the North Dakota Board of Medicine)

**SB 2040:** A BILL for an Act to amend and reenact subsection 2 of section 43-60-02 and subsection 1 of section 43-60-03 of the North Dakota Century Code, relating to the ordering of genetic testing by genetic counselors and examinations required for genetic counseling licensure.

Was read the first time and referred to the **Human Services Committee**.

Workforce Development Committee introduced:  
(At the request of the North Dakota Board of Medicine)

**SB 2041:** A BILL for an Act to amend and reenact section 43-58-08.1 of the North Dakota Century Code, relating to eligibility requirements for endorsement to prescribe independently of naturopathic doctors.

Was read the first time and referred to the **Workforce Development Committee**.

Workforce Development Committee introduced:

(At the request of the North Dakota Board of Medicine)

**SB 2042:** A BILL for an Act to create and enact a new subsection to section 43-58-03.1 and section 43-60-06.1 of the North Dakota Century Code, relating to obtaining criminal history record checks for naturopathic doctors and genetic counselors; and to amend and reenact subdivision d of subsection 2 of section 12-60-24 of the North Dakota Century Code, providing authority to complete the background checks with the bureau of criminal investigation to complete the criminal history record checks.

Was read the first time and referred to the **Workforce Development Committee**.

Sen. Axtman introduced:

**SB 2043:** A BILL for an Act to amend and reenact subsection 5 of section 15.1-13-26 of the North Dakota Century Code, relating to denial of or immediate revocation of a teaching license for crimes against a child and sexual offenses.

Was read the first time and referred to the **Education Committee**.

Energy and Natural Resources Committee introduced:

(At the request of the Department of Water Resources)

**SB 2044:** A BILL for an Act to amend and reenact section 61-01-06 of the North Dakota Century Code, relating to watercourse determinations.

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)

**SB 2045:** A BILL for an Act to amend and reenact section 48-01.2-05 of the North Dakota Century Code, relating to contents of advertisement for public improvement projects.

Was read the first time and referred to the **Energy and Natural Resources Committee**.

Industry and Business Committee introduced:

(At the request of Workforce Safety and Insurance)

**SB 2046:** A BILL for an Act to create and enact a new section to chapter 65-04 of the North Dakota Century Code, relating to eligibility for a one-time premium credit for North Dakota national guard, armed forces, and veterans; to amend and reenact section 65-04-32 of the North Dakota Century Code, relating to decisions issued by electronic means; and to provide for application.

Was read the first time and referred to the **Industry and Business Committee**.

Finance and Taxation Committee introduced:

(At the request of the Tax Commissioner)

**SB 2047:** A BILL for an Act to amend and reenact section 57-38-59 of the North Dakota Century Code, relating to withholding from wages of employees; and to provide an effective date.

Was read the first time and referred to the **Finance and Taxation Committee**.

State and Local Government Committee introduced:

(At the request of the Information Technology Department)

**SB 2048:** A BILL for an Act to amend and reenact section 54-59-11 of the North Dakota Century Code, relating to information technology plans.

Was read the first time and referred to the **State and Local Government Committee**.

State and Local Government Committee introduced:

(At the request of the Information Technology Department)

**SB 2049:** A BILL for an Act to amend and reenact section 54-59-32 of the North Dakota Century Code, relating to executive steering committees of major information technology projects.

Was read the first time and referred to the **State and Local Government Committee**.

State and Local Government Committee introduced:

(At the request of the Attorney General)

**SB 2050:** A BILL for an Act to amend and reenact subsection 1 of section 54-12-24 of the North Dakota Century Code, relating to the director of the state crime laboratory.

Was read the first time and referred to the **State and Local Government Committee**.

Industry and Business Committee introduced:

(At the request of the Private Investigative and Security Board)

**SB 2051:** A BILL for an Act to amend and reenact section 43-30-16 of the North Dakota Century Code, relating to fees charged by the North Dakota private investigative and security board.

Was read the first time and referred to the **Industry and Business Committee**.

Judiciary Committee introduced:

(At the request of the Ethics Commission)

**SB 2052:** A BILL for an Act to amend and reenact section 54-66-13 of the North Dakota Century Code, relating to restrictions on public officials and lobbyists.

Was read the first time and referred to the **Judiciary Committee**.

Judiciary Committee introduced:

(At the request of the Supreme Court)

**SB 2053:** A BILL for an Act to amend and reenact section 27-11-17 of the North Dakota Century Code, relating to the state bar admission fee.

Was read the first time and referred to the **Judiciary Committee**.

Judiciary Committee introduced:

(At the request of the Supreme Court)

**SB 2054:** A BILL for an Act to amend and reenact section 27-09.1-05 of the North Dakota Century Code, relating to the master jury list; and to provide a contingent effective date.

Was read the first time and referred to the **Judiciary Committee**.

Judiciary Committee introduced:

(At the request of the Supreme Court)

**SB 2055:** A BILL for an Act to amend and reenact subsection 1 of section 27-20.2-23 of the North Dakota Century Code, relating to release of juvenile records.

Was read the first time and referred to the **Judiciary Committee**.

Judiciary Committee introduced:

(At the request of the Supreme Court)

**SB 2056:** A BILL for an Act to amend and reenact section 29-06.1-02 of the North Dakota Century Code, relating to tribal arrest warrants.

Was read the first time and referred to the **Judiciary Committee**.

Judiciary Committee introduced:

(At the request of the Supreme Court)

**SB 2057:** A BILL for an Act to amend and reenact subsection 6 of section 12.1-32-08 and sections 27-01-10, 27-03-05, 27-05.2-03, and 29-26-22 of the North Dakota Century Code, relating to court fees.

Was read the first time and referred to the **Judiciary Committee**.

Workforce Development Committee introduced:

(At the request of the Department of Water Resources)

**SB 2058:** A BILL for an Act to amend and reenact sections 43-35-21 and 43-35-23 of the North Dakota Century Code, relating to the operations of the board of water well contractors; and to repeal sections 43-35-11.1, 43-35-12, 43-35-13, 43-35-14, 43-35-16, and 43-35-17 of the North Dakota Century Code, relating to the operations of the board of water well contractors.

Was read the first time and referred to the **Workforce Development Committee**.

Energy and Natural Resources Committee introduced:

(At the request of the Department of Water Resources)

**SB 2059:** A BILL for an Act to amend and reenact sections 61-04-05.1, 61-16.1-53.1, and 61-32-08 of North Dakota Century Code, relating to hearing and appeals processes of the department of water resources.

Was read the first time and referred to the **Energy and Natural Resources Committee**.

State and Local Government Committee introduced:

(At the request of the Department of Water Resources)

**SB 2060:** A BILL for an Act to amend and reenact section 61-16.2-12 of the North Dakota Century Code, relating to state property constructed in a floodplain.

Was read the first time and referred to the **State and Local Government Committee**.

Transportation Committee introduced:

(At the request of the Department of Transportation)

**SB 2061:** A BILL for an Act to amend and reenact section 39-10-43 of the North Dakota Century Code, relating to railroad crossings.

Was read the first time and referred to the **Transportation Committee**.

Transportation Committee introduced:

(At the request of the Department of Transportation)

**SB 2062:** A BILL for an Act to amend and reenact section 24-02-19 of the North Dakota Century Code, relating to bidding requirements for construction contracts.

Was read the first time and referred to the **Transportation Committee**.

Industry and Business Committee introduced:

(At the request of the Department of Transportation)

**SB 2063:** A BILL for an Act to amend and reenact section 24-02-20 of the North Dakota Century Code, relating to bid delays for construction contracts.

Was read the first time and referred to the **Industry and Business Committee**.

Judiciary Committee introduced:

(At the request of the State Board of Pharmacy)

**SB 2064:** A BILL for an Act to amend and reenact sections 19-03.1-05, 19-03.1-09, and 19-03.1-11 of the North Dakota Century Code, relating to the scheduling of controlled substances; and to declare an emergency.

Was read the first time and referred to the **Judiciary Committee**.

Energy and Natural Resources Committee introduced:

(At the request of the Department of Water Resources)

**SB 2065:** A BILL for an Act to amend and reenact section 61-05-10 of the North Dakota Century Code, relating to the formation of irrigation districts.

Was read the first time and referred to the **Energy and Natural Resources Committee**.

Industry and Business Committee introduced:

(At the request of the Department of Corrections and Rehabilitation)

**SB 2066:** 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 products made in prison industries.

Was read the first time and referred to the **Industry and Business Committee**.

Judiciary Committee introduced:

(At the request of the Department of Corrections and Rehabilitation)

**SB 2067:** A BILL for an Act to amend and reenact subsection 2 of section 12.1-32-06.1 of the North Dakota Century Code, relating to the commencement date of supervised probation if an alternative to incarceration is court ordered.

Was read the first time and referred to the **Judiciary Committee**.

Transportation Committee introduced:

(At the request of the Public Service Commission)

**SB 2068:** A BILL for an Act to amend and reenact sections 49-17.1-02, 49-17.1-03, and 49-17.1-04 of the North Dakota Century Code, relating to rail service assistance.

Was read the first time and referred to the **Transportation Committee**.

State and Local Government Committee introduced:

(At the request of the Public Service Commission)

**SB 2069:** A BILL for an Act to create and enact a new section to chapter 46-05 of the North Dakota Century Code, relating to publication requirements.

Was read the first time and referred to the **State and Local Government Committee**.

Human Services Committee introduced:

(At the request of the Department of Health and Human Services)

**SB 2070:** A BILL for an Act to amend and reenact sections 50-10.2-01, 50-10.2-02, 50-10.2-02.1, and 50-10.2-05 of the North Dakota Century Code, relating to the rights of health care facility residents.

Was read the first time and referred to the **Human Services Committee**.

Industry and Business Committee introduced:

(At the request of the Board of Counselor Examiners)

**SB 2071:** A BILL for an Act to amend and reenact section 43-47-03 of the North Dakota Century Code, relating to the duties and responsibilities of the board of counselor examiners.

Was read the first time and referred to the **Industry and Business Committee**.

State and Local Government Committee introduced:

(At the request of the Office of Management and Budget)

**SB 2072:** A BILL for an Act to amend and reenact subsection 5 of section 32-12.2-15 of the North Dakota Century Code, relating to contracts limiting liability to the state.

Was read the first time and referred to the **State and Local Government Committee**.

State and Local Government Committee introduced:

(At the request of the State Treasurer)

**SB 2073:** A BILL for an Act to amend and reenact section 54-11-16 of the North Dakota Century Code, relating to criminal history record checks by the state treasurer for individuals with access to federal tax information.

Was read the first time and referred to the **State and Local Government Committee**.

Finance and Taxation Committee introduced:

(At the request of the State Treasurer)

**SB 2074:** A BILL for an Act to amend and reenact subsection 1 of section 57-51.1-07.7 of the North Dakota Century Code, relating to municipal infrastructure fund reporting requirements.

Was read the first time and referred to the **Finance and Taxation Committee**.

Transportation Committee introduced:

(At the request of the Highway Patrol)

**SB 2075:** A BILL for an Act to amend and reenact subsection 5 of section 39-32-02 of the North Dakota Century Code, relating to the exemption from the requirement to maintain a record of duty status for certain intrastate drivers.

Was read the first time and referred to the **Transportation Committee**.

Human Services Committee introduced:

(At the request of the Department of Health and Human Services)

**SB 2076:** A BILL for an Act to amend and reenact section 50-24.6-04 of the North Dakota Century Code, relating to prior authorization.

Was read the first time and referred to the **Human Services Committee**.

Judiciary Committee introduced:

(At the request of the Department of Health and Human Services)

**SB 2077:** A BILL for an Act to amend and reenact section 12.1-04.1-21 of the North Dakota Century Code, relating to criminal responsibility proceedings following a verdict or finding.

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)

**SB 2078:** A BILL for an Act to amend and reenact sections 25-01.1-07, 25-02-01.1, and 25-02-03 of the North Dakota Century Code, relating to the North Dakota state hospital.

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)

**SB 2079:** A BILL for an Act to amend and reenact section 25-01-01 of the North Dakota Century Code, relating to the definition of a mental health professional.

Was read the first time and referred to the **Human Services Committee**.

Judiciary Committee introduced:

(At the request of the Department of Health and Human Services)

**SB 2080:** A BILL for an Act to amend and reenact subsection 3 of section 14-09-08.1, section 14-09-08.2, subsection 2 of section 14-09-08.11, section 14-09-08.21, subsection 2 of section 14-09-09.32, subsection 16 of section 50-09-02, and section

50-09-36 of the North Dakota Century Code, relating to establishment and enforcement of child support; and to repeal section 50-09-32 of the North Dakota Century Code, relating to enforcement of child support.

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)

**SB 2081:** A BILL for an Act to amend and reenact section 50-24.4-29 of the North Dakota Century Code, relating to geropsychiatric facilities.

Was read the first time and referred to the **Human Services Committee**.

Energy and Natural Resources Committee introduced:

(At the request of the Adjutant General)

**SB 2082:** A BILL for an Act to amend and reenact subsection 2 of section 37-17.1-07.1 of the North Dakota Century Code, relating to the state's hazardous chemical fee system.

Was read the first time and referred to the **Energy and Natural Resources Committee**.

Judiciary Committee introduced:

(At the request of the Highway Patrol)

**SB 2083:** A BILL for an Act to create and enact a new section to chapter 44-04 of the North Dakota Century Code, relating to designating certain crash scene images as exempt records; and to amend and reenact subsection 9 of section 44-04-18.7 of the North Dakota Century Code, relating to exempt records related to criminal intelligence and investigation information.

Was read the first time and referred to the **Judiciary Committee**.

State and Local Government Committee introduced:

(At the request of the Office of Management and Budget)

**SB 2084:** A BILL for an Act to amend and reenact subsections 2 and 6 of section 44-08-04 and subsection 2 of 54-03-20 of the North Dakota Century Code, relating to authorized travel expense and lodging reimbursement rates.

Was read the first time and referred to the **State and Local Government Committee**.

Agriculture and Veterans Affairs Committee introduced:

(At the request of the Agriculture Commissioner)

**SB 2085:** A BILL for an Act to create and enact a new chapter to title 4.1 of the North Dakota Century Code, relating to participation in the United States swine health improvement plan by the agriculture commissioner.

Was read the first time and referred to the **Agriculture and Veterans Affairs Committee**.

Agriculture and Veterans Affairs Committee introduced:

(At the request of the Agriculture Commissioner)

**SB 2086:** A BILL for an Act to create and enact a new section to chapter 4.1-33 of the North Dakota Century Code, relating to pesticide certification standards; and to amend and reenact sections 4.1-33-01 and 4.1-33-03, subdivision b of subsection 1 of section 4.1-33-12, section 4.1-33-13, subsection 1 of section 4.1-33-16, and subsection 5 of section 4.1-33-20 of North Dakota Century Code, relating to pesticide control.

Was read the first time and referred to the **Agriculture and Veterans Affairs Committee**.

Agriculture and Veterans Affairs Committee introduced:

(At the request of the Agriculture Commissioner)

**SB 2087:** A BILL for an Act to amend and reenact section 4.1-72-05, subsection 1 of section 4.1-72-06, and subdivision f of subsection 2 of section 36-01-36 of the North Dakota Century Code, relating to the administration of the premises identification program.

Was read the first time and referred to the **Agriculture and Veterans Affairs Committee**.

Industry and Business Committee introduced:

(At the request of the Insurance Commissioner)

**SB 2088:** A BILL for an Act to amend and reenact subsection 4 of section 26.1-02.2-01, sections 26.1-02.2-05 and 26.1-02.2-07, and subsection 1 of section 26.1-02.2-08 of the North Dakota Century Code, relating to data security requirements for insurance producers; and to repeal section 26.1-02.2-11 of the North Dakota Century Code, relating to implementation dates for certain data security requirements for insurance producers.

Was read the first time and referred to the **Industry and Business Committee**.

Industry and Business Committee introduced:  
(At the request of the Insurance Commissioner)

**SB 2089:** A BILL for an Act to amend and reenact subsection 1 of section 26.1-02-31 of the North Dakota Century Code, relating to confidentiality of insurance department records.

Was read the first time and referred to the **Industry and Business Committee**.

State and Local Government Committee introduced:  
(At the request of the Insurance Commissioner)

**SB 2090:** A BILL for an Act to amend and reenact section 18-01-02, subsection 1 of section 18-01-03.1, sections 18-01-06, 18-01-07, 23-15-04, and 54-12-01 of the North Dakota Century Code, relating to updating language for the state fire marshal department and to the attorney general's authority to appoint the state fire marshal; to repeal sections 18-01-35 and 18-01-36 of the North Dakota Century Code, relating to fund fees collected by the state fire marshal department; and to provide for a retroactive application.

Was read the first time and referred to the **State and Local Government Committee**.

Industry and Business Committee introduced:  
(At the request of the Insurance Commissioner)

**SB 2091:** A BILL for an Act to amend and reenact section 26.1-36.7-08 of the North Dakota Century Code, relating to requirements for reinsurance association of North Dakota claims; and to declare an emergency.

Was read the first time and referred to the **Industry and Business Committee**.

Industry and Business Committee introduced:  
(At the request of the Insurance Commissioner)

**SB 2092:** A BILL for an Act to amend and reenact subsections 7 and 8 of section 26.1-33.4-02 of the North Dakota Century Code, relating to life settlement producer licenses and reporting requirements.

Was read the first time and referred to the **Industry and Business Committee**.

Sens. Larson, Rummel introduced:

**SB 2093:** A BILL for an Act to amend and reenact subdivision u of subsection 2 of section 57-38-30.3 of the North Dakota Century Code, relating to an income tax deduction for retired law enforcement personnel benefits; and to provide an effective date.

Was read the first time and referred to the **Finance and Taxation Committee**.

Sen. Mathern introduced:

**SB 2094:** A BILL for an Act to amend and reenact subsection 1 of section 65-05-08 and section 65-05-09.3 of the North Dakota Century Code, relating to the workers' compensation disability benefits and retirement presumption; to repeal sections 65-05-09.4 and 65-05-09.5 of the North Dakota Century Code, relating to workers' compensation additional benefits payable; and to provide for application.

Was read the first time and referred to the **Industry and Business Committee**.

Sen. Larson introduced:

**SB 2095:** A BILL for an Act to amend and reenact section 27-09.1-11 of the North Dakota Century Code, relating to excusing law enforcement officers from jury duty; and to provide for application.

Was read the first time and referred to the **Judiciary Committee**.

Sen. Mathern and Rep. M. Ruby introduced:

**SB 2096:** A BILL for an Act to provide appropriations to the department of health and human services for state hospital facilities and to provide for regional acute psychiatric treatment and residential supportive housing services.

Was read the first time and referred to the **Appropriations Committee**.

Sens. Mathern, Wanzek and Rep. Brandenburg introduced:

**SB 2097:** A BILL for an Act to create and enact a new section to chapter 54-60 of the North Dakota Century Code, relating to the creation of a rural community endowment fund and a rural community endowment fund committee; to provide an appropriation for the rural community endowment fund; to provide an appropriation to the department of commerce; to provide for a transfer; and to provide for a report.

Was read the first time and referred to the **Agriculture and Veterans Affairs Committee**.

Sen. Larson and Rep. Heinert introduced:

**SB 2098:** A BILL for an Act to create and enact a new chapter to title 54 of the North Dakota Century Code, relating to a state alert notice system; and to repeal sections 39-03-13.2 and 54-12-32 of the North Dakota Century Code, relating to the state's silver and blue alert notice systems.

Was read the first time and referred to the **State and Local Government Committee**.

Sens. Mathern, Barta, Wanzek and Reps. Holle, Meier introduced:

**SB 2099:** A BILL for an Act to create and enact a new section to chapter 15.1-18.2 of the North Dakota Century Code, relating to cardiac arrest prevention and education for student athletes and coaches.

Was read the first time and referred to the **Education Committee**.

Sen. Beard and Reps. Fegley, Richter introduced:

**SB 2100:** A BILL for an Act to amend and reenact section 23-27-04.3 of the North Dakota Century Code, relating to emergency medical services personnel training.

Was read the first time and referred to the **Workforce Development Committee**.

Sen. Beard and Rep. Richter introduced:

**SB 2101:** A BILL for an Act to amend and reenact subsection 1 of section 23-27-04 of the North Dakota Century Code, relating to emergency medical services response requirements.

Was read the first time and referred to the **Human Services Committee**.

Sen. Larson and Rep. Heinert introduced:

**SB 2102:** A BILL for an Act to amend and reenact section 29-15-21 of the North Dakota Century Code, relating to a written demand for change of judge; and to provide for application.

Was read the first time and referred to the **Judiciary Committee**.

Sen. Beard and Rep. Tveit introduced:

**SB 2104:** A BILL for an Act to create and enact a new section to chapter 15.1-02 of the North Dakota Century Code, relating to review by the superintendent of public instruction of school district compliance with education-related state law and rule; and to amend and reenact sections 15.1-02-04 and 15.1-14-01 of the North Dakota Century Code, relating to school district compliance with education-related law and rule.

Was read the first time and referred to the **Education Committee**.

Sen. Beard introduced:

**SB 2105:** A BILL for an Act to create and enact a new section to chapter 15.1-06 of the North Dakota Century Code, relating to the administration of surveys to students in kindergarten through grade twelve schools.

Was read the first time and referred to the **Education Committee**.

Sen. Beard introduced:

**SB 2106:** A BILL for an Act to create and enact a new section to chapter 61-01 of the North Dakota Century Code, relating to weather modification operations in the state; to amend and reenact subsection 1 of section 37-17.1-11, and sections 58-03-07, 61-02.1-02.1, and 61-16.1-09 of the North Dakota Century Code, relating to weather modification; to repeal section 37-17.1-15 and chapter 61-04.1 of the North Dakota Century Code, relating to weather modification; and to provide a penalty.

Was read the first time and referred to the **Energy and Natural Resources Committee**.

Sen. Beard introduced:

**SB 2107:** A BILL for an Act to amend and reenact subsection 11 of section 50-11.1-03 of the North Dakota Century Code, relating to early childhood services training for licensure.

Was read the first time and referred to the **Human Services Committee**.

Sens. Barta, Lee, Meyer, Roers and Reps. Pyle, M. Ruby introduced:

**SB 2108:** A BILL for an Act to create and enact chapter 43-17.5 of the North Dakota Century Code, relating to the physician assistant licensure compact.

Was read the first time and referred to the **Workforce Development Committee**.

Industry and Business Committee introduced:

(At the request of Workforce Safety and Insurance)

**SB 2109:** A BILL for an Act to amend and reenact sections 65-01-02, 65-01-16, and 65-02-27, subsection 1 of section 65-05-17, and subsection 4 of section 65-05-20.1 of the North Dakota Century Code, relating to the definition of disability, the definition of electronic means, forms and decisions issued by electronic means, requests for rehearing of an administrative order, maximum death benefits, and the scholarship fund; and to provide for application.

Was read the first time and referred to the **Industry and Business Committee**.

Workforce Development Committee introduced:

(At the request of the Department of Environmental Quality)

**SB 2110:** A BILL for an Act to amend and reenact subsection 1 of section 23.1-07-04 and sections 23.1-07-05, 23.1-07-06, and 23.1-07-08 of the North Dakota Century Code, relating to the certification and penalization of water distribution and wastewater systems operators; and to provide a penalty.

Was read the first time and referred to the **Workforce Development Committee**.

Judiciary Committee introduced:

(At the request of the Department of Corrections and Rehabilitation)

**SB 2111:** A BILL for an Act to amend and reenact subsection 1 of section 12.1-32-07 and subsection 4 of section 54-23.3-01.1 of the North Dakota Century Code, relating to supervised probation for class B misdemeanors.

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)

**SB 2112:** A BILL for an Act to amend and reenact sections 25-04-00.1, 25-04-02, 25-04-04, 25-04-04.1, 25-04-05, 25-04-05.1, 25-04-08, 25-04-08.1, 25-04-14, and 25-04-17 of the North Dakota Century Code, relating to the life skills and transition center.

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)

**SB 2113:** A BILL for an Act to create and enact two new sections to chapter 50-06 of the North Dakota Century Code, relating to certified community behavioral health clinics and the financing of health and human services; to amend and reenact section 12.1-04-06, subsection 4 of section 20.1-03-04, sections 25-03.1-03.1 and 25-03.1-04, subsection 3 of section 25-03.1-08, section 25-03.1-10, subdivision b of subsection 2 of section 26.1-36-08, subdivisions c and d of subsection 2 of section 26.1-36-09, subsection 9 of section 43-12.1-04, subsection 6 of section 43-41-02, subdivision b of subsection 1 of section 44-04-18.30, sections 50-06-01, 50-06-01.4, 50-06-01.7, 50-06-05.1, 50-06-05.2, 50-06-05.3, 50-06-05.4, 50-06-05.5, 50-06-06.2, 50-06-06.5, and 50-06-06.13, subsections 1 and 3 of section 50-06-15, sections 50-06-33 and 50-06-41.3, subsection 1 of section 50-06-42, subsection 1 of section 50-06-42.1, and sections 50-06-46, 50-06.2-01, 50-06.2-02, 50-06.2-03, 50-06.3-02, and 50-06.3-04 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**.

Agriculture and Veterans Affairs Committee introduced:

(At the request of the Adjutant General)

**SB 2114:** A BILL for an Act to amend and reenact subsection 2 of section 37-17.3-08 of the North Dakota Century Code, relating to the state radio system and service fees.

Was read the first time and referred to the **Agriculture and Veterans Affairs Committee**.

Judiciary Committee introduced:

(At the request of the Department of Corrections and Rehabilitation)

**SB 2115:** 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 authorization for children of inmates to reside at the Heart River correctional center; and to amend and reenact section 32-12.2-02 of the North Dakota Century Code, relating to limitation of liability for children residing at the Heart River correctional center.

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)

**SB 2116:** A BILL for an Act to create and enact a new subsection to section 49-22-13 and a new subsection to section 49-22.1-10 of the North Dakota Century Code, relating to public hearings for energy conversion and transmission facilities; and to amend and reenact sections 49-22-03, 49-22-16.4, and 49-22.1-01 of the North Dakota Century Code, relating to public hearings and light-mitigating technology systems.

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)

**SB 2117:** A BILL for an Act to amend and reenact subsection 1 of section 38-14.2-02, and sections 38-14.2-04, 38-14.2-06, and 38-14.2-07 of the North Dakota Century Code, relating to abandoned surface mine reclamation.

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)

**SB 2118:** A BILL for an Act to amend and reenact section 24-03-08 of the North Dakota Century Code, relating to the appeals of stream crossing calculations.

Was read the first time and referred to the **Energy and Natural Resources Committee**.

State and Local Government Committee introduced:

(North Dakota Public Employees Retirement System)

**SB 2119:** A BILL for an Act to create and enact a new paragraph to subdivision h of subsection 3 of section 54-52-17 of the North Dakota Century Code, relating to disability retirement benefit eligibility.

Was read the first time and referred to the **State and Local Government Committee**.

State and Local Government Committee introduced:

(North Dakota Public Employees Retirement System)

**SB 2120:** A BILL for an Act to provide for a transfer to the highway patrol troopers' retirement system fund.

Was read the first time and referred to the **State and Local Government Committee**.

State and Local Government Committee introduced:

(North Dakota Public Employees Retirement System)

**SB 2121:** A BILL for an Act to amend and reenact subsection 23 of section 54-52-01, section 54-52-17, subsection 2 of section 54-52-28, sections 54-52.1-03.1 and 54-52.2-06, subsection 8 of section 54-52.6-01, and subsection 1 of section 54-52.6-02.2 of the North Dakota Century Code, relating to administering the public employees retirement system.

Was read the first time and referred to the **State and Local Government Committee**.

Industry and Business Committee introduced:

(At the request of the Commission on Uniform State Laws)

**SB 2122:** A BILL for an Act to create and enact chapter 32-10.1 and a new section to chapter 32-19.2 of the North Dakota Century Code, relating to the Uniform Commercial Real Estate Receivership Act and trustees for commercial buildings during foreclosures; and to provide for application.

Was read the first time and referred to the **Industry and Business Committee**.

Industry and Business Committee introduced:

(At the request of the Commission on Uniform State Laws)

**SB 2123:** A BILL for an Act to create and enact chapter 6-08.6 of the North Dakota Century Code, relating to the Uniform Special Deposits Act; and to provide for application.

Was read the first time and referred to the **Industry and Business Committee**.

Industry and Business Committee introduced:

(At the request of the Insurance Commissioner)

**SB 2124:** A BILL for an Act to create and enact section 26.1-03-19.8 and a new section to chapter 26.1-03 of the North Dakota Century Code, relating to insurance company inquiries and insurance company statements; to amend and reenact section 26.1-03-19.1 and subsection 6 of section 26.1-03-19.4 of the North Dakota Century Code, relating to insurance company definitions and examination records; and to declare an emergency.

Was read the first time and referred to the **Industry and Business Committee**.

Industry and Business Committee introduced:  
(At the request of the Insurance Commissioner)

**SB 2125:** A BILL for an Act to create and enact section 26.1-26-33.1 of the North Dakota Century Code, relating to obligations of insurance producers to maintain an electronic mailing address for regulatory use; to amend and reenact sections 26.1-26-11, 26.1-26-22, 26.1-26-42.1, 26.1-26.8-09, 26.1-26.8-11, and 26.1-26.8-12 of the North Dakota Century Code, relating to producer's lines of insurance, service of process for producer proceedings, revocation of nonresident producer licenses, requirements for renewal of business entity public adjuster licenses, public adjuster proof of insurance requirements, and public adjuster continuing education requirements.

Was read the first time and referred to the **Industry and Business Committee**.

Judiciary Committee introduced:  
(At the request of the Commission on Uniform State Laws)

**SB 2126:** A BILL for an Act to create and enact chapter 14-14.2 of the North Dakota Century Code, relating to the adoption of the Uniform Child Abduction Prevention Act.

Was read the first time and referred to the **Judiciary Committee**.

Judiciary Committee introduced:  
(At the request of the Commission on Uniform State Laws)

**SB 2127:** A BILL for an Act to create and enact chapter 59-22 of the North Dakota Century Code, relating to the Uniform Electronic Estate Planning Documents Act; and to provide for application.

Was read the first time and referred to the **Judiciary Committee**.

Judiciary Committee introduced:  
(At the request of the Attorney General)

**SB 2128:** A BILL for an Act to amend and reenact sections 12-44.1-01, 12-48.1-01, 12-48.1-02, 12-54.1-01, 12-54.1-03, 12.1-08-02, 12.1-17-01, 12.1-32-02.1, 12.1-32-09.1, and 39-10-71 of the North Dakota Century Code, relating to transparent sentencing of criminal offenders, work release eligibility and conditions for criminal offenders, sentences for assaulting and fleeing from law enforcement officers, and sentences for preventing arrest; to provide a legislative management report; and to provide a penalty.

Was read the first time and referred to the **Judiciary Committee**.

Workforce Development Committee introduced:  
(At the request of the State Board of Veterinary Medical Examiners)

**SB 2129:** A BILL for an Act to create and enact six new sections to chapter 43-29 of the North Dakota Century Code, relating to the practice of veterinary medicine and veterinary technology; to amend and reenact section 43-29-01.1, subsection 1 of section 43-29-02, sections 43-29-03, 43-29-04, 43-29-05, 43-29-05.1, 43-29-06, 43-29-07, 43-29-07.1, 43-29-07.2, 43-29-07.3, 43-29-08.1, 43-29-13, 43-29-14, and 43-29-15, subsection 2 of section 43-29-16, sections 43-29-16.1 and 43-29-17, and subsection 2 of section 43-29-19 of the North Dakota Century Code, relating to the practice of veterinary medicine and veterinary technology; to repeal sections 43-29-09, 43-29-10, 43-29-11, and 43-29-12.1 of the North Dakota Century Code, relating to the practice of veterinary medicine and veterinary technology; and to provide a penalty.

Was read the first time and referred to the **Workforce Development Committee**.

Industry and Business Committee introduced:  
(At the request of the Adjutant General)

**SB 2130:** A BILL for an Act to create and enact a new section to chapter 37-10 of the North Dakota Century Code, relating to prequalification, selection, and contracting of architect, engineer, construction management, and land surveying services.

Was read the first time and referred to the **Industry and Business Committee**.

Sen. Beard introduced:

**SB 2131:** A BILL for an Act to create and enact a new section to chapter 52-08 of the North Dakota Century Code, relating to workforce training center funding distribution.

Was read the first time and referred to the **Workforce Development Committee**.

Sens. Rummel, Clemens, Davison, Boehm and Reps. Schauer, Novak introduced:

**SB 2132:** A BILL for an Act to amend and reenact section 39-09-01 of the North Dakota Century Code, relating to careless driving and causing injury to the operator of an authorized emergency vehicle or damage to an authorized emergency vehicle; and to provide a penalty.

Was read the first time and referred to the **Transportation Committee**.

Sens. Roers, Cory, Rummel and Reps. Christy, Stemen, Vigesaa introduced:

**SB 2133:** A BILL for an Act to create and enact a new section to chapter 39-04 of the North Dakota Century Code, relating to blackout number plates.

Was read the first time and referred to the **Transportation Committee**.

Sens. Roers, Davison, Dever and Reps. Dockter, Schauer, Stemen introduced:

**SB 2134:** A BILL for an Act to amend and reenact subsection 1 of section 15-39.1-05.1 of the North Dakota Century Code, relating to the composition of the teachers' fund for retirement board.

Was read the first time and referred to the **State and Local Government Committee**.

Sens. Klein, Erbele, Kessel, Schaible and Reps. Pyle, Brandenburg introduced:

**SB 2135:** A BILL for an Act to amend and reenact subsection 2 of section 18-04-05 and section 18-05.1-02 of the North Dakota Century Code, relating to the firefighters death benefits fund.

Was read the first time and referred to the **Industry and Business Committee**.

Sens. Klein, Barta, Kessel and Reps. Hagert, Warrey introduced:

**SB 2136:** A BILL for an Act to amend and reenact sections 5-04-02 and 5-04-14 of the North Dakota Century Code, relating to wholesaler and brewer relations.

Was read the first time and referred to the **Industry and Business Committee**.

Sens. Boehm, Thomas, Patten and Reps. Koppelman, Novak, Tveit introduced:

**SB 2137:** 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 the use of supplemental feed for hunting.

Was read the first time and referred to the **Agriculture and Veterans Affairs Committee**.

Sens. Weber, Cleary, Klein, Lee and Reps. Beltz, Pyle introduced:

**SB 2138:** A BILL for an Act to provide an appropriation to the department of health and human services for grants to organizations providing care for the elderly.

Was read the first time and referred to the **Human Services Committee**.

Sens. Patten, Erbele, Wanzek and Reps. Brandenburg, Kempenich introduced:

**SB 2139:** A BILL for an Act to amend and reenact section 4.1-73-14 of the North Dakota Century Code, relating to the fees for recording and rerecording livestock brands.

Was read the first time and referred to the **Agriculture and Veterans Affairs Committee**.

Sens. Dever, Cleary, Hogan, Lee and Reps. Dobervich, Vetter introduced:

**SB 2140:** A BILL for an Act to amend and reenact section 50-06-33 of the North Dakota Century Code, relating to the dementia care services program.

Was read the first time and referred to the **Human Services Committee**.

Sens. Patten, Erbele, Kessel and Reps. Dressler, Hagert, Novak introduced:

**SB 2141:** A BILL for an Act to amend and reenact section 61-04-15.4 of the North Dakota Century Code, relating to a change in the purpose of use of a conditional or perfected water permit.

Was read the first time and referred to the **Energy and Natural Resources Committee**.

Sens. Wanzek, Thomas, Weber and Reps. Brandenburg, Headland, Schreiber-Beck introduced:

**SB 2142:** 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 township road and bridge sustainability fund; to amend and reenact section 57-40.3-10 of the North Dakota Century Code, relating to motor vehicle excise tax allocations; to provide a continuing appropriation; and to provide an effective date.

Was read the first time and referred to the **Transportation Committee**.

Sens. Patten, Bekkedahl, Sickler and Reps. Mitskog, Novak, Porter introduced:

**SB 2143:** A BILL for an Act to amend and reenact section 57-51.1-07.9 of the North Dakota Century Code, relating to revenue deposited in the state energy research center fund; to provide for a continuing appropriation; and to provide an expiration date.

Was read the first time and referred to the **Energy and Natural Resources Committee**.

Sens. Klein, Barta, Roers and Reps. Schauer, Warrey introduced:

**SB 2144:** A BILL for an Act to amend and reenact subsection 2 of section 43-55-03, section 43-55-09, subsection 8 of section 44-06.1-20, and sections 44-06.1-28, 47-25-04, 47-25-07, and 54-09-04 of the North Dakota Century Code, relating to information required in applications for professional employer services licensure, confidential records maintained by the secretary of state, notification provided to and fees charged by a notary public, notification provided to the registrant of a trade name, and fees charged by the secretary of state; to repeal sections 45-11-10 and 47-25-08 of the North Dakota Century Code, relating to exempt records maintained by the secretary of state; and to provide a penalty.

Was read the first time and referred to the **Industry and Business Committee**.

Sens. Roers, Barta, Axtman and Reps. Mitskog, O'Brien, Porter introduced:

**SB 2145:** A BILL for an Act to create and enact a new section to chapter 32-03 of the North Dakota Century Code, relating to providing immunity to an employee of a 988 suicide and crisis lifeline, 211 information and referral helpline, and 911 system.

Was read the first time and referred to the **Judiciary Committee**.

Sens. Roers, Barta and Reps. Frelich, Holle, M. Ruby, O'Brien introduced:

**SB 2146:** A BILL for an Act to create and enact chapter 43-40.1 of the North Dakota Century Code, relating to the occupational therapy licensure compact.

Was read the first time and referred to the **Workforce Development Committee**.

Sens. Sickler, Schaible, Sorvaag and Reps. Richter, Sanford introduced:

**SB 2147:** A BILL for an Act to create and enact a new subsection to section 15-10-38.4, a new subsection to section 15-62.4-03, a new section to chapter 15-62.4, and a new subsection to section 15-62.5-04 of the North Dakota Century Code, relating to student financial assistance grants, dual-credit tuition scholarships, and the scholars program; to amend and reenact sections 15-10-38.1, 15-10-38.2, 15-63-05, and 15.1-21-02.6 of the North Dakota Century Code, relating to the skilled workforce student loan repayment and scholarship programs, Native American scholarships, and the North Dakota scholarship; and to provide an appropriation.

Was read the first time and referred to the **Education Committee**.

Sen. Schaible introduced:

**SB 2148:** A BILL for an Act to amend and reenact subsection 2 of section 4.1-75-06 of the North Dakota Century Code, relating to reimbursement of costs associated with possession of an estray.

Was read the first time and referred to the **Agriculture and Veterans Affairs Committee**.

Sens. Schaible, Cory, Meyer and Reps. Louser, Sanford introduced:

**SB 2149:** A BILL for an Act to amend and reenact section 15.1-36-08 of the North Dakota Century Code, relating to the school construction assistance revolving loan fund.

Was read the first time and referred to the **Education Committee**.

Sens. Thomas, Luick and Rep. Beltz introduced:

**SB 2150:** A BILL for an Act to amend and reenact subsection 7 of section 10-06.1-01, subsection 3 of section 10-06.1-12.2, subdivision b of subsection 1 of section 10-06.1-15.2, subdivision d of subsection 3 of section 10-06.1-17, and subsection 3 of section 10-06.1-17.1 of the North Dakota Century Code, relating to corporate or limited liability company farming and ranching.

Was read the first time and referred to the **Agriculture and Veterans Affairs Committee**.

Sens. Thomas, Myrdal, Wanzek, Weber and Reps. Brandenburg, Monson introduced:

**SB 2151:** A BILL for an Act to create and enact two new sections to chapter 54-27 of the North Dakota Century Code, relating to a county and township bridge fund and a legacy earnings tax relief 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**.

Sens. Rummel, Cory and Rep. Vetter introduced:

**SB 2152:** 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 **Agriculture and Veterans Affairs Committee**.

Sens. Dwyer, Sorvaag, Weber and Reps. Brandenburg, Mitskog, Hagert introduced:

**SB 2153:** A BILL for an Act to amend and reenact subsection 9 of section 61-02-02 of the North Dakota Century Code, relating to water conveyance projects and works.

Was read the first time and referred to the **Energy and Natural Resources Committee**.

Sens. Cleary, Meyer, Thomas and Reps. Bahl, Monson, Nelson introduced:

**SB 2154:** A BILL for an Act to amend and reenact subsection 13 of section 1-01-49, subsection 4 of section 10-30.5-01, and section 40-57.1-02 of the North Dakota Century Code, relating to the definition of primary sector business.

Was read the first time and referred to the **Industry and Business Committee**.

Sens. Cleary, Bekkedahl and Reps. Bosch, Steiner introduced:

**SB 2155:** A BILL for an Act to amend and reenact subsection 5 of section 20.1-03-11 of the North Dakota Century Code, relating to gratis antelope licenses.

Was read the first time and referred to the **Energy and Natural Resources Committee**.

Sen. Cleary introduced:

**SB 2156:** A BILL for an Act to amend and reenact sections 16.1-08.1-02.3, 16.1-08.1-04.1, and 16.1-08.1-06.1 of the North Dakota Century Code, relating to campaign disclosure statements for statewide and legislative candidates and measure committees, and fees for the filing of late statements or reports; and to repeal section 16.1-08.1-03.1 of the North Dakota Century Code, relating to special requirements for statements required of persons engaged in activities regarding ballot measures.

Was read the first time and referred to the **State and Local Government Committee**.

Sens. Schaible, Luick, Myrdal and Reps. Holle, Kempenich, Beltz introduced:

**SB 2157:** A BILL for an Act to provide for a legislative management study relating to the creation of a farm safety insurance discount program.

Was read the first time and referred to the **Agriculture and Veterans Affairs Committee**.

Sens. Schaible, Myrdal and Reps. Monson, Hatlestad introduced:

**SB 2158:** A BILL for an Act to amend and reenact section 15.1-12-29 of the North Dakota Century Code, relating to the distribution of the unobligated cash balance of a dissolved school district; and to declare an emergency.

Was read the first time and referred to the **Finance and Taxation Committee**.

#### **FIRST READING OF SENATE CONCURRENT RESOLUTION**

Legislative Management introduced:

(Budget Section)

**SCR 4001:** 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**.

The Senate stood adjourned pursuant to Senator Klein's motion.

**Shanda Morgan, Secretary**