

March 26, 2025



NORTH  
**Dakota** | Water Resources  
Be Legendary.

# COMMITTEE WORK: SENATE APPROPRIATIONS E&E DIVISION

# HB 1020

Senate Appropriations Committee | House Bill 1020 | 69<sup>th</sup> Legislative Assembly



# UPDATED REVENUES AVAILABLE FOR APPROPRIATION

2023-25 Estimated Turnback:	\$15,643,331
Oil Extraction Tax:	\$354,510,000
SWPP Capital Repayments:	\$13,000,000
Interest Income:	\$16,000,000
Transfer to Renewable Energy Fund:	(\$3,000,000)
Transfer to Energy Conservation Fund:	(\$1,200,000)
<b>Subtotal RTF Available Funds:</b>	<b>\$394,953,331</b>

Repay WIRLF:	(\$35,000,000)
DWR Operations House Version:	(\$44,446,601)
Add Back Operational Savings:	\$1,283,345
<b>Subtotal RTF Available for Projects:</b>	<b>\$316,790,075</b>

Water Projects Stabilization Fund:	\$42,500,000
BND Line of Credit:	\$150,000,000
<b>Total Available Funds:</b>	<b>\$509,290,075</b>

Total Available for 2025-2027  
Water Projects: **\$509,290,075**



# SENATE PROPOSAL

**TOTAL PROJECTS = \$499.6M**

Includes A \$150M Line Of Credit (LOC)

**\$298.6M**

LARGE  
REGIONAL

RRVWSP \$150M  
WAWS \$35M  
NAWS \$12.6M  
SWPP\* \$101M

**\$86M**

FLOOD  
CONTROL

MOUSE RIVER \$65M  
VALLEY CITY \$13M  
DEVILS LAKE \$1M  
OTHER \$7M

**\$90M**

WATER  
SUPPLY

RURAL \$55M  
MUNICIPAL \$35M

**\$15M**

GENERAL  
WATER

CONVEYANCE \$12M  
OTHER \$3M

**\$10M**

DISCRETIONARY

\$35M Cash From RTF To Repay Water  
Infrastructure Revolving Loan Fund (WIRLF) LOC

**2025-2027 PURPOSE FUNDING: ENGROSSED HB 1020<sup>3</sup>**



# PROPOSED CHANGES TO ENGROSSED HB 1020

- As A Result Of Uncertainty Of Federal Funding
  - Remove 1 FTE And Requested Funding For The Assistant NFIP Coordinator
  - Remove 1 FTE And Requested Funding For The RiskMAP Program Specialist
  - Remove Federal Spending Authority Of \$2,051,788
- Remove One-Time Funding In Operating Expenses Of \$600,000 For The Missouri River Intakes Study
- Remove Ongoing Funding From Operating Expenses For Utilities Related To The Operation Of The Devils Lake Outlets Of \$600,000
- Board Of Water Well Contractor Adjustments Requested As A Result Of SB 2308 Passing.
  - Salaries And Wages: Reduce \$30,000 (\$36,023 Will Remain)
  - Operating Expenses: Increase \$45,100 (Ongoing \$15,100 For Travel, Conference Fees, Legal Services, Public Notices, etc. and \$30,000 One-Time Transition Costs)
  - Total Appropriation Related To Changes For The Board Of Water Well Contractors Is \$81,123



# APPROPRIATION AUTHORITY FOR BOARD OF WATER WELL CONTRACTORS SPECIAL FUNDS

## **SB 2308:**

Passed Senate  
Do Pass House Government and  
Veteran Affairs Committee

Board of Water Well Contractors Fund:

2023-2024 Inflows = Certification and Testing Fees	\$30,079
2023-2024 Cost to Operate	\$39,668
<b>Approximate Remaining Balance in Fund:</b>	<b>\$49,058.33</b>



# OPERATIONAL SAVINGS: FTE REQUESTS

FTE Requests	Executive Recommendation	
	Federal Funds	Special Funds
Accountant/Budget Specialist	-	\$312,774
Deputy Director	-	\$482,253
NAWS Operator (Water Rate Funded)	-	\$380,893
General Counsel	-	\$482,253
<del>Assistant NFIP Coordinator</del>	<del>\$250,028</del>	<del>\$83,345</del>
<del>RiskMAP Program Specialist</del>	<del>\$372,004</del>	<del>\$0</del>
Silver Jackets Coordinator	\$0	\$15,533
<b>TOTAL</b>	<b>\$0</b>	<b>\$1,673,706</b>
<b>TOTAL ALL FUNDS</b>	<b>\$1,673,706</b>	
<b>TOTAL FTE</b>	<b>5</b>	

# ADDING AUTHORITY FOR FEDERAL FUNDS ALLOWS DWR TO ADJUST SHOULD FUNDS BECOME AVAILABLE

**SECTION 4. ADDITIONAL INCOME - APPROPRIATION - REPORT.** In addition to the amounts appropriated in section 1 of this Act, any additional amounts in the resources trust fund and water commission fund which become available are appropriated to the department of water resources for the purpose of providing funding for water projects and grants, for the period beginning with the effective date of this Act, and ending June 30, 2027. Any additional amounts in the resources trust fund must be allocated equally between municipal water supply grants and rural water supply grants. Any additional amounts in the water commission fund must be allocated to the project for which the funding was intended. The director of the department of water resources shall report to the legislative management on the use of any additional appropriation authority pursuant to this section.



Add "federal funds"



# CHANGE MISSOURI RIVER INTAKE PROJECT FROM ONE-TIME FUNDING TO STUDY

SECTION XX. DEPARTMENT OF WATER RESOURCES STUDY – MISSOURI RIVER INTAKE SITES STUDY PHASE TWO - REPORT. During the 2025-26 interim, the department of water resources shall study or conduct a field investigation as phase two of the departments study of Missouri River intakes study of select intake sites identified in phase one of the Missouri River intakes study conducted during the 2023-25 biennium. Funding for the study is included in the appropriation in the discretionary funding line item in section 1 of this Act. The department of water resources shall report to the legislative management during the 2025-26 interim and to the appropriations committees of the seventieth legislative assembly regarding the status of and any recommendations from phase two the Missouri River intakes study.



# EMERGENCY CLAUSE FOR DROUGHT DISASTER LIVESTOCK PROGRAM

<sup>1040</sup>  
**HB ~~1044~~:**

Passed House 90-0  
Passed Senate 45-0

SECTION 24. EMERGENCY. The following are declared to be an emergency measure:

1. This Act; and
2. House Bill No. 1044, as approved by the sixty-ninth legislative assembly.

# BND LINE OF CREDIT CLARIFICATION

SECTION 12. BANK OF NORTH DAKOTA LINE OF CREDIT - WATER INFRASTRUCTURE REVOLVING LOAN FUND - TRANSFER. The ~~Bank of North Dakota shall extend~~ department may request a line of credit from the Bank of North Dakota not to exceed \$100,000,000 ~~to the department of water resources~~ to be transferred to the water infrastructure revolving loan fund as requested by the director of the department of water resources to provide local cost-share loans for projects approved by the state water commission pursuant to section 6-09-49.2. The interest rate associated with the line of credit must be the prevailing interest rate charged to North Dakota government entities. The department of water resources shall request a deficiency appropriation from the seventieth legislative assembly to repay the line of credit.



# LINES OF CREDIT ADJUSTMENTS

SECTION 13. 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~~ department may request a line of credit from the Bank of North Dakota not to exceed one hundred-fifty 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. If the moneys available at the end of each biennium are not sufficient to repay the line of credit, the department of water resources shall request from the legislative assembly a deficiency appropriation to repay the line of credit. 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 project and up to~~ fifty million dollars for the southwest pipeline project ~~and one-hundred million dollars for water projects. during the biennium beginning July 1, 2023~~2025, and ending June 30, 2025~~2027~~.

SECTION XXXX. LEGISLATIVE INTENT. It is the intent of the sixty-ninth legislative assembly that the department of water resources utilize capital repayments from the southwest pipeline project for repayment of the fifty million dollar line of credit provided for the southwest pipeline project in Section 61-02-79.