

2025 SENATE APPROPRIATIONS

SB 2024

DEPARTMENT 303 - DEPARTMENT OF ENVIRONMENTAL QUALITY 2025-27 BASE-LEVEL BUDGET

Base Budget - Summary

	<u>Base Level</u>
Salaries and wages	\$38,756,030
Operating expenses	15,457,832
Capital assets	1,013,500
Grants	<u>37,198,118</u>
Total all funds	\$92,425,480
Less other funds	<u>76,074,697</u>
Total general fund	\$16,350,783
Full-time equivalent (FTE) positions	173.00

The Department of Environmental Quality (DEQ) is organized in seven divisions--Air Quality, Chemistry, Water Quality, Municipal Facilities, Waste Management, Accounting, and the Office of Director.

Selected Base Budget Information

	General Fund	Other Funds	Total
1. Includes salary and benefits funding for 173.00 FTE positions, including temporary salaries	\$12,772,055	\$25,983,975	\$38,756,030
2. Includes funding for operating expenses primarily related to travel, rental expenses, repairs, information technology-related expenditures, professional fees and services, and chemistry laboratory supplies	\$3,553,928	\$11,903,904	\$15,457,832
3. Includes base budget funding for capital projects, including extraordinary repairs and equipment greater than \$5,000	\$4,800	\$1,008,700	\$1,013,500
4. Includes funding for grants	\$20,000	\$37,178,118	\$37,198,118

Continuing Appropriations

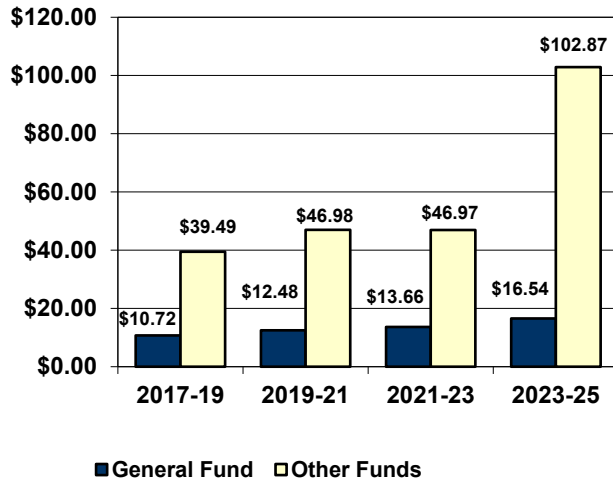
Environmental quality restoration fund - North Dakota Century Code Section 23.1-10-02 - Allows DEQ to provide immediate and timely response to catastrophic events that threaten the public and environmental health and when the responsible party is late in responding or cannot be located. The fund is to be administered by DEQ and may be used by the department for costs of environmental assessment, removal, corrective action, or monitoring as determined on a case-by-case basis. If, on the first day of July in any year, the amount of uncommitted or unrestricted money in the environmental quality restoration fund is more than \$5,000,000, the amount in excess of \$5,000,000 must be transferred to the general fund. The balance in the fund as of June 30, 2024, was \$7,706,264. After deducting the outstanding obligations, \$2,392,956 was transferred to the general fund.

Petroleum tank release compensation fund - Section 23.1-12-29 - Provides a continuing appropriation to DEQ to reimburse claims made under the chapter.

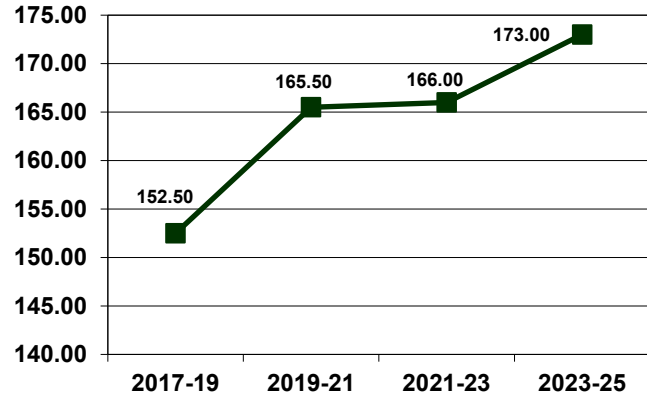
Historical Appropriations Information

Agency Appropriations and FTE Positions

Agency Funding (Millions)



FTE Positions



Ongoing General Fund Appropriations

	2015-17	2017-19	2019-21	2021-23	2023-25
Ongoing general fund appropriations	N/A	\$10,724,151	\$12,480,922	\$12,661,075	\$16,350,783
Increase (decrease) from previous biennium	N/A	N/A	\$1,756,771	\$180,153	\$3,689,708
Percentage increase (decrease) from previous biennium	N/A	N/A	16.4%	1.4%	29.1%
Cumulative percentage increase (decrease) from 2015-17 biennium	N/A	N/A	N/A	N/A	N/A

Major Increases (Decreases) in Ongoing General Fund Appropriations

2017-19 Biennium

1. Removed 1 FTE electronics technician II position from the Air Quality Division of the Environmental Health Section and related funding for salaries and wages (\$111,233)
2. Adjusted the funding source for litigation fees related to the Environmental Protection Agency lawsuit to provide funding from the strategic investment and improvements fund instead of the general fund (\$500,000)

2019-21 Biennium

1. Removed 3 FTE positions, including 1 FTE administrative assistant, 1 FTE office assistant, and 1 FTE legal assistant, and related funding for salaries and wages (\$94,123)
2. Added 2 FTE positions and related funding from the general fund and the petroleum release compensation fund for salaries and wages and operating expenses to transfer the petroleum tank release program from the Insurance Department to DEQ \$297,217
3. Added 2 FTE positions and funding for salaries and wages in the 1st year of the biennium related to the state assuming primacy over the Quad O and Quad Oa federal air pollution programs \$384,356
4. Added 8 FTE positions and funding in the 2nd year of the biennium related to the state assuming primacy over the Quad O and Quad Oa federal air pollution programs \$1,056,767
5. Reduced funding for operating expenses related to training water treatment system operators to provide a total of \$125,000 from the general fund (\$55,000)
6. Added funding for Microsoft Office 365 licensing expenses \$20,048

2021-23 Biennium

1. Decreased funding for temporary salaries (\$138,050)
2. Transferred 1 FTE computer and network specialist III position to the Information Technology Department for the information technology (IT) unification initiative, including a decrease in salaries and wages and an increase in operating expenses \$2,022

3. Removed 2 FTE environmental scientist II positions paid from the general fund and restored other positions from special funds (\$360,800)
4. Decreased funding for operating expenses (\$614,873)
5. Increased funding for cost to continue operating expenses and grants, including funding to fully fund the Quad O and Quad Oa program, increases in IT data processing, IT equipment, and repairs \$362,474

2023-25 Biennium

1. Added funding for 1 FTE human resource director position in the Office of the Director and related operating expenses of \$15,165 \$94,718
2. Added funding for 1 FTE assistant director in the Office of the Director and related operating expenses of \$15,167 \$127,704
3. Added funding for 1 FTE civil rights and environmental justice position in the Office of the Director and related operating expenses of \$25,168 \$85,341
4. Added funding for 1 FTE accountant budget specialist III position in the Office of the Director and related operating expenses of \$10,500 \$80,141
5. Added equity funding for salaries and wages to reclassify chemist and environmental scientist positions \$2,000,000
6. Added funding for operating expenses related to laboratory information management system maintenance and hosting \$280,000

One-Time General Fund Appropriations

	2015-17	2017-19	2019-21	2021-23	2023-25
One-time general fund appropriations	N/A	\$0	\$0	\$1,000,000	\$187,800

Major One-Time General Fund Appropriations

2017-19 Biennium

None \$0

2019-21 Biennium

None \$0

2021-23 Biennium

1. Added one-time funding for a laboratory information management system \$1,000,000

2023-25 Biennium

1. Added one-time funding for operating expenses related to chemistry laboratory inflation \$116,800
2. Added one-time funding for operating expenses for environmental data system development \$71,000



Agency Department of Environmental Quality
Department No. 303
2025 Senate Bill No. 2024

EXECUTIVE BUDGET RECOMMENDATION
2025-27 BIENNIUM

Budget Summary

	FTE Positions	General Fund	Other Funds	Total
Executive budget recommendation	174.00	\$19,246,146	\$113,282,487	\$132,528,633
Base level	173.00	16,350,783	76,074,697	92,425,480
Increase (decrease)	1.00	\$2,895,363	\$37,207,790	\$40,103,153
Percentage increase (decrease)	0.6%	17.7%	48.9%	43.4%

NOTE:

More detailed information on the executive budget recommendation is attached as Appendix A.

A copy of the draft appropriations bill reflecting the executive budget recommendation is attached as Appendix B.

Selected Highlights

- Salary increases of up to 4 percent effective July 1, 2025, and 3 percent effective July 1, 2026
- Health insurance increase of \$250 per month (15.23 percent), from \$1,643 to \$1,893, per employee
- Adds funding to replace 2023-25 biennium new and vacant FTE pool amounts
- Adds \$353,402 of ongoing funding from special funds from fees for 1 FTE chemist position and related operating expenses and **one-time funding** of \$943,200 from special funds from fees for operating expenses and capital assets for computers and laboratory equipment to establish a program to test water for emerging contaminants
- Adjusts funding for operating expenses and grants, including increases of \$284,973 from the general fund and \$2,830,583 from special funds and a decrease in funding of \$294,483 from federal funds, to provide net increases of \$2,227,614 in the operating expenses line item and \$593,459 in the grants line item for base budget changes, cost to continue adjustments, and information technology (IT) rate increases
- Adds \$718,074 from the general fund for ongoing operating expenses related to the new chemistry laboratory, including rent, supplies, and IT
- Increases funding from special funds from fees by \$72,000, including ongoing funding of \$67,000 and **one-time funding** of \$5,000 for operating expenses to expand test availability for the water and wastewater operator certification program
- Adds \$960,000 from the petroleum tank release fund for operating expenses, including \$260,000 of ongoing funding and \$700,000 of **one-time funding**, related to a new database
- Increases funding from federal funds by \$1,275,900 and decreases funding from the general fund by \$4,800 and special funds by \$151,000 for base budget adjustments to capital assets to provide a net increase of \$1,120,100
- Increases funding from federal funds by \$25,132,000 and decreases funding from special funds by \$2,985,118 for base budget adjustments to grants to provide a net increase of \$22,146,882
- Adds \$3,575,186 of **one-time funding** from the strategic investment and improvements fund (SIIF) for operating expenses related to the new chemistry laboratory, including office and IT equipment, maintenance, wireless connectivity, and security (\$700,186) and to moving the chemistry laboratory (\$1,500,000) and for capital assets related to the new chemistry laboratory (\$1,375,000)

Deficiency Appropriations

There are no deficiency appropriations for this agency.

Significant Audit Findings

There are no significant audit findings for this agency.

Agency Fees

As reported to the Legislative Management, pursuant to North Dakota Century Code Section 54-35-27, this agency has 12 fees. The agency recommended the antifreeze registration fee be discontinued or transferred to another state agency.

Major Related Legislation

House Bill No. 1058 - Provides for Department of Environmental Quality regulation of aboveground storage tanks, including fees for permits and licensing.

Senate Bill No. 2110 - Allows water distribution and wastewater system operator certificate exams to be given by a third-party testing service and would allow the fees for the exams to be set in North Dakota Administrative Code. A fiscal note prepared by the department indicates revenue and expenses would both increase approximately \$72,000 for the cost of the third-party testing service and revenue related to the additional fees collected to cover the third-party testing service cost.

NOTE:

Please see the Fiscal Impact Report for additional information regarding bills under consideration which contain either a state revenue impact, an appropriation, or a state fiscal impact.



Department of Environmental Quality - Budget No. 303
Agency Worksheet - Senate Bill No. 2024

	Executive Budget			
	FTE Positions	General Fund	Other Funds	Total
2025-27 Biennium Base Level	173.00	\$16,350,783	\$76,074,697	\$92,425,480
2025-27 Ongoing Funding Changes				
Base payroll changes		(\$6,473)	\$676,352	\$669,879
Salary increase		623,419	1,311,475	1,934,894
Health insurance increase		332,260	712,659	1,044,919
Adds back funding to replace 2023-25 biennium new FTE pool		364,806	1,407,442	1,772,248
Adds back funding to replace 2023-25 biennium vacant FTE pool		583,104	1,388,192	1,971,296
Adds funding from special funds from fees for 1 FTE chemist position and related operating expenses to establish a program to test water for emerging contaminants	1.00		353,402	353,402
Base budget changes to operating expenses		(508,475)	1,652,430	1,143,955
Increases funding for operating expenses related to IT rate increases		26,244	168,158	194,402
Increases funding for operating expenses and grants for cost to continue information technology and rent		767,204	715,512	1,482,716
Increases funding for ongoing operating expenses related to the new chemistry laboratory, including rent, supplies, and IT		718,074		718,074
Increases funding from special funds from fees for operating expenses related to the water and wastewater operator certification program to expand test availability			67,000	67,000
Increases funding from the petroleum tank release fund for operating expenses related to a new database			260,000	260,000
Base budget changes to capital assets		(4,800)	1,124,900	1,120,100
Base budget changes to grants			22,146,882	22,146,882
Total ongoing funding changes	1.00	\$2,895,363	\$31,984,404	\$34,879,767
One-Time Funding Items				
Adds one-time funding from the strategic investment and improvements fund for operating expenses related to moving the chemistry laboratory			\$1,500,000	\$1,500,000
Adds one-time funding from the strategic investment and improvements fund (SIIF) for operating expenses related to the new chemistry laboratory, including office and IT equipment, maintenance, wireless connectivity, and security			700,186	700,186
Adds one-time funding from special funds from fees for operating expenses related to the water and wastewater operator certification program to expand test availability			5,000	5,000

Adds one-time funding from special funds from fees for operating expenses and capital assets for computers and laboratory equipment to establish a program to test water for emerging contaminants			943,200	943,200
Adds one-time funding from the petroleum tank release fund for operating expense for a new database			700,000	700,000
Adds one-time funding from the strategic investment and improvements fund for capital assets related to the new chemistry laboratory			1,375,000	1,375,000
Total one-time funding changes	0.00	\$0	\$5,223,386	\$5,223,386
Total Changes to Base Level Funding	1.00	\$2,895,363	\$37,207,790	\$40,103,153
2025-27 Total Funding	174.00	\$19,246,146	\$113,282,487	\$132,528,633

Federal funds included in other funds

\$82,443,677

Total ongoing changes - Percentage of base level

0.6%

17.7%

42.0%

37.7%

Total changes - Percentage of base level

0.6%

17.7%

48.9%

43.4%

Other Sections in Department of Environmental Quality - Budget No. 303

Section Description	Executive Budget
FTE position adjustments	Section 3 would authorize the department to increase or decrease authorized FTE positions subject to the availability of funds.
Environment and rangeland protection fund	Section 4 would authorize the department to spend \$250,000 from the environment and rangeland protection fund. Of this amount, \$50,000 is for a grant to the North Dakota Stockmen's Association for the environmental services program.
Petroleum release compensation fund	Section 5 would authorize the department to spend \$1,832,002 from the petroleum release compensation fund for expenses related to the petroleum tank release program.
SIIF	Section 6 would authorize the department to spend \$3,575,186 from the SIIF for expenses related to moving into the new chemistry laboratory and for laboratory equipment purchases.

Sixty-ninth
Legislative Assembly
of North Dakota

SENATE BILL NO. 2024
(Governor's Recommendation)

Introduced by

Appropriations Committee

(At the request of the Governor)

A bill for an act to provide an appropriation for defraying the expenses of the state department of environmental quality and provide a transfer.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF 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 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	<u>37,198,118</u>	<u>22,740,431</u>	<u>59,938,459</u>
Total All Funds	\$92,425,480	\$40,103,153	\$132,528,633
Less Estimated Income	<u>76,074,697</u>	<u>37,207,790</u>	<u>113,282,487</u>
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.



Department of Environmental Quality
Department No. 303
2025 Senate Bill No. 2024

REVISED EXECUTIVE BUDGET RECOMMENDATION
2025-27 BIENNIUM

Budget Summary

	FTE Positions	General Fund	Other Funds	Total
Burgum budget recommendation	174.00	\$19,246,146	\$113,282,487	\$132,528,633
Revisions - Increase (decrease)	0.00	(113,806)	(239,397)	(353,203)
Armstrong budget recommendation	174.00	\$19,132,340	\$113,043,090	\$132,175,430
Base level	173.00	16,350,783	76,074,697	92,425,480
Increase (decrease)	1.00	\$2,781,557	\$36,968,393	\$39,749,950
Percentage increase (decrease)	0.6%	17.0%	48.6%	43.0%

NOTE:

More detailed information on the revised executive budget recommendation is attached as an appendix.

Selected Highlights

- **Salary increases of up to 3 percent effective July 1, 2025, and 3 percent effective July 1, 2026**
- Health insurance increase of \$250 per month (15.23 percent), from \$1,643 to \$1,893, per employee
- Adds funding to replace 2023-25 biennium new and vacant FTE pool amounts
- Adds \$353,402 of ongoing funding from special funds from fees for 1 FTE chemist position and related operating expenses and one-time funding of \$943,200 from special funds from fees for operating expenses and capital assets for computers and laboratory equipment to establish a program to test water for emerging contaminants
- Adjusts funding for operating expenses and grants, including increases of \$284,973 from the general fund and \$2,830,583 from special funds and a decrease in funding of \$294,483 from federal funds, to provide net increases of \$2,227,614 in the operating expenses line item and \$593,459 in the grants line item for base budget changes, cost to continue adjustments, and information technology (IT) rate increases
- Adds \$718,074 from the general fund for ongoing operating expenses related to the new chemistry laboratory, including rent, supplies, and IT
- Increases funding from special funds from fees by \$72,000, including ongoing funding of \$67,000 and one-time funding of \$5,000 for operating expenses to expand test availability for the water and wastewater operator certification program
- Adds \$960,000 from the petroleum tank release fund for operating expenses, including \$260,000 of ongoing funding and \$700,000 of one-time funding, related to a new database
- Increases funding from federal funds by \$1,275,900 and decreases funding from the general fund by \$4,800 and special funds by \$151,000 for base budget adjustments to capital assets to provide a net increase of \$1,120,100
- Increases funding from federal funds by \$25,132,000 and decreases funding from special funds by \$2,985,118 for base budget adjustments to grants to provide a net increase of \$22,146,882
- Adds \$3,575,186 of one-time funding from the strategic investment and improvements fund (SIIF) for operating expenses related to the new chemistry laboratory, including office and IT equipment, maintenance, wireless connectivity, and security (\$700,186) and to moving the chemistry laboratory (\$1,500,000) and for capital assets related to the new chemistry laboratory (\$1,375,000)

Deficiency Appropriations

There are no deficiency appropriations for this agency.

Significant Audit Findings

There are no significant audit findings for this agency.

Agency Fees

As reported to the Legislative Management, pursuant to North Dakota Century Code Section 54-35-27, this agency has 12 fees. The agency recommended the antifreeze registration fee be discontinued or transferred to another state agency.

Major Related Legislation

House Bill No. 1058 - Provides for Department of Environmental Quality regulation of aboveground storage tanks, including fees for permits and licensing.

House Bill No. 1541 - Creates an Environmental Quality Advisory Committee and transfers funds at the end of the biennium, from the State Plumbing Board fund relating to the regulation of septic tanks and septic systems, to the Department of Environmental Quality operating fund.

House Bill No. 1577 - Provides an appropriation of \$50 million from the strategic investment and improvements fund to the Department of Environmental Quality for wastewater infrastructure grants.

House Bill No. 1605 - Relates to the prohibition of water fluoridation and requires Department of Environmental Quality enforcement.

Senate Bill No. 2110 - Allows water distribution and wastewater system operator certificate exams to be given by a third-party testing service and would allow the fees for the exams to be set in North Dakota Administrative Code. A fiscal note prepared by the department indicates revenue and expenses would both increase approximately \$72,000 for the cost of the third-party testing service and revenue related to the additional fees collected to cover the third-party testing service cost.

NOTE:

Please see the Fiscal Impact Report for additional information regarding bills under consideration which contain either a state revenue impact, an appropriation, or a state fiscal impact.



Department of Environmental Quality - Budget No. 303
Agency Worksheet - Senate Bill No. 2024

	Armstrong Executive Budget			
	FTE Positions	General Fund	Other Funds	Total
2025-27 Biennium Base Level	173.00	\$16,350,783	\$76,074,697	\$92,425,480
2025-27 Ongoing Funding Changes				
Base payroll changes		(\$6,473)	\$676,352	\$669,879
Salary increase		509,588	1,072,043	1,581,631
Health insurance increase		332,285	712,694	1,044,979
Adds back funding to replace 2023-25 biennium new FTE pool		364,806	1,407,442	1,772,248
Adds back funding to replace 2023-25 biennium vacant FTE pool		583,104	1,388,192	1,971,296
Adds funding from special funds from fees for 1 FTE chemist position and related operating expenses to establish a program to test water for emerging contaminants	1.00		353,402	353,402
Base budget changes to operating expenses		(508,475)	1,652,430	1,143,955
Increases funding for operating expenses related to IT rate increases		26,244	168,158	194,402
Increases funding for operating expenses and grants for cost to continue information technology and rent		767,204	715,512	1,482,716
Increases funding for ongoing operating expenses related to the new chemistry laboratory, including rent, supplies, and IT		718,074		718,074
Increases funding from special funds from fees for operating expenses related to the water and wastewater operator certification program to expand test availability			67,000	67,000
Increases funding from the petroleum tank release fund for operating expenses related to a new database			260,000	260,000
Base budget changes to capital assets		(4,800)	1,124,900	1,120,100
Base budget changes to grants			22,146,882	22,146,882
Total ongoing funding changes	1.00	\$2,781,557	\$31,745,007	\$34,526,564
One-Time Funding Items				
Adds one-time funding from the strategic investment and improvements fund for operating expenses related to moving the chemistry laboratory			\$1,500,000	\$1,500,000
Adds one-time funding from the strategic investment and improvements fund (SIIF) for operating expenses related to the new chemistry laboratory, including office and IT equipment, maintenance, wireless connectivity, and security			700,186	700,186
Adds one-time funding from special funds from fees for operating expenses related to the water and wastewater operator certification program to expand test availability			5,000	5,000
Adds one-time funding from special funds from fees for operating expenses and capital assets for computers and laboratory equipment to establish a program to test water for emerging contaminants			943,200	943,200

Adds one-time funding from the petroleum tank release fund for operating expense for a new database			700,000	700,000
Adds one-time funding from the strategic investment and improvements fund for capital assets related to the new chemistry laboratory			1,375,000	1,375,000
Total one-time funding changes	0.00	\$0	\$5,223,386	\$5,223,386
Total Changes to Base Level Funding	1.00	\$2,781,557	\$36,968,393	\$39,749,950
2025-27 Total Funding	174.00	\$19,132,340	\$113,043,090	\$132,175,430
<i>Federal funds included in other funds</i>			\$82,333,376	
<i>Total ongoing changes - Percentage of base level</i>	0.6%	17.0%	41.7%	37.4%
<i>Total changes - Percentage of base level</i>	0.6%	17.0%	48.6%	43.0%

2025 SENATE STANDING COMMITTEE MINUTES

Appropriations - Human Resources Division Harvest Room, State Capitol

SB 2024
1/15/2025

A Bill for an Act to provide an appropriation for defraying the expenses of the department of environmental quality.

2:06 p.m. Chairman Dever called the meeting to order.

Members Present: Chairman Dever, Senators Cleary, Davison, Magrum and Mathern

Discussion Topics:

- Agency Overview
- DEQ Accomplishments & Challenges
- Budget overview
- 2025-2027 Governor's Executive Budget Recommendation
- Staffing
- One-Time Funding 2023-2025 Biennium
- One-Time Funding 2025-2027 Biennium
- General & Special Funds Collection
- Audit Findings
- New State Lab
- Lawsuits

2:06 p.m. Chairman Dever introduced the bill.

2:07 p.m. David Glatt, Director, DEQ, testified in favor and submitted testimony #29184.

3:07 p.m. Beth Jacobson, Director of Accounting, DEQ, testified in favor and continued testimony #29184.

3:50 p.m. David Glatt, Director, DEQ, testified in favor and continued testimony #29184.

4:06 p.m. Julie Ellingson, North Dakota Livestock Association, testified in favor.

4:13 p.m. Chairman Dever closed the meeting.

Joan Bares, Committee Clerk



Testimony in Support of
Senate Bill No. 2024
Senate Appropriations Committee
January 15, 2025

TESTIMONY OF

David Glatt, Director of NDDEQ and Beth Jacobson, Director of Accounting

Good afternoon, Chairman Dever and members of the Senate Appropriations Human Resources Committee. My name is David Glatt, and I am director of the North Dakota Department of Environmental Quality (DEQ). The DEQ is responsible for the implementation of many environmental protection programs in the state. I am here today to testify in support of Senate Bill 2024 (SB2024).

As the primary environmental protection agency, we believe in promoting sustainability through actions that support a high-quality environment for current and future generations. We believe that we must be accessible to all North Dakota citizens, transparent in our decisions and accountable for our actions. Our decisions are not based upon agendas but follow the law and appropriate science. At the DEQ we are not "just" regulators we are problem-solving professionals working with industry, municipalities and the public looking for common sense, cost-effective solutions. We look for opportunities where innovation is more effective than increased regulation. We are an in-office workforce promoting the culture of public service.

We acknowledge that we work at the pleasure of the citizens of the state, using public money to implement all our programs. We are aware that North Dakota citizens, through this legislative body, entrust this agency with significant investment to protect public and environmental health. We are obligated to demonstrate our worth through our actions and show a return on this investment.

My testimony today will highlight the following:

- Agency Overview
- Budget Overview
- DEQ Challenges

With me today is the DEQ Director of Accounting, Beth Jacobson, who will present the agency budget and associated information.

North Dakota Department of Environmental Quality

The DEQ implements many public and environmental health protection programs at the state level through state rules and federal authority provided through primacy agreements with the U.S. Environmental Protection Agency (EPA), referred to as “Primacy” agreements. We believe when regulatory programs are administered at the state level, they are more accessible, responsive, accountable, and cost-effective as they are closer to the regulated community.

A list of the various federal/state environmental regulations that the DEQ implements can be found on our website, deq.nd.gov or provided upon request.

Organization Chart and Division Overview

We accomplish our environmental goals through seven divisions that employ 173 FTEs comprised of engineers, scientists of various disciplines, chemists, technicians, accountants, attorneys, and administrative support.

The attached organization chart provides an overview of the DEQ. It identifies key program areas in the divisions of Air Quality, Water Quality, Municipal Facilities, Waste Management, and Chemistry which are supported by the Director’s Office and the Division of Accounting. I will briefly highlight each division by going over the attached fact sheets.

Office of the Director and Division of Accounting-21 FTE

The Office of the Director and Division of Accounting provide policy direction along with various fiscal, administrative, and technical functions. The Boiler Inspection Program and the Petroleum Tank Compensation Fund (PTRCF) Program are also included in the division.

To assist in its regulatory function, the DEQ consults with the Environmental Review Advisory Council, comprised of 13 members representing industry, agriculture, environmental and other state agencies involved with elements of natural resources.

North Dakota Century Code

- NDCC 23.1-01 Department of Environmental Quality
- NDCC 23.1-10 Environmental Emergency Costs
- NDCC 23.1-12 Petroleum Tank Compensation Fund
- NDCC 23.1-16 Boiler Inspection Program

Accomplishments

- The State Auditor’s Office performed an operation audit for the two-year period ending June 2023. The report dated December 18, 2023, found no areas of concern with no audit findings.
- The DEQ received a Climate Pollution Reduction Grant award. The DEQ collected

input from North Dakota residents through 24 input forums in six different communities across the state, and through multiple meetings with community leaders, state government stakeholders, and key economic sectors to produce the first state climate plan aimed at environmental sustainability.

- The DEQ hired our first Deputy Director and Director of Human Resources.

Division of Air Quality - 33 FTE

The Division of Air Quality implements the federal Clean Air Act (CAA) in cooperation with the EPA.

North Dakota Century Code

- NDCC 23.1-06 Air Pollution Control

Accomplishments

- Achieved attainment of all the clean air standards even with our expanding industry. North Dakota is 1 of only 4 states that consistently achieves this level of attainment status.
- Permitted Dakota Carbon Center East Project LLC (DCC East) also known as Project Tundra. Project Tundra is the largest carbon capture and sequestration facility on an existing coal fired power plant.
- Permitted Cerilon Gas-To-Liquids (GTL) North Dakota, the first large scale gas to liquids facility in the United States.

Division of Chemistry – 16 FTE

The Division of Chemistry provides organic and inorganic laboratory analysis services to all DEQ programs, municipal facilities, and private individuals, to meet federal requirements or individual concerns.

North Dakota Century Code

- NDCC 23.1-01-03(4) establish Laboratory
- NDCC 23.1-01-14 Environmental laboratories–Certification required-Fees

Accomplishments

- In coordination with the DHHS and the Laboratory Steering Committee the Chemistry Laboratory is part of the new State Laboratory Building currently under construction on the State Capitol Complex.
- In the 2019-21 biennium, the Chemistry Laboratory received funding for a new Laboratory Information Management System (LIM System) large IT project which continued into the 2021-23 biennium. Despite many obstacles, in January 2025 the new LIM system went live with plans to be fully transitioned to the new LIM System by June 2025.

- Re-integrated the North Dakota Environmental Laboratory Certification Program (NDELCP) into the Chemistry Division.

Division of Municipal Facilities - 32 FTE

The Division of Municipal Facilities is responsible for implementing the state Safe Drinking Water Act which includes the management of two revolving loan funds. These programs combine to ensure safe drinking water and appropriate wastewater treatment.

North Dakota Century Code

- NDCC 23.1-07 Operator Certification, Training, and Inspections Program
- NDCC 61-28.2 Clean Water State Revolving Loan Fund Program (CWSRF)
- NDCC 61-28.1 Drinking Water State Revolving Loan Fund Program (DWSRF)
- NDCC 61-28.1 Drinking Water Program

Accomplishments

- North Dakota has over a 99% compliance rate with health-based drinking water regulations. This includes 308 of 310 drinking water systems affected by the new Lead and Copper Rule Revision who have submit lead service line inventories.
- The DWSRF provided nearly \$8 million to nearly 250 public water systems to assist them with completing of the lead service line inventories required by the Lead and Copper Rule Revisions. The department coordinated with seven (7) vendors to provide this assistance over the course of just one year. This was highly valuable to these water systems because they had limited resources to complete the work themselves and would have faced violations if they had not completed an inventory.
- The CWSRF and DWSRF coordinated with the North Dakota Department of Transportation (NDDoT) to identify and eliminate barriers to providing co-funding on projects. Federal requirements between the two programs are not consistent and are sometimes contradictory. We were able to determine a path forward that will allow Fargo and Mandan to take advantage of the efficiencies of replacing water and sewer mains in conjunction with road projects.

Division of Waste Management - 34 FTE

The Division of Waste Management implements regulatory and nonregulatory programs to ensure the proper handling, transportation, and disposal of non-hazardous and hazardous waste. It also regulates the operation, construction, and monitoring of underground fuel storage tanks.

North Dakota Century Code

- NDCC 23.1-02 Radiation
- NDCC 23.1-03 Ionizing Radiation Development
- NDCC 23.1-04 Hazardous Waste Management
- NDCC 23.1-08 Solid Waste Management and Land Protection

- NDCC 23.1-13 Petroleum Products
- NDCC 23.1-14 Antifreeze Regulation
- NDCC 23.1-15 Abandoned Motor Vehicles

Accomplishments

- Two waste piles of wind blades were reported, each with many decommissioned wind blades. The DEQ worked with industry to identify responsible parties and ensured timely cleanup of piles and avoided formal enforcement.
- Through a competitive application process, received a \$500,000 federal award for radon awareness and mitigation. The award provides funding for a radon awareness campaign, radon testing, and installment of radon mitigation systems in low-income residences. The DEQ is partnering with the Department of Health and Human Services (DHHS), North Dakota Cancer Coalition, and Community Action Partnership of North Dakota.
- Implemented a process where voluntary remediation of contaminated sites qualify for liability protection for voluntary actions by non-responsible parties. There was significant interest with 12 active voluntary cleans-ups across the state.

Division of Water Quality – 37 FTE

The Division of Water Quality implements programs to maintain and improve the quality of surface water and groundwater resources for beneficial use. Beneficial use is defined as water for consumption, recreational, industrial, aquatic habitat, and agricultural uses.

North Dakota Century Code

- NDCC 23.1-11 Ground Water Protection
- NDCC 61-28 Surface Water

Accomplishments

- Twenty-six (26) local Non-Point Source 319 programs supported North Dakota agricultural producers by providing over \$3 million in funding and guidance for implementing conservation practices.
- Resolved a \$12.5 million enforcement case for the discharge of oil into Ash Coulee Creek in the badlands of western North Dakota.
- The North Dakota Pollution Discharge Elimination System (NDPDES) program maintained a low rate of significant noncompliance for effluent violations of less than 1%, a tenth of the national target.

Budget Testimony

Good afternoon, Chairman Dever and members of the Senate Human Resources Appropriation Committee. My name is Beth Jacobson, I am the Director of Accounting for the DEQ. I will be covering the budget portion of the testimony in support of SB2024.

I will first address the base-level budget and walk through the budget changes in support of Governor Armstrong's 2025-27 Executive Recommendation. I will touch base on each budget line and budget detail. I will wrap up by covering a few specific budget related items that were requested.

2025 – 2027 Summary of the Governor's Executive Recommendation

In the summarized table below, you will note a significant increase in several budget lines. The increases are mainly due to restoration of Vacant FTE Pool funding, federal Infrastructure Investment and Jobs Act (IIJA) funding, and one-time special funding related to the new Chemistry Laboratory. In the next charts, I will highlight the changes by appropriation line then by funding source.

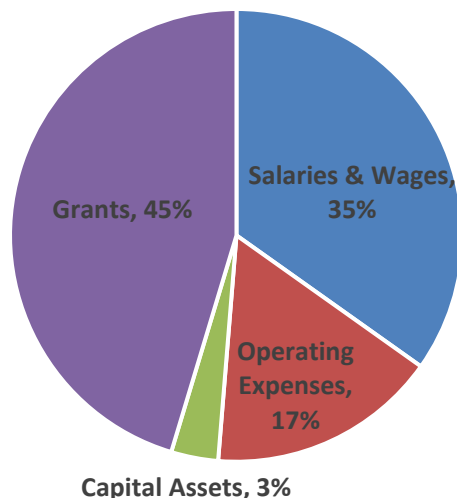
Category	2025-27 Base Level Budget	Executive Increase/ (Decrease)	2025-27 Executive Recommendation	Percent
Salaries & Wages	38,756,030	7,277,935	46,033,965	35%
Operating Expenses	15,457,832	6,296,574	21,754,406	17%
Capital Assets	1,013,500	3,435,100	4,448,600	3%
Grants	37,198,118	22,740,341	59,938,459	45%
Total By Line	92,425,480	39,749,950	132,175,430	100%

Category	2025-27 Base Level Budget	Increase/ (Decrease)	2025-27 Executive Recommendation	Percent
General Fund	16,350,783	2,781,557	19,132,340	15%
Federal Funds	53,472,646	28,860,730	82,333,376	62%
Special Funds	22,602,051	8,107,663	30,709,714	23%
Total by Fund	92,425,480	39,749,950	132,175,430	100%

FTE	173	1	174
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2025–2027 Summary of the Governor’s Executive Recommendation by Line

2025-27 Executive Recommendation by Line



Salaries and Wages

Salaries and wages make up \$46 million or 35 percent of the budget. The increase in the salaries line item is attributed to the executive compensation package, the restoration of the Vacant FTE Pool funding, the cost-to-continue for the fiscal year 2025 pay increases, an increase to fund 1 FTE in the Chemistry Laboratory, and a small increase in the temporary employee line.

Operating Expenses

The operating line budget totals just under \$21.8 million making up just under 17 percent of DEQ’s budget. The operating expense increase is mainly due increase in rent, an increase in information technology costs including NDIT data processing and IT contracts, one-time/on-going funding for the new laboratory, and funding for a PTRCF database.

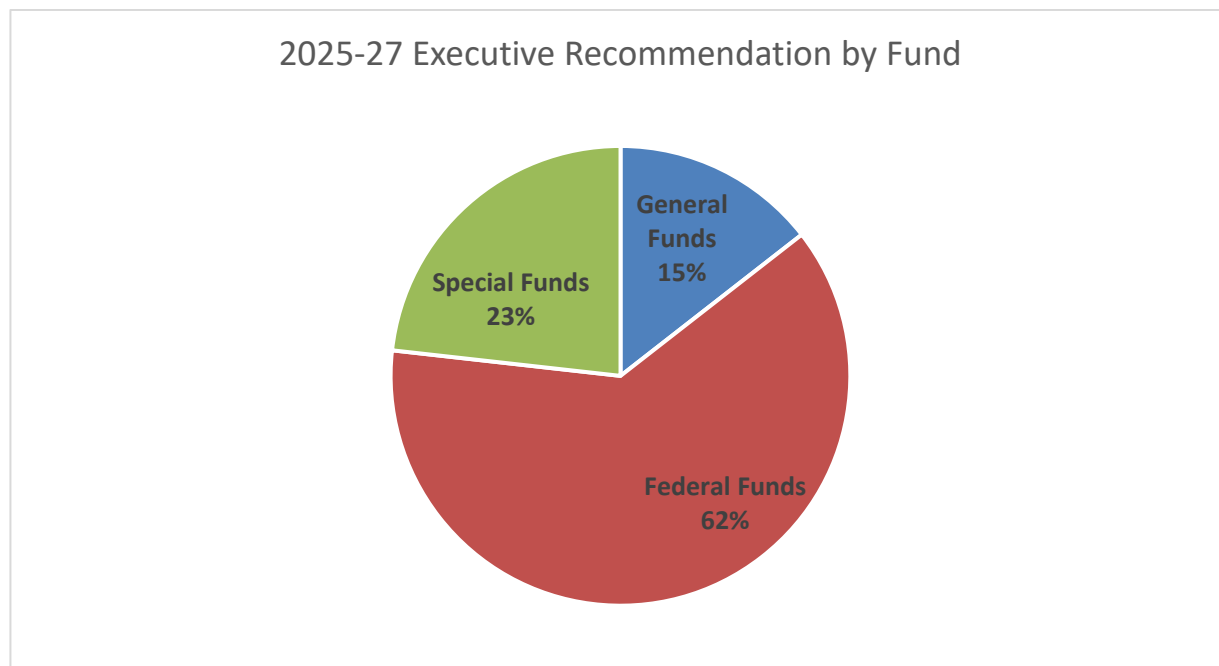
Capital Assets

Capital assets of \$4.4 million make up only 3 percent of the DEQ’s total budget. The Capital asset line includes funding for extraordinary repairs for the Environmental Training Center, and equipment over \$5,000. The increase in the Capital assets line is mainly for the Chemistry Laboratory and federal funded equipment in the air monitoring program.

Grants

Grants, which are sub-awards to local entities within the state, total \$59.9 million and make up 45 percent of our budget. The increase in the grant line of \$22.7 is mainly due to IJA funds for Small and Disadvantage Communities Drinking Water System grants.

2025–2027 Summary of the Governor’s Executive Recommendation by Fund



General Funds

As noted in the above chart, the DEQ’s 2025-27 recommended budget is funded by 15 percent general funds, 62 percent federal funds, and 23 percent special funds. The Executive Recommendation includes \$19 million in general funds with an increase of \$2.8 million. The increase in general funds restores the Vacant FTE Pool funding, supports the executive compensation package, adds funds to support base cost-to-continue increases in rent and NDIT, and provides much needed funds to support the new Chemistry Laboratory.

Federal Funds

Federal funds total just over \$82 million with an increase of \$29 million. The increase in federal funds is mainly due to IJJA funds in the Municipal Facilities Division. The status of our federal funding is uncertain. With that uncertainty, we prepared our budget by assuming that federal grant amounts will essentially hold even, except as just previously noted. As we proceed through the next biennium we will have to adjust our budget, operations, and possibly staffing if federal funding changes from the amounts included in our budget request.

Special Funds

Special funds make up just under \$31 million which is an increase of \$8 million. The increase in special funds restores the Vacant FTE Pool funding, funds the executive compensation package, provide funds for PTRCF database, and supports the one-time costs for the new Chemistry Laboratory which includes moving, one-time set-up, and equipment/supplies needs for the new laboratory. The increase in one-time funding for Chemistry Laboratory is Strategic Investment and Improvement Funds (SIIF).

2023-25 New FTE Positions and OMB Vacant Funding Pool Requests

In the 2023-25 biennium the DEQ received seven new FTE positions with all but one of the positions filled. The only position we didn't fill is the Chemist position for lead and copper sampling funded with special funds. Since the Lead and Copper rule was delayed, there wasn't a need to fill the Chemist position. We still plan to fill the position once the rule is finalized. Below is a summary of 2023-25 biennium new FTE positions.

- Deputy Director – November 1, 2024
- Non-Discrimination & Environmental Justice Program Manager – July 1, 2023
- Accountant Budget Specialist – July 1, 2023
- Director of Human Resources – November 1, 2023, recently vacated in process of filling
- Environmental Engineer – July 1, 2023
- Environmental Scientist – July 1, 2023
- Chemist – Vacant

With the new 2023-25 positions filled, I just submitted a request from the OMB Vacant Funding Pool for \$1.27 million. I am currently reviewing the positions vacant on July 1, 2023, and plan to request the funds from the Vacant FTE Funding Pool.

Employee Turnover and OMB Vacancy Report

Employee recruitment and retention is a high priority for DEQ. From July 1, 2024, through October 31, 2024, the DEQ reported just over \$2 million in vacancy saving with average vacant FTE per month 15 FTE. The DEQ used a minimal amount of the vacant position saving for accrued leave payout, overtime, and temporary pay increases due to high turnover in staff in critical sampling season.

One-Time Funding 2023-25 Biennium

In the 2023-25 Biennium the DEQ received one-time funding for four main activities: Chemistry Laboratory inflation (\$116,800 GF), IJJA funds for the State Revolving Fund (SRF) program (\$502,350 FF), environmental data systems (\$1,365,444 GF/FF), and grant funding authority for the State Revolving Fund programs (\$25 million FF). The one-time funding for the Chemistry Laboratory inflation will be fully expended. The Chemistry Laboratory continues to see increases in laboratory supplies, shipping, repairs, and services.

A majority of the one-time funding for the State Revolving Fund (SRF) programs was for IT Contractual Services and to purchase a piece of laboratory equipment. The IT project which upgraded the Drinking Water Portal for the lead service line reports was completed and the equipment for Lead and Copper sample testing was purchased in December 2024.

The one-time funds for the environmental data systems package included four separate projects: a Pollution Discharge Elimination System (PDES) program database, an Ambient Water

Quality data tracking system, a Solid Waste database, and a fiscal electronic document system. We anticipate the PDES and the Ambient database projects to be completed in the current biennium. The Solid Waste database secured federal grant funding but will not be completed in 2023-25 biennium. The project is budgeted in the 2025-27 budget. The DEQ will not move forward with the fiscal electronic document system and will turn back the general fund authority.

The \$25 million one-time grant funding authority was added to our appropriation bill during the legislative session. However, there wasn't a federal funding source associated with the authority.

One-Time Funding 2025-27 Biennium

The executive recommendation includes a little over \$5 million of one-time funding. A majority of the one-time funding is related to the new State Laboratory. The one-time funding for the laboratory covers the moving costs, new lab set up costs not covered by the construction budget, and funding to establish a PFAS testing laboratory.

There is \$1.5 million to cover the Chemistry Laboratory moving costs. Moving a lab is very expensive, the manufacturer must move, set up, and calibrate the equipment to ensure proper operation. The Chemistry Laboratory has over 120 pieces of equipment with estimated average moving costs \$12,500 per unit.

There is also one-time funding of just over \$2 million for operating costs and equipment for the Chemistry Laboratory. The operating line is budgeted for IT equipment, funds to cover the UNESCO contract payout, and set up of IT systems in the building which includes door security, wireless systems, and a security system. This package also includes just under \$1.4 million for equipment including refrigerators, a nitrogen gas generator, a hydrogen gas generator, a water filtration system, a mass spectrometer, and a gas chromatograph mass spectrometer. The laboratory one-time funding associated with moving and the new building is budgeted as special funds, Strategic Investment, and Improvements Funds (SIIF).

In addition to the moving/new building one-time funding, the laboratory also has one-time funding for equipment to establish a PFAS testing laboratory. To fully utilize the new facilities, the DEQ would expand lab services by establishing a regional PFAS testing laboratory. The one-time funds budgeted are for supplies and equipment to establish the PFAS laboratory.

Besides the laboratory, the DEQ has one-time funding budgeted for a new PTRCF IT database funded with special funds and minimal one-time funding related to set up costs for proctored Water Operator Certification Training.

Other SB2024 Sections

Currently, the DEQ has no additional sections to add to SB024.

General and Special Funds Collections

The department only has minor collections that are deposited into the state general fund. No changes are anticipated to general fund collections. Special fund collections are expected to remain the same or slight increases. Only one program may see a significant increase in special fund collections.

For the current biennium budget, we budgeted for an 766% increase in testing in the Chemistry Laboratory for the changes to the Lead and Copper rule however, the rule was delayed. If the rule is passed in the 2025-27 biennium, we would see additional special fund collection in the Chemistry Laboratory. The increase in special funds collections in the laboratory would support the FTE and the increase in consumable lab supplies.

Audit Findings

The State Auditor's Office performed an operational audit for the 2021-2023 biennium with no audit findings noted.

Other Bills

Currently, the DEQ is reviewing the legislative bills as they are filed to assess whether they will have significant fiscal or operational impact on the department.

Fiscal Relief Funds

The DEQ wasn't appropriated any federal state fiscal relief funding. The CARES funding for the State Laboratory is in the DHHS appropriation bill.

This concludes my testimony on SB2024. I will now turn it back to Dave Glatt who will cover DEQ Challenges.

DEQ Challenges

The DEQ has a long history of implementing state policies and regulatory programs resulting in high compliance rates and environmental quality. This is accomplished in partnership with industry, municipalities, and other local and state government and working through a cooperative federalism framework with the federal government. We are concerned that the actions of the federal government in the current administration and increased development in the state will challenge the DEQ's ability to maintain or improve environmental and public health quality in North Dakota. Following is a partial list of the challenges facing the agency:

State Federal Relationship – Moving Forward

When federal and state government agencies work together, each acknowledging their relative contributions, often common-sense solutions to environmental challenges are the result. This state-federal relationship is sometimes referred to as cooperative federalism. However, in the recent past the state has struggled with a federal government that consistently ignores our state sovereignty, technical expertise and does not always follow the federal law or applicable science. This approach has manifested in the state finding no alternative other than to challenge federal decisions in court taking considerable staff time and state resources. We are hopeful that with the change in administration we will see an improvement in the state-federal relationship getting back to focusing on clean air, clean water, and livable land. Moving forward we anticipate:

- The establishment of a cooperative- federalism relationship where acknowledgment of state sovereignty, state expertise and following applicable science and the law is the norm.
- The compliance with federal law and meeting federal non-discretionary decision timelines.
- Needing to adjust to stagnant or decreased federal funding of programs.
- Needing to adjust to the agenda and philosophy of a new administration.

Environmental Assimilative Capacity and Evolving Technologies

As the development of the state's natural resources increases, so does the potential impact on environmental quality. Our air sheds, surface and groundwater and landscapes have a finite ability to assimilate environmental contamination. As the impact increases the need for more complex environmental permits and controls are required. This identifies the need for competent environmental professionals who understand when to implement sophisticated control systems and how they should be structured in a required permit. In addition, a knowledge of how the systems operate and are monitored is essential. The DEQ will need to address how best to address this challenge with existing staff.

Increased Regulation Complexity

Compliance with federal/state regulations challenges both the regulated and regulator. This has become even more evident when proposed rules are getting more complex and individual rules cover several hundred to over a thousand pages. Compliance with environmental regulations can become even more difficult in a rural setting where small businesses and communities do not have the human resources, knowledge or financial ability to contract with people who can assist them. With complex new rules and emerging contaminants on the horizon, the DEQ will need to find innovative ways to work with our rural partners to improve compliance outcomes through compliance outreach and technical assistance utilizing existing budgets.

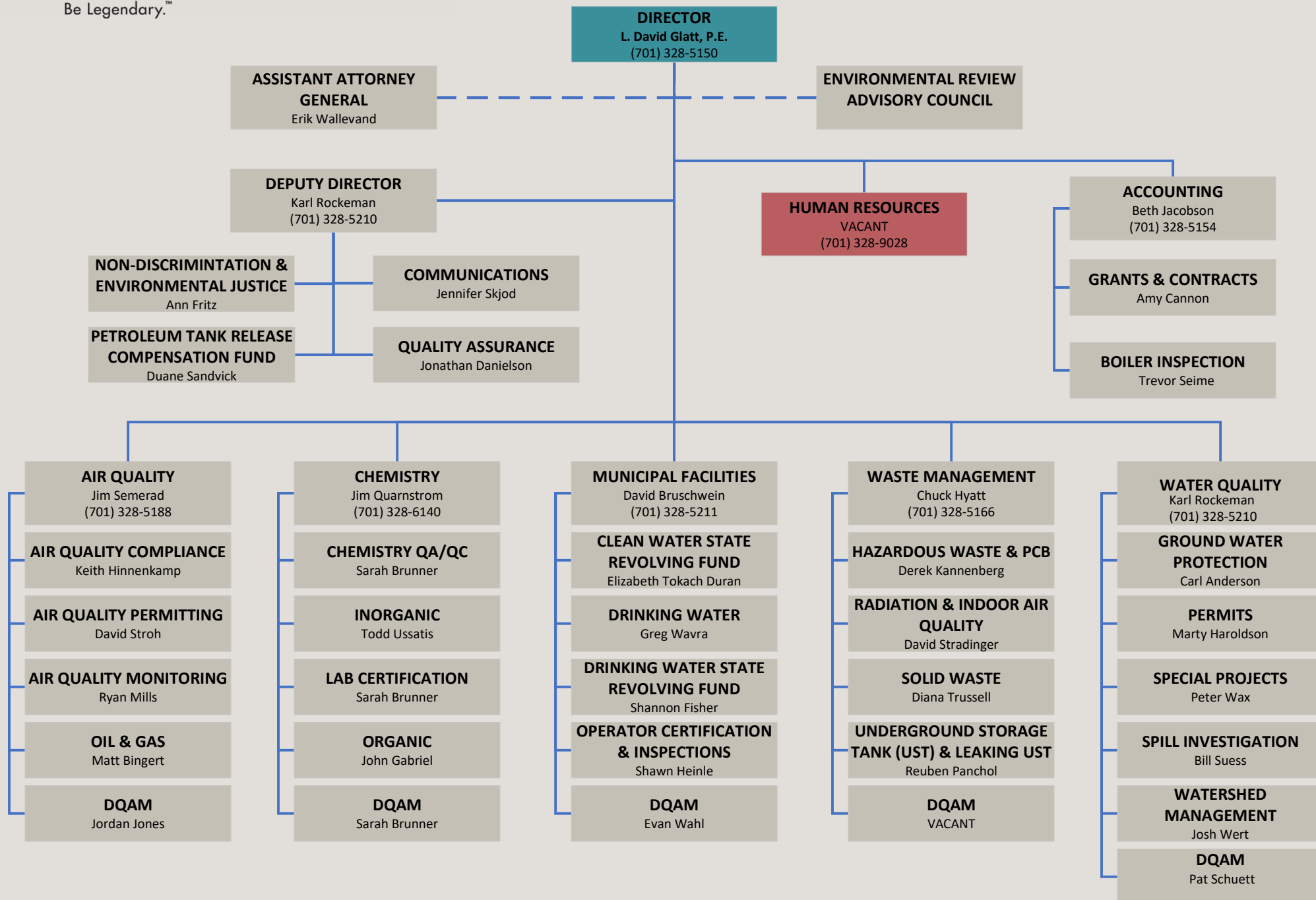
Improved Monitoring and Analytical Methods

Scientific methods and testing instruments are becoming more refined to where we can now detect contaminants at a sub parts per trillion level. This has resulted in the need to institute ultra clean field sampling techniques and ultra clean laboratories to avoid sampling/laboratory contamination. Lower detection limits result in the following challenges:

- Need for ultra clean sample collection, laboratory facilities and sensitive testing equipment.
- Increased research to define the relative human and environmental risk when contaminants are detected at extremely low concentrations. It includes how to communicate this information to an interested public.
- The need to develop and implement new treatment technologies designed to remove or mitigate low concentrations of contaminants.
- The need to train and retain highly trained professionals in government, industry and municipalities who understand permitting and treatment requirements.

This concludes the DEQ testimony, we now stand for any questions.

Appendix





ENVIRONMENTAL QUALITY

WHO WE ARE

174

Full-time Team Members
(2025-27 Executive Recommendation)

WHAT WE'RE ABOUT

Mission: Our Mission is to conserve and protect the quality of North Dakota's air, land and water resources following science and the law.

Vision: Our Vision is for a sustainable, high-quality environment for current and future generations.

Objective: In cooperation with the general public, industry and government at all levels, the department implements protective programs and standards to help maintain and improve environmental quality.

WHO WE SERVE

All ND Citizens

We are a responsive and forward-facing agency. We pride ourselves in our accessibility and seek out opportunities for citizen involvement and tribal collaboration.



Other State Agencies

We collaborate with many other state agencies such as Water Resources, Ag, Game & Fish, Mineral Resources, Commerce, PSC, PFA and more to maximize the benefits to our environment.



Outdoor Enthusiasts

Our clean air, wide open terrain, and many lakes and streams provide boundless health and recreation opportunities for citizens and visitors alike.



Partners with Industry

We conduct regular inspections, compliance outreach, and value their economic contributions to our state. This partnership yields a high compliance rate, which is typically above the national average.



Government Leadership

We serve as scientific support for our legislature and other appointed and elected officials of all capacities in our state and tribal nations.



Local Communities

We assist our community drinking water and clean water systems through compliance outreach and SRF funds. We assist cities, counties, and tribal entities in their pursuit of improved public health and environmental quality.

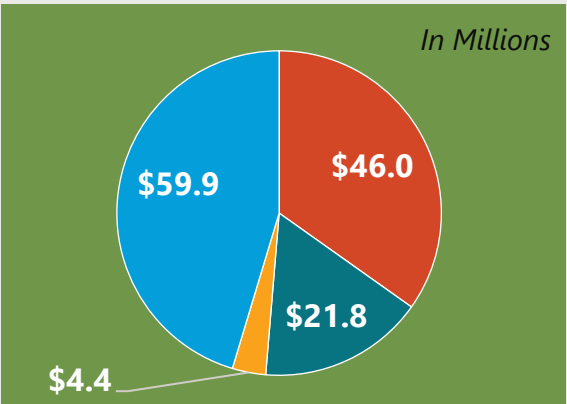


HOW WE DO IT

2025-27 Executive Recommendation

Total Agency Budget

- Salary
- Operating
- Capital
- Grants



ENVIRONMENTAL QUALITY

WHAT WE'RE PROUD OF

Industry Collaboration

We enforce increased industry regulations while maintaining open communication. These relationships enable us to maintain a high industry compliance rate.

High Compliance

North Dakota has one of the nation's highest drinking water compliance rates, with 99% of public water systems meeting all health-based standards.

Environmental Excellence

North Dakota consistently ranks high among states in environmental quality measures.

Achieved
all
ambient air
quality
standards

Disbursed
nearly
**\$181
million**
in SRF*

Chemistry
Lab
analyzed
22,395
Samples*

99%
Compliance
in Public
Water
Systems

** During the 2021-23 biennium.*

WHAT WE DO



Air Quality

New regulation and permit challenges keep us evolving. Even with rapid industry growth, ND is one of only a few states to consistently meet all clean air standards.



Chemistry

Provides analytical services and data used to determine regulatory compliance and environmental quality.



Waste Management

We inspect underground storage tank and solid waste facilities, hazardous waste generators, and other permitted sites.



Water Quality

Monitors streams, lakes and aquatic life; investigates spills, issues pollutant discharge permits, monitors watershed health, and protects groundwater.



Accounting

Oversees agency budget, accounting, grant awards, procurement, and financial reporting. The Boiler Inspection Program is also in this division.



Director's Office

Develops state policy and strategic plans in a changing scientific and regulatory environment. Responds to permit challenges and support Environmental Justice efforts.



Municipal Facilities

Administers public water system regulations such as the Lead and Copper Rule. Administers State Revolving Funds and approves infrastructure plans.

Highly Trained Staff

Our ability to maintain a small team of highly technical staff that is nimble and innovative to keep up with the rules and regulations of an ever-evolving environmental landscape. Employee retention and recruitment is a priority.

HOW WE MEASURE SUCCESS

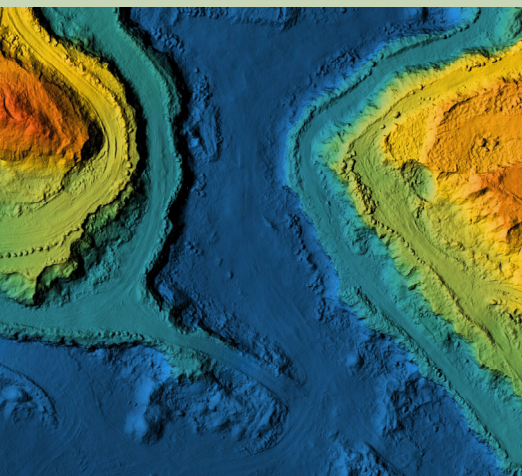
Monitoring/Inspections

Maintain environmental compliance while addressing expanding industry challenges. We make sure environmental quality is maintained to the enjoyment of state citizens and visitors alike.

Responsiveness

We strive to be accessible to the public, transparent in our decisions, and accountable for our actions.

We measure success with high compliance rates, monitoring environmental quality and finding innovative technical solutions to complex problems.



Communications

Provides timely and accurate information to the public on North Dakota Department of Environmental Quality (NDDEQ) activities and topics.

- Participates in the statewide joint information center during statewide responses to disasters, such as fires or flooding.
- Strategically plans and executes agency media outreach and public engagement.

Technical Services

These resources provide technical expertise to all NDDEQ divisions.

- Geographic Information Systems (GIS) maintains NDDEQ-specific map data as part of the state GIS system and works with all divisions to utilize location-specific data.
- Data Quality Assurance ensures defensible, quality data throughout the NDDEQ, and maintains compliance with data quality objectives for specific grants.
- Project Management applies project management principles to the development and maintenance of NDDEQ data systems to ensure timely and efficient project implementation,

Petroleum Tank Release Compensation Fund

The Petroleum Tank Release Compensation Fund (PTRCF) provides cost-effective environmental insurance to owners of tanks used in the sale of refined fuel products. The PTRCF is funded by the tank owners through an annual fee and provides up to \$1 million of protection in the event of an accidental release from aboveground and underground storage tanks.

- Currently insures over 2,000 underground storage tanks and 3,800 above ground storage tanks.
- Reviews an average of six claims per year.

Community Participation and Equity

Furtheres NDDEQ's commitment to serving all people of North Dakota and promotes fairness in the application of its programs and services among all communities. This program also ensures compliance with Title VI of the Civil Rights Act and specific grant requirements.

Director



This division oversees federal and state fiscal requirements including fiscal reporting, budget, contracts, audit and grant applications. It also oversees the Boiler Inspection Program.



The Division of Accounting is responsible for overseeing the financial reporting and records of the agency which includes compliance with all federal and state fiscal regulations. The Boiler Inspection Program is also located in this division.

Fiscal Services

- Processes the transactions needed to fund day-to-day agency operations. Annually processes over \$27 million of revenue receipts and over \$30 million in payments with over 3,000 combined journal entries.
- Prepares, submits, and monitors agency budget of over \$121 million (2023-25 biennium) and over \$132 million (2025-27 executive recommendation).
- Negotiates NDDEQ's indirect cost allocation rate with federal cognizant.
- Submits all required state and federal fiscal reports including the Annual Comprehensive Financial Reporting (ACFR), Schedule of Expenditure of Federal Awards (SEFA), over 50 annual/final Federal Financial Reports, and annual Disadvantage Business Enterprise reports.
- Monitors, reconciles and provides internal monthly accounting reports on over 150 federal, state, and special fund projects per biennium.
- Maintains agency bonding, equipment records, surplus property, credit card system, monthly and weekly federal draws, agency purchasing cards, 1099 reporting, annual SAM.gov certification, and many other fiscal duties.

Grants and Contracts

- Reviews, tracks, and submits all federal grant award applications that fund 40% of the NDDEQ. Reviews all MOUs, leases and special fund awards.
- Processes contracts for goods/services and all agency subaward agreements. Annually over 60 contracts totaling over \$2.4 million and over 230 subawards totaling over \$35 million.
- The procurement liaison for the NDDEQ coordinates, tracks and monitors all procurement activities for DEQ including large IT projects.

Boiler Inspection Program

- Boiler Inspection Program provides initial and periodic inspections of boilers of all sizes, types and pressures in public and commercial locations.
- Provides technical advice to installers, repair firms, operators and owners.
- Oversees the inspection of over 11,000 active boilers, including hot water heating and supply, steam heating, power/process boilers and historical (hobby) boilers.



Ambient air quality monitoring stations are located throughout the state.

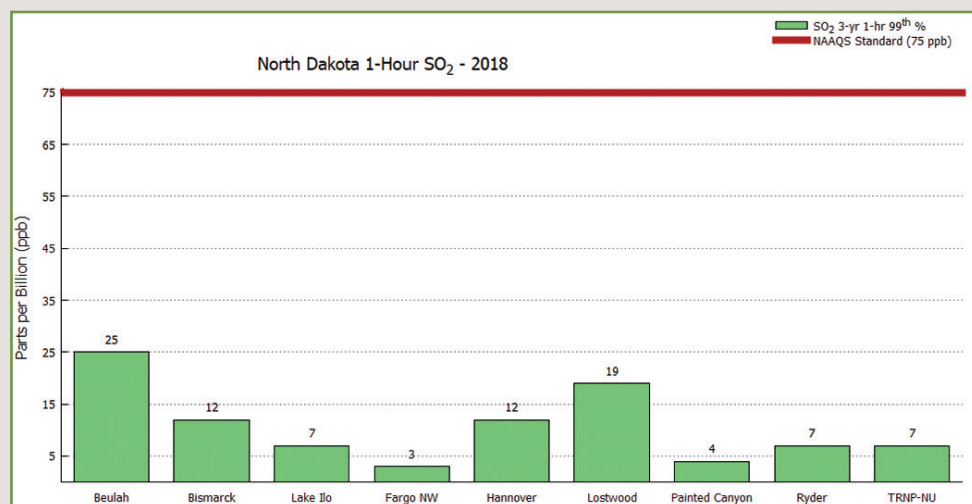
The Division of Air Quality is responsible for protecting North Dakota's air quality. Scientists, engineers and technicians oversee permitting and compliance of state and federal program requirements. The division maintains federal delegation of responsibility for U.S. Environmental Protection Agency (EPA) programs and provides technical assistance on environmental matters and during emergency response efforts. In addition, industry is regulated with the issuance of permits that include specific emission limits to ensure proper operations and clean air. Division staff work proactively with industry to address emissions as well as citizen concerns and complaints.

The Clean Air Act

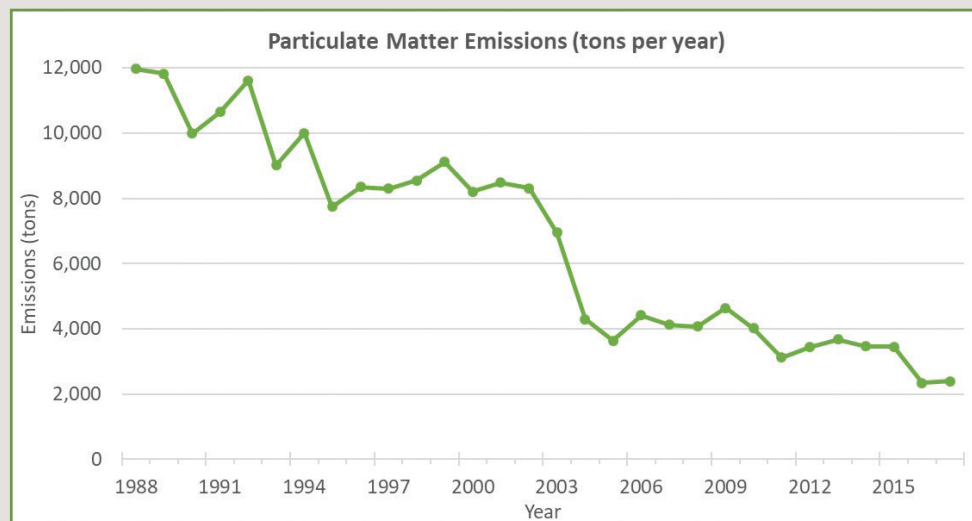
In 1963, Congress created the first of the Clean Air Acts, which established funding for the study of air pollution and for cleanup. In 1970, a more defined Clean Air Act was passed, giving the newly formed EPA the mandate to establish health-based air quality standards and rulemaking authority to reduce air pollution. In 1990, the Clean Air Act Amendments expanded requirements.

Air Quality in North Dakota

The Clean Air Act establishes health-based concentration limits for several pollutants including carbon monoxide, lead, nitrogen oxides, ozone, particulate matter and sulfur dioxide (SO₂). These limits establish a ceiling that the states are not allowed to exceed. States that meet these National Ambient Air Quality Standards (NAAQS) are designated as "in attainment."



North Dakota maintains attainment status for all health-based state and national standards, including the SO₂ standard illustrated above.



North Dakota has seen a dramatic reduction in emissions.



Air quality is protected by issuing permits and conducting inspections.

Division Programs

- Ambient Air Monitoring
- Permitting
- Compliance
- Oil and Gas



North Dakota has over 19,000 producing oil and gas wells.

Programs in the Division of Air Quality - What We Do

Ambient Air Monitoring

- Operates a statewide ambient air quality monitoring network.
- Completes annual reviews of the network to ensure EPA standards are being met and identify possible necessary modifications.
- Completes five-year assessments of the network to ensure that it has and will meet monitoring obligations.
- Provides health information materials to the public during wildfire smoke and other environmental events specific to air.
- Reviews data to ensure clean air and monitors trends.

Permitting

- Evaluates approximately 75 to 100 permit applications annually for the construction of new industrial facilities.
- Reviews applications to determine applicable rules, regulations, emissions and emission limits.
- Conducts computer dispersion modeling to evaluate potential impacts to air quality.
- Issues permits with clear operating limits and regulatory requirements.

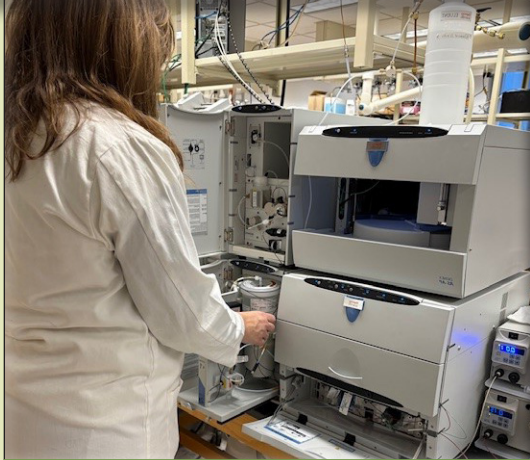
Compliance

- Conducts inspections at a wide variety of industrial facilities to evaluate compliance with rules, regulations and permits.
- Reviews reports to ensure compliance with applicable regulations and emission limits.
- Investigates air pollution complaints.
- Issues enforcement actions as necessary.
- Regulates more than 1,000 permitted facilities.
- Administers and oversees the Volkswagen Settlement's environmental mitigation trust and EPA grants to replace older diesel-powered vehicles.

Oil and Gas

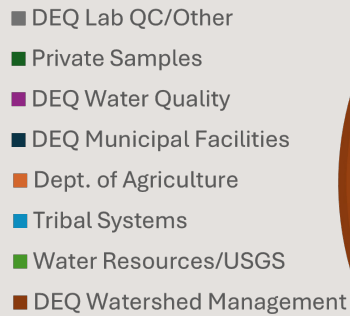
- Reviews and processes thousands of oil and gas facility registrations annually.
- Conducts hundreds of oil and gas facility inspections annually.
- Uses infrared optical gas imaging (OGI) technology to determine compliance.
- Proactively works with industry to address emissions as well as citizen concerns and complaints.
- Issues enforcement actions as necessary.
- Regulates over 19,000 producing oil and gas wells.

Feel free to use this information, but please credit the North Dakota Department of Environmental Quality.

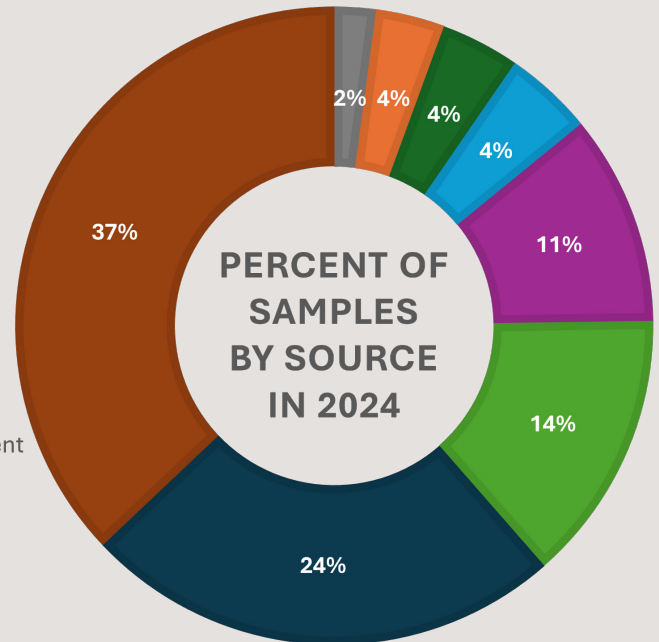


Analyst performs routine maintenance in laboratory.

Chemistry by the Numbers



12,826 Samples Recieved in 2024



Mission Statement
*Our mission is to provide
legally defensible quality
analytical laboratory
services within a
reasonable time for the
department and the state
of North Dakota.*

Chemistry Laboratory

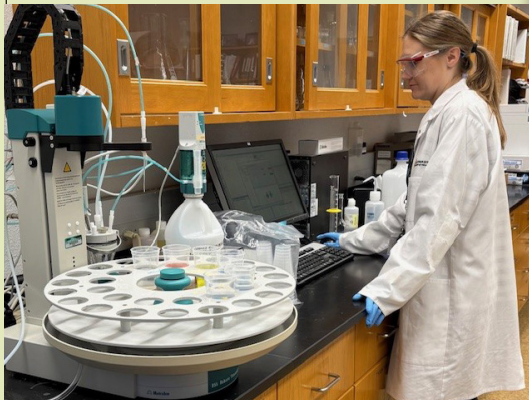
Analytical sections include:

- **DEMANDS LAB:** Performs biochemical oxygen demand, total suspended solids and pH tests; provides analytical data to determine compliance with permit requirements of municipal and industrial wastewater discharges.
- **FEED AND FERTILIZER LAB:** Provides analytical data to the North Dakota Department of Agriculture; tests agriculture feeds and fertilizers, pet foods, and lawn and garden fertilizers to determine compliance with labeling.
- **MINERAL LAB:** Tests matrices such as water and soil for major cation and anion parameters or general chemical quality. Typical analyses include sulfates, fluoride, chloride, chemical oxygen demand, nitrate, ammonia and total Kjeldahl nitrogen.
- **ORGANIC LAB:** Provides identification and quantification of insecticides, herbicides, volatile and semi-volatile organic compounds, polychlorinated biphenyls (PCBs) and other synthetic organic compounds in water, soil, river and lake sediments, foliage, fish tissue, sludge, oil, landfill wastes and samples from other environmental sources.



Artist rendering of new North Dakota State Laboratory

Continued on next page



The Chemistry Laboratory provides analytical chemistry data for environmental protection, public health, agricultural and petroleum regulatory programs in the state. The laboratory also maintains a certification program for North Dakota laboratories that provide environmental testing services.

The North Dakota Department of Environmental Quality (NDDEQ) programs use laboratory data to monitor and/or regulate solid and hazardous waste; municipal wastewater; agricultural runoff; surface, ground and drinking water quality; petroleum products; and other media of environmental or public health concern.

Feel free to use this information, but please credit the North Dakota Department of Environmental Quality.

Continued from previous page

- **PETROLEUM LAB:** Tests products such as gasoline and diesel for product quality.
- **METALS LAB:** Identifies and quantifies metal concentrations such as sodium, arsenic, lead and copper in drinking water sources and distribution systems, surface and ground water resources, fish, hazardous and solid wastes, river and lake sediments, and other environmental media.

Webster defines an analyte as "a substance that is the subject of chemical analysis."

North Dakota Environmental Laboratory Certification Program (NDELCP)

The NDELCP certifies for regulated parameters analyzed by promulgated methods – methods officially declared as law. The program provides oversight through the certification process of laboratories, providing testing for compliance data to the NDDEQ programs.

It provides certification to ensure compliance with:

- Safe Drinking Water Act, including primary and secondary regulations
- Clean Water Act, including the National Permitted Discharge Elimination System (NPDES), Biosolids Rule, and Coal Combustion Residuals Rule
- Resource Conservation and Recovery Act

It also:

- Provides certification for approximately 15 in-state laboratories through triennial on-site audits and monitoring proficiency tests.
- Provides reciprocal certification for approximately 36 out-of-state laboratories through annual review of primary certificates and proficiency tests.
- Provides program and technical support for NDELCP-certified labs.
- Provides program and technical support for NDELCP-certified labs.

*Safe drinking water
is the central focus
of the Division of
Municipal Facilities.*

Staffed by scientists and engineers, the division includes four major programs:

- ◆ Drinking Water Program
- ◆ Drinking Water State Revolving Fund (DWSRF) Program
- ◆ Clean Water State Revolving Fund (CWSRF) Program
- ◆ Operator Training, Certification and Inspection (OTCI) Program



Drinking Water Program

This program is directly responsible for ensuring that public water systems in North Dakota comply with all enforceable drinking water standards established under the Safe Drinking Water Act.

This is accomplished by:

- Monitoring for contaminants
- Ensuring proper design of new or upgraded water facilities
- Providing compliance and technical assistance

These activities are essential to ensure safe, compliant and proper operation and maintenance of public water treatment and distribution facilities.

Operator Training, Certification and Inspection (OTCI) Program

The OTCI Program provides operator training, certification, and inspects drinking water and wastewater systems. This program also provides technical assistance to private water systems and promotes operator certification by reimbursing small public drinking water system operators for expenses incurred during training necessary to obtain and maintain certification.

Drinking Water State Revolving Fund (DWSRF) Program

The DWSRF Program helps finance infrastructure needed to ensure adequate drinking water treatment, storage and distribution.

Continued on next page

Did you know there are approximately 370 public drinking water systems in North Dakota? These systems are routinely inspected under the Drinking Water Program to ensure facilities comply with state and federal public health standards. More than 92% of North Dakota citizens receive drinking water from a community or rural public water system.



Continued from previous page

Fargo's wastewater treatment facility

Did you know that the State Revolving Fund programs provide funds as they are requested by the borrower? This allows the interest to only accrue on the funds that have been paid out, rather than the full loan amount!

Most loan programs provide the borrower with a lump sum of the loan amount.

Feel free to use this information, but please credit the North Dakota Department of Environmental Quality.

The Clean Water State Revolving Fund (CWSRF) Program

The CWSRF Program helps finance wastewater infrastructure improvements. Eligible projects include wastewater treatment, wastewater collection, sewer rehabilitation, sewage sludge management, storm-water control and nonpoint source pollution activities.

Low interest loans are available to systems for qualifying Clean Water and Drinking Water SRF projects. The programs currently offer a 2% effective interest rate to aid communities with financing their infrastructure projects.

As systems pay back their loans, the interest and principal payments and interest earnings are used as a source of funds for additional projects. This revolving feature of the SRFs ensures that North Dakota has funds for needed projects in the future.

SRF staff members are also responsible for review and approval, prior to construction, of all water supply and wastewater projects in North Dakota for public water systems (PWSs). This includes any publicly- or privately-owned system that serves or may serve PWSs such as businesses, campgrounds, commercial facilities, crew camps, mobile home parks, recreational vehicle parks and subdivisions. Staff members ensure that: (1) new or modified public water and wastewater systems meet established state design criteria prior to construction; (2) facilities can achieve desired public health objectives; and (3) facilities can be safely and properly operated and maintained.



Compacting waste at a landfill

Responsibilities of the Division of Waste Management include:

- Overseeing the handling, storage, transport, treatment and disposal of waste and radioactive materials.
- Enforcing Resource Conservation and Recovery Act (RCRA) Subtitles C and D regulations, National Emission Standards for Hazardous Air Pollutants (NESHAP) Part 61, and regulatory authority granted through agreement with the Nuclear Regulatory Commission
- Working with other divisions on significant issues involving:
 - ~ Air quality (burning, dust)
 - ~ Water quality (leachate management, groundwater)
 - ~ Municipal facilities (infrastructure abandonment)
 - ~ Chemistry (sampling and analysis)
- Encouraging recycling activities and beneficial reuse through promotion and education. (Recycling activities are not regulated.)

One of the most important assets available to us in North Dakota is our natural environment.

The programs in the North Dakota Department of Environmental Quality's Division of Waste Management work to protect and improve the state's natural environment for all.

This is done by enforcing state and federal environmental laws to regulate where and how materials are stored and their ultimate disposal.

By the Numbers

Hazardous Waste

- 25 large, 91 small and 765 very small quantity hazardous waste generators
- 5 permitted facilities
- 107 hazardous material assessments and 67 cleanups at 108 Brownfields sites since 2003

Radiation Control

- 181 radioactive materials licenses
- More than 800 x-ray registrants and 2,450 x-ray machines registered

Solid Waste

- ~1,900 permitted waste haulers
- 243 inert waste landfills
- 11 oilfield special waste landfill facilities
- 8 coal combustion residuals facilities and 15 special waste facilities
- 7 industrial waste facilities
- 13 municipal solid waste landfills and 32 transfer stations

Underground Storage Tanks

- Regulates the underground storage of petroleum hydrocarbon products in tanks with volumes of more than 110 gallons
- 873 facilities including 2,294 tanks
- 81 leaking tank sites cleaned up in the last 10 years
- 100 to 150 gas stations randomly sampled each year to ensure fuel quality
- 825 antifreeze product labels assessed annually for compliance with consumer notification requirements



Removing an underground storage tank



Proper design during landfill closures will minimize long-term environmental impacts.

Before



After



Proper removal of lead-based paint protects the public, especially children, from exposure.

Feel free to use this information, but please credit the North Dakota Department of Environmental Quality.

The Division of Waste Management employs approximately 32 staff in the following programs:

Hazardous Waste Program *(including Brownfields and PCBs)*

The Hazardous Waste Program provides for the comprehensive regulation of hazardous waste from “cradle-to-grave” to protect public health, safety and welfare, and to enhance the state’s environment. The program regulates the generation, treatment, recycling, storage, transportation and disposal of hazardous waste and used oil through permitting and inspection activities.

It also administers the Brownfields Program whereby federal Brownfields State Response grants can be used for environmental assessment and hazardous material cleanup activities. These grants can help with converting contaminated (or potentially contaminated), underdeveloped, unproductive property into productive real estate.

North Dakota has entered into a cooperative agreement with the U.S. Environmental Protection Agency (EPA) to conduct inspections of facilities for proper disposal of polychlorinated biphenyl (PCB) wastes, which are regulated under the federal Toxic Substances Control Act (TSCA). Inspection reports are sent to EPA Region VIII for compliance evaluation and enforcement actions.

Radiation Control and Indoor Air Programs

The Radiation Control Program regulates the use of radioactive materials and radiation-producing devices to protect the public and the environment. It licenses/registers and inspects radioactive material users and x-ray facilities.

The Indoor Air Program conducts radon testing in schools and local, state and federal government buildings in North Dakota. It assists North Dakotans in testing their own homes for radon, understanding test results, and providing resources for radon mitigation in homes with elevated radon levels. It also licenses contractors and certifies workers for asbestos and lead-based paint (LBP) abatement activities. The program enforces emission standards for asbestos and ensures management of LBP materials in pre-1978 target housing and child-occupied facilities to minimize exposure.

Solid Waste Program *(including Abandoned Auto Fund)*

The Solid Waste Program administers regulations on industrial, inert, municipal and special waste facilities, including permitting their design, operation and eventual closure. It oversees waste haulers, infectious waste treatment and disposal, and land treatment of waste materials. The program provides educational assistance to encourage the reduction, recycling and beneficial reuse of solid waste.

The program administers the state Abandoned Auto Fund. Local governments can apply for reimbursement for the costs of collecting and recycling abandoned automobiles, other vehicles and scrap metal.

Underground Storage Tanks Program

Staff members in the Underground Storage Tank (UST) Program work with owners and operators of underground storage tanks to ensure that compliance, leak detection, new installations, upgrades and tank closures are in accordance with North Dakota’s rules. The UST Program also uses federal funds to conduct investigations and remediation activities at leaking underground storage tank sites where the owner/operator is unable to pay for these activities, when they are available.



Groundwater monitoring wells (yellow pipes) are located across the state.

Water quality is essential to public health, our natural environment and economic development in North Dakota.

The programs found in the North Dakota Department of Environmental Quality's Division of Water Quality work to protect and improve water quality for all uses. Enforcement of state and federal environmental laws is accomplished through permitting, inspection, sampling, analytical services and monitoring activities.

The Division of Water Quality employs nearly 40 staff members in its five programs.

- ◆ Watershed Management
- ◆ Groundwater Protection
- ◆ North Dakota Pollutant Discharge Elimination System (NDPDES) Permits
- ◆ Spill Investigation
- ◆ Special Projects

By the Numbers

Watershed Management

- 56,800 miles of rivers and streams
- 330 lakes covering 750,000 acres
- 3,206,820 acres of wetlands
- 24 ambient water quality sites monitored
- 65 waterbodies monitored for Harmful Algal Blooms annually

Groundwater Protection

- 70 groundwater aquifers monitored
- 275 wells monitored annually
- 200 public drinking water systems participate in Source Water Protection Program
- 8 permitted Class I injection wells
- 900 Class V injection wells

NDPDES Discharge Permits

- 400+ facilities permitted to discharge wastewater
- 600+ facilities permitted to discharge stormwater
- 2,000 facilities permitted to discharge construction stormwater

Spill Investigations

- 1,300 spills reported on an annual average - response and technical assistance provided

Special Projects

- 3-year review - North Dakota's water quality standards updated
- 10 to 15 projects reviewed every year to address water quality concerns

"We can't all live upstream."



About the Division of Water Quality

The primary responsibility of the division is safeguarding water quality.

This DOES include:

- Protecting groundwater, streams, rivers, wetlands and lakes.
- Permitting wastewater discharges
- Enforcing Clean Water Act regulations
- Investigating spills and providing technical assistance on remediation

This DOES NOT include:

- Regulating private wells
- Requiring or issuing permits for every activity that impacts waters of the state

Fish and macroinvertebrate populations are assessed to help determine the water quality of a river.



Watershed Management Program

The Watershed Management Program is primarily responsible for monitoring and assessing water quality in streams, rivers, lakes and wetlands across North Dakota. This is done in cooperation with many local, state and federal partners. The program's 10 members address water quality concerns by developing Total Maximum Daily Loads, maintaining an ambient monitoring network, conducting lake water quality assessments, conducting biological monitoring and providing technical assistance for watershed projects. Additionally, staff members implement initiatives such as the Nutrient Reduction Strategy, the Basin Water Quality Management Framework and information/education programs.

Groundwater Protection Program

The Groundwater Protection Program protects and monitors groundwater quality and works towards restoration of groundwater that has been impacted by contaminants. The six-member staff administers the following subprograms: Source Water Protection, Underground Injection Control, and the Western Ambient and Agricultural Ambient Groundwater Monitoring. The program has continuously monitored groundwater across the state since 1992.

NDPDES Discharge Permits Program

The North Dakota Pollutant Discharge Elimination System (NDPDES) Program, commonly called the Permits Program, was developed in response to the legislation of the 1972 Clean Water Act (CWA). The program's 12 members administer municipal/industrial wastewater, stormwater, pretreatment, concentrated animal feeding operations and septic pumper regulations.

Spill Investigation Program

The Spill Response Program was first started in 2015 to more actively document and monitor oilfield and general contamination incidents of soil and water. Currently, the program's six members address issues such as waste management, groundwater and surface water protection, and public relations. Program members work in a variety of divisions including Water Quality, Waste Management and Air Quality.

Special Projects Program

Special projects are diverse in scope. They entail the development of water quality standards that protect the beneficial uses of water in North Dakota. Water quality certification ensures that federally permitted activities comply with water quality standards. Some major issues such as the Devils Lake outlet, Missouri River management and others require a multi-disciplinary approach to achieve solutions. Participation of the Special Projects Program in this process is essential for the protection of water quality and enhancement of aquatic ecological health.

Feel free to use this information, but please credit the North Dakota Department of Environmental Quality.

Agency Number:	303
Agency Name:	Department of Environmental Quality
Contact Person:	Beth Jacobson
Contact Number:	(701) 328-5154

Positions Vacant as of December 1, 2024									
FTE Position No.	FTE Position Count	FTE Position Title	Date Vacated	Number of Months Vacant December 2024	Date Expected to Be Filled	Current Status	Salary and Fringe Benefit Amounts 2025-27 Biennium Base Level Funding		
							General Fund	Other Funds	Total
1651	1.00	Paralegal	10/07/24	2	01/31/24	Actively recruiting for this position. Expect to fill position January 2024.	\$235,520	\$0	\$235,520
1721	1.00	Environmental Scientist II	09/16/24	2.5	12/09/24	Position has been filled. New team member is starting 12/09/24.	192,722		192,722
1725	1.00	Executive Assistant	09/13/23	14.5	12/31/24	Currently reclassifying and actively recruiting for this position. Expect to fill position in December 2024.	116,959	95,694	212,653
1740	1.00	Environmental Scientist II	03/11/24	8.5	02/28/25	Actively recruiting for this position. We had paused recruitment due to lack of qualified candidates in the applicant pool.	58,865	129,503	188,368
1758	1.00	Chemist II	11/15/24	0.5	01/31/24	Actively recruiting for this position. Closes 12/18/24. Expect position to be filled by 1/31/24.	165,940	23,879	189,819
1831	1.00	Environmental Scientist II	03/11/24	8.5	02/28/25	Actively recruiting for this position. We had paused recruitment due to lack of qualified candidates in the applicant pool.	75,348	113,021	188,369
1843	1.00	Environmental Scientist II	09/05/24	3	12/30/24	Position has been filled. New team member is starting 12/30/24.	44,719	178,877	223,596
1908	1.00	Environmental Scientist II	11/01/24	1	01/31/24	Actively recruiting for this position. Closed 11/22/24 and we are currently interviewing. Expect to fill position by January 2024.	26,930	188,513	215,443
1918	1.00	Project Manager	10/01/24	2	12/30/24	Position has been filled. New team member is starting 12/30/24.	112,625	202,409	315,034
1920	1.00	Environmental Scientist II	10/07/24	2	12/18/24	Position has been filled. New team member is starting 12/18/24.		191,300	191,300
1939	1.00	Environ Sciences Admin II	11/01/24	1	01/31/24	Actively recruiting for this position. Closes 12/13/24. Expect to fill position in January 2024.	241,416	154,348	395,764
1952	1.00	Environmental Scientist II	08/13/24	3.5	06/01/25	Position has been filled. New team member is starting 6/1/25.	42,383	145,986	188,369
31409	1.00	Environmental Engineer II	01/15/24	10.5	04/01/24	Actively recruiting for this position. We have posted the position seven (7) times. Currently interviewing.	143,230	68,180	211,410

Agency Number:	303
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FTE Position No.	FTE Position Count	FTE Position Title	Date Vacated	Number of Months Vacant December 2024	Date Expected to Be Filled	Current Status	Salary and Fringe Benefit Amounts 2025-27 Biennium Base Level Funding		
							General Fund	Other Funds	Total
32006	1.00	Chemist III	07/01/23	17	Pending Rule	This position was requested in 2023-25 biennium to assist with increased sampling requirement for the Lead and Copper rule. The rule has been delayed. Will fill position when the rule is finalized.		213,325	213,325
Total	14.00						\$1,456,657	\$1,705,035	\$3,161,692

2025 SENATE STANDING COMMITTEE MINUTES

Appropriations - Human Resources Division Harvest Room, State Capitol

SB 2024
1/23/2025

A Bill for an Act to provide an appropriation for defraying the expenses of the department of environmental quality.

3:05 p.m. Chairman Dever opened the hearing.

Members Present: Chairman Dever, Senators Cleary, Davison, Magrum, and Mathern

Discussion Topics:

- Additional Full-Time Employee
- P Foss Chemical Testing
- Petroleum Tank Release Compensation Fund
- Fund 233
- Environmental Quality Restoration Fund
- Other Funds
- Grants
- Volkswagen Trust Settlement Fund
- Laboratory Funds
- Building Issues

3:05 p.m. Sheila Sandness, Fiscal Analyst, LC, submitted testimony (long sheets) #31142, #33274.

3:08 p.m. Dave Glatt, Director, DEQ, testified in favor and submitted testimony #31114.

3:13 p.m. Beth Jacobson, Director of Accounting, DEQ, testified in favor and continued testimony #31114.

4:01 p.m. Chairman Dever closed the meeting.

Joan Bares, Committee Clerk

Petroleum Tank Release Compensation Fund - Fund 233

Summary of Fund Registration Fees Revenue

Registration Fees	2016*	2017*	2018*	2019*	2020	2021	2022	2023	2024	2025**
Total Registration Fee Collections	387,871	353,905	623,298	634,449	616,850	638,275	639,050	633,875	1,339,503	1,147,213

Summary of PTRCF Fund Expenditures

Appropriated Administrative	2016*	2017*	2018*	2019*	2020	2021	2022	2023	2024	2025**
Salaries and Wages	46,588	47,909	48,420	56,384	63,245	0	116,398	137,258	255,714	127,653
Operating	8,117	8,884	6,432	6,416	15,390	(677)	53,909	66,379	62,834	15,097
Payment support LUST Trust					39,583	15,419	76,683	34,162	36,056	17,379
Total Administrative Expenditures	54,705	56,792	54,852	62,800	118,218	14,742	246,991	237,799	354,604	160,129
Continuing Appropriation	2016*	2017*	2018*	2019*	2020	2021	2022	2023	2024	2025**
Payment to Fire Marshall	20,681	17,314	7,242	3,183	2,385	5,125	11,176	3,699	3,216	563
Claim Payments	674,613	772,600	897,604	1,200,674	495,935	489,758	561,729	431,505	234,993	569,894
Payment support LUST Trust	47,746	62,381	28,655	68,366						
Total Continuing Appropriation Expenditures	743,040	852,295	933,502	1,272,224	498,320	494,883	572,905	435,204	238,209	570,457
Total PTRCF Expenditures	797,745	909,087	988,354	1,335,024	616,537	509,625	819,897	673,003	592,812	730,586

*Fund was part of the Insurance Department

**Expenditures and Revenue as of December 31, 2024 Accounting Reports

Environmental Quality Restoration Fund Expenditures through 12/31/2024

Title	Dept	Project	Act	Prior to 15-17	15-17	17-19	19-21	21-23	23-25	Total
Charboneau Creek	1115	HL12926	01	61,442						61,442
Horse Creek	1115	HL12928	02	725						725
Petro Harvester	1115	HL12922	02	14,164						14,164
CP Rail	1115	HL12922	04	1,679						1,679
Citation Oil Trend Skaaden	1115	HL12922	05	857						857
Summit Env Belfouche Pipeline	1115	HL12922	06	4,624						4,624
Hess, Dry Fork Creek	1115	HL12922	10	588						588
Williston Truck Wash	1115	HL12922	11	1,252						1,252
Newfield Production - Drodval	1115	HL12922	12	3,465						3,465
Slawson Exploration - Lunker2	1115	HL12922	13	2,889						2,889
Various Projects	1115	HL12924	01					123,000	249,087	372,087
Various Projects	1115	HL12924	14	8,807						8,807
Hwy 22 Killdeer Spill	1115	HL12924	15	26,035	9,080					35,115
Blacktail Creek Summit Spill	1115	HL12924	16	149,746	46,953	1,200				197,899
Ash Coulee Belle Fourche	1115	HL12924	17		64,915	20,952	12,926	45		98,839
TC Energy Spill	1115	EQ12924	18				20,354			20,354
Hess Bakken Midstream	1115	EQ12924	20					497		497
Blacktail Creek Summit Spill-Settlement	1115	EQ12924	21					23,996	159,436	183,432
Cobra Oil	1115	EQ12924	22						2,982	2,982
Borth Site Dunn County	1115	EQ12924	23							0
				276,273	120,949	22,152	33,281	147,539	411,504	1,011,698

Total Revenue 2023-25 Biennium as of 12/31/2024 6,889,183
Revenue Transfer to out of EQRF to General Fund at 6/30/2024 2,392,956



Department of Environmental Quality - Budget No. 303
Agency Worksheet - Senate Bill No. 2024

	Armstrong Executive Budget				Senate Version			
	FTE Positions	General Fund	Other Funds	Total	FTE Positions	General Fund	Other Funds	Total
2025-27 Biennium Base Level	173.00	\$16,350,783	\$76,074,697	\$92,425,480	173.00	\$16,350,783	\$76,074,697	\$92,425,480
2025-27 Ongoing Funding Changes								
Base payroll changes		(\$6,473)	\$676,352	\$669,879				\$0
Salary increase		509,588	1,072,043	1,581,631				0
Health insurance increase		332,285	712,694	1,044,979				0
Adds back funding to replace 2023-25 biennium new FTE pool		364,806	1,407,442	1,772,248				0
Adds back funding to replace 2023-25 biennium vacant FTE pool		583,104	1,388,192	1,971,296				0
Adds funding from special funds from fees for 1 FTE chemist position and related operating expenses to establish a program to test water for emerging contaminants	1.00		353,402	353,402				0
Base budget changes to operating expenses		(508,475)	1,652,430	1,143,955				0
Increases funding for operating expenses related to IT rate increases		26,244	168,158	194,402				0
Increases funding for operating expenses and grants for cost to continue information technology and rent		767,204	715,512	1,482,716				0
Increases funding for ongoing operating expenses related to the new chemistry laboratory, including rent, supplies, and IT		718,074		718,074				0
Increases funding from special funds from fees for operating expenses related to the water and wastewater operator certification program to expand test availability			67,000	67,000				0
Increases funding from the petroleum tank release fund for operating expenses related to a new database			260,000	260,000				0
Base budget changes to capital assets		(4,800)	1,124,900	1,120,100				0
Base budget changes to grants			22,146,882	22,146,882				0
Total ongoing funding changes	1.00	\$2,781,557	\$31,745,007	\$34,526,564	0.00	\$0	\$0	\$0
One-Time Funding Items								
Adds one-time funding from the strategic investment and improvements fund for operating expenses related to moving the chemistry laboratory			\$1,500,000	\$1,500,000				\$0
Adds one-time funding from the strategic investment and improvements fund (SIIF) for operating expenses related to the new chemistry laboratory, including office and IT equipment, maintenance, wireless connectivity, and security			700,186	700,186				0

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Adds one-time funding from special funds from fees for operating expenses related to the water and wastewater operator certification program to expand test availability			5,000	5,000				0
Adds one-time funding from special funds from fees for operating expenses and capital assets for computers and laboratory equipment to establish a program to test water for emerging contaminants			943,200	943,200				0
Adds one-time funding from the petroleum tank release fund for operating expense for a new database			700,000	700,000				0
Adds one-time funding from the strategic investment and improvements fund for capital assets related to the new chemistry laboratory			1,375,000	1,375,000				0
Total one-time funding changes	0.00	\$0	\$5,223,386	\$5,223,386	0.00	\$0	\$0	\$0
Total Changes to Base Level Funding	1.00	\$2,781,557	\$36,968,393	\$39,749,950	0.00	\$0	\$0	\$0
2025-27 Total Funding	174.00	\$19,132,340	\$113,043,090	\$132,175,430	173.00	\$16,350,783	\$76,074,697	\$92,425,480
Federal funds included in other funds			\$82,333,376		\$53,472,646			

Total ongoing changes - Percentage of base level	0.6%	17.0%	41.7%	37.4%	0.0%	0.0%	0.0%	0.0%
Total changes - Percentage of base level	0.6%	17.0%	48.6%	43.0%	0.0%	0.0%	0.0%	0.0%

SB 2024
1-23-25



Department of Environmental Quality - Budget No. 303
Agency Worksheet - Senate Bill No. 2024

	Burgum Budget				Armstrong Budget				Armstrong Budget Compared to Burgum Budget			
	FTE Positions	General Fund	Other Funds	Total	FTE Positions	General Fund	Other Funds	Total	Increase (Decrease)			
									FTE Positions	General Fund	Other Funds	Total
2025-27 Biennium Base Level	173.00	\$16,350,783	\$76,074,697	\$92,425,480	173.00	\$16,350,783	\$76,074,697	\$92,425,480	0.00	\$0	\$0	\$0
2025-27 Ongoing Funding Changes												
Base payroll changes		(\$6,473)	\$676,352	\$669,879		(\$6,473)	\$676,352	\$669,879				\$0
Salary increase		623,419	1,311,475	1,934,894		509,588	1,072,043	1,581,631		(\$113,831)	(\$239,432)	(353,263)
Health insurance increase		332,260	712,659	1,044,919		332,285	712,694	1,044,979		25	35	60
Adds back funding to replace 2023-25 biennium new FTE pool		364,806	1,407,442	1,772,248		364,806	1,407,442	1,772,248				0
Adds back funding to replace 2023-25 biennium vacant FTE pool		583,104	1,388,192	1,971,296		583,104	1,388,192	1,971,296				0
Adds funding from special funds from fees for 1 FTE chemist position and related operating expenses to establish a program to test water for emerging contaminants	1.00		353,402	353,402	1.00		353,402	353,402				0
Base budget changes to operating expenses		(508,475)	1,652,430	1,143,955		(508,475)	1,652,430	1,143,955				0
Increases funding for operating expenses related to IT rate increases		26,244	168,158	194,402		26,244	168,158	194,402				0
Increases funding for operating expenses and grants for cost to continue information technology and rent		767,204	715,512	1,482,716		767,204	715,512	1,482,716				0
Increases funding for ongoing operating expenses related to the new chemistry laboratory, including rent, supplies, and IT		718,074		718,074		718,074		718,074				0
Increases funding from special funds from fees for operating expenses related to the water and wastewater operator certification program to expand test availability			67,000	67,000			67,000	67,000				0
Increases funding from the petroleum tank release fund for operating expenses related to a new			260,000	260,000			260,000	260,000				0
Base budget changes to capital assets		(4,800)	1,124,900	1,120,100		(4,800)	1,124,900	1,120,100				0
Base budget changes to grants			22,146,882	22,146,882			22,146,882	22,146,882				0
Total ongoing funding changes	1.00	\$2,895,363	\$31,984,404	\$34,879,767	1.00	\$2,781,557	\$31,745,007	\$34,526,564	0.00	(\$113,806)	(\$239,397)	(\$353,203)
One-Time Funding Items												
Adds one-time funding from the strategic investment and improvements fund for operating expenses related to moving the chemistry laboratory			\$1,500,000	\$1,500,000			\$1,500,000	\$1,500,000				\$0
Adds one-time funding from the strategic investment and improvements fund (SIIF) for operating expenses related to the new chemistry laboratory, including office and IT equipment, maintenance, wireless connectivity, and security			700,186	700,186			700,186	700,186				0
Adds one-time funding from special funds from fees for operating expenses related to the water and wastewater operator certification program to expand test availability			5,000	5,000			5,000	5,000				0

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Adds one-time funding from special funds from fees for operating expenses and capital assets for computers and laboratory equipment to establish a program to test water for emerging contaminants			943,200	943,200			943,200	943,200				0
Adds one-time funding from the petroleum tank release fund for operating expense for a new			700,000	700,000			700,000	700,000				0
Adds one-time funding from the strategic investment and improvements fund for capital assets related to the new chemistry laboratory			1,375,000	1,375,000			1,375,000	1,375,000				0
Total one-time funding changes	0.00	\$0	\$5,223,386	\$5,223,386	0.00	\$0	\$5,223,386	\$5,223,386	0.00	\$0	\$0	\$0
Total Changes to Base Level Funding	1.00	\$2,895,363	\$37,207,790	\$40,103,153	1.00	\$2,781,557	\$36,968,393	\$39,749,950	0.00	(\$113,806)	(\$239,397)	(\$353,203)
2025-27 Total Funding	174.00	\$19,246,146	\$113,282,487	\$132,528,633	174.00	\$19,132,340	\$113,043,090	\$132,175,430	0.00	(\$113,806)	(\$239,397)	(\$353,203)
Federal funds included in other funds			\$82,443,677				\$82,333,376				(\$110,301)	
Total ongoing changes - Percentage of base level	0.6%	17.7%	42.0%	37.7%	0.6%	17.0%	41.7%	37.4%	N/A	N/A	N/A	N/A
Total changes - Percentage of base level	0.6%	17.7%	48.9%	43.4%	0.6%	17.0%	48.6%	43.0%	N/A	N/A	N/A	N/A

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2025 SENATE STANDING COMMITTEE MINUTES

Appropriations - Human Resources Division Harvest Room, State Capitol

SB 2024 2:38 pm
2/4/2025

A Bill for an Act to provide an appropriation for defraying the expenses of the department of environmental quality.

2:38 p.m. Senator Dever opened the hearing.

Members Present: Chairman Dever, Senators Cleary, Davison, Magrum, and Mathern

Discussion Topics:

- Inspection Fees

2:42 p.m. Sheila Sandness, Senior Fiscal Analyst, LC, testified neutral.

2:49 p.m. Senator Dever is waiting for amendment.

2:50 p.m. Senator Dever closed the hearing.

Joan Bares, Committee Clerk

2025 SENATE STANDING COMMITTEE MINUTES

Appropriations - Human Resources Division

Harvest Room, State Capitol

SB 2024

3:33 PM

2/4/2025

A BILL for an Act to provide an appropriation for defraying the expenses of the department of environmental quality.

3:33 p.m. Chairman Dever opened the hearing.

Members Present: Chairman Dever, Senators Cleary, Davison, Magrum, and Mathern

Discussion Topics:

- Environment and Rangeland Protection fund

3:34 p.m. Jullie Ellingson, Executive Vice President, ND Stockman's Association, testified neutral.

3:38 p.m. Larry Martin, Fiscal Management Analyst, OMB, answered questions.

3.42 p.m. Chairman Dever closed the hearing.

Joan Bares, Committee Clerk

2025 SENATE STANDING COMMITTEE MINUTES

Appropriations - Human Resources Division Harvest Room, State Capitol

SB 2024
2/7/2025

A BILL for an Act to provide an appropriation for defraying the expenses of the department of environmental quality.

8:33 a.m. Chairman Dever opened the hearing.

Discussion Topics:

- Full-Time Chemists
- New Chemistry Laboratory
- New Chemistry Lab Equipment and Security
- Petroleum Tank Database
- State Fuel Inspection Program
- Water & Wastewater Operator Certification Program

8:38 a.m. Sheila Sandness, Senior Fiscal Analyst, LC, testified neutral and submitted long sheets #36191.

8:42 a.m. Senator Davison moved amendment LC 25.0191.01001 (#36166).

8:43 a.m. Senator Mathern seconded the motion.

8:43 a.m. Voice Vote: Motion Passed.

8:43 a.m. Senator Davison moved a Do Pass as Amended.

8:43 a.m. Senator Mathern seconded the motion.

8:45 a.m. Larry Martin, Fiscal Analyst, OMB, referred to long sheets #36191.

Roll Call Vote:

Senators	Vote
Senator Dick Dever	Y
Senator Sean Cleary	Y
Senator Kyle Davison	Y
Senator Jeffery J. Magrum	Y
Senator Tim Mathern	Y

Motion Passed 5-0-0.

Senator Davison will carry the bill.

Senate Appropriations Human Resources Division
SB 2024
02/07/25
Page 2

8:47 a.m. Chairman Dever closed the hearing.

Joan Bares, Committee Clerk

25.0191.01001
Title.
Fiscal No. 1

Prepared by the Legislative Council
staff for Senator Davison

February 5, 2025

Sixty-ninth
Legislative Assembly
of North Dakota

PROPOSED AMENDMENTS TO

SENATE BILL NO. 2024

Introduced by

Appropriations Committee

1 A BILL for an Act to provide an appropriation for defraying the expenses of the department of
2 environmental quality, and to amend and reenact section 23.1-13-16 of the North Dakota
3 Century Code, relating to inspection fees.

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

5 **SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the funds
6 as may be necessary, are appropriated out of any moneys in the general fund in the state
7 treasury, not otherwise appropriated, and from other funds derived from special funds and
8 federal funds, to the department of environmental quality for the purpose of defraying the
9 expenses of the department of environmental quality, for the biennium beginning July 1, 2025,
10 and ending June 30, 2027, as follows:

		Adjustments or	
	<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
13 Salaries and wages	\$38,756,030	\$0	\$38,756,030
14 Operating expenses	15,457,832	0	15,457,832
15 Capital assets	1,013,500	0	1,013,500
16 Grants	37,198,118	0	37,198,118
17 Total all funds	\$92,425,480	\$0	\$92,425,480
18 Less other funds	76,074,697	0	76,074,697
19 Total general fund	\$16,350,783	\$0	\$16,350,783
20 Full-time equivalent positions	173.00	0.00	173.00

1	Salaries and wages	\$38,756,030	\$4,479,208	\$43,235,238
2	New and vacant FTE pool	0	2,290,870	2,290,870
3	Operating expenses	15,457,832	6,395,874	21,853,706
4	Capital assets	1,013,500	3,650,100	4,663,600
5	Grants	37,198,118	22,740,341	59,938,459
6	Total all funds	\$92,425,480	\$39,556,393	\$131,981,873
7	Less other funds	76,074,697	37,031,440	113,106,137
8	Total general fund	\$16,350,783	\$2,524,953	\$18,875,736
9	Full-time equivalent positions	173.00	2.00	175.00

10 **SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO**
 11 **SEVENTIETH LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time funding
 12 items included in the appropriation in section 1 of this Act which are not included in the entity's
 13 base budget for the 2027-29 biennium and which the entity shall report to the appropriations
 14 committees of the seventieth legislative assembly regarding the use of this funding:

15	<u>One-Time Funding Description</u>	<u>Total Other Funds</u>
16	Move to new chemistry laboratory	\$1,500,000
17	New chemistry laboratory capital assets	1,375,000
18	New chemistry laboratory operating expenses	700,186
19	Emerging contaminants program equipment	943,200
20	Petroleum tank database	700,000
21	State fuel inspection program capital assets	215,000
22	Water and wastewater operator certification program	<u>5,000</u>
23	Grand total other funds	\$5,438,386

24 **SECTION 3. NEW AND VACANT FTE POOL - LIMITATION - TRANSFER REQUEST.** The
 25 department of environmental quality may not spend funds appropriated in the new and vacant
 26 FTE pool line item in section 1 of this Act, but may request the office of management and
 27 budget to transfer funds from the new and vacant FTE pool line item to the salaries and wages
 28 line item in accordance with the guidelines and reporting provisions included in House Bill
 29 No. 1015, as approved by the sixty-ninth legislative assembly.

30 **SECTION 4. OTHER FUNDS - ENVIRONMENT AND RANGELAND PROTECTION FUND.**
 31 The other funds line item in section 1 of this Act includes the sum of \$250,000 from the

environment and rangeland protection fund. This amount includes \$50,000 for a grant to the North Dakota stockmen's association environmental services program.

SECTION 5. OTHER FUNDS - PETROLEUM TANK RELEASE COMPENSATION FUND.

The other funds line item in section 1 of this Act includes the sum of ~~\$723,596~~ \$1,827,025 from the petroleum tank release compensation fund for expenses related to the petroleum tank release program.

SECTION 6. OTHER FUNDS - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND.

The other funds line item in section 1 of this Act includes the sum of \$3,575,186 from the strategic investment and improvements fund for expenses related to moving into the new chemistry laboratory and for chemistry laboratory operating expenses and equipment purchases.

SECTION 7. AMENDMENT. Section 23.1-13-16 of the North Dakota Century Code is amended and reenacted as follows:

23.1-13-16. Inspection fees.

Every person licensed by the tax commissioner as a motor vehicle fuel or special fuels dealer shall pay to the tax commissioner an inspection fee of one-fortieth of one cent per gallon [3.79 liters] for every gallon [3.79 liters] of gasoline, kerosene, tractor fuel, heating oil, or diesel fuel sold or used during a calendar month except those gallons sold out of state or those gallons sold as original package sales as defined in chapters 57-43.1 and 57-43.2. The fee must accompany the monthly report required in the following section and is due no later than the twenty-fifth day of each calendar month for the preceding month. The tax commissioner shall forward all money collected under this section to the state treasurer monthly, and the state treasurer shall ~~place the money in the general fund of the state~~ deposit the funds in the department of environmental quality operating fund. The funds must be used, subject to legislative appropriations, for the state fuel inspection program. The tax commissioner shall make available annually a report by licensed dealer listing the number of gallons [liters] of motor vehicle fuel and special fuels upon which the inspection fee has been paid. The provisions of chapters 57-43.1 and 57-43.2 pertaining to the administration of motor vehicle fuel and special fuels taxes not in conflict with the provisions of this chapter govern the administration of the inspection fee levied by this chapter.



Department of Environmental Quality - Budget No. 303
Agency Worksheet - Senate Bill No. 2024

	Armstrong Executive Budget				Senate Version				Senate Compared to Executive Budget			
	FTE Positions	General Fund	Other Funds	Total	FTE Positions	General Fund	Other Funds	Total	Increase (Decrease)			
									FTE Positions	General Fund	Other Funds	Total
2025-27 Biennium Base Level	173.00	\$16,350,783	\$76,074,697	\$92,425,480	173.00	\$16,350,783	\$76,074,697	\$92,425,480	0.00	\$0	\$0	\$0
2025-27 Ongoing Funding Changes												
Base payroll changes		(\$6,473)	\$676,352	\$669,879		(\$6,473)	\$676,352	\$669,879				\$0
Salary increase		509,588	1,072,043	1,581,631		509,588	1,072,043	1,581,631				0
Health insurance increase		332,285	712,694	1,044,979		332,285	712,694	1,044,979				0
Adds funding from special funds from fees for 1 FTE chemist position and related operating expenses to establish a program to test water for emerging contaminants	1.00		353,402	353,402	1.00		353,402	353,402				0
Adds funding from special funds from inspection fees for 1 FTE chemist position for a state fuel inspection program				0	1.00		237,900	237,900	1.00		\$237,900	237,900
Adds funding to replace 2023-25 biennium new FTE pool		364,806	1,407,442	1,772,248		364,806	1,407,442	1,772,248				0
Adds funding to replace 2023-25 biennium vacant FTE pool		583,104	1,388,192	1,971,296		583,104	1,388,192	1,971,296				0
Transfers funding for 2025-27 new FTE pool				0			(47,580)	(47,580)			(47,580)	(47,580)
Transfers funding for 2025-27 vacant FTE pool				0		(256,604)	(541,673)	(798,277)		(\$256,604)	(541,673)	(798,277)
Adds funding from special funds from inspection fees for temporary salaries and operating expenses for the state fuel inspection program				0			199,400	199,400			199,400	199,400
Base budget changes to operating expenses		(508,475)	1,652,430	1,143,955		(508,475)	1,652,430	1,143,955				0
Increases funding for operating expenses related to IT rate increases		26,244	168,158	194,402		26,244	168,158	194,402				0
Increases funding for operating expenses and grants for cost to continue information technology and rent		767,204	715,512	1,482,716		767,204	715,512	1,482,716				0
Increases funding for ongoing operating expenses related to the new chemistry laboratory, including rent, supplies, and IT		718,074		718,074		718,074		718,074				0
Increases funding from special funds from fees for operating expenses related to the water and wastewater operator certification program to expand test availability			67,000	67,000			67,000	67,000				0
Increases funding from the petroleum tank release compensation fund for operating expenses related to a new database			260,000	260,000			260,000	260,000				0
Base budget changes to capital assets		(4,800)	1,124,900	1,120,100		(4,800)	1,124,900	1,120,100				0
Base budget changes to grants			22,146,882	22,146,882			22,146,882	22,146,882				0
Total ongoing funding changes	1.00	\$2,781,557	\$31,745,007	\$34,526,564	2.00	\$2,524,953	\$31,593,054	\$34,118,007	1.00	(\$256,604)	(\$151,953)	(\$408,557)

One-Time Funding Items												
Adds one-time funding from the strategic investment and improvements fund for operating expenses related to moving the chemistry laboratory			\$1,500,000	\$1,500,000			\$1,500,000	\$1,500,000				\$0
Adds one-time funding from the strategic investment and improvements fund (SIIF) for operating expenses related to the new chemistry laboratory, including office and IT equipment, maintenance, wireless connectivity, and security			700,186	700,186			700,186	700,186				0
Adds one-time funding from special funds from fees for operating expenses related to the water and wastewater operator certification program to expand test availability			5,000	5,000			5,000	5,000				0
Adds one-time funding from special funds from fees for operating expenses and capital assets for computers and laboratory equipment to establish a program to test water for emerging contaminants			943,200	943,200			943,200	943,200				0
Adds one-time funding from the petroleum tank release compensation fund for operating expense for a new database			700,000	700,000			700,000	700,000				0
Adds one-time funding from the strategic investment and improvements fund for capital assets related to the new chemistry laboratory			1,375,000	1,375,000			1,375,000	1,375,000				0
Adds one-time funding from special funds from inspection fees for equipment related to a state fuel inspection program				0			215,000	215,000			\$215,000	215,000
Total one-time funding changes	0.00	\$0	\$5,223,386	\$5,223,386	0.00	\$0	\$5,438,386	\$5,438,386	0.00	\$0	\$215,000	\$215,000
Total Changes to Base Level Funding	1.00	\$2,781,557	\$36,968,393	\$39,749,950	2.00	\$2,524,953	\$37,031,440	\$39,556,393	1.00	(\$256,604)	\$63,047	(\$193,557)
2025-27 Total Funding	174.00	\$19,132,340	\$113,043,090	\$132,175,430	175.00	\$18,875,736	\$113,106,137	\$131,981,873	1.00	(\$256,604)	\$63,047	(\$193,557)

<i>Federal funds included in other funds</i>			\$82,333,376				\$82,082,846				(\$250,530)	
<i>Total ongoing changes - Percentage of base level</i>	0.6%	17.0%	41.7%	37.4%	1.2%	15.4%	41.5%	36.9%	N/A	N/A	N/A	N/A
<i>Total changes - Percentage of base level</i>	0.6%	17.0%	48.6%	43.0%	1.2%	15.4%	48.7%	42.8%	N/A	N/A	N/A	N/A

Other Sections in Department of Environmental Quality - Budget No. 303

Section Description	Armstrong Executive Budget	Senate Version
New and vacant FTE pool line item		Section 3 provides for the use of funding in the new and vacant FTE pool line item.
Environment and rangeland protection fund		Section 4 authorizes the department to spend \$250,000 from the environment and rangeland protection fund. Of this amount, \$50,000 is for a grant to the North Dakota Stockmen's Association for the environmental services program.
Petroleum release compensation fund		Section 5 authorizes the department to spend \$1,827,025 from the petroleum tank release compensation fund for expenses related to the petroleum tank release program.

Other Sections in Department of Environmental Quality - Budget No. 303

Section Description	Armstrong Executive Budget	Senate Version	
Strategic investment and improvements fund		Section 6 authorizes the department to spend \$3,575,186 from the strategic investment and improvements fund for expenses related to moving into the new chemistry laboratory and for chemistry laboratory operating expenses and equipment purchases	
State fuel inspection program		Section 7 amends Section 23.1-13-16 to provide for the deposit of fuel inspection fees into the Department of Environmental Quality operating fund instead of the general fund.	

2025 SENATE STANDING COMMITTEE MINUTES

Appropriations Committee Harvest Room, State Capitol

SB 2024
2/10/2025

A BILL for an Act to provide an appropriation for defraying the expenses of the department of environmental quality.

9:48 a.m. Chairman Bekkedahl opened the hearing.

Members Present: Chairman Bekkedahl, and Senators Burckhard, Cleary, Conley, Davison, Dever, Dwyer, Magrum, Mathern, Meyer, Schaible, Sickler, Sorvaag, Thomas, Wanzek.

Members Absent: Vice-Chairman Erbele.

Discussion Topics:

- Increased FTEs
- PFAS Testing
- Agency Budget

9:48 a.m. Senator Davison introduced the bill, the amendment LC 25.0191.01001 and submitted testimony #36634 and #36633.

9:55 a.m. Senator Davison moved amendment LC 25.0191.01001.

9:55 a.m. Senator Cleary seconded the motion.

Senators	Vote
Senator Brad Bekkedahl	Y
Senator Robert Erbele	A
Senator Randy A. Burckhard	Y
Senator Sean Cleary	Y
Senator Cole Conley	Y
Senator Kyle Davison	Y
Senator Dick Dever	Y
Senator Michael Dwyer	Y
Senator Jeffery J. Magrum	Y
Senator Tim Mathern	Y
Senator Scott Meyer	Y
Senator Donald Schaible	Y
Senator Jonathan Sickler	N
Senator Ronald Sorvaag	Y
Senator Paul J. Thomas	Y
Senator Terry M. Wanzek	Y

Motion Passed 14-1-1.

10:00 a.m. Senator Davison moved a Do Pass as Amended.

10:00 a.m. Senator Cleary seconded the motion.

Senators	Vote
Senator Brad Bekkedahl	Y
Senator Robert Erbele	A
Senator Randy A. Burckhard	Y
Senator Sean Cleary	Y
Senator Cole Conley	Y
Senator Kyle Davison	Y
Senator Dick Dever	Y
Senator Michael Dwyer	Y
Senator Jeffery J. Magrum	Y
Senator Tim Mathern	A
Senator Scott Meyer	Y
Senator Donald Schaible	Y
Senator Jonathan Sickler	Y
Senator Ronald Sorvaag	Y
Senator Paul J. Thomas	Y
Senator Terry M. Wanzek	Y

Motion Passed 14-0-2.

Senator Davison will carry the bill.

10:01 a.m. Chairman Bekkedahl closed the hearing.

Elizabeth Reiten, Committee Clerk

25.0191.01001
Title.02000
Fiscal No. 1

Prepared by the Legislative Council
staff for Senator Davison

February 5, 2025

Sixty-ninth
Legislative Assembly
of North Dakota

PROPOSED AMENDMENTS TO

SENATE BILL NO. 2024

Introduced by

Appropriations Committee

2-10-25
JB 103

1 A BILL for an Act to provide an appropriation for defraying the expenses of the department of
2 environmental quality; and to amend and reenact section 23.1-13-16 of the North Dakota
3 Century Code, relating to inspection fees.

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

5 **SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the funds
6 as may be necessary, are appropriated out of any moneys in the general fund in the state
7 treasury, not otherwise appropriated, and from other funds derived from special funds and
8 federal funds, to the department of environmental quality for the purpose of defraying the
9 expenses of the department of environmental quality, for the biennium beginning July 1, 2025,
10 and ending June 30, 2027, as follows:

	Base Level	Adjustments or Enhancements	Appropriation
13 Salaries and wages	\$38,756,030	\$0	\$38,756,030
14 Operating expenses	15,457,832	0	15,457,832
15 Capital assets	1,013,500	0	1,013,500
16 Grants	37,198,118	0	37,198,118
17 Total all funds	\$92,425,480	\$0	\$92,425,480
18 Less other funds	76,074,697	0	76,074,697
19 Total general fund	\$16,350,783	\$0	\$16,350,783
20 Full time equivalent positions	173.00	0.00	173.00

AB 2003

1	Salaries and wages	\$38,756,030	\$4,479,208	\$43,235,238
2	New and vacant FTE pool	0	2,290,870	2,290,870
3	Operating expenses	15,457,832	6,395,874	21,853,706
4	Capital assets	1,013,500	3,650,100	4,663,600
5	Grants	37,198,118	22,740,341	59,938,459
6	Total all funds	\$92,425,480	\$39,556,393	\$131,981,873
7	Less other funds	76,074,697	37,031,440	113,106,137
8	Total general fund	\$16,350,783	\$2,524,953	\$18,875,736
9	Full-time equivalent positions	173.00	2.00	175.00

SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SEVENTIETH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items included in the appropriation in section 1 of this Act which are not included in the entity's base budget for the 2027-29 biennium and which the entity shall report to the appropriations committees of the seventieth legislative assembly regarding the use of this funding:

<u>One-Time Funding Description</u>	<u>Total Other Funds</u>
Move to new chemistry laboratory	\$1,500,000
New chemistry laboratory capital assets	1,375,000
New chemistry laboratory operating expenses	700,186
Emerging contaminants program equipment	943,200
Petroleum tank database	700,000
State fuel inspection program capital assets	215,000
Water and wastewater operator certification program	<u>5,000</u>
Grand total other funds	\$5,438,386

SECTION 3. NEW AND VACANT FTE POOL - LIMITATION - TRANSFER REQUEST. The department of environmental quality may not spend funds appropriated in the new and vacant FTE pool line item in section 1 of this Act, but may request the office of management and budget to transfer funds from the new and vacant FTE pool line item to the salaries and wages line item in accordance with the guidelines and reporting provisions included in House Bill No. 1015, as approved by the sixty-ninth legislative assembly.

SECTION 4. OTHER FUNDS - ENVIRONMENT AND RANGELAND PROTECTION FUND.
The other funds line item in section 1 of this Act includes the sum of \$250,000 from the

823 303

environment and rangeland protection fund. This amount includes \$50,000 for a grant to the North Dakota stockmen's association environmental services program.

SECTION 5. OTHER FUNDS - PETROLEUM TANK RELEASE COMPENSATION FUND.

The other funds line item in section 1 of this Act includes the sum of ~~\$723,595~~ \$1,827,025 from the petroleum tank release compensation fund for expenses related to the petroleum tank release program.

SECTION 6. OTHER FUNDS - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND.

The other funds line item in section 1 of this Act includes the sum of \$3,575,186 from the strategic investment and improvements fund for expenses related to moving into the new chemistry laboratory and for chemistry laboratory operating expenses and equipment purchases.

SECTION 7. AMENDMENT. Section 23.1-13-16 of the North Dakota Century Code is amended and reenacted as follows:

23.1-13-16. Inspection fees.

Every person licensed by the tax commissioner as a motor vehicle fuel or special fuels dealer shall pay to the tax commissioner an inspection fee of one-fortieth of one cent per gallon [3.79 liters] for every gallon [3.79 liters] of gasoline, kerosene, tractor fuel, heating oil, or diesel fuel sold or used during a calendar month except those gallons sold out of state or those gallons sold as original package sales as defined in chapters 57-43.1 and 57-43.2. The fee must accompany the monthly report required in the following section and is due no later than the twenty-fifth day of each calendar month for the preceding month. The tax commissioner shall forward all money collected under this section to the state treasurer monthly, and the state treasurer shall ~~place the money in the general fund of the state~~ deposit the funds in the department of environmental quality operating fund. The funds must be used, subject to legislative appropriations, for the state fuel inspection program. The tax commissioner shall make available annually a report by licensed dealer listing the number of gallons [liters] of motor vehicle fuel and special fuels upon which the inspection fee has been paid. The provisions of chapters 57-43.1 and 57-43.2 pertaining to the administration of motor vehicle fuel and special fuels taxes not in conflict with the provisions of this chapter govern the administration of the inspection fee levied by this chapter.

**REPORT OF STANDING COMMITTEE
SB 2024**

Appropriations Committee (Sen. Bekkedahl, Chairman) recommends **AMENDMENTS** ([25.0191.01001](#)) and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). SB 2024 was placed on the Sixth order on the calendar. This bill does not affect workforce development.

Bill No. 2024

Fiscal No. 1

25.0191.01001s

02/05/2025

STATEMENT OF PURPOSE OF AMENDMENT:**Senate Bill No. 2024 - Department of Environmental Quality - Senate Action**

	Base Budget	Senate Changes	Senate Version
Salaries and wages	\$38,756,030	\$4,479,208	\$43,235,238
New and vacant FTE pool		2,290,870	2,290,870
Operating expenses	15,457,832	6,395,874	21,853,706
Capital assets	1,013,500	3,650,100	4,663,600
Grants	37,198,118	22,740,341	59,938,459
Total all funds	\$92,425,480	\$39,556,393	\$131,981,873
Less estimated income	76,074,697	37,031,440	113,106,137
General fund	\$16,350,783	\$2,524,953	\$18,875,736
FTE	173.00	2.00	175.00

Department 303 - Department of Environmental Quality - Detail of Senate Changes

	Adjusts Funding for Base Payroll Changes ¹	Adds Funding for Salary and Benefit Increases ²	Adds 1 FTE Chemist Position for Emerging Contaminants Program ³	Adds 1 FTE Chemist Position for State Fuel Inspection Program ⁴	Adds Funding to Replace 2023-25 New and Vacant FTE Pool ⁵	Transfers Funding for 2025-27 New and Vacant FTE Pool ⁶
Salaries and wages	\$669,879	\$2,626,610	\$237,902	\$237,900	\$3,743,544	(\$3,136,727)
New and vacant FTE pool						2,290,870
Operating expenses			115,500			
Capital assets						
Grants						
Total all funds	\$669,879	\$2,626,610	\$353,402	\$237,900	\$3,743,544	(\$845,857)
Less estimated income	676,352	1,784,737	353,402	237,900	2,795,634	(589,253)
General fund	(\$6,473)	\$841,873	\$0	\$0	\$947,910	(\$256,604)
FTE	0.00	0.00	1.00	1.00	0.00	0.00

	Adds Funding for the State Fuel Inspection Program ⁷	Adjusts Funding for Operating Expenses ⁸	Adds Funding for IT Rate Increases ⁹	Adds Funding for Cost to Continue Operating Expenses and Grants ¹⁰	Increases Funding for Operating Expenses for New Laboratory ¹¹	Increases Funding for Water and Wastewater Operator Certification Program ¹²
Salaries and wages	\$100,100					
New and vacant FTE pool						
Operating expenses	99,300	\$1,143,955	\$194,402	\$889,257	\$718,074	\$72,000
Capital assets						
Grants				593,459		
Total all funds	\$199,400	\$1,143,955	\$194,402	\$1,482,716	\$718,074	\$72,000
Less estimated income	199,400	1,652,430	168,158	715,512	0	72,000
General fund	\$0	(\$508,475)	\$26,244	\$767,204	\$718,074	\$0
FTE	0.00	0.00	0.00	0.00	0.00	0.00

	Adds Funding for a Petroleum Tank Database ¹³	Base Budget Changes to Capital Assets ¹⁴	Base Budget Changes to Grants ¹⁵	Adds One-time Funding for New Chemistry Laboratory Moving Expenses ¹⁶	Adds One-time Funding Related to the New Chemistry Laboratory ¹⁷	Adds One-time Funding for Emerging Contaminants Testing Program ¹⁸
Salaries and wages						
New and vacant FTE pool						
Operating expenses	\$960,000			\$1,500,000	\$700,186	\$3,200
Capital assets		\$1,120,100				940,000
Grants			\$22,146,882			
Total all funds	\$960,000	\$1,120,100	\$22,146,882	\$1,500,000	\$700,186	\$943,200
Less estimated income	960,000	1,124,900	22,146,882	1,500,000	700,186	943,200
General fund	\$0	(\$4,800)	\$0	\$0	\$0	\$0
FTE	0.00	0.00	0.00	0.00	0.00	0.00

	Adds One-time Funding for Capital Assets for the New Chemistry Laboratory ¹⁹	Adds One-time Funding for State Fuel Inspection Program Equipment ²⁰	Total Senate Changes
Salaries and wages			\$4,479,208
New and vacant FTE pool			2,290,870
Operating expenses			6,395,874
Capital assets	\$1,375,000	\$215,000	3,650,100
Grants			22,740,341
Total all funds	\$1,375,000	\$215,000	\$39,556,393
Less estimated income	1,375,000	215,000	37,031,440
General fund	\$0	\$0	\$2,524,953
FTE	0.00	0.00	2.00

¹ Funding is adjusted for base payroll changes.

² The following funding is added for 2025-27 biennium salary adjustments of 3 percent on July 1, 2025, and 3 percent on July 1, 2026, and increases in health insurance premiums from \$1,643 to \$1,893 per month:

	General Fund	Other Funds	Total
Salary increase	\$509,588	\$1,072,043	\$1,581,631
Health insurance increase	332,285	712,694	1,044,979
Total	\$841,873	\$1,784,737	\$2,626,610

³ Funding is added from special funds from testing fees for 1 FTE chemist position and related operating expenses to establish a program to test water for emerging contaminants.

⁴ Funding is added from special funds from inspection fees for 1 FTE chemist position for a state fuel inspection program.

⁵ Funding is added to replace 2023-25 biennium new and vacant FTE pool funding as follows:

	General Fund	Other Funds	Total
Vacant FTE positions	\$583,104	\$1,388,192	\$1,971,296
New FTE positions	364,806	1,407,442	1,772,248
Total	\$947,910	\$2,795,634	\$3,743,544

⁶ Funding of \$3,136,727 for new FTE positions and estimated savings from vacant FTE positions is removed and funding of \$2,290,870 is added for a 2025-27 new and vacant FTE pool line item as follows:

	General Fund	Other Funds	Total
New FTE positions	(\$0)	(\$475,802)	(\$475,802)
Vacant FTE positions	<u>(855,348)</u>	<u>(1,805,577)</u>	<u>(2,660,925)</u>
Total	(\$855,348)	(\$2,281,379)	(\$3,136,727)
Funding pool line item	<u>598,744</u>	<u>1,692,126</u>	<u>2,290,870</u>
Net savings	(\$256,604)	(\$589,253)	(\$845,857)

⁷ Funding is added from special funds from inspection fees for temporary salaries and operating expenses for the state fuel inspection program.

⁸ Funding is adjusted for base budget changes to operating expenses.

⁹ Funding is added for operating expenses related to IT rate increases.

¹⁰ Funding is added for the cost to continue operating expenses, including information technology and rent, and for the cost to continue grants.

¹¹ Funding is added for ongoing operating expenses related to the new chemistry laboratory, including rent, supplies, and IT.

¹² Funding is added from special funds from fees for operating expenses, including \$5,000 of one-time funding, related to the water and wastewater operator certification program to expand test availability.

¹³ Funding is added from the petroleum tank release compensation fund for operating expenses, including one-time expenditures of \$700,000, related to a new database.

¹⁴ Base budget funding is adjusted for capital assets.

¹⁵ Base budget funding is adjusted for grants, primarily relating to additional federal funding available for small and disadvantaged communities drinking water system grants.

¹⁶ One-time funding is added from the strategic investment and improvements fund for operating expenses related to moving to the new chemistry laboratory building.

¹⁷ One-time funding is added from the strategic investment and improvements fund for operating expenses related to the new chemistry laboratory, including office and IT equipment, maintenance, wireless connectivity, and security.

¹⁸ One-time funding is added from special funds from fees for operating expenses and capital assets for computers and laboratory equipment to establish a program to test water for emerging contaminants.

¹⁹ One-time funding is added from the strategic investment and improvements fund for capital assets related to the new chemistry laboratory.

²⁰ One-time funding is added from special funds from inspection fees for capital assets for equipment related to a state fuel inspection program.

This amendment also:

- Adds a section to provide for the use of funding in the new and vacant FTE pool line item.
- Amends a section to authorize the department to spend \$1,827,025 from the petroleum tank release compensation fund for expenses related to the petroleum tank release program.
- Adds a section to authorize the department to spend \$3,575,186 from the strategic investment and improvements fund for expenses related to moving into the new chemistry laboratory and for laboratory equipment purchases.
- Adds a section to amend Section 23.1-13-16 to provide for the deposit of fuel inspection fees into the Department of Environmental Quality operating fund instead of the general fund.

25.0191.01001
Title.
Fiscal No. 1

Prepared by the Legislative Council
staff for Senator Davison

February 5, 2025

Sixty-ninth
Legislative Assembly
of North Dakota

PROPOSED AMENDMENTS TO

SENATE BILL NO. 2024

Introduced by

Appropriations Committee

1 A BILL for an Act to provide an appropriation for defraying the expenses of the department of
2 environmental quality, and to amend and reenact section 23.1-13-16 of the North Dakota
3 Century Code, relating to inspection fees.

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

5 **SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the funds
6 as may be necessary, are appropriated out of any moneys in the general fund in the state
7 treasury, not otherwise appropriated, and from other funds derived from special funds and
8 federal funds, to the department of environmental quality for the purpose of defraying the
9 expenses of the department of environmental quality, for the biennium beginning July 1, 2025,
10 and ending June 30, 2027, as follows:

	Base Level	Adjustments or Enhancements	Appropriation
13 Salaries and wages	\$38,756,030	\$0	\$38,756,030
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15 Capital assets	1,013,500	0	1,013,500
16 Grants	37,198,118	0	37,198,118
17 Total all funds	\$92,425,480	\$0	\$92,425,480
18 Less other funds	76,074,697	0	76,074,697
19 Total general fund	\$16,350,783	\$0	\$16,350,783
20 Full-time equivalent positions	173.00	0.00	173.00

Sixty-ninth
Legislative Assembly

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8	Total general fund	\$16,350,783	\$2,524,953	\$18,875,736
9	Full-time equivalent positions	173.00	2.00	175.00

10 **SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO**
11 **SEVENTIETH LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time funding
12 items included in the appropriation in section 1 of this Act which are not included in the entity's
13 base budget for the 2027-29 biennium and which the entity shall report to the appropriations
14 committees of the seventieth legislative assembly regarding the use of this funding:

15	<u>One-Time Funding Description</u>	<u>Total Other Funds</u>
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17	New chemistry laboratory capital assets	1,375,000
18	New chemistry laboratory operating expenses	700,186
19	Emerging contaminants program equipment	943,200
20	Petroleum tank database	700,000
21	State fuel inspection program capital assets	215,000
22	Water and wastewater operator certification program	<u>5,000</u>
23	Grand total other funds	\$5,438,386

24 **SECTION 3. NEW AND VACANT FTE POOL - LIMITATION - TRANSFER REQUEST.** The
25 department of environmental quality may not spend funds appropriated in the new and vacant
26 FTE pool line item in section 1 of this Act, but may request the office of management and
27 budget to transfer funds from the new and vacant FTE pool line item to the salaries and wages
28 line item in accordance with the guidelines and reporting provisions included in House Bill
29 No. 1015, as approved by the sixty-ninth legislative assembly.

30 **SECTION 4. OTHER FUNDS - ENVIRONMENT AND RANGELAND PROTECTION FUND.**
31 The other funds line item in section 1 of this Act includes the sum of \$250,000 from the

environment and rangeland protection fund. This amount includes \$50,000 for a grant to the North Dakota stockmen's association environmental services program.

SECTION 5. OTHER FUNDS - PETROLEUM TANK RELEASE COMPENSATION FUND.

The other funds line item in section 1 of this Act includes the sum of ~~\$723,595~~ \$1,827,025 from the petroleum tank release compensation fund for expenses related to the petroleum tank release program.

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The other funds line item in section 1 of this Act includes the sum of \$3,575,186 from the strategic investment and improvements fund for expenses related to moving into the new chemistry laboratory and for chemistry laboratory operating expenses and equipment purchases.

SECTION 7. AMENDMENT. Section 23.1-13-16 of the North Dakota Century Code is amended and reenacted as follows:

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2025 HOUSE APPROPRIATIONS

SB 2024

2025 HOUSE STANDING COMMITTEE MINUTES

Appropriations - Human Resources Division Roughrider Room, State Capitol

SB 2024
3/6/2025

A BILL for an Act to provide an appropriation for defraying the expenses of the department of environmental quality; and to amend and reenact section 23.1-13-16 of the North Dakota Century Code, relating to inspection fees.

10:09 a.m. Chairman J. Nelson called the meeting to order.

Members Present: Chairman J. Nelson, Vice Chairman Stemen, Representatives B. Anderson, Berg, Mitskog, Murphy, O' Brien, Wagner.

Discussion Topics:

- Agency Overview
- Budget
- Challenges

10:10 a.m. Dave Glatt, Director, Department of Environmental Quality, testified and presented testimony #39127.

10:11 a.m. Elizabeth Jacobson, Director of Accounting, Department of Environmental Quality, spoke to the Volkswagen settlement and that the funds were fully obligated.

10:11 a.m. Dave Glatt, Director, Department of Environmental Quality, testified and continued with testimony #39127.

11:05 a.m. Elizabeth Jacobson, Director of Accounting, Department of Environmental Quality, testified and presented testimony #39127.

11:22 a.m. Dave Glatt, Director, Department of Environmental Quality, testified and continued with testimony #39127.

Additional written testimony:

Sheila Sandness, Senior Fiscal Analyst, ND Legislative Council, submitted neutral, #39225, #39231.

11:26 a.m. Chairman J. Nelson adjourned the hearing.

Jan Kamphuis, Committee Clerk



HOUSE APPROPRIATION COMMITTEE
HUMAN RESOURCES DIVISION, MARCH 6, 2025

SB2024 Department of Environmental Quality

Dave Glatt, Director & Beth Jacobson, Director of Accounting

NORTH
Dakota
Be Legendary.™

SB2024

- Agency Overview
- Budget Overview
- DEQ Challenges





AGENCY VISION STATEMENT

Our vision is a sustainable, high-quality environment for current and future generations.

Accomplished Through

- **Following science and the law**
- **Collaboration with federal, state, tribal and local government, industry and citizens**
- **Working with industry and citizens to find solutions to environmental challenges**

We are accessible to our customers; transparent in our decisions; and accountable for our actions.

STRUCTURED FOR SUCCESS

173 FTE

13 FTE - Director's Office

8 FTE – Accounting

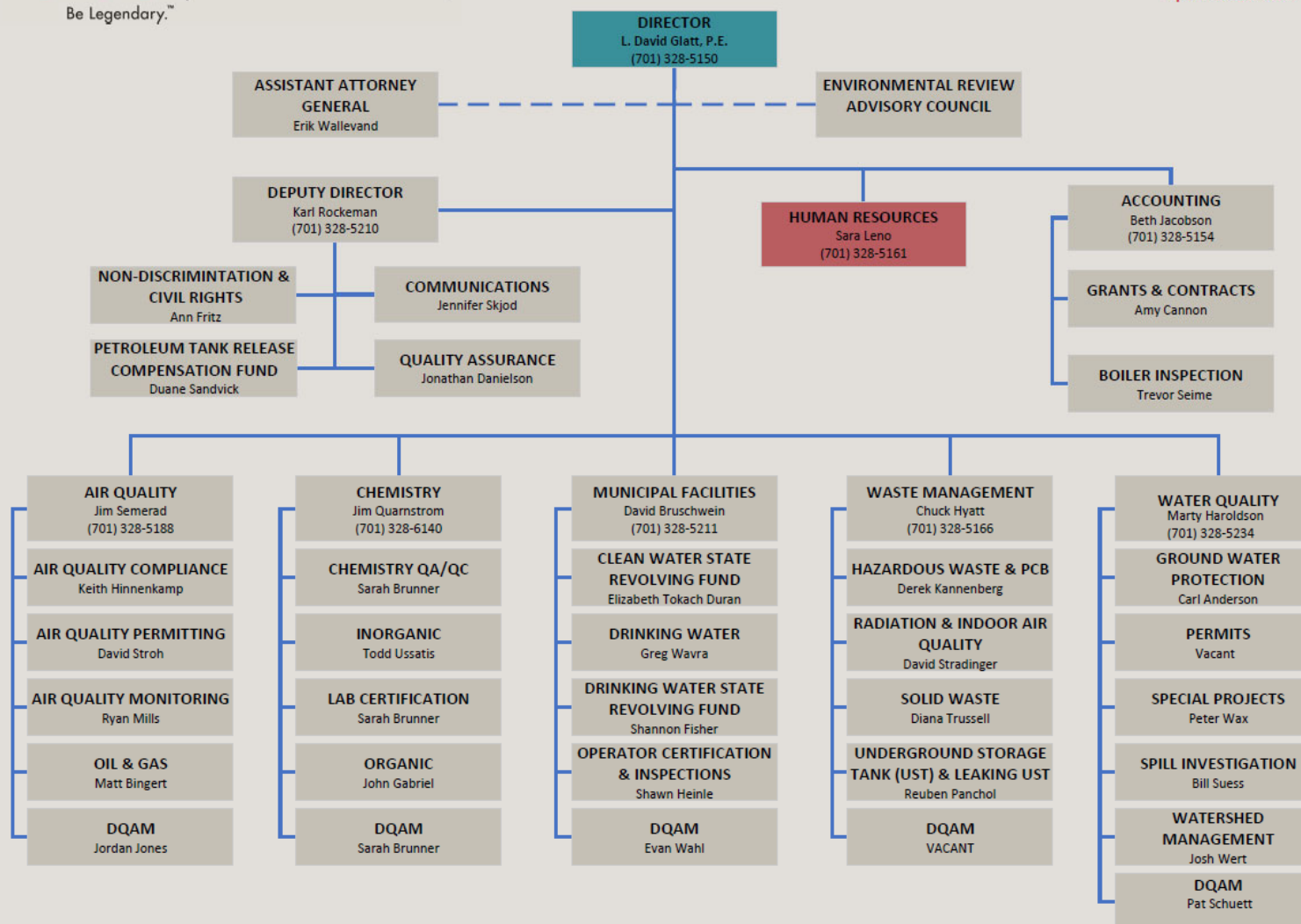
33 FTE – Air Quality

16 FTE – Chemistry

32 FTE – Municipal Facilities

34 FTE - Waste Management

37 FTE – Water Quality



DIRECTOR'S OFFICE– 13 FTE



- Communications
- Geographic Information Systems
- Data Quality Assurance
- Project Management
- Petroleum Release Compensation Fund (PTRCF)
- Community Participation
- Human Resources



- NDCC 23.1-01 Department of Environmental Quality
- NDCC 23.1-10 Environmental Emergency Costs
- NDCC 23.1-12 Petroleum Tank Release Compensation Fund



- Climate Pollution Reduction Grant collected information through 24 input forums in six communities for first state climate plan.
- Hired our first Deputy Director and Director of Human Resources.

DIVISION OF ACCOUNTING– 8 FTE



- Fiscal Services
- Grants and Contracts
- Boiler Inspection



- NDCC 23.1-16 Boiler Inspection Program



- The State Auditor's Office preformed operation audit for the two-year period ending June 2023. The report found no areas of concern with no audit findings.

DIVISION OF AIR QUALITY – 33 FTE



- Ambient Air Monitoring
- Permitting
- Compliance
- Oil and Gas

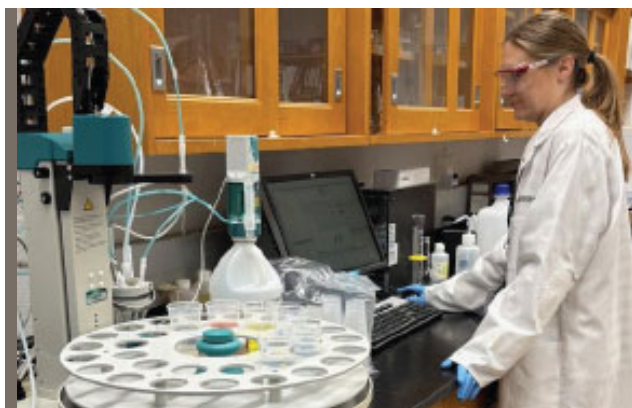


- NDCC 23.1-06 Air Pollution Control



- Achieved attainment of all clean air standards.
- Permitted Dakota Carbon Center East Project LLC or project Tundra.
- Permitted Cerilon first large-scale Gas-to Liquid facility in United States.

DIVISION OF CHEMISTRY– 16 FTE



- Demands Lab
- Feed and Fertilizer Lab
- Mineral Lab
- Organic Lab
- Petroleum Lab
- Metals Lab
- Laboratory Certification



- NDCC 23.1-01-03(4)
Establish Laboratory
- NDCC 23.1-01-14
Environmental laboratories
Certification Fees



- DHHS & DEQ part of new
State Laboratory which is
under construction on
Capitol Complex.
- New Laboratory Information
System.
- Re-integrated Laboratory
Certification Program.

DIVISION OF MUNICIPAL FACILITIES–32 FTE



- Drinking Water Program
- Operator Training, Certification, & Inspection Program
- Drinking Water State Revolving Fund Program (DWSRF)
- Clean Water State Revolving Fund Program (CWSRF)



- NDCC 23.1-07 Operator Certification, Training, and Inspections
- NDCC 61-28.2 CWSRF Loan Fund Program
- NDCC 61-28.1 DWSRF Loan Fund Program
- NDCC 61-28.1 Drinking Water Program



- 99% compliance rate with health based drinking water regulations.
- DWSRF provided \$8 million to 250 public water systems to assist the lead line inventories.
- The SRF programs worked with DOT to eliminate barriers to provide co-funding for projects.

DIVISION OF WASTE MANAGEMENT–34 FTE



- Hazardous Waste
- Radiation Control
- Solid Waste
- Underground Storage Tanks



- NDCC 23.1-02 Radiation
- NDCC 23.1-03 Ionizing Radiation Development
- NDCC 23.1-04 Hazardous Waste Management
- NDCC 23.1-08 Solid Waste Management and Land Protection
- NDCC 23.1-13 Petroleum Products
- NDCC 23.1-14 Antifreeze Regulation
- NDCC 23.1-15 Abandoned Motor Vehicles



- DEQ worked with industry to clean up two waste piles of wind blades.
- Received a competitive federal award for radon awareness and mitigation.
- Implemented a process where voluntary remediation of contaminated sites qualify for liability protections. Have 12 active voluntary clean-up sites.

DIVISION OF WATER QUALITY–37 FTE



- Watershed Management
- Groundwater Protection
- Pollutant Discharge Elimination System Permits Program
- Spill Investigations
- Special Projects



- NDCC 23.1-11 Ground Water Protection
- NDCC 61-28 Surface Water



- 26 Non-Point Source 319 programs supported agriculture producers by providing over \$3 million funding for implementing conservation practices.
- Resolved a \$12.5 million enforcement case for discharge of oil into Ash Coulee Creek.

BUDGET

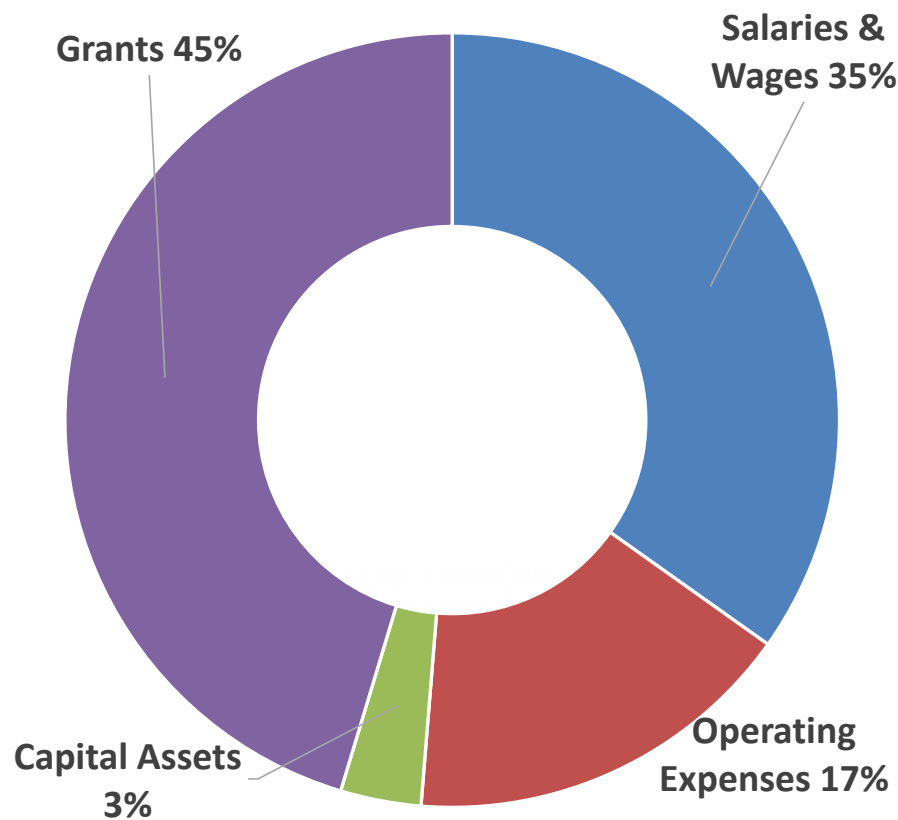
- 2025-27 Executive Recommendation
- Senate Changes
- Budget Topics



2025-2027 SUMMARY OF EXECUTIVE RECOMMENDATION TO SENATE BUDGET

Category	2025-27 Base Budget	Executive Increase/ (Decrease)	2025-27 Executive Budget	Senate Increase/ (Decrease)	2025-27 Senate Budget
Salaries & Wages	38,756,030	7,277,935	46,033,965	(2,798,727)	43,235,238
New & Vacant FTE Pool	-	-	-	2,290,870	2,290,870
Operating Expenses	15,457,832	6,296,574	21,754,406	99,300	21,853,706
Capital Assets	1,013,500	3,435,100	4,448,600	215,000	4,663,600
Grants	37,198,118	22,740,341	59,938,459	-	59,938,459
Line Total	92,425,480	39,749,950	132,175,430	(193,557)	131,981,873
Category	2025-27 Base Budget	Executive Increase/ (Decrease)	2025-27 Executive Budget	Senate Increase/ (Decrease)	2025-27 Senate Budget
General Fund	16,350,783	2,781,557	19,132,340	(256,604)	18,875,736
Federal Fund	53,472,646	28,860,730	82,333,376	(250,530)	82,082,846
Special Fund	22,602,051	8,107,663	30,709,714	313,577	31,023,291
Fund Total	92,425,480	39,749,950	132,175,430	(193,557)	131,981,873
FTE	173	1	174	1	175

2025-2027 EXECUTIVE RECOMMENDATION



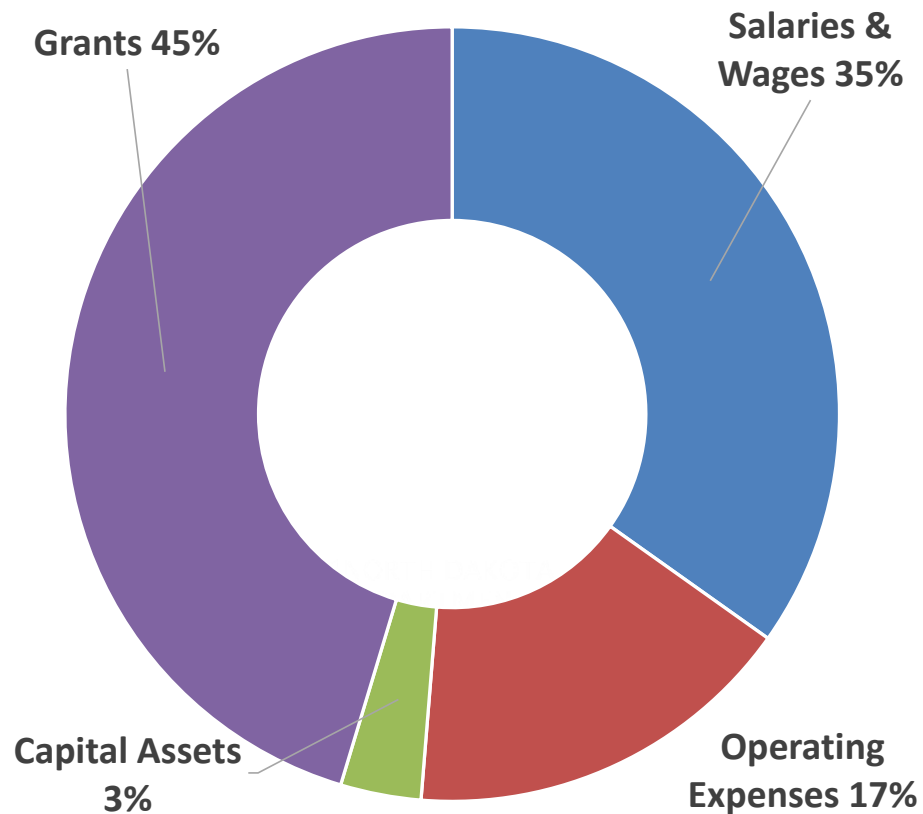
SALARIES & WAGES-\$46 million or 35%

- Increase of \$7.3 million
- Increase due to executive compensation
- Increase to restore the Vacant FTE Pool funding
- Increase to fund cost-to-continue 2025 legislative pay increase
- Increase of 1 FTE in Division of Chemistry for Emerging Contaminant Laboratory

OPERATING EXPENSES-\$21.8 million or 17%

- Increase of \$6.3 million
- Increase in rent
- Increase in NDIT data processing and IT contracts
- One-time and on-going for new laboratory
- Funding for PTRCF database

2025-2027 EXECUTIVE RECOMMENDATION



CAPITAL ASSETS-\$4.4 million or 3%

- Increase of \$3.4 million
- Extraordinary repairs for DEQ Training Center.
- Increase in capital asset lines is for the equipment for the new Chemistry Laboratory and federally funded equipment for air monitoring.

GRANTS-\$59.9 million or 45%

- Increase of \$22.7 million
- Increase in IIJA funds for grants to Small and Disadvantage Communities Drinking Water Systems.

2025-2027 EXECUTIVE RECOMMENDATION

GENERAL FUND - \$19 million or 14%

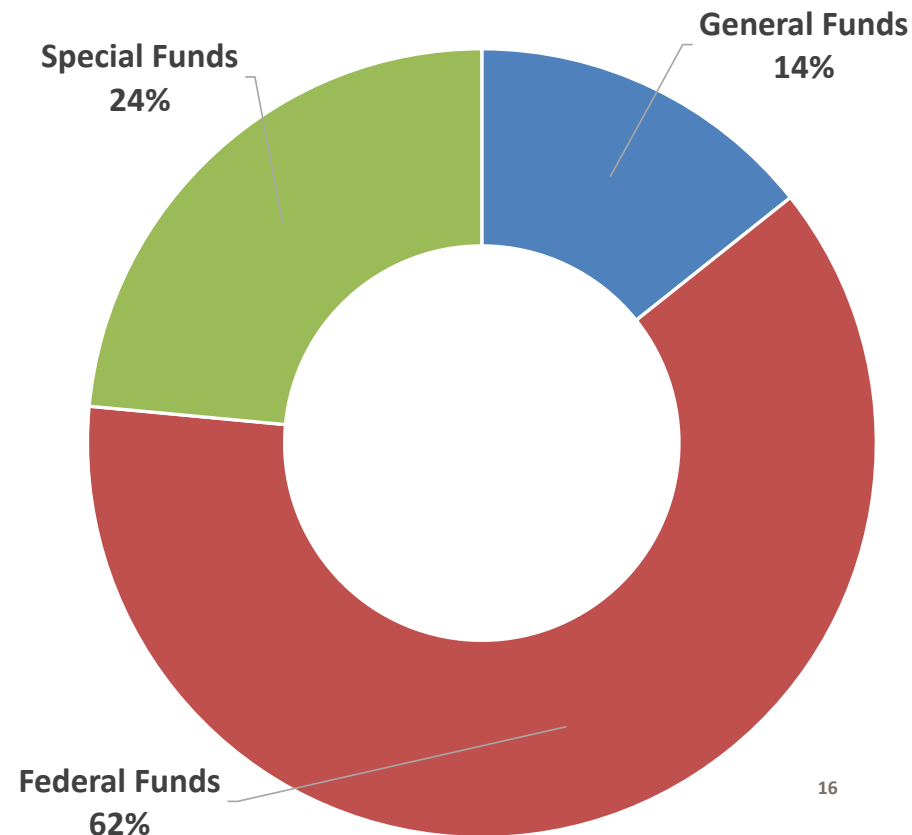
- Increase of \$2.8 million restores Vacant FTE Funding Pool, funds the Executive Compensation Package, rent and new Chemistry Laboratory.

FEDERAL FUND - \$82 million or 62%

- Increase of \$29 million for IIJA funds for Small and Disadvantage Communities Drinking Water Systems Grant.

SPECIAL FUND - \$31 million or 24%

- Increase of \$8 million restores Vacant FTE Pool funding, funds executive compensation and one-time funds from SIIF for new Chemistry Laboratory.



2025-2027 SENATE CHANGES

Armstrong's 2025-2027 Executive Budget

- Executive compensation 3% and 3%
- Increase of 1 FTE and budget for Emerging Contaminates Testing Laboratory
- One-time moving cost for Chemistry Laboratory
- One-time and on-going cost for new Chemistry Laboratory

Vacant Funding Pool Adjustments

- 6% of DEQ's Salaries & Wages
- Reduction of \$845,857

Petroleum Sampling and Testing

- Increase of 1 FTE
- Included \$652,300 of which \$338,000 Salaries & Wages, \$99,300 Operating Expenses and \$215,000 Capital Assets.

Category	2025-27 Executive Budget	Senate Increase/ (Decrease)	2025-27 Senate Budget
Salaries & Wages	46,033,965	(2,798,727)	43,235,238
New & Vacant FTE Pool	-	2,290,870	2,290,870
Operating Expenses	21,754,406	99,300	21,853,706
Capital Assets	4,448,600	215,000	4,663,600
Grants	59,938,459	-	59,938,459
Line Total	132,175,430	(193,557)	131,981,873
Category	2025-27 Executive Budget	Senate Increase/ (Decrease)	2025-27 Senate Budget
General Fund	19,132,340	(256,604)	18,875,736
Federal Fund	82,333,376	(250,530)	82,082,846
Special Fund	30,709,714	313,577	31,023,291
Fund Total	132,175,430	(193,557)	131,981,873
FTE	174	1	175

2023-25 NEW FTE POSITIONS

Position	Filled Date
Deputy Director	November 1, 2024
Non-Discrimination & Civil Rights Program Manager	July 1, 2023
Accountant Budget Specialist	July 1, 2023
Director of Human Resources	November 1, 2023
Environmental Engineer	July 1, 2023
Environmental Scientist	July 1, 2023
Chemist	Vacant

EMPLOYEE TURNOVER & OMB VACANCY REPORT

- \$1.27 million request from OMB Vacant Funding Pool for New FTE's.
- July 2023 through January 2025 averaged 14 vacant positions per month.
- Total Vacancy Saving report as of January 2025 \$2.4 million.



2023-25 ONE-TIME FUNDING

One-Time Funding	Amount
Chemistry Laboratory Inflation	\$116,800 General
IIJA for State Revolving Fund	\$502,350 Federal
Environmental Data System	\$1,365,444 General & Federal
Grant Authority for State Revolving Fund	\$25,000,000

2025-27 ONE-TIME FUNDING

One-Time Funding	Amount
Chemistry Laboratory Moving	\$1,500,000 Special
New Chemistry Laboratory	\$2,075,186 Special
Water Operator Certification Training	\$5,000 Special
PTRCF Database	\$700,000 Special
Emerging Contaminate Laboratory	\$943,200 Special

DEPARTMENT UPDATES

Audit Finding

- No audit finding for 2021-23 audit.

General and Special Fund Collections

- Only minor collections deposited into general fund. Special funds collections should remain stable but will increase if new lead and copper rule is passed and if PFAS laboratory is operational.



DEPARTMENT UPDATES

Fiscal Relief Fund

- The DEQ wasn't directly appropriated fiscal relief funds. The CARES funding for the State Laboratory is in DHHS budget.

Other Bills

- HB1577
- HB1541, SB2267, & SB2308



CHALLENGES





STATE FEDERAL RELATIONSHIP

- Cooperative Federalism
- Compliance with federal law
- Adjusting to stagnant or decreased federal funding
- Adjust to new administration



ENVIRONMENTAL ASSIMILATIVE CAPACITY & EVOLVING TECHNOLOGY



INCREASED REGULATION COMPLEXITY

- The need to train and retain highly competent professionals who understand permitting and treatment.



IMPROVED MONITORING AND ANALYTICAL METHODS

- Need for ultra clean sample collection, laboratory facilities and sensitive equipment.
- Increased research to define the relative human and environmental risk when contaminants are detected at low limits. How to communicate information to public.
- Develop and implement new treatment methods



THANK YOU

Dave Glatt | Director | dglatt@nd.gov | 328-5152

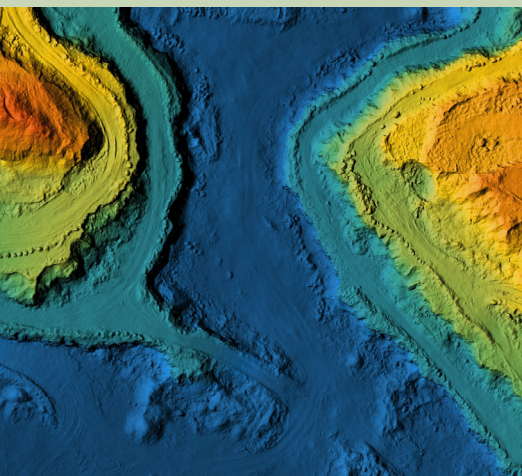
Beth Jacobson | Accounting Director | bjacobso@nd.gov | 328-5154

Agency Number:	303
Agency Name:	Department of Environmental Quality
Contact Person:	Beth Jacobson
Contact Number:	(701) 328-5154

Positions Vacant as of December 1, 2024									
FTE Position No.	FTE Position Count	FTE Position Title	Date Vacated	Number of Months Vacant December 2024	Date Expected to Be Filled	Current Status	Salary and Fringe Benefit Amounts 2025-27 Biennium Base Level Funding		
							General Fund	Other Funds	Total
1651	1.00	Paralegal	10/07/24	2	01/31/24	Actively recruiting for this position. Expect to fill position January 2024.	\$235,520	\$0	\$235,520
1721	1.00	Environmental Scientist II	09/16/24	2.5	12/09/24	Position has been filled. New team member is starting 12/09/24.	192,722		192,722
1725	1.00	Executive Assistant	09/13/23	14.5	12/31/24	Currently reclassifying and actively recruiting for this position. Expect to fill position in December 2024.	116,959	95,694	212,653
1740	1.00	Environmental Scientist II	03/11/24	8.5	02/28/25	Actively recruiting for this position. We had paused recruitment due to lack of qualified candidates in the applicant pool.	58,865	129,503	188,368
1758	1.00	Chemist II	11/15/24	0.5	01/31/24	Actively recruiting for this position. Closes 12/18/24. Expect position to be filled by 1/31/24.	165,940	23,879	189,819
1831	1.00	Environmental Scientist II	03/11/24	8.5	02/28/25	Actively recruiting for this position. We had paused recruitment due to lack of qualified candidates in the applicant pool.	75,348	113,021	188,369
1843	1.00	Environmental Scientist II	09/05/24	3	12/30/24	Position has been filled. New team member is starting 12/30/24.	44,719	178,877	223,596
1908	1.00	Environmental Scientist II	11/01/24	1	01/31/24	Actively recruiting for this position. Closed 11/22/24 and we are currently interviewing. Expect to fill position by January 2024.	26,930	188,513	215,443
1918	1.00	Project Manager	10/01/24	2	12/30/24	Position has been filled. New team member is starting 12/30/24.	112,625	202,409	315,034
1920	1.00	Environmental Scientist II	10/07/24	2	12/18/24	Position has been filled. New team member is starting 12/18/24.		191,300	191,300
1939	1.00	Environ Sciences Admin II	11/01/24	1	01/31/24	Actively recruiting for this position. Closes 12/13/24. Expect to fill position in January 2024.	241,416	154,348	395,764
1952	1.00	Environmental Scientist II	08/13/24	3.5	06/01/25	Position has been filled. New team member is starting 6/1/25.	42,383	145,986	188,369
31409	1.00	Environmental Engineer II	01/15/24	10.5	04/01/24	Actively recruiting for this position. We have posted the position seven (7) times. Currently interviewing.	143,230	68,180	211,410

Agency Number:	303
Agency Name:	Department of Environmental Quality
Contact Person:	Beth Jacobson
Contact Number:	(701) 328-5154

Positions Vacant as of December 1, 2024									
FTE Position No.	FTE Position Count	FTE Position Title	Date Vacated	Number of Months Vacant December 2024	Date Expected to Be Filled	Current Status	Salary and Fringe Benefit Amounts 2025-27 Biennium Base Level Funding		
							General Fund	Other Funds	Total
32006	1.00	Chemist III	07/01/23	17	Pending Rule	This position was requested in 2023-25 biennium to assist with increased sampling requirement for the Lead and Copper rule. The rule has been delayed. Will fill position when the rule is finalized.		213,325	213,325
Total	14.00						\$1,456,657	\$1,705,035	\$3,161,692



Communications

Provides timely and accurate information to the public on North Dakota Department of Environmental Quality (NDDEQ) activities and topics.

- Participates in the statewide joint information center during statewide responses to disasters, such as fires or flooding.
- Strategically plans and executes agency media outreach and public engagement.

Technical Services

These resources provide technical expertise to all NDDEQ divisions.

- Geographic Information Systems (GIS) maintains NDDEQ-specific map data as part of the state GIS system and works with all divisions to utilize location-specific data.
- Data Quality Assurance ensures defensible, quality data throughout the NDDEQ, and maintains compliance with data quality objectives for specific grants.
- Project Management applies project management principles to the development and maintenance of NDDEQ data systems to ensure timely and efficient project implementation,

Petroleum Tank Release Compensation Fund

The Petroleum Tank Release Compensation Fund (PTRCF) provides cost-effective environmental insurance to owners of tanks used in the sale of refined fuel products. The PTRCF is funded by the tank owners through an annual fee and provides up to \$1 million of protection in the event of an accidental release from aboveground and underground storage tanks.

- Currently insures over 2,000 underground storage tanks and 3,800 above ground storage tanks.
- Reviews an average of six claims per year.

Community Participation and Equity

Furtheres NDDEQ's commitment to serving all people of North Dakota and promotes fairness in the application of its programs and services among all communities. This program also ensures compliance with Title VI of the Civil Rights Act and specific grant requirements.

Director



This division oversees federal and state fiscal requirements including fiscal reporting, budget, contracts, audit and grant applications. It also oversees the Boiler Inspection Program.



The Division of Accounting is responsible for overseeing the financial reporting and records of the agency which includes compliance with all federal and state fiscal regulations. The Boiler Inspection Program is also located in this division.

Fiscal Services

- Processes the transactions needed to fund day-to-day agency operations. Annually processes over \$27 million of revenue receipts and over \$30 million in payments with over 3,000 combined journal entries.
- Prepares, submits, and monitors agency budget of over \$121 million (2023-25 biennium) and over \$132 million (2025-27 executive recommendation).
- Negotiates NDDEQ's indirect cost allocation rate with federal cognizant.
- Submits all required state and federal fiscal reports including the Annual Comprehensive Financial Reporting (ACFR), Schedule of Expenditure of Federal Awards (SEFA), over 50 annual/final Federal Financial Reports, and annual Disadvantage Business Enterprise reports.
- Monitors, reconciles and provides internal monthly accounting reports on over 150 federal, state, and special fund projects per biennium.
- Maintains agency bonding, equipment records, surplus property, credit card system, monthly and weekly federal draws, agency purchasing cards, 1099 reporting, annual SAM.gov certification, and many other fiscal duties.

Grants and Contracts

- Reviews, tracks, and submits all federal grant award applications that fund 40% of the NDDEQ. Reviews all MOUs, leases and special fund awards.
- Processes contracts for goods/services and all agency subaward agreements. Annually over 60 contracts totaling over \$2.4 million and over 230 subawards totaling over \$35 million.
- The procurement liaison for the NDDEQ coordinates, tracks and monitors all procurement activities for DEQ including large IT projects.

Boiler Inspection Program

- Boiler Inspection Program provides initial and periodic inspections of boilers of all sizes, types and pressures in public and commercial locations.
- Provides technical advice to installers, repair firms, operators and owners.
- Oversees the inspection of over 11,000 active boilers, including hot water heating and supply, steam heating, power/process boilers and historical (hobby) boilers.



Ambient air quality monitoring stations are located throughout the state.

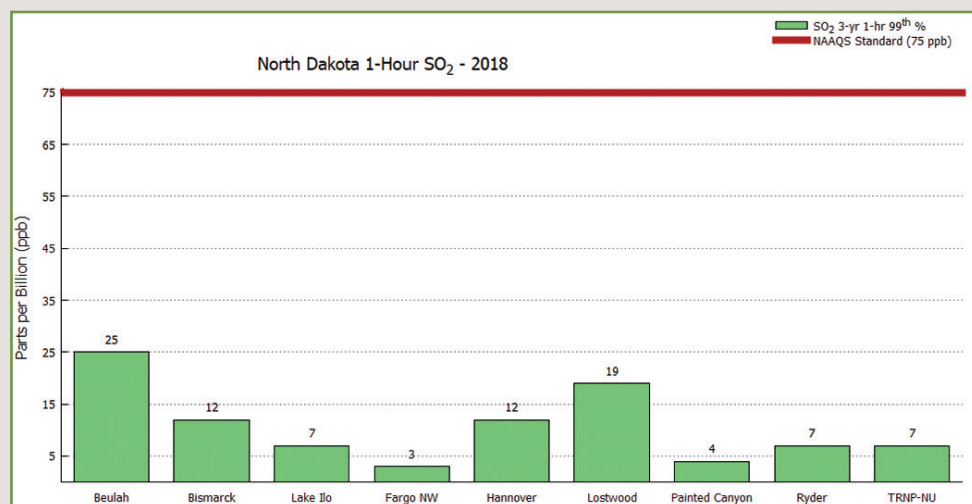
The Division of Air Quality is responsible for protecting North Dakota's air quality. Scientists, engineers and technicians oversee permitting and compliance of state and federal program requirements. The division maintains federal delegation of responsibility for U.S. Environmental Protection Agency (EPA) programs and provides technical assistance on environmental matters and during emergency response efforts. In addition, industry is regulated with the issuance of permits that include specific emission limits to ensure proper operations and clean air. Division staff work proactively with industry to address emissions as well as citizen concerns and complaints.

The Clean Air Act

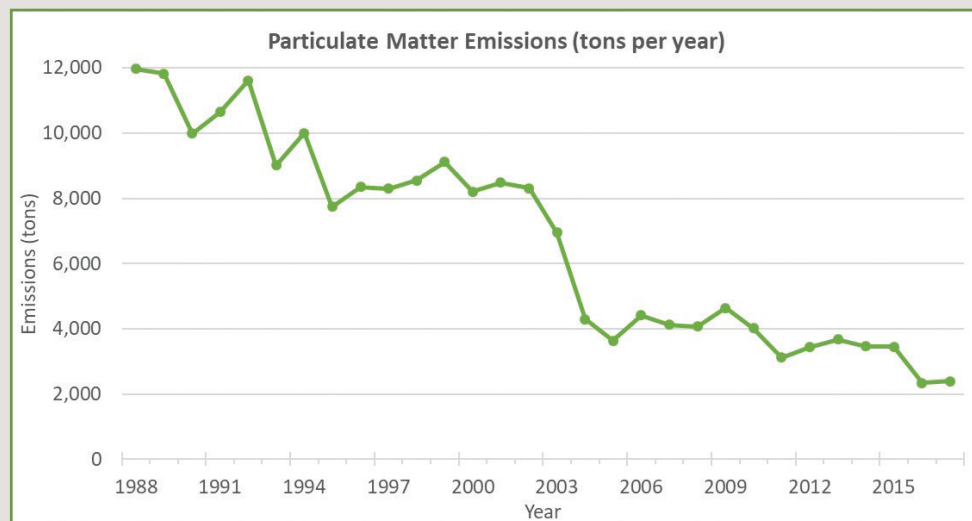
In 1963, Congress created the first of the Clean Air Acts, which established funding for the study of air pollution and for cleanup. In 1970, a more defined Clean Air Act was passed, giving the newly formed EPA the mandate to establish health-based air quality standards and rulemaking authority to reduce air pollution. In 1990, the Clean Air Act Amendments expanded requirements.

Air Quality in North Dakota

The Clean Air Act establishes health-based concentration limits for several pollutants including carbon monoxide, lead, nitrogen oxides, ozone, particulate matter and sulfur dioxide (SO₂). These limits establish a ceiling that the states are not allowed to exceed. States that meet these National Ambient Air Quality Standards (NAAQS) are designated as "in attainment."



North Dakota maintains attainment status for all health-based state and national standards, including the SO₂ standard illustrated above.



North Dakota has seen a dramatic reduction in emissions.



Air quality is protected by issuing permits and conducting inspections.

Division Programs

- Ambient Air Monitoring
- Permitting
- Compliance
- Oil and Gas



North Dakota has over 19,000 producing oil and gas wells.

Programs in the Division of Air Quality - What We Do

Ambient Air Monitoring

- Operates a statewide ambient air quality monitoring network.
- Completes annual reviews of the network to ensure EPA standards are being met and identify possible necessary modifications.
- Completes five-year assessments of the network to ensure that it has and will meet monitoring obligations.
- Provides health information materials to the public during wildfire smoke and other environmental events specific to air.
- Reviews data to ensure clean air and monitors trends.

Permitting

- Evaluates approximately 75 to 100 permit applications annually for the construction of new industrial facilities.
- Reviews applications to determine applicable rules, regulations, emissions and emission limits.
- Conducts computer dispersion modeling to evaluate potential impacts to air quality.
- Issues permits with clear operating limits and regulatory requirements.

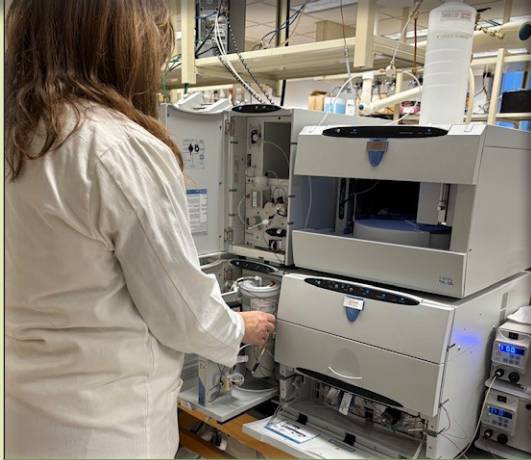
Compliance

- Conducts inspections at a wide variety of industrial facilities to evaluate compliance with rules, regulations and permits.
- Reviews reports to ensure compliance with applicable regulations and emission limits.
- Investigates air pollution complaints.
- Issues enforcement actions as necessary.
- Regulates more than 1,000 permitted facilities.
- Administers and oversees the Volkswagen Settlement's environmental mitigation trust and EPA grants to replace older diesel-powered vehicles.

Oil and Gas

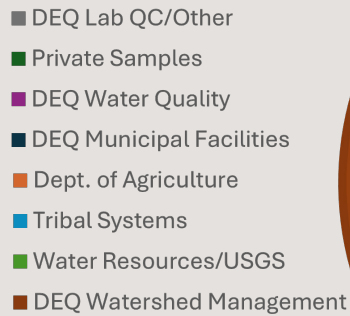
- Reviews and processes thousands of oil and gas facility registrations annually.
- Conducts hundreds of oil and gas facility inspections annually.
- Uses infrared optical gas imaging (OGI) technology to determine compliance.
- Proactively works with industry to address emissions as well as citizen concerns and complaints.
- Issues enforcement actions as necessary.
- Regulates over 19,000 producing oil and gas wells.

Feel free to use this information, but please credit the North Dakota Department of Environmental Quality.

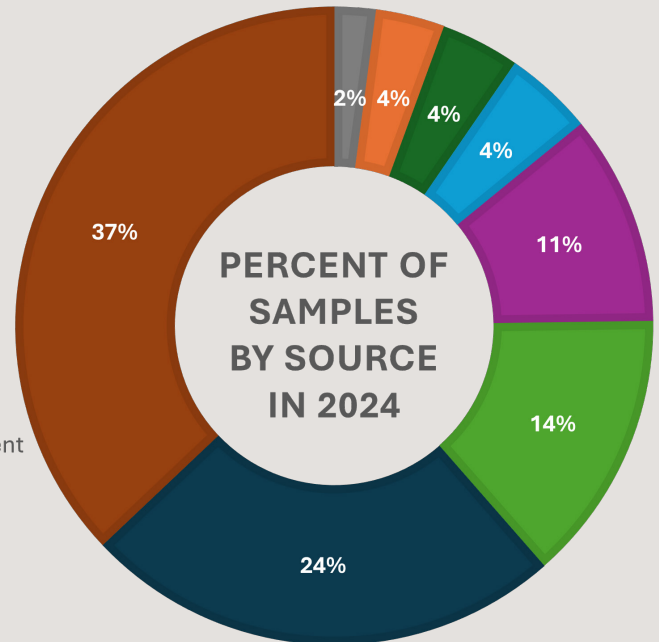


Analyst performs routine maintenance in laboratory.

Chemistry by the Numbers



12,826 Samples Recieved in 2024



Mission Statement
*Our mission is to provide
legally defensible quality
analytical laboratory
services within a
reasonable time for the
department and the state
of North Dakota.*

Chemistry Laboratory

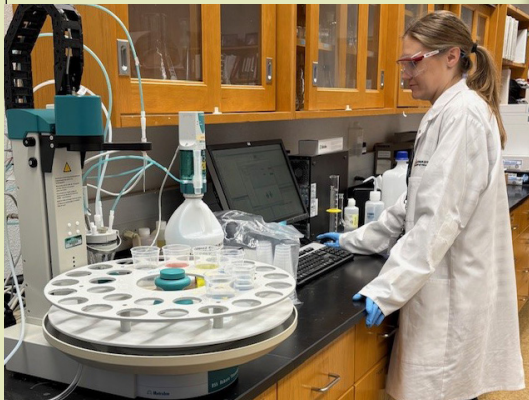
Analytical sections include:

- **DEMANDS LAB:** Performs biochemical oxygen demand, total suspended solids and pH tests; provides analytical data to determine compliance with permit requirements of municipal and industrial wastewater discharges.
- **FEED AND FERTILIZER LAB:** Provides analytical data to the North Dakota Department of Agriculture; tests agriculture feeds and fertilizers, pet foods, and lawn and garden fertilizers to determine compliance with labeling.
- **MINERAL LAB:** Tests matrices such as water and soil for major cation and anion parameters or general chemical quality. Typical analyses include sulfates, fluoride, chloride, chemical oxygen demand, nitrate, ammonia and total Kjeldahl nitrogen.
- **ORGANIC LAB:** Provides identification and quantification of insecticides, herbicides, volatile and semi-volatile organic compounds, polychlorinated biphenyls (PCBs) and other synthetic organic compounds in water, soil, river and lake sediments, foliage, fish tissue, sludge, oil, landfill wastes and samples from other environmental sources.



Artist rendering of new North Dakota State Laboratory

Continued on next page



The Chemistry Laboratory provides analytical chemistry data for environmental protection, public health, agricultural and petroleum regulatory programs in the state. The laboratory also maintains a certification program for North Dakota laboratories that provide environmental testing services.

The North Dakota Department of Environmental Quality (NDDEQ) programs use laboratory data to monitor and/or regulate solid and hazardous waste; municipal wastewater; agricultural runoff; surface, ground and drinking water quality; petroleum products; and other media of environmental or public health concern.

Feel free to use this information, but please credit the North Dakota Department of Environmental Quality.

Continued from previous page

- **PETROLEUM LAB:** Tests products such as gasoline and diesel for product quality.
- **METALS LAB:** Identifies and quantifies metal concentrations such as sodium, arsenic, lead and copper in drinking water sources and distribution systems, surface and ground water resources, fish, hazardous and solid wastes, river and lake sediments, and other environmental media.

Webster defines an analyte as "a substance that is the subject of chemical analysis."

North Dakota Environmental Laboratory Certification Program (NDELCP)

The NDELCP certifies for regulated parameters analyzed by promulgated methods – methods officially declared as law. The program provides oversight through the certification process of laboratories, providing testing for compliance data to the NDDEQ programs.

It provides certification to ensure compliance with:

- Safe Drinking Water Act, including primary and secondary regulations
- Clean Water Act, including the National Permitted Discharge Elimination System (NPDES), Biosolids Rule, and Coal Combustion Residuals Rule
- Resource Conservation and Recovery Act

It also:

- Provides certification for approximately 15 in-state laboratories through triennial on-site audits and monitoring proficiency tests.
- Provides reciprocal certification for approximately 36 out-of-state laboratories through annual review of primary certificates and proficiency tests.
- Provides program and technical support for NDELCP-certified labs.
- Provides program and technical support for NDELCP-certified labs.

*Safe drinking water
is the central focus
of the Division of
Municipal Facilities.*

Staffed by scientists and engineers, the division includes four major programs:

- ◆ Drinking Water Program
- ◆ Drinking Water State Revolving Fund (DWSRF) Program
- ◆ Clean Water State Revolving Fund (CWSRF) Program
- ◆ Operator Training, Certification and Inspection (OTCI) Program



Drinking Water Program

This program is directly responsible for ensuring that public water systems in North Dakota comply with all enforceable drinking water standards established under the Safe Drinking Water Act.

This is accomplished by:

- Monitoring for contaminants
- Ensuring proper design of new or upgraded water facilities
- Providing compliance and technical assistance

These activities are essential to ensure safe, compliant and proper operation and maintenance of public water treatment and distribution facilities.

Operator Training, Certification and Inspection (OTCI) Program

The OTCI Program provides operator training, certification, and inspects drinking water and wastewater systems. This program also provides technical assistance to private water systems and promotes operator certification by reimbursing small public drinking water system operators for expenses incurred during training necessary to obtain and maintain certification.

Drinking Water State Revolving Fund (DWSRF) Program

The DWSRF Program helps finance infrastructure needed to ensure adequate drinking water treatment, storage and distribution.

Continued on next page

Did you know there are approximately 370 public drinking water systems in North Dakota? These systems are routinely inspected under the Drinking Water Program to ensure facilities comply with state and federal public health standards. More than 92% of North Dakota citizens receive drinking water from a community or rural public water system.



Continued from previous page

Fargo's wastewater treatment facility

Did you know that the State Revolving Fund programs provide funds as they are requested by the borrower? This allows the interest to only accrue on the funds that have been paid out, rather than the full loan amount!

Most loan programs provide the borrower with a lump sum of the loan amount.

Feel free to use this information, but please credit the North Dakota Department of Environmental Quality.

The Clean Water State Revolving Fund (CWSRF) Program

The CWSRF Program helps finance wastewater infrastructure improvements. Eligible projects include wastewater treatment, wastewater collection, sewer rehabilitation, sewage sludge management, storm-water control and nonpoint source pollution activities.

Low interest loans are available to systems for qualifying Clean Water and Drinking Water SRF projects. The programs currently offer a 2% effective interest rate to aid communities with financing their infrastructure projects.

As systems pay back their loans, the interest and principal payments and interest earnings are used as a source of funds for additional projects. This revolving feature of the SRFs ensures that North Dakota has funds for needed projects in the future.

SRF staff members are also responsible for review and approval, prior to construction, of all water supply and wastewater projects in North Dakota for public water systems (PWSs). This includes any publicly- or privately-owned system that serves or may serve PWSs such as businesses, campgrounds, commercial facilities, crew camps, mobile home parks, recreational vehicle parks and subdivisions. Staff members ensure that: (1) new or modified public water and wastewater systems meet established state design criteria prior to construction; (2) facilities can achieve desired public health objectives; and (3) facilities can be safely and properly operated and maintained.



Compacting waste at a landfill

Responsibilities of the Division of Waste Management include:

- Overseeing the handling, storage, transport, treatment and disposal of waste and radioactive materials.
- Enforcing Resource Conservation and Recovery Act (RCRA) Subtitles C and D regulations, National Emission Standards for Hazardous Air Pollutants (NESHAP) Part 61, and regulatory authority granted through agreement with the Nuclear Regulatory Commission
- Working with other divisions on significant issues involving:
 - ~ Air quality (burning, dust)
 - ~ Water quality (leachate management, groundwater)
 - ~ Municipal facilities (infrastructure abandonment)
 - ~ Chemistry (sampling and analysis)
- Encouraging recycling activities and beneficial reuse through promotion and education. (Recycling activities are not regulated.)

One of the most important assets available to us in North Dakota is our natural environment.

The programs in the North Dakota Department of Environmental Quality's Division of Waste Management work to protect and improve the state's natural environment for all.

This is done by enforcing state and federal environmental laws to regulate where and how materials are stored and their ultimate disposal.

By the Numbers

Hazardous Waste

- 25 large, 91 small and 765 very small quantity hazardous waste generators
- 5 permitted facilities
- 107 hazardous material assessments and 67 cleanups at 108 Brownfields sites since 2003

Radiation Control

- 181 radioactive materials licenses
- More than 800 x-ray registrants and 2,450 x-ray machines registered

Solid Waste

- ~1,900 permitted waste haulers
- 243 inert waste landfills
- 11 oilfield special waste landfill facilities
- 8 coal combustion residuals facilities and 15 special waste facilities
- 7 industrial waste facilities
- 13 municipal solid waste landfills and 32 transfer stations

Underground Storage Tanks

- Regulates the underground storage of petroleum hydrocarbon products in tanks with volumes of more than 110 gallons
- 873 facilities including 2,294 tanks
- 81 leaking tank sites cleaned up in the last 10 years
- 100 to 150 gas stations randomly sampled each year to ensure fuel quality
- 825 antifreeze product labels assessed annually for compliance with consumer notification requirements



Removing an underground storage tank



Proper design during landfill closures will minimize long-term environmental impacts.

Before



After



Proper removal of lead-based paint protects the public, especially children, from exposure.

Feel free to use this information, but please credit the North Dakota Department of Environmental Quality.

The Division of Waste Management employs approximately 32 staff in the following programs:

Hazardous Waste Program *(including Brownfields and PCBs)*

The Hazardous Waste Program provides for the comprehensive regulation of hazardous waste from “cradle-to-grave” to protect public health, safety and welfare, and to enhance the state’s environment. The program regulates the generation, treatment, recycling, storage, transportation and disposal of hazardous waste and used oil through permitting and inspection activities.

It also administers the Brownfields Program whereby federal Brownfields State Response grants can be used for environmental assessment and hazardous material cleanup activities. These grants can help with converting contaminated (or potentially contaminated), underdeveloped, unproductive property into productive real estate.

North Dakota has entered into a cooperative agreement with the U.S. Environmental Protection Agency (EPA) to conduct inspections of facilities for proper disposal of polychlorinated biphenyl (PCB) wastes, which are regulated under the federal Toxic Substances Control Act (TSCA). Inspection reports are sent to EPA Region VIII for compliance evaluation and enforcement actions.

Radiation Control and Indoor Air Programs

The Radiation Control Program regulates the use of radioactive materials and radiation-producing devices to protect the public and the environment. It licenses/registers and inspects radioactive material users and x-ray facilities.

The Indoor Air Program conducts radon testing in schools and local, state and federal government buildings in North Dakota. It assists North Dakotans in testing their own homes for radon, understanding test results, and providing resources for radon mitigation in homes with elevated radon levels. It also licenses contractors and certifies workers for asbestos and lead-based paint (LBP) abatement activities. The program enforces emission standards for asbestos and ensures management of LBP materials in pre-1978 target housing and child-occupied facilities to minimize exposure.

Solid Waste Program *(including Abandoned Auto Fund)*

The Solid Waste Program administers regulations on industrial, inert, municipal and special waste facilities, including permitting their design, operation and eventual closure. It oversees waste haulers, infectious waste treatment and disposal, and land treatment of waste materials. The program provides educational assistance to encourage the reduction, recycling and beneficial reuse of solid waste.

The program administers the state Abandoned Auto Fund. Local governments can apply for reimbursement for the costs of collecting and recycling abandoned automobiles, other vehicles and scrap metal.

Underground Storage Tanks Program

Staff members in the Underground Storage Tank (UST) Program work with owners and operators of underground storage tanks to ensure that compliance, leak detection, new installations, upgrades and tank closures are in accordance with North Dakota’s rules. The UST Program also uses federal funds to conduct investigations and remediation activities at leaking underground storage tank sites where the owner/operator is unable to pay for these activities, when they are available.



Groundwater monitoring wells (yellow pipes) are located across the state.

Water quality is essential to public health, our natural environment and economic development in North Dakota.

The programs found in the North Dakota Department of Environmental Quality's Division of Water Quality work to protect and improve water quality for all uses. Enforcement of state and federal environmental laws is accomplished through permitting, inspection, sampling, analytical services and monitoring activities.

The Division of Water Quality employs nearly 40 staff members in its five programs.

- ◆ Watershed Management
- ◆ Groundwater Protection
- ◆ North Dakota Pollutant Discharge Elimination System (NDPDES) Permits
- ◆ Spill Investigation
- ◆ Special Projects

By the Numbers

Watershed Management

- 56,800 miles of rivers and streams
- 330 lakes covering 750,000 acres
- 3,206,820 acres of wetlands
- 24 ambient water quality sites monitored
- 65 waterbodies monitored for Harmful Algal Blooms annually

Groundwater Protection

- 70 groundwater aquifers monitored
- 275 wells monitored annually
- 200 public drinking water systems participate in Source Water Protection Program
- 8 permitted Class I injection wells
- 900 Class V injection wells

NDPDES Discharge Permits

- 400+ facilities permitted to discharge wastewater
- 600+ facilities permitted to discharge stormwater
- 2,000 facilities permitted to discharge construction stormwater

Spill Investigations

- 1,300 spills reported on an annual average - response and technical assistance provided

Special Projects

- 3-year review - North Dakota's water quality standards updated
- 10 to 15 projects reviewed every year to address water quality concerns

"We can't all live upstream."



About the Division of Water Quality

The primary responsibility of the division is safeguarding water quality.

This DOES include:

- Protecting groundwater, streams, rivers, wetlands and lakes.
- Permitting wastewater discharges
- Enforcing Clean Water Act regulations
- Investigating spills and providing technical assistance on remediation

This DOES NOT include:

- Regulating private wells
- Requiring or issuing permits for every activity that impacts waters of the state

Fish and macroinvertebrate populations are assessed to help determine the water quality of a river.



Watershed Management Program

The Watershed Management Program is primarily responsible for monitoring and assessing water quality in streams, rivers, lakes and wetlands across North Dakota. This is done in cooperation with many local, state and federal partners. The program's 10 members address water quality concerns by developing Total Maximum Daily Loads, maintaining an ambient monitoring network, conducting lake water quality assessments, conducting biological monitoring and providing technical assistance for watershed projects. Additionally, staff members implement initiatives such as the Nutrient Reduction Strategy, the Basin Water Quality Management Framework and information/education programs.

Groundwater Protection Program

The Groundwater Protection Program protects and monitors groundwater quality and works towards restoration of groundwater that has been impacted by contaminants. The six-member staff administers the following subprograms: Source Water Protection, Underground Injection Control, and the Western Ambient and Agricultural Ambient Groundwater Monitoring. The program has continuously monitored groundwater across the state since 1992.

NDPDES Discharge Permits Program

The North Dakota Pollutant Discharge Elimination System (NDPDES) Program, commonly called the Permits Program, was developed in response to the legislation of the 1972 Clean Water Act (CWA). The program's 12 members administer municipal/industrial wastewater, stormwater, pretreatment, concentrated animal feeding operations and septic pumper regulations.

Spill Investigation Program

The Spill Response Program was first started in 2015 to more actively document and monitor oilfield and general contamination incidents of soil and water. Currently, the program's six members address issues such as waste management, groundwater and surface water protection, and public relations. Program members work in a variety of divisions including Water Quality, Waste Management and Air Quality.

Special Projects Program

Special projects are diverse in scope. They entail the development of water quality standards that protect the beneficial uses of water in North Dakota. Water quality certification ensures that federally permitted activities comply with water quality standards. Some major issues such as the Devils Lake outlet, Missouri River management and others require a multi-disciplinary approach to achieve solutions. Participation of the Special Projects Program in this process is essential for the protection of water quality and enhancement of aquatic ecological health.

Feel free to use this information, but please credit the North Dakota Department of Environmental Quality.



Department of Environmental Quality - Budget No. 303
Agency Worksheet - Senate Bill No. 2024

	Armstrong Executive Budget				Senate Version				Senate Compared to Executive Budget			
	FTE Positions	General Fund	Other Funds	Total	FTE Positions	General Fund	Other Funds	Total	Increase (Decrease)			
									FTE Positions	General Fund	Other Funds	Total
2025-27 Biennium Base Level	173.00	\$16,350,783	\$76,074,697	\$92,425,480	173.00	\$16,350,783	\$76,074,697	\$92,425,480	0.00	\$0	\$0	\$0
2025-27 Ongoing Funding Changes												
Base payroll changes		(\$6,473)	\$676,352	\$669,879		(\$6,473)	\$676,352	\$669,879				\$0
Salary increase		509,588	1,072,043	1,581,631		509,588	1,072,043	1,581,631				0
Health insurance increase		332,285	712,694	1,044,979		332,285	712,694	1,044,979				0
Adds funding from special funds from fees for 1 FTE chemist position and related operating expenses to establish a program to test water for emerging contaminants	1.00		353,402	353,402	1.00		353,402	353,402				0
Adds funding from special funds from inspection fees for 1 FTE chemist position for a state fuel inspection program				0	1.00		237,900	237,900	1.00		\$237,900	237,900
Adds funding to replace 2023-25 biennium new FTE pool		364,806	1,407,442	1,772,248		364,806	1,407,442	1,772,248				0
Adds funding to replace 2023-25 biennium vacant FTE pool		583,104	1,388,192	1,971,296		583,104	1,388,192	1,971,296				0
Transfers funding for 2025-27 new FTE pool				0			(47,580)	(47,580)			(47,580)	(47,580)
Transfers funding for 2025-27 vacant FTE pool				0		(256,604)	(541,673)	(798,277)		(\$256,604)	(541,673)	(798,277)
Adds funding from special funds from inspection fees for temporary salaries and operating expenses for the state fuel inspection program				0			199,400	199,400			199,400	199,400
Base budget changes to operating expenses		(508,475)	1,652,430	1,143,955		(508,475)	1,652,430	1,143,955				0
Increases funding for operating expenses related to IT rate increases		26,244	168,158	194,402		26,244	168,158	194,402				0
Increases funding for operating expenses and grants for cost to continue information technology and rent		767,204	715,512	1,482,716		767,204	715,512	1,482,716				0
Increases funding for ongoing operating expenses related to the new chemistry laboratory, including rent, supplies, and IT		718,074		718,074		718,074		718,074				0
Increases funding from special funds from fees for operating expenses related to the water and wastewater operator certification program to expand test availability			67,000	67,000			67,000	67,000				0
Increases funding from the petroleum tank release compensation fund for operating expenses related to a new database			260,000	260,000			260,000	260,000				0
Base budget changes to capital assets		(4,800)	1,124,900	1,120,100		(4,800)	1,124,900	1,120,100				0
Base budget changes to grants			22,146,882	22,146,882			22,146,882	22,146,882				0
Total ongoing funding changes	1.00	\$2,781,557	\$31,745,007	\$34,526,564	2.00	\$2,524,953	\$31,593,054	\$34,118,007	1.00	(\$256,604)	(\$151,953)	(\$408,557)

One-Time Funding Items												
Adds one-time funding from the strategic investment and improvements fund for operating expenses related to moving the chemistry laboratory			\$1,500,000	\$1,500,000			\$1,500,000	\$1,500,000				\$0
Adds one-time funding from the strategic investment and improvements fund (SIIF) for operating expenses related to the new chemistry laboratory, including office and IT equipment, maintenance, wireless connectivity, and security			700,186	700,186			700,186	700,186				0
Adds one-time funding from special funds from fees for operating expenses related to the water and wastewater operator certification program to expand test availability			5,000	5,000			5,000	5,000				0
Adds one-time funding from special funds from fees for operating expenses and capital assets for computers and laboratory equipment to establish a program to test water for emerging contaminants			943,200	943,200			943,200	943,200				0
Adds one-time funding from the petroleum tank release compensation fund for operating expense for a new database			700,000	700,000			700,000	700,000				0
Adds one-time funding from the strategic investment and improvements fund for capital assets related to the new chemistry laboratory			1,375,000	1,375,000			1,375,000	1,375,000				0
Adds one-time funding from special funds from inspection fees for equipment related to a state fuel inspection program				0			215,000	215,000			\$215,000	215,000
Total one-time funding changes	0.00	\$0	\$5,223,386	\$5,223,386	0.00	\$0	\$5,438,386	\$5,438,386	0.00	\$0	\$215,000	\$215,000
Total Changes to Base Level Funding	1.00	\$2,781,557	\$36,968,393	\$39,749,950	2.00	\$2,524,953	\$37,031,440	\$39,556,393	1.00	(\$256,604)	\$63,047	(\$193,557)
2025-27 Total Funding	174.00	\$19,132,340	\$113,043,090	\$132,175,430	175.00	\$18,875,736	\$113,106,137	\$131,981,873	1.00	(\$256,604)	\$63,047	(\$193,557)

Federal funds included in other funds

\$82,333,376

\$82,082,846

(\$250,530)

Total ongoing changes - Percentage of base level

0.6%

17.0%

41.7%

37.4%

1.2%

15.4%

41.5%

36.9%

N/A

N/A

N/A

N/A

Total changes - Percentage of base level

0.6%

17.0%

48.6%

43.0%

1.2%

15.4%

48.7%

42.8%

N/A

N/A

N/A

N/A

Other Sections in Department of Environmental Quality - Budget No. 303

Section Description	Armstrong Executive Budget	Senate Version
New and vacant FTE pool line item		Section 3 provides for the use of funding in the new and vacant FTE pool line item.
Environment and rangeland protection fund		Section 4 authorizes the department to spend \$250,000 from the environment and rangeland protection fund. Of this amount, \$50,000 is for a grant to the North Dakota Stockmen's Association for the environmental services program.
Petroleum release compensation fund		Section 5 authorizes the department to spend \$1,827,025 from the petroleum tank release compensation fund for expenses related to the petroleum tank release program.

Other Sections in Department of Environmental Quality - Budget No. 303

Section Description	Armstrong Executive Budget	Senate Version	
Strategic investment and improvements fund		Section 6 authorizes the department to spend \$3,575,186 from the strategic investment and improvements fund for expenses related to moving into the new chemistry laboratory and for chemistry laboratory operating expenses and equipment purchases	
State fuel inspection program		Section 7 amends Section 23.1-13-16 to provide for the deposit of fuel inspection fees into the Department of Environmental Quality operating fund instead of the general fund.	



North Dakota Legislative Council

Prepared for the House Appropriations Committee
March 6, 2025

MAJOR RELATED LEGISLATION AFFECTING THE DEPARTMENT OF ENVIRONMENTAL QUALITY AS OF CROSSOVER

This memorandum provides information on major related legislation affecting the Department of Environmental Quality as of Crossover:

House Bill No. 1058 - Regulation of aboveground storage tanks - This bill provides for Department of Environmental Quality regulation of aboveground storage tanks, including fees for permits and licensing. A fiscal note prepared by the Department of Environmental Quality indicates the fiscal impact would be approximately \$15,000 from other funds related to travel.

House Bill No. 1541 - Permitting and inspection of sewer, septic, and private water systems - This bill establishes an Environmental Quality Advisory Committee and authorizes the department and the committee to adopt rules regarding the licensing, permitting and inspection of sewer, septic, and private water systems; provides one-time funding of \$99,500 from the general fund to the Department of Environmental Quality for the regulation of septic tanks and septic systems; and transfers any remaining funds at the end of the biennium relating to the regulation of septic tanks and septic systems from the State Plumbing Board fund to the Department of Environmental Quality operating fund. A fiscal note prepared by the Department of Environmental Quality indicates anticipated special fund revenue of \$100,000 and expenditures of \$334,000, of which \$234,000 is from the general fund and \$100,000 is from other funds, related to 1 FTE environmental scientist position and related operating expenses of the program.

House Bill No. 1577 - Wastewater infrastructure grants - This bill provides one-time funding of \$25 million from the strategic investment and improvements fund to the Department of Environmental Quality for wastewater infrastructure grants.

Senate Bill No. 2110 - Water system operator certificate exams - This bill allows water distribution and wastewater system operator certificate exams to be given by a third-party testing service and would allow the fees for the exams to be set in North Dakota Administrative Code. A fiscal note prepared by the department indicates revenue and expenses would both increase approximately \$72,000 for the cost of the third-party testing service and revenue related to the additional fees collected to cover the third-party testing service cost.

2025 HOUSE STANDING COMMITTEE MINUTES

Appropriations - Human Resources Division Roughrider Room, State Capitol

SB 2024
3/19/2025

A BILL for an Act to provide an appropriation for defraying the expenses of the department of environmental quality; and to amend and reenact section 23.1-13-16 of the North Dakota Century Code, relating to inspection fees.

2:26 p.m. Chairman J. Nelson called the meeting to order.

Members Present: Chairman J. Nelson, Vice Chairman Stemen, Representatives B. Anderson, Berg, Mitskog, Murphy, O' Brien, Wagner.

Discussion Topics:

- Budget Detail
- Federal Funds
- Special Funds
- Professional Services
- Information Technology
- Grants

2:26 p.m. Dave Glatt, Director, ND Department of Environmental Quality, testified and submitted testimony #43046.

2:46 p.m. Elizabeth Jacobson, Director of Accounting, ND Department of Environmental Quality, reviewed budget requests #43046.

2:52 p.m. Dave Glatt, Director, ND Department of Environmental Quality, enlightened the committee about chemical analysis and future possibilities #43046.

2:57 p.m. Elizabeth Jacobson, Director of Accounting, ND Department of Environmental Quality, continued with budget requests #43046.

3:07 p.m. Dave Glatt, Director, ND Department of Environmental Quality, commented on programs that are not required by federal regulations.

3:15 p.m. Elizabeth Jacobson, Director of Accounting, ND Department of Environmental Quality, continued with budget requests #43046.

3:29 p.m. Dave Glatt, Director, ND Department of Environmental Quality, continued with testimony #43046.

3:31 p.m. Elizabeth Jacobson, Director of Accounting, ND Department of Environmental Quality, continued with budget requests #43046.

3:37 p.m. Dave Glatt, Director, ND Department of Environmental Quality, addressed the climate pollution reduction grant #43046.

3:44 p.m. Elizabeth Jacobson, Director of Accounting, ND Department of Environmental Quality, continued with budget requests #43046.

3:50 p.m. Dave Glatt, Director, ND Department of Environmental Quality, discussed petroleum on farm tanks #43046.

3:51 p.m. Elizabeth Jacobson, Director of Accounting, ND Department of Environmental Quality, continued with budget requests #43046.

3:55 p.m. Dave Glatt, Director, ND Department of Environmental Quality, continued with testimony regarding water quality #43046.

3:57 p.m. Elizabeth Jacobson, Director of Accounting, ND Department of Environmental Quality, continued with budget requests #43046.

4:06 p.m. Dave Glatt, Director, ND Department of Environmental Quality, continued with testimony #43046.

4:07 p.m. Elizabeth Jacobson, Director of Accounting, ND Department of Environmental Quality, continued with budget requests #43046.

4:10 p.m. Stephanie Gullickson, Fiscal Analyst, ND Office of Management and Budget, addressed vacancy savings. #43046

4:11 p.m. Elizabeth Jacobson, Director of Accounting, ND Department of Environmental Quality, continued with budget requests #43046.

Additional written testimony:

Julie Ellingson, North Dakota Stockmen's Association, submitted testimony in favor #42978.

4:16 p.m. Chairman J. Nelson adjourned the meeting.

Jan Kamphuis, Committee Clerk

North Dakota Stockmen's Association
Testimony to the House Appropriations Committee on SB 2024
March 19, 2025

Good morning, Chairman Nelson and members of the House Appropriations' Human Resources Division. My name is Julie Ellingson and I represent the North Dakota Stockmen's Association, a 95-year-old beef cattle trade organization representing approximately 3,100 North Dakota cattle-ranching families.

We appear in support of SB 2024 and, specifically, the grant which supports the association's Environmental Services Program. The Environmental Services Program is a statewide program launched in 2001 that aids cattle producers minimize water quality impacts and comply with state and federal environmental regulations. The program helps producers identify and implement cost-effective solutions that enhance the environment and their potential for profitability.

Since its debut and with support of the now-Department of Environmental Quality and the North Dakota Legislature, the program has been very effective. Our Environmental Services director has been invited onto more than 700 beef cattle operations – at least one in each county – to conduct a free, confidential assessment of the animal feeding operation and to determine how it fits with state and federal regulations. From those on-site assessments, the director has also developed approximately 200 Stockmen's Stewardship Support Program and Environmental Quality Incentive Program contracts for cost-share assistance to help producers install appropriate animal waste handling systems and other

environmental best management practices and become permitted.

Even more impressive is how the program has helped reduce the amount of pollutants, such as suspended solids, nitrogen, phosphorus and fecal coli-form, from entering into waters of the state. Since 2001, it has helped permit more than 100,000 head of cattle and, more significantly, reduce nitrogen and phosphorus runoff by more than 80 percent on those operations.

The Stockmen's Association enjoys a strong working relationship with the DEQ. Because of our daily contact and close affiliation with the state's cattle producers, we are able to administer services and answer questions for folks who may not be inclined to contact a regulatory agency directly.

Cattle producers' livelihood and legacy depend on the way they care for their animals, the land they graze and the water they drink. Your support helps us enhance environmental stewardship in our state, which benefit this and future generations.

For these reasons, we ask for your favorable consideration of this program.

SALARIES AND WAGES
FTE EMPLOYEES (Number)

Salaries
Temporary, Overtime
Benefits
TOTAL
General Fund
Federal Funds
Special Funds

OPERATING EXPENSES

Travel
IT-Software/Supplies
Professional Supplies
Food & Clothing
Buildings/Vehicle Supplies
Miscellaneous Supplies
Office Supplies
Postage
Printing
IT Equip Under \$5000
Other Equip Under \$5000
Office Equip Under \$5000
Utilities
Insurance
Lease/Rentals-Equipment
Lease/Rentals-Buildings
Repairs
IT-Data Processing
IT-Telephone
IT-Contractual Services
Professional Development
Operating Fees & Services
Professional Services
Medical, Dental, and Optical
TOTAL
General Fund
Federal Funds
Special Funds

CAPITAL ASSETS

Other Capital Payments
Extraordinary Repairs
Equipment > \$5000
IT Equip > \$5000
TOTAL
General Fund
Federal Funds
Special Funds

GRANTS

Grants
TOTAL
General Fund
Federal Funds
Special Funds
TOTAL
General Fund
Federal Funds
Special Funds

2023-25 Actual Expenditures	Expend To Date Jan 2025	2023-25 Base Budget	2025-27 Executive Budget	Executive + (-) Difference	Percent % Increase + Decrease -
170.00	173.00	173.00	174.00	1.00	1%
Salaries	20,489,716	19,980,359	25,640,567	4,448,411	17%
Temporary, Overtime	425,732	396,996	1,619,920	65,301	4%
Benefits	9,170,762	8,777,473	11,495,543	2,764,223	24%
TOTAL	30,086,210	29,154,828	46,033,965	7,277,935	19%
General Fund	9,820,610	9,921,202	12,772,055	1,783,310	14%
Federal Funds	9,005,261	9,231,876	12,206,293	2,747,313	23%
Special Funds	11,260,339	10,001,750	13,777,682	2,747,312	20%
OPERATING EXPENSES					
Travel	1,151,268	1,129,232	1,684,274	8,070	0%
IT-Software/Supplies	90,496	65,981	50,320	-	0%
Professional Supplies	140,245	82,646	123,815	15,700	13%
Food & Clothing	14,655	14,241	27,425	-	0%
Buildings/Vehicle Supplies	59,848	84,079	127,238	1,000	1%
Miscellaneous Supplies	38,388	28,916	66,617	(3,057)	-5%
Office Supplies	69,380	44,395	84,680	(730)	-1%
Postage	182,174	118,849	184,640	(4,015)	-2%
Printing	48,175	36,514	61,260	6,000	10%
IT Equip Under \$5000	11,305	-	22,750	56,930	250%
Other Equip Under \$5000	33,934	13,870	98,670	(4,125)	-4%
Office Equip Under \$5000	34,513	9,089	48,000	(4,050)	-8%
Utilities	301,589	250,802	364,800	(52,961)	-15%
Insurance	30,065	29,584	43,824	(2,324)	-5%
Lease/Rentals-Equipment	61,339	45,568	71,360	-	0%
Lease/Rentals-Buildings	1,006,290	796,614	1,031,150	1,056,772	102%
Repairs	704,004	508,200	822,828	369,321	45%
IT-Data Processing	998,660	808,948	1,027,400	766,744	75%
IT-Telephone	136,547	103,678	150,247	37,468	25%
IT-Contractual Services	887,287	872,736	4,097,802	1,839,198	45%
Professional Development	250,586	229,063	420,997	(21,542)	-5%
Operating Fees & Services	568,508	153,300	374,310	1,508,020	403%
Professional Services	3,870,563	1,830,008	3,574,500	569,080	16%
Medical, Dental, and Optical	730,267	641,237	898,925	1,054,000	17%
TOTAL	11,420,086	7,897,550	15,457,832	6,296,574	41%
General Fund	1,908,914	772,974	3,553,928	1,003,047	28%
Federal Funds	5,747,012	3,943,933	8,656,653	(294,483)	-3%
Special Funds	3,764,160	3,180,643	3,247,251	5,588,010	172%
CAPITAL ASSETS					
Other Capital Payments	116,317	-	-	-	-
Extraordinary Repairs	12,168	-	24,000	-	0%
Equipment > \$5000	618,916	662,856	989,500	3,435,100	347%
IT Equip > \$5000	594,824	286,491	-	-	-
TOTAL	1,342,225	949,347	1,013,500	3,435,100	339%
General Fund	717,544	294,486	4,800	(4,800)	-
Federal Funds	405,506	472,941	416,700	1,275,900	306%
Special Funds	219,175	181,920	592,000	2,164,000	366%
GRANTS					
Grants	11,571,519	10,613,737	37,198,118	22,740,341	61%
TOTAL	11,571,519	10,613,737	37,198,118	59,938,459	61%
General Fund	21,267	9,306	20,000	-	0%
Federal Funds	6,539,753	9,039,361	32,193,000	25,132,000	78%
Special Funds	5,010,499	1,565,070	4,985,118	(2,391,659)	-48%
TOTAL	54,420,040	48,615,462	92,425,480	132,175,430	43%
General Fund	12,468,335	10,997,968	16,350,783	2,781,557	17%
Federal Funds	21,697,532	22,688,111	53,472,646	28,860,730	54%
Special Funds	20,254,173	14,929,383	22,602,051	8,107,663	36%

Summary of Federal Funds

		Base Budget	Base Budget	Base Budget	Base Budget	Executive Rec	
Federal Funds	2023-25 Base Budget	Restore Vacant FTE Pool	NDIT Rate Increase	IIJA Subawards	Cost to Continue	Executive Budget Compensation	2025-27 Executive Budget
Environmental Justice to Justice Grant	-	-	-	-	877,890	-	877,890
EPA PM2.5 Monitoring	248,870	5,790	-	-	125,655	6,204	386,519
State Clean Diesel Grant	800,000	-	-	-	100,000	-	900,000
Climate Pollution Reduction Grant	2,000,000	-	-	-	(698,855)	6,001	1,307,146
Supplemental Water Quality Monitoring Grants*	840,000	-	-	-	(840,000)	-	-
Assistance for Small and Disadvantaged Communities Drinking Water Grant	600,000	-	-	-	1,000,000	-	1,600,000
Lead in Schools and Childcare Grant	400,000	-	-	-	-	-	400,000
Water Quality Management Grant	274,400	7,965	-	-	(168,765)	-	113,600
Nonpoint Source Implementation Grant	10,729,650	77,000	-	-	186,160	117,513	11,110,323
Performance Partnership Grant	9,431,698	1,387,976	130,250	-	332,264	525,569	11,807,757
ND Environmental Exchange State Grant	633,087	10,927	-	-	(1,514)	6,955	649,455
Underground Storage Tank Prevention	640,000	26,623	-	-	45,106	33,459	745,188
Leaking Underground Storage Tank (LUST)	1,076,700	29,559	-	-	(290,954)	39,188	854,493
Targeted Brownfield Grant	348,000	17,265	-	-	91,689	15,166	472,120
Coal Combustion Residuals State and Territorial Grant	300,000	-	-	-	269,900	-	569,900
Radiation & Mammography Program	190,000	6,648	-	-	(18,667)	6,877	184,858
IIJA-Solid Waste Infrastructure for Recycling Grant Program	-	-	-	-	693,200	-	693,200
IIJA-Water Quality Management Grant	320,000	-	-	-	(94,000)	-	226,000
IIJA-Targeted Brownfield Grant	480,000	-	-	-	-	-	480,000
IIJA-Drinking Water State Revolving Fund Lead Grant	2,911,241	15,437	-	-	(858,537)	72,286	2,140,427
IIJA-Drinking Water Emerging Contaminants	-	-	-	1,100,000	-	-	1,100,000
IIJA-Sewer Overflow and Stormwater Reuse Municipal Grants	-	-	-	1,000,000	-	-	1,000,000
IIJA-Assistance for Small and Disadvantaged Communities Drinking Water Grant	21,000,000	-	-	23,368,500	-	-	44,368,500
ARPA-EPA PM2.5 Monitoring	249,000	-	-	-	97,000	-	346,000
Total Federal Funds	\$ 53,472,646	\$ 1,585,190	\$ 130,250	\$ 25,468,500	\$ 847,572	\$ 829,218	\$ 82,333,376

*The Supplemental Water Quality Monitoring was added to the Performance Partnership Grant

Summary of Special Funds

Special Funds	2023-25 Base Budget	Base Budget Inc / (Dec)	Cost to Continue DP*	Chemistry Lab Move DP*	New Chemistry Lab DP*	Water Operator Testing*	PTRCF Database*	Emerging* Contaminant Lab	Executive Compensation	2025-27 Executive Budget
Air Contaminant Fees	3,316,434	318,310	-	-	-	-	-	-	188,206	3,822,950
Oil and Gas Registration Fees	938,969	(314,574)	-	-	-	-	-	-	29,658	654,053
Volkswagen Settlement	4,485,118	(2,985,118)	593,459	-	-	-	-	-	-	2,093,459
Chemistry Laboratory Analysis Fees	1,577,961	595	-	-	-	-	-	-	25,030	1,603,586
Emerging Contaminant Lab	-	-	-	-	-	-	-	1,296,602	15,840	1,312,442
Environment & Rangeland Protection Fund	250,000	-	-	-	-	-	-	-	-	250,000
North Dakota Water Commission	200,000	-	-	-	-	-	-	-	-	200,000
Sanitary Pumper Fees	54,811	(8,556)	-	-	-	-	-	-	2,668	48,923
Water Quality Monitoring Conference	15,230	8,770	-	-	-	-	-	-	-	24,000
Operator Certificate Fund	136,403	(30,507)	-	-	-	72,000	-	-	6,378	184,274
Clean Water State Revolving Fund	1,354,731	1,796,387	-	-	-	-	-	-	88,160	3,239,278
Drinking Water State Revolving Fund	3,240,034	467,528	122,053	-	-	-	-	-	187,382	4,016,997
Radiation Control Licensing Fees	3,304,849	1,242,682	-	-	-	-	-	-	262,557	4,810,088
Solid Waste Permitting Fees	444,152	(81,441)	-	-	-	-	-	-	6,230	368,941
Large Volume Landfill Fees	1,000,796	(120,050)	-	-	-	-	-	-	44,240	924,986
Abandoned Motor Vehicle Fund	350,000	-	-	-	-	-	-	-	-	350,000
Asbestos & Lead Base Fees	132,240	(24,687)	-	-	-	-	-	-	-	107,553
Petroleum Tank Release Compensation Fund	723,595	107,470	-	-	-	-	960,000	-	35,960	1,827,025
Boiler Inspection	1,076,728	156,035	-	-	-	-	-	-	63,210	1,295,973
Strategic Investment & Improvement Fund	-	-	-	1,500,000	2,075,186	-	-	-	-	3,575,186
Total Special Funds	\$ 22,602,051	\$ 532,844	\$ 715,512	\$ 1,500,000	\$ 2,075,186	\$ 72,000	\$ 960,000	\$ 1,296,602	\$ 955,519	\$ 30,709,714

Professional Services

Description	2023-25 Base Budget	Increase / (Decrease)	2025-27 Executive Budget	2025-27 General Fund	2025-27 Federal Funds	2025-27 Special Funds
Legal	601,500	5,000	606,500	145,441	278,963	182,096
Audit	20,000	-	20,000	-	-	20,000
Air Quality Monitoring Site Operators/Electricians	33,000	10,000	43,000	-	43,000	-
Chemistry Laboratory Proficiency Testing	25,000	2,500	27,500	10,178	-	17,322
Chemistry Laboratory Certification	15,000	(14,000)	1,000	370	-	630
New Lab Security and Wireless Installation	-	201,900	201,900	-	-	201,900
Water Quality Micro Analysis	199,000	(86,000)	113,000	-	97,718	15,282
Lead in Schools & Childcare Consultant	385,000	15,000	400,000	-	400,000	-
Operator Certification 3rd Party Testing	-	64,000	64,000	-	-	64,000
Emerging Contaminant Lab Testing	16,000	352,500	368,500	-	368,500	-
IJJA Lead Service Line Awareness Campaign	-	150,000	150,000	-	150,000	-
Safe Drinking Water Information System Development*	-	135,000	135,000	-	-	135,000
Municipal Facilities State Revolving Fund Development*	-	190,000	190,000	-	-	190,000
Radon Public Education	10,000	-	10,000	-	-	10,000
Large Volume Landfill	30,000	-	30,000	-	-	30,000
Leaking Underground Storage Tank Engineering Fees	455,000	(300,020)	154,980	-	119,267	35,713
Targeted Brownfields	665,000	-	665,000	-	665,000	-
Petroleum Tank Compensation Insurance Underwriting/Legal	85,000	(45,000)	40,000	-	-	40,000
Hazardous Materials Training	20,000	-	20,000	4,613	8,985	6,402
CPRG Consultant	1,000,000	(150,000)	850,000	-	850,000	-
Translation Services	15,000	(5,000)	10,000	2,306	4,492	3,202
Strategy Consultant	-	30,000	30,000	6,920	13,477	9,603
Consultant-Radon Awareness Campaign	-	13,200	13,200	-	13,200	-
Total Professional Services	\$ 3,574,500	\$ 569,080	\$ 4,143,580	\$ 169,828	\$ 3,012,602	\$ 961,150

*Due to error in entering into budget system two IT Contracts were entered as Professional Services

Information Technology (IT) Contractual Services

Description	2023-25 Base Budget	Increase / (Decrease)	2025-27 Executive Budget	2025-27 General Fund	2025-27 Federal Funds	2025-27 Special Funds
Combined Environmental Regulatory Information System (CERIS)						
Maintenance & Licensing	270,000	-	270,000	270,000	-	-
State and Local Emissions Inventory System Maintenance	115,000	-	115,000	2,363	60,637	52,000
Air Quality Database Development & Maintenance	46,800	200	47,000	-	47,000	-
Chemistry Laboratory Information Management System						
Maintenance	280,000	90,000	370,000	365,000	-	5,000
Surface Water Mapping Tool Maintenance	10,000	-	10,000	-	10,000	-
ND Pollutant Discharge Elimination System Development	359,477	(359,477)	-	-	-	-
ND Pollutant Discharge Elimination System Maintenance	115,000	5,000	120,000	120,000	-	-
Non Point 319 Database Maintenance	-	35,000	35,000	-	21,246	13,754
Groundwater and Watershed Management Data System	35,000	205,000	240,000	240,000	-	-
Municipal Facilities Drinking Water Portal Development	375,000	(375,000)	-	-	-	-
Municipal Facilities Drinking Water Portal Maintenance	50,000	-	50,000	-	50,000	-
Municipal Facilities Inspections Database Development	300,000	-	300,000	-	-	300,000
Municipal Facilities Inspections Database Maintenance	110,000	-	110,000	-	-	110,000
Municipal Facilities Drinking Water Watch	25,000	-	25,000	-	-	25,000
Safe Drinking Water Information System (SDWIS) Development	300,000	75,000	375,000	-	50,000	325,000
Safe Drinking Water Information System (SDWIS) Maintenance	30,000	-	30,000	6,939	23,061	-
Municipal Facilities State Revolving Fund Development	300,000	75,000	375,000	-	-	375,000
Municipal Facilities State Revolving Fund Maintenance	80,000	-	80,000	-	-	80,000
Municipal Facilities Operator Certification Database	80,000	-	80,000	-	-	80,000
Indoor Air Radiation System Development & Maintenance	25,000	15,000	40,000	-	40,000	-
Waste Management Leaking Underground Storage Trust						
Maintenance	156,700	9,800	166,500	42,709	118,952	4,839
Coal Combustion Residuals State and Territorial Grant		569,900	569,900		569,900	
Solid Waste Infrastructure for Recycling Development		631,600	631,600	-	631,600	-
Waste Management Solid Waste Development	-	250,000	250,000	148,476	-	101,524
Waste Management Solid Waste Maintenance	25,000	25,000	50,000	29,695	-	20,305
Petroleum Tank Database Development	91,000	679,000	770,000	-	-	770,000
Petroleum Tank Database Maintenance	-	260,000	260,000	-	-	260,000
Information Exchange System Development	552,000	(35,000)	517,000	-	517,000	-
Duplicate Federal Authority from Decision Package	303,255	(303,255)	-	-	-	-
Boiler Inspection Database	29,570	20,430	50,000	-	-	50,000
Accounting Electronic System Development	34,000	(34,000)	-	-	-	-
Total IT Contractual Services	\$ 4,097,802	\$ 1,839,198	\$ 5,937,000	\$ 1,225,182	\$ 2,139,396	\$ 2,572,422

Grant Line Item

Description	2023-25 Base Budget	Increase / (Decrease)	2025-27 Executive Budget	2025-27 General Fund	2025-27 Federal Funds	2025-27 Special Funds
Clean Diesel Grants	800,000	100,000	900,000		900,000	
Volkswagen Settlement Grants	4,485,118	(2,391,659)	2,093,459			2,093,459
Water Development Trust Fund Grants	200,000	-	200,000			200,000
Environmental Rangeland Protection Trust Fund to ND Stockmen's Association	50,000	-	50,000			50,000
604 B Water Quality Management Program	230,000	(60,000)	170,000		170,000	
106 Water Quality Monitoring Grants	400,000	(200,000)	200,000		200,000	
319 Nonpoint Source	8,648,000	(163,000)	8,485,000		8,485,000	
Water Pollution Grants to LPH (EPA PPG)	50,000	10,000	60,000		60,000	
Assistance for Small and Disadvantaged Communities						
Drinking Water	20,600,000	25,000,000	45,600,000		45,600,000	
Public Water Control (EPA PPG)	100,000	-	100,000	20,000	80,000	
Sewer Overflow and Stormwater Reuse Municipal Grants	1,000,000	-	1,000,000		1,000,000	
Radon Grants (EPA PPG)	25,000	-	25,000		25,000	
Abandoned Vehicle Grants	250,000	-	250,000			250,000
CPRG Grants to Communities	360,000	(360,000)	-			
Radon Awareness and Mitigation Grants	-	805,000	805,000		805,000	
Total Grants	\$ 37,198,118	\$ 22,740,341	\$ 59,938,459	\$ 20,000	\$ 57,325,000	\$ 2,593,459

EPA PPG - Environmental Protection Agency (EPA) Performance Partnership Grant

LPH - Local Public Health

CPRG-Climate Pollution Reduction Grants

Equipment > \$5,000

Description\Narrative	Quantity	Base Price	2025-27 Executive Budget	2025-27 General Fund	2025-27 Federal Funds	2025-27 Special Funds
Reactive Nitrogen Oxide (Noy) Analyzer	1	20,000	20,000	-	20,000	-
Carbon Monoxide (CO) Analyzer	1	19,000	19,000	-	19,000	-
Sulfur Dioxide (SO2) Analyzer	4	14,500	58,000	-	58,000	-
Nitrogen Oxide (NOX) Analyzer	3	14,000	42,000	-	42,000	-
Ozone Analyzer	2	10,500	21,000	-	21,000	-
Particulate Mass Sampler	2	12,000	24,000	-	24,000	-
Zero Air Generators	12	10,000	120,000	-	90,000	30,000
Particulate Mass Analyzer	1	48,000	48,000	-	48,000	-
Electronic Speed Controller (ESC) Data Logger	11	9,600	105,600	-	105,600	-
Chart Recorders	2	5,000	10,000	-	5,000	5,000
Ion Chromatograph for Sulfates	1	100,000	100,000	-	-	100,000
Ion Chromatograph for Bromides	1	100,000	100,000	-	-	100,000
Gas Chromatograph with Electron Capture Detector	1	50,000	50,000	-	-	50,000
Inductively Coupled Plasma-Optical Emission Spectrometer (ICPOES) for Major cations (WQP)	1	120,000	120,000	-	-	120,000
Nitrogen Gas Generator	1	250,000	250,000	-	-	250,000
Hydrogen Gas Generator	1	50,000	50,000	-	-	50,000
Water Purification System	4	12,500	50,000	-	-	50,000
Refrigerators/Freezers	25	7,000	175,000	-	-	175,000
Gas Chromatograph with Mass Spectrometer Detector and an Electron Capture Detector	1	100,000	100,000	-	-	100,000
Alkalinity Titrator	1	50,000	50,000	-	-	50,000
Liquid Chromatograph Mass Spectrometer/Mass Spectrometer for pesticides & herbicides	1	500,000	500,000	-	-	500,000
Gas Chromatograph with Mass Spectrometer/Mass Spectrometer for Emerging Contaminant	1	200,000	200,000	-	-	200,000
Liquid Chromatograph Mass Spectrometer/Mass Spectrometers for PFAS	2	410,000	820,000	-	-	820,000
Automated Extraction System for PFAS	2	60,000	120,000	-	-	120,000
Water Quality Multiparameter Meter	1	9,000	9,000	-	9,000	-
Enclosed ATV trailer	1	8,000	8,000	-	8,000	-
Slide in Truck Topper	1	11,000	11,000	-	11,000	-
Outboard Boat Motor, 60 Hp	1	8,000	8,000	-	8,000	-
Liquid Chromatograph Mass Spectrometer/Mass Spectrometer for PFAS	1	1,000,000	1,000,000	-	1,000,000	-
Automated Extraction System for PFAS	1	100,000	100,000	-	100,000	-
Gallery Discrete Analyzer (Orthophosphate)	1	100,000	100,000	-	100,000	-
Radiation Survey Equipment	1	36,000	36,000	-	-	36,000
Total Equipment > \$5,000			\$ 4,424,600	\$ -	\$ 1,668,600	\$ 2,756,000

SALARIES AND WAGES

FTE EMPLOYEES (Number)

Salaries & Benefits

Temporary, Overtime

New & Vacant FTE

TOTAL

General Fund

Federal Funds

Special Funds

OPERATING EXPENSES

Travel

IT-Software/Supplies

Professional Supplies

Food & Clothing

Buildings/Vehicle Supplies

Miscellaneous Supplies

Office Supplies

Postage

Printing

IT Equip Under \$5000

Other Equip Under \$5000

Office Equip Under \$5000

Utilities

Insurance

Lease/Rentals-Equipment

Lease/Rentals-Buildings

Repairs

IT-Data Processing

IT-Telephone

IT-Contractual Services

Professional Development

Operating Fees & Services

Professional Services

Medical Lab Supplies

TOTAL

General Fund

Federal Funds

Special Funds

CAPITAL ASSETS

Extraordinary Repairs

Equipment > \$5000

IT Equip > \$5000

TOTAL

General Fund

Federal Funds

Special Funds

GRANTS

Grants

TOTAL

General Fund

Federal Funds

Special Funds

TOTAL

General Fund

Federal Funds

Special Funds

2023-25 Base Budget	2025-27 Budget Changes	2025-27 Executive Budget	2025-27 Senate Petroleum Test	2025-27 Senate Vacancy Saving	2025-27 Senate Budget	Total Changes
173.00	1.00	174.00	1.00	0.00	175.00	2.00
37,136,110	7,212,634	44,348,744	222,891	(3,136,727)	41,434,908	4,298,798
1,619,920	65,301	1,685,221	115,109	-	1,800,330	180,410
-	-	-	-	2,290,870	2,290,870	2,290,870
38,756,030	7,277,935	46,033,965	338,000	(845,857)	45,526,108	6,770,078
12,772,055	1,783,310	14,555,365	-	(256,604)	14,298,761	1,526,706
12,206,293	2,747,313	14,953,606	-	(250,530)	14,703,076	2,496,783
13,777,682	2,747,312	16,524,994	338,000	(338,723)	16,524,271	2,746,589
1,684,274	8,070	1,692,344	22,000	-	1,714,344	30,070
50,320	-	50,320	-	-	50,320	-
123,815	15,700	139,515	500	-	140,015	16,200
27,425	-	27,425	-	-	27,425	-
127,238	1,000	128,238	-	-	128,238	1,000
66,617	(3,057)	63,560	3,500	-	67,060	443
84,680	(730)	83,950	500	-	84,450	(230)
184,640	(4,015)	180,625	-	-	180,625	(4,015)
61,260	6,000	67,260	-	-	67,260	6,000
22,750	56,930	79,680	-	-	79,680	56,930
98,670	(4,125)	94,545	-	-	94,545	(4,125)
48,000	(4,050)	43,950	-	-	43,950	(4,050)
364,800	(52,961)	311,839	-	-	311,839	(52,961)
43,824	(2,324)	41,500	-	-	41,500	(2,324)
71,360	-	71,360	-	-	71,360	-
1,031,150	1,056,772	2,087,922	-	-	2,087,922	1,056,772
822,828	369,321	1,192,149	-	-	1,192,149	369,321
1,027,400	766,744	1,794,144	10,700	-	1,804,844	777,444
150,247	37,468	187,715	1,600	-	189,315	39,068
4,097,802	1,839,198	5,937,000	-	-	5,937,000	1,839,198
420,997	(21,542)	399,455	500	-	399,955	(21,042)
374,310	1,508,020	1,882,330	-	-	1,882,330	1,508,020
3,574,500	569,080	4,143,580	30,000	-	4,173,580	599,080
898,925	155,075	1,054,000	30,000	-	1,084,000	185,075
15,457,832	6,296,574	21,754,406	99,300	-	21,853,706	6,395,874
3,553,928	1,003,047	4,556,975	-	-	4,556,975	1,003,047
8,656,653	(294,483)	8,362,170	-	-	8,362,170	(294,483)
3,247,251	5,588,010	8,835,261	99,300	-	8,934,561	5,687,310
24,000	-	24,000	-	-	24,000	-
989,500	3,435,100	4,424,600	215,000	-	4,639,600	3,650,100
-	-	-	-	-	-	-
1,013,500	3,435,100	4,448,600	215,000	-	4,663,600	3,650,100
4,800	(4,800)	-	-	-	-	(4,800)
416,700	1,275,900	1,692,600	-	-	1,692,600	1,275,900
592,000	2,164,000	2,756,000	215,000	-	2,971,000	2,379,000
37,198,118	22,740,341	59,938,459	-	-	59,938,459	22,740,341
37,198,118	22,740,341	59,938,459	-	-	59,938,459	22,740,341
20,000	-	20,000	-	-	20,000	-
32,193,000	25,132,000	57,325,000	-	-	57,325,000	25,132,000
4,985,118	(2,391,659)	2,593,459	-	-	2,593,459	(2,391,659)
92,425,480	39,749,950	132,175,430	652,300	(845,857)	131,981,873	39,556,393
16,350,783	2,781,557	19,132,340	-	(256,604)	18,875,736	2,524,953
53,472,646	28,860,730	82,333,376	-	(250,530)	82,082,846	28,610,200
22,602,051	8,107,663	30,709,714	652,300	(338,723)	31,023,291	8,421,240

2025 HOUSE STANDING COMMITTEE MINUTES

Appropriations - Human Resources Division Roughrider Room, State Capitol

SB 2024
3/31/2025

A BILL for an Act to provide an appropriation for defraying the expenses of the department of environmental quality; and to amend and reenact section 23.1-13-16 of the North Dakota Century Code, relating to inspection fees.

3:32 p.m. Chairman J. Nelson called the meeting to order.

Members Present: Chairman J. Nelson, Vice Chairman Stemen, Representatives B. Anderson, Berg, Mitskog, Murphy, Wagner. Absent: Representative O'Brien.

Discussion Topics:

- Committee action

3:33 p.m. Representative Berg introduced a proposed amendment to adopt a 50% increase for the funding of the water and wastewater operator certification program #44492.

3:35 p.m. Representative Berg moved to adopt the proposed amendment.

3:35 p.m. Representative Murphy seconded the motion.

Roll call vote:

Representatives	Vote
Representative Jon O. Nelson	Y
Representative Gregory Stemen	Y
Representative Bert Anderson	Y
Representative Mike Berg	Y
Representative Alisa Mitskog	Y
Representative Eric J. Murphy	Y
Representative Emily O'Brien	A
Representative Scott Wagner	A

Motion carried 6-0-2.

3:36 p.m. Representative Berg moved a DO PASS as amended on SB 2024.

3:36 p.m. Representative Murphy seconded the motion.

Roll call vote:

Representatives	Vote
Representative Jon O. Nelson	Y
Representative Gregory Stemen	Y
Representative Bert Anderson	Y
Representative Mike Berg	Y
Representative Alisa Mitskog	Y
Representative Eric J. Murphy	Y
Representative Emily O'Brien	A
Representative Scott Wagner	A

Motion carried 6-0-2.

Representative Berg to carry.

3:39 p.m. Chairman J. Nelson adjourned the meeting.

Jan Kamphuis, Committee Clerk

March 4, 2025

Department of Environmental Quality - Budget No. 303
 Agency Worksheet - Senate Bill No. 2024

	Armstrong Executive Budget				Senate Version				Senate Compared to Executive Budget			
	FTE Positions	General Fund	Other Funds	Total	FTE Positions	General Fund	Other Funds	Total	Increase (Decrease)			
									FTE Positions	General Fund	Other Funds	Total
2025-27 Biennium Base Level	173.00	\$16,350,783	\$76,074,697	\$92,425,480	173.00	\$16,350,783	\$76,074,697	\$92,425,480	0.00	\$0	\$0	\$0
2025-27 Ongoing Funding Changes												
Base payroll changes		(\$6,473)	\$676,352	\$669,879		(\$6,473)	\$676,352	\$669,879				\$0
Salary increase		509,588	1,072,043	1,581,631		509,588	1,072,043	1,581,631				0
Health insurance increase		332,285	712,694	1,044,979		332,285	712,694	1,044,979				0
Adds funding from special funds from fees for 1 FTE chemist position and related operating expenses to establish a program to test water for <u>emerging contaminants</u>	1.00		353,402	353,402	1.00		353,402	353,402				0
Adds funding from special funds from inspection fees for 1 FTE chemist position for a state fuel inspection program				0	1.00		237,900	237,900	1.00		\$237,900	237,900
Adds funding to replace 2023-25 biennium <u>new FTE pool</u>		364,806	1,407,442	1,772,248		364,806	1,407,442	1,772,248				0
Adds funding to replace 2023-25 biennium <u>vacant FTE pool</u>		583,104	1,388,192	1,971,296		583,104	1,388,192	1,971,296				0
Transfers funding for 2025-27 <u>new FTE pool</u>				0			(47,580)	(47,580)			(47,580)	(47,580)
Transfers funding for 2025-27 <u>vacant FTE pool</u>				0		(256,604)	(541,673)	(798,277)		(\$256,604)	(541,673)	(798,277)
Adds funding from special funds from inspection fees for temporary salaries and operating expenses for the state fuel inspection program				0			199,400	199,400			199,400	199,400
Base budget changes to operating expenses		(508,475)	1,652,430	1,143,955		(508,475)	1,652,430	1,143,955				0
Increases funding for operating expenses related to IT rate increases		26,244	168,158	194,402		26,244	168,158	194,402				0
Increases funding for operating expenses and grants for cost to continue information technology and rent		767,204	715,512	1,482,716		767,204	715,512	1,482,716				0
Increases funding for ongoing operating expenses related to the new chemistry laboratory, including rent, supplies, and IT		718,074		718,074		718,074		718,074				0
Increases funding from special funds from fees for operating expenses related to the <u>water and wastewater operator certification</u> program to expand test availability			67,000	67,000			67,000	67,000				0
Increases funding from the petroleum tank release compensation fund for operating expenses related to a new database			260,000	260,000			260,000	260,000				0
Base budget changes to capital assets		(4,800)	1,124,900	1,120,100		(4,800)	1,124,900	1,120,100				0
Base budget changes to grants			22,146,882	22,146,882			22,146,882	22,146,882				0
Total ongoing funding changes	1.00	\$2,781,557	\$31,745,007	\$34,526,564	2.00	\$2,524,953	\$31,593,054	\$34,118,007	1.00	(\$256,604)	(\$151,953)	(\$408,557)

Increase 50% to \$100,500

One-Time Funding Items												
Adds one-time funding from the strategic investment and improvements fund for operating expenses related to moving the chemistry laboratory			\$1,500,000	\$1,500,000			\$1,500,000	\$1,500,000				\$0
Adds one-time funding from the strategic investment and improvements fund (SIIF) for operating expenses related to the new chemistry laboratory, including office and IT equipment, maintenance, wireless connectivity, and security			700,186	700,186			700,186	700,186				0
Adds one-time funding from special funds from fees for operating expenses related to the water and wastewater operator certification program to expand test availability			5,000	5,000			5,000	5,000				0
Adds one-time funding from special funds from fees for operating expenses and capital assets for computers and laboratory equipment to establish a program to test water for emerging contaminants			943,200	943,200			943,200	943,200				0
Adds one-time funding from the petroleum tank release compensation fund for operating expense for a new database			700,000	700,000			700,000	700,000				0
Adds one-time funding from the strategic investment and improvements fund for capital assets related to the new chemistry laboratory			1,375,000	1,375,000			1,375,000	1,375,000				0
Adds one-time funding from special funds from inspection fees for equipment related to a state fuel inspection program				0			215,000	215,000			\$215,000	215,000
Total one-time funding changes	0.00	\$0	\$5,223,386	\$5,223,386	0.00	\$0	\$5,438,386	\$5,438,386	0.00	\$0	\$215,000	\$215,000
Total Changes to Base Level Funding	1.00	\$2,781,557	\$36,968,393	\$39,749,950	2.00	\$2,524,953	\$37,031,440	\$39,556,393	1.00	(\$256,604)	\$63,047	(\$193,557)
2025-27 Total Funding	174.00	\$19,132,340	\$113,043,090	\$132,175,430	175.00	\$18,875,736	\$113,106,137	\$131,981,873	1.00	(\$256,604)	\$63,047	(\$193,557)
Federal funds included in other funds			\$82,333,376				\$82,082,846				(\$250,530)	
Total ongoing changes - Percentage of base level	0.6%	17.0%	41.7%	37.4%	1.2%	15.4%	41.5%	36.9%	N/A	N/A	N/A	N/A
Total changes - Percentage of base level	0.6%	17.0%	48.6%	43.0%	1.2%	15.4%	48.7%	42.8%	N/A	N/A	N/A	N/A

Other Sections in Department of Environmental Quality - Budget No. 303

Section Description	Armstrong Executive Budget	Senate Version
New and vacant FTE pool line item		Section 3 provides for the use of funding in the new and vacant FTE pool line item.
Environment and rangeland protection fund		Section 4 authorizes the department to spend \$250,000 from the environment and rangeland protection fund. Of this amount, \$50,000 is for a grant to the North Dakota Stockmen's Association for the environmental services program.
Petroleum release compensation fund		Section 5 authorizes the department to spend \$1,827,025 from the petroleum tank release compensation fund for expenses related to the petroleum tank release program.

Other Sections in Department of Environmental Quality - Budget No. 303

Section Description	Armstrong Executive Budget	Senate Version	
Strategic investment and improvements fund		Section 6 authorizes the department to spend \$3,575,185 from the strategic investment and improvements fund for expenses related to moving into the new chemistry laboratory and for chemistry laboratory operating expenses and equipment purchases	
State fuel inspection program		Section 7 amends Section 23.1-13-16 to provide for the deposit of fuel inspection fees into the Department of Environmental Quality operating fund instead of the general fund.	

2025 HOUSE STANDING COMMITTEE MINUTES

Appropriations Committee Roughrider Room, State Capitol

SB 2024
4/2/2025

A BILL for an Act to provide an appropriation for defraying the expenses of the department of environmental quality; relating to inspection fees.

9:28 a.m. Chairman Vigesaa opened the meeting.

Members present: Chairman Vigesaa, Representatives Anderson, Berg, Bosch, Brandenburg, Fisher, Hanson, Louser, Martinson, Meier, Mitskog, Monson, Murphy, Nathe, Nelson, O'Brien, Pyle, Richter, Sanford, Stemen, Swiontek, Wagner

Member absent: Vice Chairman Kempenich

Discussion Topics:

- Committee Action

9:28 a.m. Representative Berg explained Amendment LC #25.0191.02001, #44556.

9:33 a.m. Dave Glatt, Director, Department of Environmental Quality, answered questions.

9:35 a.m. Representative Berg moved Amendment LC #25.0191.02001.

9:35 a.m. Representative Stemen seconded the motion.

9:36 a.m. Roll Call Vote

Representatives	Vote
Representative Don Vigesaa	Y
Representative Keith Kempenich	AB
Representative Bert Anderson	Y
Representative Mike Berg	Y
Representative Glenn Bosch	Y
Representative Mike Brandenburg	Y
Representative Jay Fisher	Y
Representative Karla Rose Hanson	Y
Representative Scott Louser	Y
Representative Bob Martinson	Y
Representative Lisa Meier	Y
Representative Alisa Mitskog	Y
Representative David Monson	Y
Representative Eric J. Murphy	Y
Representative Mike Nathe	Y
Representative Jon O. Nelson	Y
Representative Emily O'Brien	Y
Representative Brandy L. Pyle	Y

Representative David Richter	Y
Representative Mark Sanford	Y
Representative Gregory Stemen	Y
Representative Steve Swiontek	Y
Representative Scott Wagner	Y

9:36 a.m. Motion passed 22-0-1.

9:37 a.m. Representative Berg moved Do Pass as Amended.

9:37 a.m. Representative J. Nelson seconded the motion.

9:39 a.m. Roll Call Vote

Representatives	Vote
Representative Don Vigesaa	Y
Representative Keith Kempenich	AB
Representative Bert Anderson	Y
Representative Mike Berg	Y
Representative Glenn Bosch	Y
Representative Mike Brandenburg	Y
Representative Jay Fisher	Y
Representative Karla Rose Hanson	Y
Representative Scott Louser	Y
Representative Bob Martinson	Y
Representative Lisa Meier	Y
Representative Alisa Mitskog	Y
Representative David Monson	Y
Representative Eric J. Murphy	Y
Representative Mike Nathe	Y
Representative Jon O. Nelson	Y
Representative Emily O'Brien	Y
Representative Brandy L. Pyle	Y
Representative David Richter	Y
Representative Mark Sanford	Y
Representative Gregory Stemen	Y
Representative Steve Swiontek	Y
Representative Scott Wagner	Y

9:39 a.m. Motion passed 22-0-1.

9:39 a.m. Representative Berg will carry the bill.

9:40 a.m. Chairman Vigesaa adjourned the meeting.

Krystal Eberle, Committee Clerk

Sixty-ninth
Legislative Assembly
of North Dakota

**PROPOSED AMENDMENTS TO
FIRST ENGROSSMENT**

CO
4/2/25
1044

ENGROSSED SENATE BILL NO. 2024

Introduced by

Appropriations Committee

1 A BILL for an Act to provide an appropriation for defraying the expenses of the department of
2 environmental quality; and to amend and reenact section 23.1-13-16 of the North Dakota
3 Century Code, relating to inspection fees.

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

5 **SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the funds
6 as may be necessary, are appropriated out of any moneys in the general fund in the state
7 treasury, not otherwise appropriated, and from other funds derived from special funds and
8 federal funds, to the department of environmental quality for the purpose of defraying the
9 expenses of the department of environmental quality, for the biennium beginning July 1, 2025,
10 and ending June 30, 2027, as follows:

	Adjustments or		
	<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
13 Salaries and wages	\$38,756,030	\$4,479,208	\$43,235,238
14 New and vacant FTE pool	0	2,290,870	2,290,870
15 Operating expenses	15,457,832	6,395,874	21,853,706
16 Capital assets	1,013,500	3,650,100	4,663,600
17 Grants	37,198,118	22,740,341	59,938,459
18 Total all funds	\$92,425,480	\$39,556,393	\$131,981,873
19 Less other funds	76,074,697	37,031,440	113,106,137
20 Total general fund	\$16,350,783	\$2,524,953	\$18,875,736

2 off

1	Salaries and wages	\$38,756,030	\$4,479,208	\$43,235,238
2	New and vacant FTE pool	0	2,290,870	2,290,870
3	Operating expenses	15,457,832	6,429,374	21,887,206
4	Capital assets	1,013,500	3,650,100	4,663,600
5	Grants	37,198,118	22,740,341	59,938,459
6	Total all funds	\$92,425,480	\$39,589,893	\$132,015,373
7	Less other funds	76,074,697	37,064,940	113,139,637
8	Total general fund	\$16,350,783	\$2,524,953	\$18,875,736
9	Full-time equivalent positions	173.00	2.00	175.00

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

SEVENTIETH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items included in the appropriation in section 1 of this Act which are not included in the entity's base budget for the 2027-29 biennium and which the entity shall report to the appropriations committees of the seventieth legislative assembly regarding the use of this funding:

<u>One-Time Funding Description</u>	<u>Total Other Funds</u>
Move to new chemistry laboratory	\$1,500,000
New chemistry laboratory capital assets	1,375,000
New chemistry laboratory operating expenses	700,186
Emerging contaminants program equipment	943,200
Petroleum tank database	700,000
State fuel inspection program capital assets	215,000
Water and wastewater operator certification program	<u>5,000</u>
Grand total other funds	\$5,438,386

SECTION 3. NEW AND VACANT FTE POOL - LIMITATION - TRANSFER REQUEST. The

department of environmental quality may not spend funds appropriated in the new and vacant FTE pool line item in section 1 of this Act, but may request the office of management and budget to transfer funds from the new and vacant FTE pool line item to the salaries and wages line item in accordance with the guidelines and reporting provisions included in House Bill No. 1015, as approved by the sixty-ninth legislative assembly.

SECTION 4. OTHER FUNDS - ENVIRONMENT AND RANGELAND PROTECTION FUND.

The other funds line item in section 1 of this Act includes the sum of \$250,000 from the

environment and rangeland protection fund. This amount includes \$50,000 for a grant to the North Dakota stockmen's association environmental services program.

SECTION 5. OTHER FUNDS - PETROLEUM TANK RELEASE COMPENSATION FUND.

The other funds line item in section 1 of this Act includes the sum of \$1,827,025 from the petroleum tank release compensation fund for expenses related to the petroleum tank release program.

SECTION 6. OTHER FUNDS - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND.

The other funds line item in section 1 of this Act includes the sum of \$3,575,186 from the strategic investment and improvements fund for expenses related to moving into the new chemistry laboratory and for chemistry laboratory operating expenses and equipment purchases.

SECTION 7. AMENDMENT. Section 23.1-13-16 of the North Dakota Century Code is amended and reenacted as follows:

23.1-13-16. Inspection fees.

Every person licensed by the tax commissioner as a motor vehicle fuel or special fuels dealer shall pay to the tax commissioner an inspection fee of one-fortieth of one cent per gallon [3.79 liters] for every gallon [3.79 liters] of gasoline, kerosene, tractor fuel, heating oil, or diesel fuel sold or used during a calendar month except those gallons sold out of state or those gallons sold as original package sales as defined in chapters 57-43.1 and 57-43.2. The fee must accompany the monthly report required in the following section and is due no later than the twenty-fifth day of each calendar month for the preceding month. The tax commissioner shall forward all money collected under this section to the state treasurer monthly, and the state treasurer shall ~~place the money in the general fund of the state~~ deposit the funds in the department of environmental quality operating fund. The funds must be used, subject to legislative appropriations, for the state fuel inspection program. The tax commissioner shall make available annually a report by licensed dealer listing the number of gallons [liters] of motor vehicle fuel and special fuels upon which the inspection fee has been paid. The provisions of chapters 57-43.1 and 57-43.2 pertaining to the administration of motor vehicle fuel and special fuels taxes not in conflict with the provisions of this chapter govern the administration of the inspection fee levied by this chapter.

4024

STATEMENT OF PURPOSE OF AMENDMENT:**Senate Bill No. 2024 - Department of Environmental Quality - House Action**

	Base Budget	Senate Version	House Changes	House Version
Salaries and wages	\$38,756,030	\$43,235,238		\$43,235,238
New and vacant FTE pool		2,290,870		2,290,870
Operating expenses	15,457,832	21,853,706	\$33,500	21,887,206
Capital assets	1,013,500	4,663,600		4,663,600
Grants	37,198,118	59,938,459		59,938,459
Total all funds	\$92,425,480	\$131,981,873	\$33,500	\$132,015,373
Less estimated income	76,074,697	113,106,137	33,500	113,139,637
General fund	\$16,350,783	\$18,875,736	\$0	\$18,875,736
FTE	173.00	175.00	0.00	175.00

Department 303 - Department of Environmental Quality - Detail of House Changes

	Increases Funding for Water and Wastewater Operator Certification Program ¹	Total House Changes
Salaries and wages		
New and vacant FTE pool		
Operating expenses	\$33,500	\$33,500
Capital assets		
Grants		
Total all funds	\$33,500	\$33,500
Less estimated income	33,500	33,500
General fund	\$0	\$0
FTE	0.00	0.00

¹ Funding from special funds from fees is increased for operating expenses related to the water and wastewater operator certification program to expand test availability.

**REPORT OF STANDING COMMITTEE
ENGROSSED SB 2024**

Appropriations Committee (Rep. Vigesaa, Chairman) recommends **AMENDMENTS** ([25.0191.02001](#)) and when so amended, recommends **DO PASS** (22 YEAS, 0 NAYS, 1 ABSENT OR EXCUSED AND NOT VOTING). Engrossed SB 2024 was placed on the Sixth order on the calendar.

25.0191.02001
Title.
Fiscal No. 1

Prepared by the Legislative Council
staff for House Appropriations - Human
Resources Division Committee
March 31, 2025

Sixty-ninth
Legislative Assembly
of North Dakota

PROPOSED AMENDMENTS TO FIRST ENGROSSMENT

ENGROSSED SENATE BILL NO. 2024

Introduced by

Appropriations Committee

1 A BILL for an Act to provide an appropriation for defraying the expenses of the department of
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7 treasury, not otherwise appropriated, and from other funds derived from special funds and
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9 expenses of the department of environmental quality, for the biennium beginning July 1, 2025,
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STATEMENT OF PURPOSE OF AMENDMENT:

Senate Bill No. 2024 - Department of Environmental Quality - House Action

	Base Budget	Senate Version	House Changes	House Version
Salaries and wages	\$38,756,030	\$43,235,238		\$43,235,238
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Less estimated income	76,074,697	113,106,137	33,500	113,139,637
General fund	\$16,350,783	\$18,875,736	\$0	\$18,875,736
FTE	173.00	175.00	0.00	175.00

Department 303 - Department of Environmental Quality - Detail of House Changes

	Increases Funding for Water and Wastewater Operator Certification Program ¹	Total House Changes
Salaries and wages		
New and vacant FTE pool		
Operating expenses	\$33,500	\$33,500
Capital assets		
Grants		
Total all funds	\$33,500	\$33,500
Less estimated income	33,500	33,500
General fund	\$0	\$0
FTE	0.00	0.00

¹ Funding from special funds from fees is increased for operating expenses related to the water and wastewater operator certification program to expand test availability.