

**2025 SENATE INDUSTRY AND BUSINESS**

**SB 2372**

# 2025 SENATE STANDING COMMITTEE MINUTES

## Industry and Business Committee Fort Union Room, State Capitol

SB 2372  
2/3/2025

A bill relating to a legacy earnings fund; relating to legacy fund definitions and a legacy earnings fund; to provide an effective date; and to declare an emergency.

10:30 a.m. Chairman Barta opened the hearing on SB 2372.

Members present: Chairman Barta, Vice-Chairman Boehm, Senator Klein, Senator Kessel, Senator Enget

### Discussion Topics:

- Origin of bill
- Capital construction project
- Primary residence property tax credit proposal
- Percent of Market Value (POMV)
- Highway Distribution Fund (HDF) and LFE
- Common Schools Trust Fund
- Legacy Fund balance and growth
- Tax relief and property tax
- Local infrastructure
- Current distributions and revenue
- Emergency clause
- Number of oil wells, royalties and interest
- Distribution formula
- Road miles distribution
- Public transportation and transit project description
- Percentage explanations and principal percentage
- Principle, earnings and realized earnings
- Liquid and illiquid assets
- 2017 crisis and allotment
- Low-interest earning accounts
- Regular, stable, revenue source
- Township struggles
- Rural roads study
- Certified maintained mileage
- Non-oil producing counties
- Fund distribution and location of car registration
- Prairie Dog Fund eligibility
- Repeal clarification

10:34 a.m. Senator Brad Bekkedahl, District 1, testified in favor and submitted testimony #33236.

10:55 a.m. Aaron Birst, Association of Counties, testified in favor.

10:56 a.m. Scott Meske, ND Township Officer Association, testified in favor.

11:05 a.m. Chairman Barta closed the hearing on SB 2372.

*Audrey Oswald, Committee Clerk*



# North Dakota Senate

STATE CAPITOL  
600 EAST BOULEVARD  
BISMARCK, ND 58505-0360



## Senator Brad Bekkedahl

District 1  
P.O. Box 2443  
Williston, ND 58802-2443  
[bbekkedahl@ndlegis.gov](mailto:bbekkedahl@ndlegis.gov)

**COMMITTEES:**  
Appropriations (Chair)

**February 3, 2025**

## Senate Bill 2372 Testimony

### Senate Industry and Business Committee

### Hon. Senator Jeff Barta, Chairman

Chairman Barta and Committee Members,

Good morning, Chairman Barta and Committee. I am Brad Bekkedahl, Senator from District 1 in Williston. SB 2373 is a bill that had its genesis in Governor Armstrong's budget presentation to the House and Senate Joint Appropriations committees on January 15<sup>th</sup>. In that meeting he proposed consideration of a capital construction project that would be paid for using Legacy Fund Earnings (LFE) as the debt payment source. Since his budget also proposed funding the current allocation buckets in the LFE and taking all the remaining revenue to pay for his primary residence property tax credit proposal, he included a provision to change the Percent Of Market Value (POMV) that funds the LFE from 7% of POMV (3.5%/year) to 8.5% of POMV (4.25%/year). Besides funding the bonding debt fund with this increase in POMV, he also used part of this funding to add money to the existing Highway Distribution Fund (HDF) to provide higher distributions for road projects to the DOT, counties, cities, townships, and transit projects. When the LFE buckets were set up in the 2023 session, the intent was that the money in the three buckets would serve everyone in the state with benefits, and that the

benefits would provide tax relief as well. Part of that tax relief is helping pay for local infrastructure projects through the LFE Highway Distribution Fund.

Mr. Chairman, since there has not been a bill introduced this session for bonding projects, making the bond payment provision unnecessary, this bill takes the Governor Armstrong proposal and changes the POMV for 7% to 8%, with the additional 1% to be always deposited in the LFE HDF for increased transportation funds distributions statewide. For the committee's information, the HDF is distributed 60% to the NDDOT, 28.5% to counties and cities, 10% to townships, and 1-1/2% to transit projects. Since the 1% distribution is tied to the overall LFE POMV, the funding in this bucket should increase every biennium to keep up or exceed inflation rates in its distributions. I have had Legislative Council fiscal staff prepare several flowcharts that will better illustrate the current POMV distributions, what would happen under Governor Armstrong's recommendations, and what you would see if this bill is passed. I think seeing the charts will better explain what I have been explaining here in my testimony.

For those that are concerned how the increase from 7% to 8% will impact the overall Legacy Fund, I have a table prepared by LC that illustrates forward looking estimates. I am comfortable with the increase for two reasons. One, the Common Schools Trust Fund has distributions of 10% of POMV and has stayed healthy and two, the Legacy Fund growth is primarily driven by new deposits every biennium from the 30% dedication of oil and gas tax revenues. So there is room to make this change in distributions.

Thank you, Chairman Barta and Committee, for your consideration of SB 2373. I respectfully request a Do Pass recommendation on the bill and would stand for questions.

# 2025 SENATE STANDING COMMITTEE MINUTES

## Industry and Business Committee Fort Union Room, State Capitol

SB 2372  
2/5/2025

A bill relating to a legacy earnings fund; and relating to funds invested by the state investment board; and relating to legacy fund definitions and a legacy earnings fund; to provide an effective date; and to declare an emergency.

4:48 p.m. Chairman Barta opened the hearing.

Members present: Chairman Barta, Senator Klein, Senator Enget

Members absent: Vice-Chair Boehm, Senator Kessel

### Discussion Topics:

- Committee action

4:49 p.m. Senator Klein moved a Do Pass and rerefer to Appropriations.

4:49 p.m. Senator Enget seconded the motion.

Senators	Vote
Senator Jeff Barta	Y
Senator Keith Boehm	A
Senator Mark Enget	Y
Senator Greg Kessel	A
Senator Jerry Klein	Y

Motion passed 3-0-2.

Senator Klein will carry the bill.

4:50 p.m. Chairman Barta adjourned the meeting.

*Audrey Oswald, Committee Clerk*

**REPORT OF STANDING COMMITTEE**  
**SB 2372 ([25.1346.01000](#))**

**Industry and Business Committee (Sen. Barta, Chairman)** recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (3 YEAS, 0 NAYS, 2 ABSENT OR EXCUSED AND NOT VOTING). SB 2372 was rereferred to the **Appropriations Committee**. This bill does not affect workforce development.

**2025 SENATE APPROPRIATIONS**

**SB 2372**



# 2025 SENATE STANDING COMMITTEE MINUTES

## Appropriations - Government Operations Division Red River Room, State Capitol

SB 2372  
2/11/2025

Relating to a legacy earnings fund; to amend and reenact section 6-09.4-10.1, subsection 1 of section 21-10-06, and section 54-27-19.3 of the North Dakota Century Code, relating to funds invested by the state investment board; to repeal sections 21-10-12 and 21-10-13 of the North Dakota Century Code, relating to legacy fund definitions and a legacy earnings fund; to provide an effective date; and to declare an emergency.

3:13 p.m. Chairman Wanzek opened the meeting.

Members present: Chairman Wanzek, Vice-Chair Dwyer, Senator Burckhard, Senator Erbele, and Senator Sickler.

### **Discussion Topics:**

- Estimated fund increase
- List of bills with ties to legacy earnings
- Proposed amendments
- Bonding
- Debt payment bucket
- Tax payment bucket
- Highway distribution bucket
- Primary residence property tax relief bucket
- Percent of Market Value (POMV)
- Legacy Fund earnings management policy

3:14 p.m. Senator Bekkedahl, District 1, testified in favor and submitted testimony #36796, #37167, #37168, and #37169.

3:37 p.m. Brady Larson, Assistant Legislative Budget Analyst, supplied budget information.

3:41 p.m. Larry Syverson, ND Township Association, testified in favor.

3:54 p.m. Ron Henke, Director of ND Department of Transportation, testified in favor.

4:05 p.m. Chairman Wanzek closed the meeting.

*Carol Thompson, Committee Clerk*



# North Dakota Senate

STATE CAPITOL  
600 EAST BOULEVARD  
BISMARCK, ND 58505-0360



## **Senator Brad Bekkedahl**

District 1  
P.O. Box 2443  
Williston, ND 58802-2443  
[bbekkedahl@ndlegis.gov](mailto:bbekkedahl@ndlegis.gov)

**COMMITTEES:**  
Appropriations (Chair)

**February 11, 2025**

## **Senate Bill 2372 Testimony**

### **Government Operations Division of Appropriations Committee**

#### **Hon. Senator Terry Wanzek, Chairman**

Chairman Wanzek and Committee Members,

Good morning, Chairman Wanzek and Committee. I am Brad Bekkedahl, Senator from District 1 in Williston. SB 2373 is a bill that had its genesis in Governor Armstrong's budget presentation to the House and Senate Joint Appropriations committees on January 15<sup>th</sup>. In that meeting he proposed consideration of a capital construction project that would be paid for using Legacy Fund Earnings (LFE) as the debt payment source. Since his budget also proposed funding the current allocation buckets in the LFE and taking all the remaining revenue to pay for his primary residence property tax credit proposal, he included a provision to change the Percent Of Market Value (POMV) that funds the LFE from 7% of POMV (3.5%/year) to 8.5% of POMV (4.25%/year). Besides funding the bonding debt fund with this increase in POMV, he also used part of this funding to add money to the existing Highway Distribution Fund (HDF) to provide higher distributions for road projects to the DOT, counties, cities, townships, and transit projects. When the LFE buckets were set up in the 2023 session, the intent was that the money in the three buckets would serve everyone in the state with benefits, and that the

benefits would provide tax relief as well. Part of that tax relief is helping pay for local infrastructure projects through the LFE Highway Distribution Fund.

Mr. Chairman, since there has not been a bill introduced this session for bonding projects, making the bond payment provision unnecessary, this bill takes the Governor Armstrong proposal and changes the POMV for 7% to 8%, with the additional 1% to be always deposited in the LFE HDF for increased transportation funds distributions statewide. For the committee's information, the HDF is distributed 60% to the NDDOT, 28.5% to counties and cities, 10% to townships, and 1-1/2% to transit projects. Since the 1% distribution is tied to the overall LFE POMV, the funding in this bucket should increase every biennium to keep up or exceed inflation rates in its distributions. I have had Legislative Council fiscal staff prepare several flowcharts that will better illustrate the current POMV distributions, what would happen under Governor Armstrong's recommendations, and what you would see if this bill is passed. I think seeing the charts will better explain what I have been explaining here in my testimony.

For those that are concerned how the increase from 7% to 8% will impact the overall Legacy Fund, I have a table prepared by LC that illustrates forward looking estimates. I am comfortable with the increase for two reasons. One, the Common Schools Trust Fund has distributions of 10% of POMV and has stayed healthy and two, the Legacy Fund growth is primarily driven by new deposits every biennium from the 30% dedication of oil and gas tax revenues. So there is room to make this change in distributions.

Thank you, Chairman Wanzek and Committee, for your consideration of SB 2373. I respectfully request a Do Pass recommendation on the bill and would stand for questions.

**Bekkedahl, Brad**

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**From:** Mathiak, Adam  
**Date:** Tuesday, February 11, 2025 12:33 PM  
**To:** Bekkedahl, Brad  
**Subject:** RE: (Sen. Bekkedahl) Memorandum Request - 2025-2027 Biennium Legacy Earnings Fund Allocation Scenarios

Senator Bekkedahl:

As requested, I am preparing the amendment to match the 7/8 allocation with House Bill No. 1176 as amended by the House Finance and Taxation Committee.

Assuming House Bill No. 1176 passes first later in session, we could simplify Senate Bill No. 2372. At that point, it would just need to amend the one section of House Bill No. 1176 to increase the percent of market value (POMV) and allocate the extra amount to the legacy earnings highway distribution fund. Then we wouldn't need to include the cross-reference updates or create the new legacy property tax relief fund.

Please let me know if you have any questions. Thanks.



**Adam Mathiak**  
 Senior Fiscal Analyst  
[www.ndlegis.gov](http://www.ndlegis.gov)  
 701-328-2936

**From:** Bekkedahl, Brad <bbekkedahl@ndlegis.gov>  
**Sent:** Tuesday, February 11, 2025 11:43 AM  
**To:** Mathiak, Adam <amathiak@ndlegis.gov>  
**Subject:** RE: (Sen. Bekkedahl) Memorandum Request - 2025-2027 Biennium Legacy Earnings Fund Allocation Scenarios

Thanks for this analysis Adam. I think some of the bills referenced below have already had some conclusion. I will be presenting SB 2372 this afternoon after floor session to the GO Division of Senate Appropriations and will give them copies of your email below. Could you prepare an amendment to SB 2372 that corrects the issues you see below to the now amended HB 1176? I'd like to remove any discrepancies we can now that we have HB 1176 defined in the House. I expect we may see this in full committee this Thursday 2/13/24 if you could have the amendment prepared for that discussion.

Appreciate your assistance,

Brad Bekkedahl, Senator  
 District 1, Williston ND



**From:** Mathiak, Adam <[amathiak@ndlegis.gov](mailto:amathiak@ndlegis.gov)>

**Sent:** Monday, February 3, 2025 11:45 AM

**To:** Bekkedahl, Brad <[bbekkedahl@ndlegis.gov](mailto:bbekkedahl@ndlegis.gov)>

**Subject:** RE: (Sen. Bekkedahl) Memorandum Request - 2025-2027 Biennium Legacy Earnings Fund Allocation Scenarios

Senator Bekkedahl:

There are multiple bills amending the current legacy earnings fund or replacing the legacy earnings fund with the new fund, all of which need to be reconciled by the end of session (some may be defeated while others need to be aligned). Below is a list of bills affecting the legacy earnings fund.

**HB 1176** - Moves the current law version to a new location in Century Code and replaces the remaining 50/50 split with an allocation to a newly created legacy property tax relief fund to provide funding for an expanded primary residence credit NOTE: This version is missing two technical corrections for cross-references in Century Code, but any amendments should include this correction

**HB 1435** - Moves the current law version to a new location in Century Code, with one minor update on page 2, lines 21-23 limiting the amount to be used for bond repayments NOTE: This version is missing two technical corrections for cross-references in Century Code, but any amendments should include this correction

**HB 1553** - Amends the current version to provide a new allocation of \$140 million to DPI for school lunches

**SB 2151** - Amends the current version to remove the \$225 million allocation to the general fund, add a \$100 million allocation to a newly created county and township bridge fund, and to replace the remaining 50/50 split with an allocation to a newly created legacy property tax relief fund

**SB 2332** - Amends the current version to add a \$25 million allocation to a newly created legacy earnings emergency services and public safety fund

**SB 2372** - Moves the current law version to a new location in Century Code, increases the distribution to 8%, and allocates the additional 1% to the legacy earnings highway distribution fund

Due to the complexity of creating a new section for the legacy earnings fund and reconciling the changes in multiple bills, HB 1176 (primary residence credit) and SB 2372 should match completely, have all the changes for the legacy earnings fund in one bill, or wait until one is passed and further amend. If you want, we can prepare an amendment for SB 2372 to replace the remaining 50/50 split with the legacy property tax relief fund so it more closely aligns with HB 1176. HB 1176 also needs to be reconciled with the Tax Department budget bill (HB 1006) so there are multiple moving pieces that will need to be aligned by the end of session. We are watching the bills and recognize that the bills need to be reconciled.

Please let me know if you'd like an amendment or if you have any questions. Thanks.



**Adam Mathiak**

Senior Fiscal Analyst

[www.ndlegis.gov](http://www.ndlegis.gov)

701-328-2936

**From:** Bekkedahl, Brad <[bbekkedahl@ndlegis.gov](mailto:bbekkedahl@ndlegis.gov)>

**Sent:** Friday, January 31, 2025 10:07 PM

**To:** Mathiak, Adam <[amathiak@ndlegis.gov](mailto:amathiak@ndlegis.gov)>

**Subject:** Fw: (Sen. Bekkedahl) Memorandum Request - 2025-2027 Biennium Legacy Earnings Fund Allocation Scenarios

Thanks Adam. I just noticed that the bill drafted 2323 still allocates the remainder of the 7% to General Fund and SIIF instead of to Governor Armstrong's property tax relief. Sorry for not reading the bill well enough to see that earlier. Could that be amended into the bill? And if this change passes before the



primary residence tax credit bill which takes precedence? Guess I am wondering if the POMV should also be changed in the primary residence tax credit bill to 8% and if my bill should reflect the bottom \$173 million going to a property tax bucket? Please advise.

ad Bekkedahl, Senator  
District 1, Williston ND

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**From:** Admin-Legislative Council <[lcouncil@ndlegis.gov](mailto:lcouncil@ndlegis.gov)>

**Sent:** Friday, January 31, 2025 4:41 PM

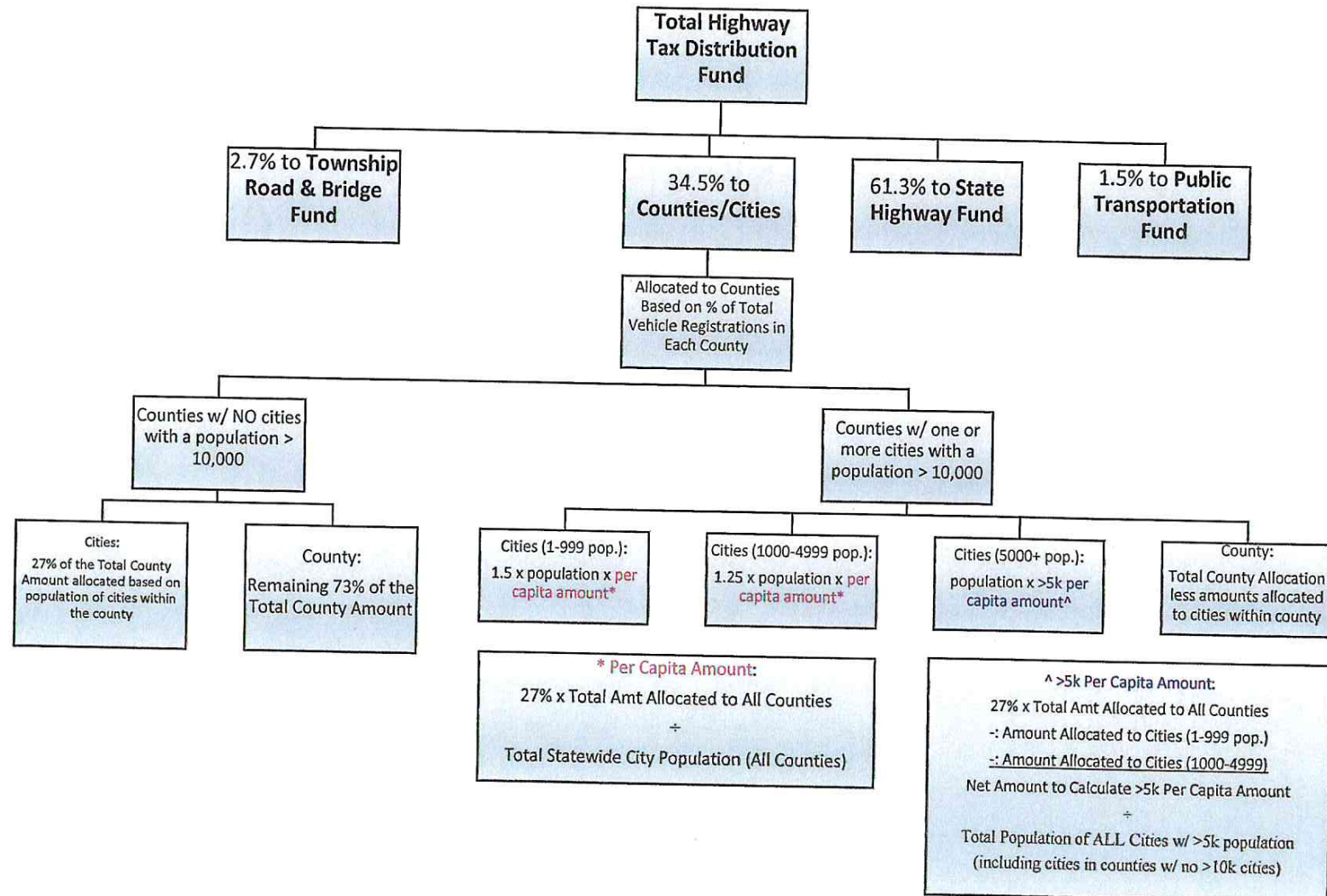
**To:** Bekkedahl, Brad <[bbekkedahl@ndlegis.gov](mailto:bbekkedahl@ndlegis.gov)>

**Cc:** Mathiak, Adam <[amathiak@ndlegis.gov](mailto:amathiak@ndlegis.gov)>

**Subject:** (Sen. Bekkedahl) Memorandum Request - 2025-2027 Biennium Legacy Earnings Fund Allocation Scenarios

Office of State Treasurer  
 Phone: 701-328-2643  
 Website: [www.treasurer.nd.gov](http://www.treasurer.nd.gov)

North Dakota  
 Highway Tax Distribution Fund  
 NDCC 54-27-19



25.1346.01001  
Title.

Prepared by the Legislative Council  
staff for Senator Bekkedahl  
February 11, 2025

Sixty-ninth  
Legislative Assembly  
of North Dakota

## PROPOSED AMENDMENTS TO

### SENATE BILL NO. 2372

Introduced by

Senators Bekkedahl, Hogue, Patten, Rummel

Representatives Lefor, Vigesaa

1 A BILL for an Act to create and enact atwo new ~~section~~sections to chapter 54-27 of the North  
2 Dakota Century Code, relating to a legacy earnings fund and a legacy property tax relief fund;  
3 to amend and reenact section 6-09.4-10.1, subsection 1 of section 21-10-06, and section  
4 54-27-19.3 of the North Dakota Century Code, relating to funds invested by the state  
5 investment board; to repeal sections 21-10-12 and 21-10-13 of the North Dakota Century Code,  
6 relating to legacy fund definitions and a legacy earnings fund; to provide an effective date; and  
7 to declare an emergency.

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

9 **SECTION 1. AMENDMENT.** Section 6-09.4-10.1 of the North Dakota Century Code is  
10 amended and reenacted as follows:

11 **6-09.4-10.1. Legacy sinking and interest fund - Debt service requirements - Public**  
12 **finance authority.**

13 There is created in the state treasury the legacy sinking and interest fund. The fund consists  
14 of all moneys deposited in the fund under section ~~21-10-13~~34 of this Act. Moneys in the fund  
15 may be spent by the public finance authority pursuant to legislative appropriations to meet the  
16 debt service requirements for evidences of indebtedness issued by the authority for transfer to  
17 the Bank of North Dakota for allocations to infrastructure projects and programs.

18 **SECTION 2. AMENDMENT.** Subsection 1 of section 21-10-06 of the North Dakota Century  
19 Code is amended and reenacted as follows:



- 1        1. Subject to the provisions of section 21-10-02, the board shall invest the following
- 2        funds:
- 3        a. State bonding fund.
- 4        b. Teachers' fund for retirement.
- 5        c. State fire and tornado fund.
- 6        d. Workforce safety and insurance fund.
- 7        e. Public employees retirement system.
- 8        f. Insurance regulatory trust fund.
- 9        g. State risk management fund.
- 10       h. Budget stabilization fund.
- 11       i. Water projects stabilization fund.
- 12       j. Health care trust fund.
- 13       k. Cultural endowment fund.
- 14       l. Petroleum tank release compensation fund.
- 15       m. Legacy fund.
- 16       n. ~~Legacy earnings fund.~~
- 17       o. Opioid settlement fund.
- 18       ~~p-q.~~ A fund under contract with the board pursuant to subsection 3.

19       **SECTION 3. AMENDMENT.** Section 54-27-19.3 of the North Dakota Century Code is  
20 amended and reenacted as follows:

21       **54-27-19.3. Legacy earnings highway distribution fund.**

22       A legacy earnings highway distribution fund is created as a special fund in the state treasury  
23 into which must be deposited any allocations of legacy fund earnings made under section  
24 ~~21-10-134~~ of this Act. Any moneys in the legacy earnings highway distribution fund must be  
25 allocated and transferred by the state treasurer, as follows:

- 26       1. Sixty percent must be transferred to the department of transportation for deposit in the
- 27       state highway fund;
- 28       2. Ten percent must be transferred to the legacy earnings township highway aid fund;
- 29       3. One and five-tenths percent must be transferred to the public transportation fund; and
- 30       4. Twenty-eight and five-tenths percent must be allocated to cities and counties using the
- 31       formula established in subsection 4 of section 54-27-19. Moneys received by counties

and cities must be used for roadway purposes in accordance with section 11 of article X of the Constitution of North Dakota.

**SECTION 4.** A new section to chapter 54-27 of the North Dakota Century Code is created and enacted as follows:

**Legacy earnings fund - State treasurer - Legacy fund distribution - Allocations.**

1. There is created in the state treasury the legacy earnings fund. The fund consists of all moneys distributed by the state treasurer from the legacy fund pursuant to section 26 of article X of the Constitution of North Dakota. The distribution from the legacy fund on July first of each odd-numbered year must be equal to eight percent of the five-year average value of the legacy fund balance as reported by the state investment board. The average value of the legacy fund balance must be calculated using the fund balance at the end of each fiscal year for the five-year period ending with the most recently completed even-numbered fiscal year.
2. From the amount distributed to the legacy earnings fund under subsection 1, the state treasurer shall allocate seven-eighths of the funding in July of each odd-numbered year in the following order:
  - a. The first one hundred two million six hundred twenty-four thousand dollars or an amount equal to the amount appropriated from the legacy sinking and interest fund for debt service payments for a biennium, whichever is less, to the legacy sinking and interest fund under section 6-09.4-10.1.
  - b. ~~The next two hundred twenty-five million dollars to the general fund to provide support for tax relief initiatives approved by the legislative assembly.~~
  - ~~c.~~ The next one hundred million dollars to the legacy earnings highway distribution fund for allocations under section 54-27-19.3.
  - d.c. The remaining amount as follows:
    - ~~(1) Fifty percent to the general fund.~~
    - ~~(2) The remainder to the strategic investment and improvements fund to be used in accordance with section 15-08.1-08 to the legacy property tax relief fund under section 5 of this Act.~~
3. From the amount distributed to the legacy earnings fund under subsection 1, the state treasurer shall allocate the remaining one-eighth of the funding in July of each



1 odd-numbered year to the legacy earnings highway distribution fund for allocations  
2 under section 54-27-19.3.

3 ~~— **SECTION 4. AMENDMENT.** Section 54-27-19.3 of the North Dakota Century Code is~~  
4 ~~amended and reenacted as follows:~~

5 ~~— **54-27-19.3. Legacy earnings highway distribution fund.**~~

6 ~~— A legacy earnings highway distribution fund is created as a special fund in the state treasury~~  
7 ~~into which must be deposited any allocations of legacy fund earnings made under section~~  
8 ~~21-10-133 of this Act. Any moneys in the legacy earnings highway distribution fund must be~~  
9 ~~allocated and transferred by the state treasurer, as follows:~~

- 10 ~~— 1. Sixty percent must be transferred to the department of transportation for deposit in the~~  
11 ~~state highway fund;~~  
12 ~~— 2. Ten percent must be transferred to the legacy earnings township highway aid fund;~~  
13 ~~— 3. One and five tenths percent must be transferred to the public transportation fund; and~~  
14 ~~— 4. Twenty-eight and five tenths percent must be allocated to cities and counties~~  
15 ~~using the formula established in subsection 4 of section 54-27-19. Moneys received by~~  
16 ~~counties and cities must be used for roadway purposes in accordance with section 11~~  
17 ~~of article X of the Constitution of North Dakota.~~

18 **SECTION 5.** A new section to chapter 54-27 of the North Dakota Century Code is created  
19 and enacted as follows:

20 **Legacy property tax relief fund.**

21 There is created in the state treasury the legacy property tax relief fund. The fund consists  
22 of all moneys allocated to the fund under section 4 of this Act and all moneys transferred to the  
23 fund by the legislative assembly.

24 **SECTION 6. REPEAL.** Sections 21-10-12 and 21-10-13 of the North Dakota Century Code  
25 are repealed.

26 **SECTION 7. EFFECTIVE DATE.** This Act becomes effective on July 1, 2025.

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

# 2025 SENATE STANDING COMMITTEE MINUTES

## Appropriations - Government Operations Division Red River Room, State Capitol

SB 2372  
2/14/2025

Relating to a legacy earnings fund; to amend and reenact section 6-09.4-10.1, subsection 1 of section 21-10-06, and section 54-27-19.3 of the North Dakota Century Code, relating to funds invested by the state investment board; to repeal sections 21-10-12 and 21-10-13 of the North Dakota Century Code, relating to legacy fund definitions and a legacy earnings fund; to provide an effective date; and to declare an emergency.

11:09 a.m. Chairman Wanzek opened the meeting.

Members present: Chairman Wanzek, Vice-Chair Dwyer, Senator Burckhard, and Senator Sickler. Absent: Senator Erbele.

### **Discussion Topics:**

- DOT budget
- Motor vehicle excise tax

11:10 a.m. Chairman Wanzek updated committee on possible amendments and delayed action on SB 2372.

11:13 a.m. Chairman Wanzek closed the meeting.

*Carol Thompson, Committee Clerk*

# 2025 SENATE STANDING COMMITTEE MINUTES

## Appropriations - Government Operations Division Red River Room, State Capitol

SB 2372  
2/18/2025

Relating to a legacy earnings fund; to amend and reenact section 6-09.4-10.1, subsection 1 of section 21-10-06, and section 54-27-19.3 of the North Dakota Century Code, relating to funds invested by the state investment board; to repeal sections 21-10-12 and 21-10-13 of the North Dakota Century Code, relating to legacy fund definitions and a legacy earnings fund; to provide an effective date; and to declare an emergency.

10:47 a.m. Chairman Wanzek opened the meeting.

Members present: Chairman Wanzek, Vice-Chair Dwyer, Senator Burckhard, Senator Erbele, and Senator Sickler.

### Discussion Topics:

- Committee Action

10:48 a.m. Senator Dwyer moved a Do Not Pass.

10:48 a.m. Senator Sickler seconded the motion.

Senators	Vote
Senator Terry M. Wanzek	Y
Senator Randy A. Burckhard	Y
Senator Michael Dwyer	Y
Senator Robert Erbele	Y
Senator Jonathan Sickler	Y

Motion passed 5-0-0

Senator Wanzek will carry the bill.

10:51 a.m. Chairman Wanzek closed the meeting.

*Carol Thompson, Committee Clerk*

# 2025 SENATE STANDING COMMITTEE MINUTES

## Appropriations Committee Harvest Room, State Capitol

SB 2372  
2/19/2025

A BILL for an Act to create and enact a new section to chapter 54-27 of the North Dakota Century Code, relating to a legacy earnings fund; to amend and reenact section 6-09.4-10.1, subsection 1 of section 21-10-06, and section 54-27-19.3 of the North Dakota Century Code, relating to funds invested by the state investment board; to repeal sections 21-10-12 and 21-10-13 of the North Dakota Century Code, relating to legacy fund definitions and a legacy earnings fund; to provide an effective date; and to declare an emergency.

9:22 a.m. Chairman Bekkedahl opened the meeting.

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

### Discussion Topics:

- Bill Schedule

9:22 a.m. Senator Wanzek indicated further information is needed.

9:23 a.m. Chairman Bekkedahl closed hearing.

*Elizabeth Reiten, Committee Clerk by Lynn Wolf, Chief Clerk*

# 2025 SENATE STANDING COMMITTEE MINUTES

## Appropriations Committee Harvest Room, State Capitol

SB 2372  
2/19/2025

A BILL for an Act to create and enact a new section to chapter 54-27 of the North Dakota Century Code, relating to a legacy earnings fund; to amend and reenact section 6-09.4-10.1, subsection 1 of section 21-10-06, and section 54-27-19.3 of the North Dakota Century Code, relating to funds invested by the state investment board; to repeal sections 21-10-12 and 21-10-13 of the North Dakota Century Code, relating to legacy fund definitions and a legacy earnings fund; to provide an effective date; and to declare an emergency.

4:14 p.m. Chairman Bekkedahl opened the hearing.

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

### Discussion Topics:

- Committee Action

4:14 p.m. Senator Wanzek introduced the bill and submitted testimony #38172.

4:15 p.m. Senator Wanzek moved a Do Not Pass.

4:15 p.m. Senator Erbele seconded the motion.

Senators	Vote
Senator Brad Bekkedahl	Y
Senator Robert Erbele	Y
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	Y
Senator Ronald Sorvaag	Y
Senator Paul J. Thomas	Y
Senator Terry M. Wanzek	Y

Motion Passed 16-0-0.

Senator Wanzek will carry the bill.

4:16 p.m. Chairman Bekkedahl closed the hearing.

*Elizabeth Reiten, Committee Clerk*



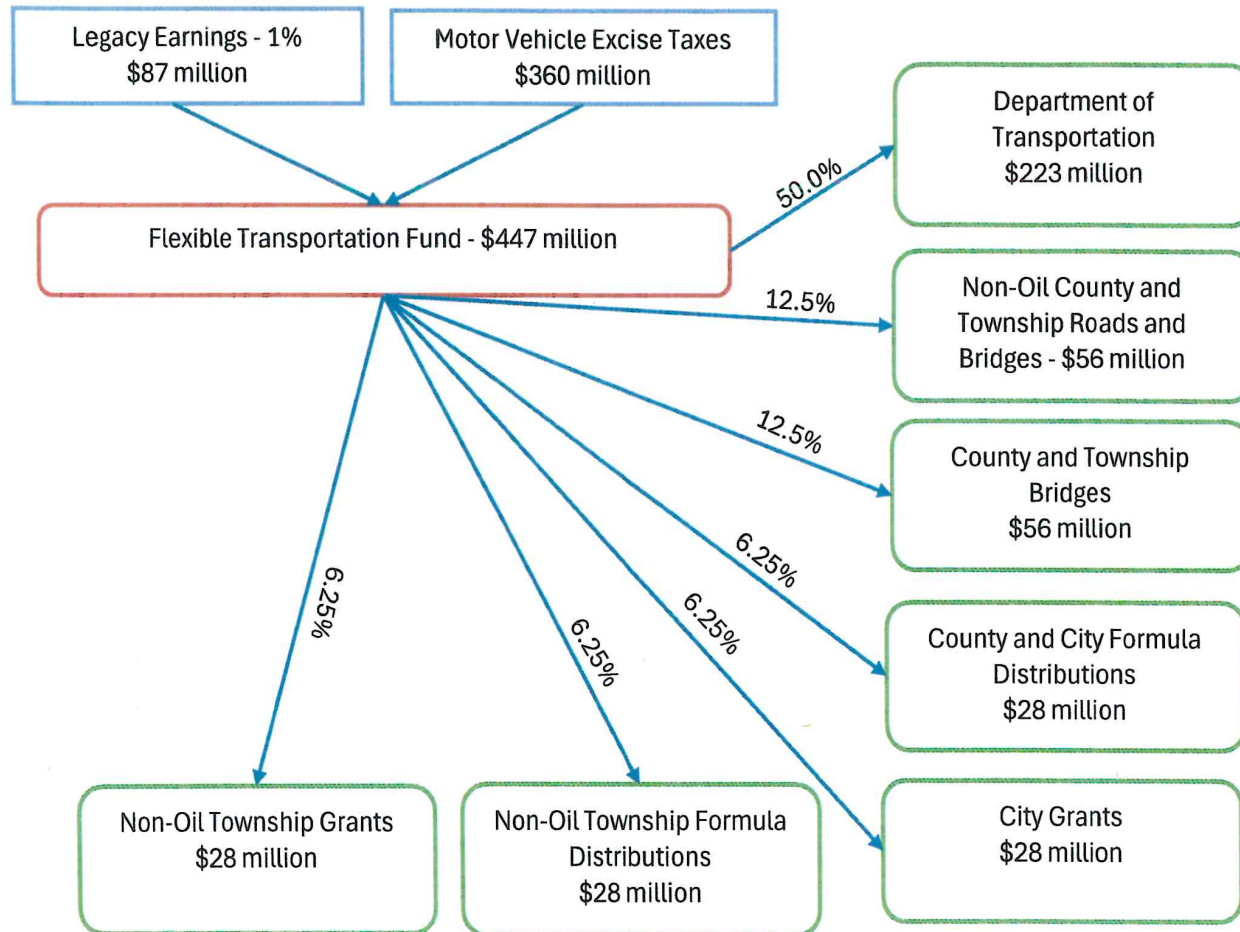
**REPORT OF STANDING COMMITTEE**  
**SB 2372 ([25.1346.01000](#))**

**Appropriations Committee (Sen. Bekkedahl, Chairman)** recommends **DO NOT PASS** (16 YEAS, 0 NAYS, 0 ABSENT OR EXCUSED AND NOT VOTING). SB 2372 was placed on the Eleventh order on the calendar. This bill does not affect workforce development.

2-19-25

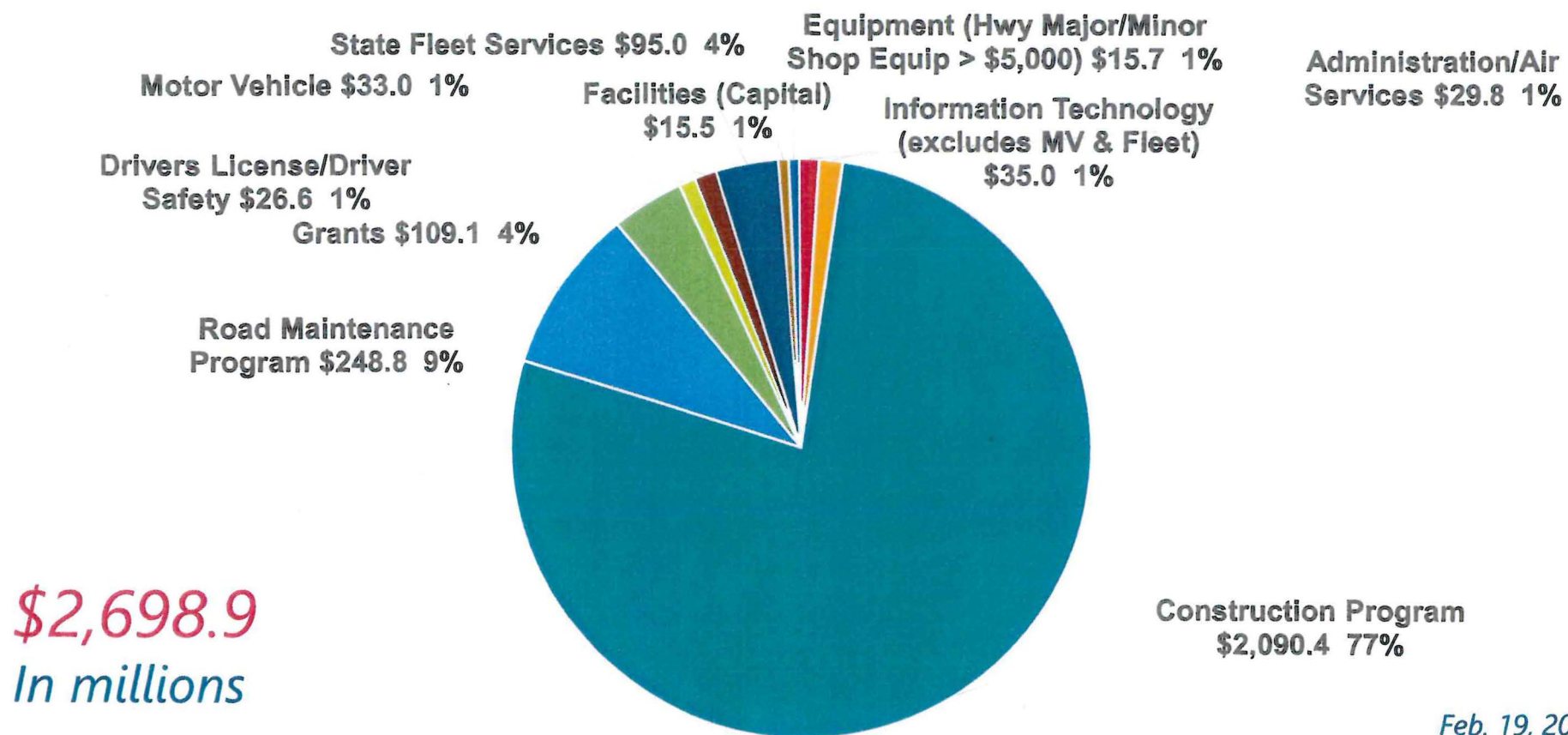
#38172

## Proposed Flexible Transportation Fund Allocations



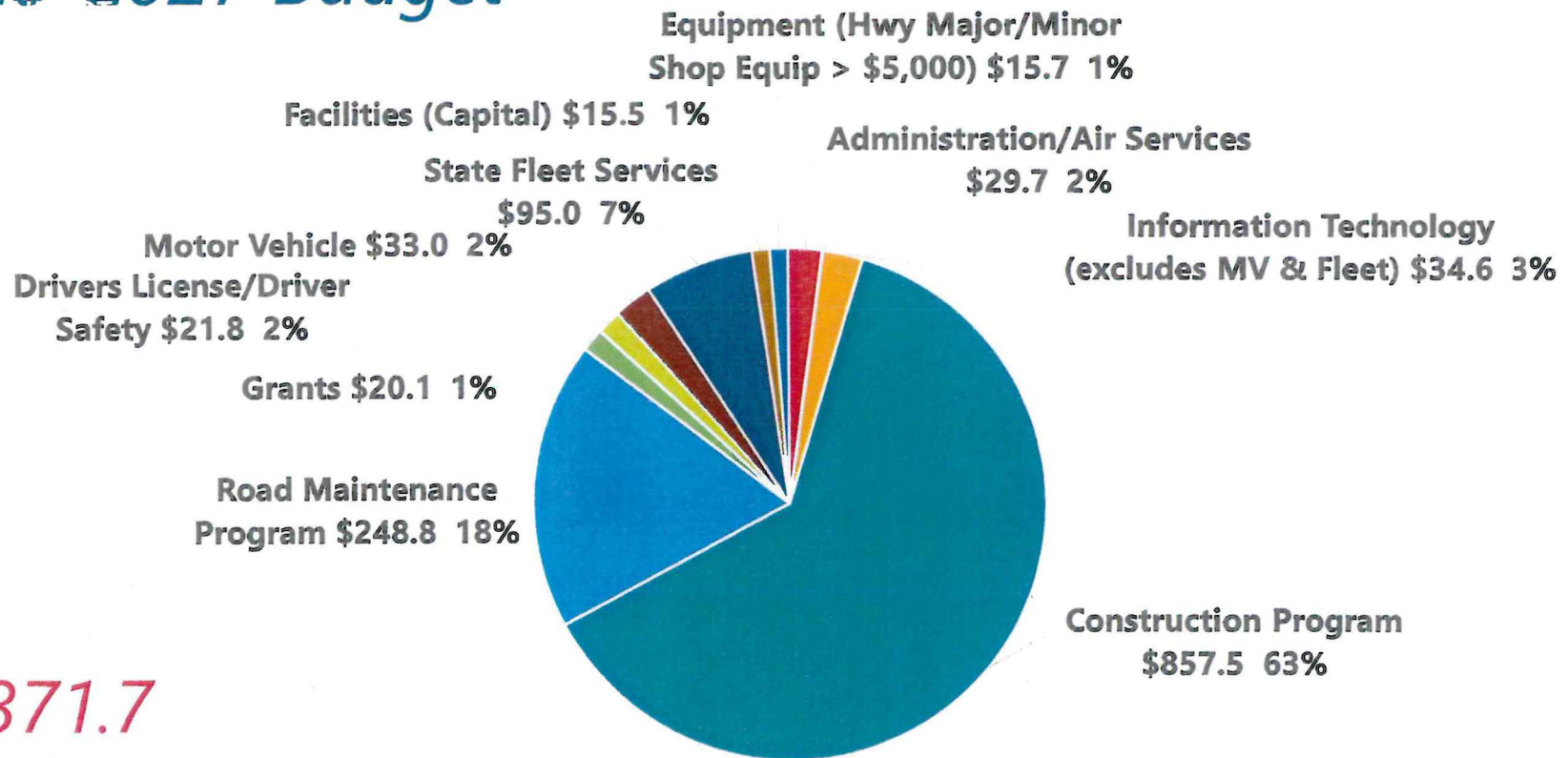
# NDDOT ALL FUNDS | *With Senate Amendments*

## *2025-2027 Budget*



# NDDOT SPECIAL FUNDS | *With Senate Amendments*

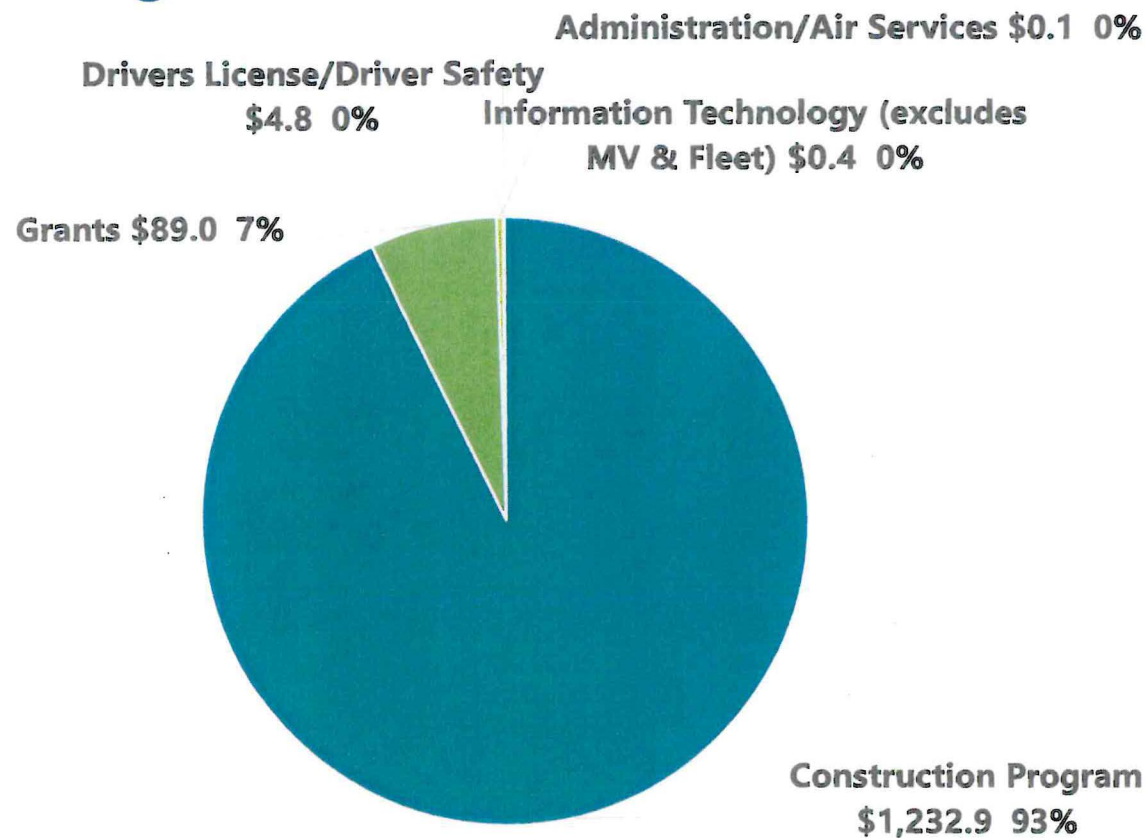
## 2025-2027 Budget



**\$1,371.7**  
*In millions*

# NDDOT FEDERAL FUNDS | *With Senate Amendments*

## 2025-2027 Budget



**\$1,327.2**  
*In millions*