

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2015

That the House recede from its amendments as printed on pages 1496-1501 of the Senate Journal and pages 1781-1785 of the House Journal and that Engrossed Senate Bill No. 2015 be amended as follows:

Page 1, line 2, after "budget" insert ", the superintendent of public instruction, the state board of higher education, and the department of human services; to create and enact a new section to chapter 48-01.2, a new subdivision to subsection 1 of section 54-10-14, and a new section to chapter 54-27 of the North Dakota Century Code and a new section to House Bill No. 1185, a new section to Senate Bill No. 2083, and a new subdivision to subsection 6 of section 1 of House Bill No. 1438, as approved by the sixty-second legislative assembly, relating to public improvement bids and contracts, entities required to be audited by the state auditor, a report on federal grants, an emergency declaration, and an employer's prohibition on firearm possession; to amend and reenact section 39-02-03, subdivision a of subsection 2 of section 54-03-20, and sections 54-16-03.1 and 54-35-02.3 of the North Dakota Century Code and sections 1 and 8 of House Bill No. 1014 and sections 1 and 8 of House Bill No. 1020, as approved by the sixty-second legislative assembly, relating to the powers and duties of the director of the department of transportation, housing reimbursement for members of the legislative assembly, petitions to the emergency commission, legislative management employee benefits programs committee, appropriations for the industrial commission, and appropriations to the branch research centers"

Page 1, line 3, remove "and"

Page 1, line 3, after "intent" insert "; to provide for legislative management reports; and to declare an emergency"

Page 1, replace line 17 with:

"Capital assets	2,420,298	6,369,845	8,790,143"
-----------------	-----------	-----------	------------

Page 1, replace line 19 with:

"Prairie public broadcasting	1,337,138	(337,138)	1,000,000"
------------------------------	-----------	-----------	------------

Page 1, replace lines 22 through 24 with:

"Total all funds	\$50,937,875	(\$7,909,715)	\$43,028,160
------------------	--------------	---------------	--------------

Less estimated income	14,688,779	(4,174,318)	10,514,461
-----------------------	------------	-------------	------------

Total general fund	\$36,249,096	(\$3,735,397)	\$32,513,699"
--------------------	--------------	---------------	---------------

Page 2, replace line 7 with:

"Prairie public broadcasting	\$2,016,200	\$0"
------------------------------	-------------	------

Page 2, replace line 13 with:

"Capitol complex parking lot repairs	0	800,000"
--------------------------------------	---	----------

Page 2, replace line 15 with:

"Total all funds	\$6,681,735	\$3,650,000"
------------------	-------------	--------------

Page 2, replace line 17 with:

"Total general fund	\$4,858,100	\$3,650,000"
---------------------	-------------	--------------

Page 2, after line 21, insert:

**"SECTION 3. APPROPRIATION - TRANSFER - GENERAL FUND TO PUBLIC TRANSPORTATION FUND.** There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$100,000, which the office of management and budget shall transfer to the public transportation fund during the biennium beginning July 1, 2011, and ending June 30, 2013."

Page 2, line 22, replace "**LANDS AND MINERALS TRUST**" with "**STRATEGIC INVESTMENT AND IMPROVEMENTS**"

Page 2, line 24, replace "\$239,000,000" with "\$305,000,000"

Page 2, line 24, remove "lands and minerals"

Page 2, line 25, replace "trust" with "strategic investment and improvements"

Page 2, remove lines 26 through 31

Page 3, remove lines 1 and 2

Page 3, replace lines 18 through 30 with:

**"SECTION 8. STATE EMPLOYEE COMPENSATION ADJUSTMENTS - GUIDELINES.** It is the intent of the sixty-second legislative assembly that 2011-13 biennium compensation adjustments for regular nonclassified state employees are to be based on documented performance and equity and are not to be the same percentage increase for each employee. Compensation adjustments for the 2011-13 biennium for regular classified state employees are to be based on guidelines developed by the office of management and budget in accordance with section 10 of this Act.

General increases based on legislative appropriations are to be given beginning with the month of July 2011, to be paid in August 2011, and beginning with the month of July 2012, to be paid in August 2012. Each agency appropriation is increased by three percent for the first year of the 2011-13 biennium and three percent for the second year of the 2011-13 biennium. Employees whose overall documented performance level does not meet standards are not eligible for any salary increase.

Probationary employees are not entitled to the general increases. However, probationary employees may be given all or a portion of the increases effective in July, paid in August, or upon completion of probation, at the discretion of the appointing authority.

**SECTION 9. EXTERNAL COMPETITIVENESS TARGET - CLASSIFIED STATE EMPLOYEE COMPENSATION ADJUSTMENT GUIDELINES - 2011-13 BIENNIUM.** The office of management and budget shall set the external competitiveness target for the classified state employee compensation system based on the funding provided by the sixty-second legislative assembly for classified state

employee compensation, for the biennium beginning July 1, 2011, and ending June 30, 2013. The office of management and budget shall develop guidelines for use by state agencies for providing compensation adjustments for regular classified state employees, for the biennium beginning July 1, 2011, and ending June 30, 2013. The guidelines must be developed in accordance with the compensation philosophy statement and compensation system initiatives included in House Bill No. 1031, as approved by the sixty-second legislative assembly, and the external competitiveness target as determined by the office of management and budget.

**SECTION 10. OFFICE OF MANAGEMENT AND BUDGET - REPORTS TO LEGISLATIVE MANAGEMENT - STATE EMPLOYEE COMPENSATION SYSTEM CHANGES.** The office of management and budget shall provide periodic reports to the legislative management during the 2011-12 interim on the status of implementation and administration of the compensation philosophy statement and compensation system initiatives included in House Bill No. 1031, as approved by the sixty-second legislative assembly.

**SECTION 11. INFORMATION TECHNOLOGY PROJECT PLANNING.** Each executive branch state agency, excluding entities under the control of the state board of higher education, considering the development of an information technology project with an estimated cost of \$100,000 or more shall involve the information technology department in the planning and study of the project, for the biennium beginning July 1, 2011, and ending June 30, 2013. A state agency must receive a recommendation from the information technology department prior to proceeding with any study relating to the project.

**SECTION 12. DRAFT APPROPRIATIONS ACTS - ALTERNATIVE FORMAT PILOT PROJECT - SIXTY-THIRD LEGISLATIVE ASSEMBLY - EXCEPTION.** Notwithstanding subsection 7 of section 54-44.1-06, the draft of proposed appropriations acts submitted by the governor for introduction to the sixty-third legislative assembly for the highway patrol, protection and advocacy project, secretary of state, and public service commission must be at the same level of ongoing funding as provided by the sixty-second legislative assembly. The governor shall attach a proposed draft amendment to the draft appropriations acts for these agencies making the funding changes necessary to provide for the appropriations as recommended by the governor, for the biennium beginning July 1, 2013, and ending June 30, 2015.

**SECTION 13. DEPARTMENT OF TRANSPORTATION MOTOR VEHICLE BRANCH OFFICE AUTHORIZATION.** Notwithstanding any other provision of law, the department of transportation is authorized to design and procure or construct additional office space, including modular buildings or onsite construction, for use as a motor vehicle branch office, for the period beginning with the effective date of this Act and ending June 30, 2013.

**SECTION 14. APPROPRIATION - DEPARTMENT OF HUMAN SERVICES.** There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$1,474,362, or so much of the sum as may be necessary, to the department of human services for the purpose of completing the medicaid management information system replacement project, for the biennium beginning July 1, 2011, and ending June 30, 2013. This funding is considered to be one-time funding for the 2011-13 biennium and is not to be part of the department's base budget for the 2013-15 biennium. The department shall report to the appropriations committees of the sixty-third legislative assembly on the use of this one-time funding.

**SECTION 15. AMENDMENT.** Section 1 of House Bill No. 1014, as approved by the sixty-second legislative assembly, is amended and reenacted as follows:

**SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the funds as may be necessary, are appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, and from special funds derived from federal funds and other income, to the state industrial commission and agencies under its control for the purpose of defraying the expenses of the state industrial commission and agencies under its control, for the biennium beginning July 1, 2011, and ending June 30, 2013, as follows:

Subdivision 1.

	INDUSTRIAL COMMISSION		
	<u>Base Level</u>	Adjustments or <u>Enhancements</u>	<u>Appropriation</u>
Salaries and wages	\$9,321,995	\$2,889,625	\$12,211,620
Operating expenses	2,646,426	847,318	3,493,744
Capital assets	49,000	(49,000)	0
Grants - Lignite research and development	19,971,300	0	19,971,300
Grants - Bond payments	27,441,865	(2,052,132)	25,389,733
Mineral resources contingency	0	743,972	743,972
Carbon dioxide storage facility administrative fund	0	532,000	532,000
Renewable energy development	<u>0</u>	<u>1,500,000</u>	<u>1,500,000</u>
Total all funds	\$59,430,586	\$4,411,783	\$63,842,369
Less estimated income	<del>49,308,484</del>	<del>(1,797,756)</del>	<del>47,510,728</del>
Total general fund	<del>\$10,122,102</del>	<del>\$6,209,539</del>	<del>\$16,331,641</del>
Less estimated income	49,308,484	(2,541,728)	46,766,756
Total general fund	<u>\$10,122,102</u>	<u>\$6,953,511</u>	<u>\$17,075,613</u>
Full-time equivalent positions	61.06	13.00	74.06

Subdivision 2.

	BANK OF NORTH DAKOTA - OPERATIONS		
	<u>Base Level</u>	Adjustments or <u>Enhancements</u>	<u>Appropriation</u>
Bank of North Dakota operations	\$41,762,274	\$3,824,881	\$45,587,155
Capital assets	<u>1,455,000</u>	<u>(189,000)</u>	<u>1,266,000</u>
Total special funds	\$43,217,274	\$3,635,881	\$46,853,155
Full-time equivalent positions	176.50	0.00	176.50

Subdivision 3.

	BANK OF NORTH DAKOTA - ECONOMIC DEVELOPMENT		
	<u>Base Level</u>	Adjustments or <u>Enhancements</u>	<u>Appropriation</u>
Partnership in assisting community expansion fund	\$8,000,000	(\$2,000,000)	\$6,000,000
Agriculture partnership in assisting community expansion fund	1,400,000	(400,000)	1,000,000
Beginning farmer revolving loan fund	950,000	450,000	1,400,000
Biofuels partnership in assisting community expansion fund	<u>0</u>	<u>1,000,000</u>	<u>1,000,000</u>
Total all funds	\$10,350,000	(\$950,000)	\$9,400,000
Less beginning farmer revolving	<u>950,000</u>	<u>(950,000)</u>	<u>0</u>

loan fund			
Total general fund	\$9,400,000	\$0	\$9,400,000

Subdivision 4.

MILL AND ELEVATOR ASSOCIATION

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and wages	\$22,599,324	\$3,418,684	\$26,018,008
Operating expenses	16,982,918	3,460,951	20,443,869
Contingencies	325,000	75,000	400,000
Agriculture promotion	<u>150,000</u>	<u>60,000</u>	<u>210,000</u>
Total from mill and elevator fund	\$40,057,242	\$7,014,635	\$47,071,877
Full-time equivalent positions	131.00	0.00	131.00

Subdivision 5.

HOUSING FINANCE AGENCY

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and wages	\$5,981,828	\$534,449	\$6,516,277
Operating expenses	8,677,581	(3,562,732)	5,114,849
Grants	26,224,360	634,560	26,858,920
Housing finance agency contingencies	<u>100,000</u>	<u>0</u>	<u>100,000</u>
Total special funds	\$40,983,769	(\$2,393,723)	\$38,590,046
Full-time equivalent positions	46.00	0.00	46.00

Subdivision 6.

BILL TOTAL

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Grand total general fund	\$19,522,102	\$6,209,539	\$25,731,641
Grand total special funds	<u>174,516,769</u>	<u>5,509,037</u>	<u>180,025,806</u>
Grand total general fund	\$19,522,102	\$6,953,511	\$26,475,613
Grand total special funds	174,516,769	4,765,065	179,281,834
Grand total all funds	\$194,038,871	\$11,718,576	\$205,757,447

**SECTION 16. AMENDMENT.** Section 8 of House Bill No. 1014, as approved by the sixty-second legislative assembly, is amended and reenacted as follows:

**SECTION 8. CONTINGENT DEPARTMENT OF MINERAL RESOURCES FUNDING – PERMANENT OIL TAX TRUST FUND - EMERGENCY COMMISSION**

**APPROVAL.** Of the funds appropriated in the mineral resources contingency line item in subdivision 1 of section 1 of this Act, \$743,972 is from the ~~permanent oil tax trust~~ general fund. If funds are required due to the drilling rig count exceeding one hundred eighty for at least thirty consecutive days, the oil and gas division may spend up to \$192,393 of these funds and hire one full-time equivalent position, upon emergency commission approval, and further if funds are required due to the drilling rig count exceeding one hundred ninety for at least thirty consecutive days, the oil and gas division may spend up to an additional \$192,393 of these funds and hire one full-time equivalent position, upon emergency commission approval. If funds are required due to the total number of oil wells in the state exceeding nine thousand three hundred, the oil and gas division may spend up to \$359,186 and hire two full-time equivalent positions, upon emergency commission approval.

**SECTION 17. AMENDMENT.** Section 1 of House Bill No. 1020, as approved by the sixty-second legislative assembly, is amended and reenacted as follows:

**SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the funds as may be necessary, are appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, and from special funds derived from federal funds and other income, to the North Dakota state university extension service, the northern crops institute, the upper great plains transportation institute, the main research center, branch research centers, and agronomy seed farm for the purpose of defraying the expenses of the North Dakota state university extension service, the northern crops institute, the upper great plains transportation institute, the main research center, branch research centers, and agronomy seed farm, for the biennium beginning July 1, 2011, and ending June 30, 2013, as follows:

Subdivision 1.

NORTH DAKOTA STATE UNIVERSITY EXTENSION SERVICE

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Extension service	\$47,091,489	(\$64,835)	\$47,026,654
Soil conservation committee	837,800	150,000	987,800
Total all funds	\$47,929,289	\$85,165	\$48,014,454
Less estimated income	<u>25,928,877</u>	<u>(2,800,067)</u>	<u>23,128,810</u>
Total general fund	\$22,000,412	\$2,885,232	\$24,885,644
Full-time equivalent positions	255.75	1.00	256.75

Subdivision 2.

NORTHERN CROPS INSTITUTE

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Total all funds	\$3,037,486	\$309,821	\$3,347,307
Less estimated income	<u>1,598,265</u>	<u>56,460</u>	<u>1,654,725</u>
Total general fund	\$1,439,221	\$253,361	\$1,692,582
Full-time equivalent positions	11.00	0.00	11.00

Subdivision 3.

UPPER GREAT PLAINS TRANSPORTATION INSTITUTE

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Total all funds	\$23,326,992	\$742,969	\$24,069,961
Less estimated income	<u>21,737,199</u>	<u>413,134</u>	<u>22,150,333</u>
Total general fund	\$1,589,793	\$329,835	\$1,919,628
Full-time equivalent positions	52.30	0.00	52.30

Subdivision 4.

MAIN RESEARCH CENTER

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Main research center	\$87,530,418	\$11,059,555	\$98,589,973
Deferred maintenance	0	0	0
Grape and wine program committee	0	0	0
Federal fiscal stimulus 2009	<u>0</u>	<u>0</u>	<u>0</u>
Total all funds	\$87,530,418	\$11,059,555	\$98,589,973
Less estimated income	<u>45,013,267</u>	<u>(879,692)</u>	<u>44,133,575</u>
Total general fund	\$42,517,151	\$11,939,247	\$54,456,398

Full-time equivalent positions	329.26	4.00	333.26
--------------------------------	--------	------	--------

Subdivision 5.

RESEARCH CENTERS

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Dickinson research center	\$5,012,580	\$1,375,982	\$6,388,562
Central grasslands research center	2,560,602	305,245	2,865,847
Hettinger research center	2,995,155	378,020	3,373,175
Langdon research center	2,091,572	287,235	2,378,807
North central research center	3,973,952	425,869	4,399,821
Williston research center	2,922,183	487,906	3,410,089
Carrington research center	<u>6,727,962</u>	<u>398,526</u>	<u>7,126,488</u>
Total all funds	\$26,284,006	\$3,658,783	\$29,942,789
Less estimated income	<u>13,916,816</u>	<u>1,880,765</u>	<u>15,797,581</u>
Total general fund	<u>12,367,190</u>	<u>1,778,018</u>	<u>14,145,208</u>
Less estimated income	13,916,816	1,080,765	14,997,581
Total general fund	<u>\$12,367,190</u>	<u>\$2,578,018</u>	<u>\$14,945,208</u>
Full-time equivalent positions	95.49	2.00	97.49

Subdivision 6.

AGRONOMY SEED FARM

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Agronomy seed farm	<u>\$1,275,238</u>	<u>\$159,930</u>	<u>\$1,435,168</u>
Total special funds	\$1,275,238	\$159,930	\$1,435,168
Full-time equivalent positions	3.00	0.00	3.00

Subdivision 7.

BILL TOTAL

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Grand total general fund	<u>\$79,913,767</u>	<u>\$17,185,693</u>	<u>\$97,099,460</u>
Grand total special funds	<u>109,469,662</u>	<u>(1,169,470)</u>	<u>108,300,192</u>
Grand total general fund	<u>\$79,913,767</u>	<u>\$17,985,693</u>	<u>\$97,899,460</u>
Grand total special funds	109,469,662	(1,969,470)	107,500,192
Grand total all funds	\$189,383,429	\$16,016,223	\$205,399,652

**SECTION 18. AMENDMENT.** Section 8 of House Bill No. 1020, as approved by the sixty-second legislative assembly, is amended and reenacted as follows:

**SECTION 8. PERMANENT OIL TAX TRUST FUND – DICKINSON RESEARCH CENTER - OPERATING POOL FUNDING.** The estimated income general fund line item in subdivision 5 of section 1 of this Act includes \$800,000 from the permanent oil tax trust fund. This operating pool funding is available only for defraying the costs of operations of the Dickinson research center, for the biennium beginning July 1, 2011, and ending June 30, 2013.

**SECTION 19. APPROPRIATION.** There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$211,264, or so much of the sum as may be necessary, to the superintendent of public instruction for the purpose of allocation of mill levy reduction grants to school districts under chapter 57-64, for the period beginning with the effective date of this Act and ending June 30, 2011.

**SECTION 20. APPROPRIATION - STATE BOARD OF HIGHER EDUCATION.**

There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$150,000, or so much of the sum as may be necessary, to the state board of higher education for the purpose of supporting educational leadership programs at the university of North Dakota and North Dakota state university, for the biennium beginning July 1, 2011, and ending June 30, 2013.

**SECTION 21.** A new section to House Bill No. 1185, as approved by the sixty-second legislative assembly, is created and enacted as follows:

**SECTION 3. EMERGENCY.** This Act is declared to be an emergency measure.

**SECTION 22.** A new subdivision to subsection 6 of section 1 of House Bill No. 1438, as enacted by the sixty-second legislative assembly, is created and enacted as follows:

The state hospital.

**SECTION 23.** A new section to Senate Bill No. 2083, as approved by the sixty-second legislative assembly, is created and enacted as follows:

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

**SECTION 24. AMENDMENT.** Section 39-02-03 of the North Dakota Century Code is amended and reenacted as follows:

**39-02-03. Powers and duties of director and department.**

The director, subject to the approval of the governor, may adopt and enforce such administrative rules and designate such agencies and establish such branch offices as may be necessary to carry out the laws applicable to the director's office and department. The director shall provide suitable forms for applications, registration cards, license number plates, and all other forms requisite for the operation of the director's office and department, and shall prepay all transportation charges thereon. In addition, the director shall provide for a uniform maximum fee schedule for the various services provided by the branch offices. Any branch office may establish a different fee schedule if the schedule does not contain a fee that exceeds a maximum fee established by the director and is approved by the director. All branch office managers must be bonded. The department may lease or provide office space or other overhead costs as necessary to independent motor vehicle branch managers. All rents collected under this section must be deposited in the state highway fund. The department and the officers thereof shall enforce the provisions of all laws pertaining to the director and the department.

**SECTION 25.** A new section to chapter 48-01.2 of the North Dakota Century Code is created and enacted as follows:

**Bids less than authorized project amount - Additional expense approval - Budget section report.**

Upon accepting a bid under this chapter, if the accepted bid is less than all funds dedicated to the public improvement, the governing body of an entity that has received an appropriation of moneys from the general fund of the state treasury for the public improvement shall immediately notify the office of management and budget. Any change order or expenses exceeding the bid amount must be submitted to the office of



management and budget for approval. The office of management and budget shall report all approved change orders or additional expenses to the budget section of the legislative management.

**SECTION 26. AMENDMENT.** Subdivision a of subsection 2 of section 54-03-20 of the North Dakota Century Code is amended and reenacted as follows:

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

**SECTION 27.** A new subdivision to subsection 1 of section 54-10-14 of the North Dakota Century Code as amended by section 1 of House Bill No. 1145, as approved by the sixty-second legislative assembly, is created and enacted as follows:

Housing authorities not required to be audited by the federal department of housing and urban development.

**SECTION 28. AMENDMENT.** Section 54-16-03.1 of the North Dakota Century Code is amended and reenacted as follows:

**54-16-03.1. Submission of petition to emergency commission.**

When an emergency exists, a state officer may present to the emergency commission an itemized petition requesting approval to transfer money and spending authority between funds or line items pursuant to section 54-16-04; accept and expend federal funds pursuant to section 54-16-04.1; accept and expend state contingency funds pursuant to section 54-16-09; accept and expend other funds pursuant to section 54-16-04.2; or recommend full-time equivalent positions pursuant to section 54-16-04.3. Any petition to the emergency commission by a state officer must be approved or recommended by the emergency commission prior to submission for consideration by the budget section.

**SECTION 29.** A new section to chapter 54-27 of the North Dakota Century Code is created and enacted as follows:

**Report on federal grants by state agency.**

Each state agency, excluding entities under the control of the state board of higher education, shall report to the office of management and budget before applying for a federal grant for which the agency may receive estimated funding of twenty-five thousand dollars or more. The report must include the purpose of the grant; the potential amount of the grant; any additional employees that may be required because of the grant; the time period covered by the grant; and grant requirements, including state matching requirements or maintenance of effort. The state agency shall provide updates on the status of the grant application as required by the office of management

and budget. At each meeting of the budget section of the legislative management, the office of management and budget shall report to the budget section on the reports received from state agencies under this section.

**SECTION 30. AMENDMENT.** Section 54-35-02.3 of the North Dakota Century Code is amended and reenacted as follows:

**54-35-02.3. Employee benefits programs committee - Appointment - Selection of chairman.**

The legislative management, during each biennium, shall appoint an employee benefits programs committee in the same manner as the legislative management appoints other interim committees. The legislative management shall appoint ~~five~~seven members of the house of representatives and ~~four~~six members of the senate to the committee. The legislative management shall designate the chairman of the committee. The committee shall operate according to the statutes and procedure governing the operation of other legislative management interim committees.

**SECTION 31. DEPARTMENT OF COMMERCE - TOURISM INFRASTRUCTURE GRANTS - EMERGENCY COMMISSION AND BUDGET SECTION APPROVAL.**

Funding provided to the department of commerce for tourism infrastructure grants in Senate Bill No. 2057, as approved by the sixty-second legislative assembly, may be awarded and spent only upon emergency commission and budget section approval, for the biennium beginning July 1, 2011, and ending June 30, 2013.

**SECTION 32. EMERGENCY.** Sections 13, 19, 21, 23, and 24 of this Act are declared to be an emergency measure."

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**Senate Bill No. 2015 - Summary of Conference Committee Action**

	Executive Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Office of Management and Budget						
Total all funds	\$42,965,298	\$44,465,298	(\$1,337,138)	\$43,128,160	\$42,828,160	\$300,000
Less estimated income	10,914,461	10,914,461	(400,000)	10,514,461	10,514,461	0
General fund	\$32,050,837	\$33,550,837	(\$937,138)	\$32,613,699	\$32,313,699	\$300,000
University System Office						
Total all funds	\$0	\$0	\$150,000	\$150,000	\$0	\$150,000
Less estimated income	0	0	0	0	0	0
General fund	\$0	\$0	\$150,000	\$150,000	\$0	\$150,000
Department of Human Services						
Total all funds	\$0	\$0	\$1,474,362	\$1,474,362	\$0	\$1,474,362
Less estimated income	0	0	0	0	0	0
General fund	\$0	\$0	\$1,474,362	\$1,474,362	\$0	\$1,474,362
Bill total						
Total all funds	\$42,965,298	\$44,465,298	\$287,224	\$44,752,522	\$42,828,160	\$1,924,362
Less estimated income	10,914,461	10,914,461	(400,000)	10,514,461	10,514,461	0
General fund	\$32,050,837	\$33,550,837	\$687,224	\$34,238,061	\$32,313,699	\$1,924,362

**Senate Bill No. 2015 - Office of Management and Budget - Conference Committee Action**

	Executive Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Salaries and wages	\$18,517,763	\$18,517,763		\$18,517,763	\$18,517,763	
Operating expenses	13,765,254	13,765,254		13,765,254	13,765,254	
Capital assets	8,390,143	9,390,143	(600,000)	8,790,143	8,490,143	300,000
Grants	55,000	55,000		55,000	55,000	
Emergency Commission contingency fund	700,000	700,000		700,000	700,000	
Prairie Public Broadcasting	1,337,138	1,837,138	(837,138)	1,000,000	1,000,000	
State student internship program	200,000	200,000		200,000	200,000	
Transfer to public transportation fund			100,000	100,000	100,000	
<b>Total all funds</b>	<b>\$42,965,298</b>	<b>\$44,465,298</b>	<b>(\$1,337,138)</b>	<b>\$43,128,160</b>	<b>\$42,828,160</b>	<b>\$300,000</b>
Less estimated income	10,914,461	10,914,461	(400,000)	10,514,461	10,514,461	0
<b>General fund</b>	<b>\$32,050,837</b>	<b>\$33,550,837</b>	<b>(\$937,138)</b>	<b>\$32,613,699</b>	<b>\$32,313,699</b>	<b>\$300,000</b>
FTE	131.50	131.50	0.00	131.50	131.50	0.00

**Department No. 110 - Office of Management and Budget - Detail of Conference Committee Changes**

	Reduces Funding for Prairie Public Broadcasting <sup>1</sup>	Removes Funding for Capitol Grounds Signage Projects <sup>2</sup>	Reduces Funding for Parking Lot Repairs <sup>3</sup>	Adds Transfer to Public Transportation Fund <sup>4</sup>	Total Conference Committee Changes
Salaries and wages					
Operating expenses					
Capital assets		(400,000)	(200,000)		(600,000)
Grants					
Emergency Commission contingency fund					
Prairie Public Broadcasting	(837,138)				(837,138)
State student internship program					
Transfer to public transportation fund				100,000	100,000
<b>Total all funds</b>	<b>(\$837,138)</b>	<b>(\$400,000)</b>	<b>(\$200,000)</b>	<b>\$100,000</b>	<b>(\$1,337,138)</b>
Less estimated income	0	(400,000)	0	0	(400,000)
<b>General fund</b>	<b>(\$837,138)</b>	<b>\$0</b>	<b>(\$200,000)</b>	<b>\$100,000</b>	<b>(\$937,138)</b>
FTE	0.00	0.00	0.00	0.00	0.00

<sup>1</sup> Funding from the general fund for Prairie Public Broadcasting is reduced by \$837,138 to provide total funding of \$1,000,000. This is the same level of funding as provided in the House version. The executive recommendation provided \$1,337,138 of funding for Prairie Public Broadcasting, and the Senate added an additional \$500,000 of one-time funding.

<sup>2</sup> Funding from the Capitol building fund for exterior signage at the Capitol complex is removed. The House also removed this funding.

<sup>3</sup> Funding for Capitol complex parking lot repairs is reduced by \$200,000 to provide total funding of \$800,000. The Senate added a total of \$1,000,000 from the general fund for Capitol complex parking lot repairs and the House reduced funding for parking lot repairs to \$500,000.

<sup>4</sup> A section is added to provide a transfer of \$100,000 from the general fund to the public transportation

fund during the 2011-13 biennium. The House also added this transfer.

**Senate Bill No. 2015 - University System Office - Conference Committee Action**

	Executive Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Educational leadership programs			\$150,000	\$150,000		\$150,000
Total all funds	\$0	\$0	\$150,000	\$150,000	\$0	\$150,000
Less estimated income	0	0	0	0	0	0
General fund	\$0	\$0	\$150,000	\$150,000	\$0	\$150,000
FTE	0.00	0.00	0.00	0.00	0.00	0.00

**Department No. 215 - University System Office - Detail of Conference Committee Changes**

	Adds Funding for Educational Leadership Programs <sup>1</sup>	Total Conference Committee Changes
Educational leadership programs	\$150,000	\$150,000
Total all funds	\$150,000	\$150,000
Less estimated income	0	0
General fund	\$150,000	\$150,000
FTE	0.00	0.00

<sup>1</sup> This amendment provides \$150,000 from the general fund to the State Board of Higher Education for educational leadership programs at the University of North Dakota and North Dakota State University.

**Senate Bill No. 2015 - Department of Human Services - Conference Committee Action**

	Executive Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Medicaid management information system			\$1,474,362	\$1,474,362		\$1,474,362
Total all funds	\$0	\$0	\$1,474,362	\$1,474,362	\$0	\$1,474,362
Less estimated income	0	0	0	0	0	0
General fund	\$0	\$0	\$1,474,362	\$1,474,362	\$0	\$1,474,362
FTE	0.00	0.00	0.00	0.00	0.00	0.00

**Department No. 325 - Department of Human Services - Detail of Conference Committee Changes**

	Provides MMIS Project <sup>1</sup>	Total Conference Committee Changes
Medicaid management information system	\$1,474,362	\$1,474,362
Total all funds	\$1,474,362	\$1,474,362
Less estimated income	0	0

General fund	\$1,474,362	\$1,474,362
FTE	0.00	0.00

<sup>1</sup> Funding is provided for the completion of the Department of Human Services' Medicaid management information system (MMIS) project. The funding was originally appropriated from the permanent oil tax trust fund. Due to the elimination of the permanent oil tax trust fund in House Bill No. 1451, funding is changed to the general fund.

### Senate Bill No. 2015 - Other Changes - Conference Committee Action

This amendment also:

- Adjusts Section 2 to reflect the removal of one-time funding for Prairie Public Broadcasting and the reduction of funding for Capitol complex parking lot repairs.
- Removes Section 5 which transfers \$388,580,000 from the permanent oil tax trust fund to the property tax relief sustainability fund. The House also removed this section.
- Adds three sections to provide that classified state employee compensation adjustments are based on a competitiveness target set by the Office of Management and Budget in accordance with the compensation philosophy statement and compensation initiatives included in House Bill No. 1031. The House provided intent that each state agency receive funding equal to a 3 percent state employee salary increase each year of the 2011-13 biennium, the same as the executive recommendation. The Senate included intent that funding is provided equal to a salary increase of 4 percent the first year of the biennium and 1 percent the second year of the biennium.
- Adds a section regarding Information Technology Department review of proposed state agency information technology projects with an estimated cost of \$100,000 or more. The House also added this section.
- Adds a section to require certain draft appropriations acts to be submitted to the 63rd Legislative Assembly in an alternative format. The House also added this section.
- Enacts two new sections to the North Dakota Century Code relating to public improvement project bids and reports on federal grants. The House also added this section.
- Amends Section 54-16-03.1 relating to the action of the Emergency Commission. The House also amended this section.
- Amends Section 54-35-02.3 relating to the membership of the Employee Benefits Programs Committee. The House also amended this section.
- Amends Section 54-03-20 relating to lodging reimbursement for members of the Legislative Assembly.
- Adds a section to create a new subdivision to subsection 6 of a new unnumbered section added to Chapter 52.1-02 in 2011 House Bill No. 1438 relating to an employer's prohibition of firearms.
- Adds a section to add a new subdivision to subsection 1 of section 54-10-14 as amended in House Bill No. 1145 regarding auditing provisions of political subdivisions and other entities.
- Adds sections to declare House Bill No. 1185 and Senate Bill No. 2083 emergency measures.
- Adds a section regarding Department of Transportation motor vehicle branch office buildings, including the lease of department office space to independent motor vehicle branch managers.
- Amends House Bill Nos. 1014 and 1020 to change the funding source of certain items from the permanent oil tax trust fund to the general fund.
- Provides a 2009-11 biennium appropriation to the Superintendent of Public Instruction for mill levy reduction grants for school districts.
- Adds a section requiring Emergency Commission and Budget Section approval of Department of Commerce tourism infrastructure grants.