

Sixty-eighth
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1020

Introduced by

Appropriations Committee

1 A BILL for an Act to provide an appropriation for defraying the expenses of the North Dakota
2 state university extension service, northern crops institute, upper great plains transportation
3 institute, main research center, branch research centers, and agronomy seed farm; to provide
4 for a report; to provide for a transfer; to provide an exemption; and to declare an emergency.

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

6 **SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the funds
7 as may be necessary, are appropriated out of any moneys in the general fund in the state
8 treasury, not otherwise appropriated, and from special funds derived from federal funds and
9 other income, to the North Dakota state university extension service, the northern crops
10 institute, the upper great plains transportation institute, the main research center, branch
11 research centers, and agronomy seed farm for the purpose of defraying the expenses of the
12 North Dakota state university extension service, the northern crops institute, the upper great
13 plains transportation institute, the main research center, branch research centers, and
14 agronomy seed farm, for the biennium beginning July 1, 2023, and ending June 30, 2025, as
15 follows:

16 Subdivision 1.

17 NORTH DAKOTA STATE UNIVERSITY EXTENSION SERVICE

| | <u>Adjustments or</u> | | |
|------------------------------------|-----------------------|---------------------|----------------------|
| | <u>Base Level</u> | <u>Enhancements</u> | <u>Appropriation</u> |
| <u>Extension service</u> | <u>\$56,530,224</u> | <u>\$6,094,267</u> | <u>\$62,624,491</u> |
| <u>Soil conservation committee</u> | <u>1,211,520</u> | <u>150,000</u> | <u>1,361,520</u> |
| <u>Total all funds</u> | <u>\$57,741,744</u> | <u>\$6,244,267</u> | <u>\$63,986,011</u> |
| <u>Less estimated income</u> | <u>28,303,921</u> | <u>2,064,592</u> | <u>30,368,513</u> |

| | | | | |
|----|---|---------------|----------------|---------------|
| 1 | Total general fund | \$29,437,823 | \$4,179,675 | \$33,617,498 |
| 2 | Full-time equivalent positions | 241.77 | 13.93 | 255.70 |
| 3 | Subdivision 2: | | | |
| 4 | NORTHERN CROPS INSTITUTE | | | |
| 5 | | | Adjustments or | |
| 6 | | Base Level | Enhancements | Appropriation |
| 7 | Northern crops institute | \$3,909,760 | \$5,735,724 | \$9,645,484 |
| 8 | Total all funds | \$3,909,760 | \$5,735,724 | \$9,645,484 |
| 9 | Less estimated income | 1,922,618 | 5,566,328 | 7,488,946 |
| 10 | Total general fund | \$1,987,142 | \$169,396 | \$2,156,538 |
| 11 | Full-time equivalent positions | 13.55 | 4.60 | 18.15 |
| 12 | Subdivision 3: | | | |
| 13 | UPPER GREAT PLAINS TRANSPORTATION INSTITUTE | | | |
| 14 | | | Adjustments or | |
| 15 | | Base Level | Enhancements | Appropriation |
| 16 | Upper great plains transportation | \$23,527,957 | \$2,000,375 | \$25,528,332 |
| 17 | institute | | | |
| 18 | Total all funds | \$23,527,957 | \$2,000,375 | \$25,528,332 |
| 19 | Less estimated income | 19,042,350 | 1,058,021 | 20,100,371 |
| 20 | Total general fund | \$4,485,607 | \$942,354 | \$5,427,961 |
| 21 | Full-time equivalent positions | 43.88 | 0.00 | 43.88 |
| 22 | Subdivision 4: | | | |
| 23 | MAIN RESEARCH CENTER | | | |
| 24 | | | Adjustments or | |
| 25 | | Base Level | Enhancements | Appropriation |
| 26 | Main research center | \$111,676,188 | \$113,223,073 | \$224,899,261 |
| 27 | Total all funds | \$111,676,188 | \$113,223,073 | \$224,899,261 |
| 28 | Less estimated income | 57,087,956 | 103,473,971 | 160,561,927 |
| 29 | Total general fund | \$54,588,232 | \$9,749,102 | \$64,337,334 |
| 30 | Full-time equivalent positions | 334.56 | 27.91 | 362.47 |
| 31 | Subdivision 5: | | | |

| BRANCH RESEARCH CENTERS | | | |
|---|-------------------|---------------------|----------------------|
| | Adjustments or | | |
| | <u>Base Level</u> | <u>Enhancements</u> | <u>Appropriation</u> |
| Dickinson research center | \$7,078,838 | \$214,700 | \$7,293,538 |
| Central grasslands research center | 3,553,320 | 115,371 | 3,668,691 |
| Hettinger research center | 5,174,885 | 233,889 | 5,408,774 |
| Langdon research center | 3,091,310 | 394,636 | 3,485,946 |
| North Central research center | 5,203,251 | 184,131 | 5,387,382 |
| Williston research center | 5,362,734 | 245,458 | 5,608,192 |
| Carrington research center | 9,827,963 | 463,191 | 10,291,154 |
| Total all funds | \$39,292,301 | \$1,851,376 | \$41,143,677 |
| Less estimated income | 20,722,818 | 459,658 | 21,182,476 |
| Total general fund | \$18,569,483 | \$1,391,718 | \$19,961,201 |
| Full-time equivalent positions | 108.21 | 2.60 | 110.81 |
| Subdivision 6: | | | |
| AGRONOMY SEED FARM | | | |
| | Adjustments or | | |
| | <u>Base Level</u> | <u>Enhancements</u> | <u>Appropriation</u> |
| Agronomy seed farm | \$1,579,655 | \$49,139 | \$1,628,794 |
| Total special funds | \$1,579,655 | \$49,139 | \$1,628,794 |
| Full-time equivalent positions | 3.00 | 0.00 | 3.00 |
| Subdivision 7: | | | |
| SECTION 1 TOTAL | | | |
| | Adjustments or | | |
| | <u>Base Level</u> | <u>Enhancements</u> | <u>Appropriation</u> |
| Grand total general fund | \$109,068,287 | \$16,432,245 | \$125,500,532 |
| Grand total other funds | 128,659,318 | 112,671,709 | 241,331,027 |
| Grand total all funds | \$237,727,605 | \$129,103,954 | \$366,831,559 |
| NORTH DAKOTA STATE UNIVERSITY EXTENSION SERVICE | | | |
| | Adjustments or | | |
| | <u>Base Level</u> | <u>Enhancements</u> | <u>Appropriation</u> |

| | | | | |
|----|--|-----------------------|---------------------|----------------------|
| 1 | Extension service | \$56,530,224 | \$2,207,613 | \$58,737,837 |
| 2 | Soil conservation committee | 1,211,520 | 300,000 | 1,511,520 |
| 3 | Total all funds | \$57,741,744 | \$2,507,613 | \$60,249,357 |
| 4 | Less estimated income | 28,303,921 | 682,222 | 28,986,143 |
| 5 | Total general fund | \$29,437,823 | \$1,825,391 | \$31,263,214 |
| 6 | Full-time equivalent positions | 241.77 | 12.93 | 254.70 |
| 7 | <u>Subdivision 2.</u> | | | |
| 8 | <u>NORTHERN CROPS INSTITUTE</u> | | | |
| 9 | | <u>Adjustments or</u> | | |
| 10 | | <u>Base Level</u> | <u>Enhancements</u> | <u>Appropriation</u> |
| 11 | Northern crops institute | \$3,909,760 | \$5,640,941 | \$9,550,701 |
| 12 | Total all funds | \$3,909,760 | \$5,640,941 | \$9,550,701 |
| 13 | Less estimated income | 1,922,618 | 5,517,827 | 7,440,445 |
| 14 | Total general fund | \$1,987,142 | \$123,114 | \$2,110,256 |
| 15 | Full-time equivalent positions | 13.55 | 4.60 | 18.15 |
| 16 | <u>Subdivision 3.</u> | | | |
| 17 | <u>UPPER GREAT PLAINS TRANSPORTATION INSTITUTE</u> | | | |
| 18 | | <u>Adjustments or</u> | | |
| 19 | | <u>Base Level</u> | <u>Enhancements</u> | <u>Appropriation</u> |
| 20 | Upper great plains transportation | \$23,527,957 | \$1,570,236 | \$25,098,193 |
| 21 | institute | | | |
| 22 | Total all funds | \$23,527,957 | \$1,570,236 | \$25,098,193 |
| 23 | Less estimated income | 19,042,350 | 959,427 | 20,001,777 |
| 24 | Total general fund | \$4,485,607 | \$610,809 | \$5,096,416 |
| 25 | Full-time equivalent positions | 43.88 | 0.00 | 43.88 |
| 26 | <u>Subdivision 4.</u> | | | |
| 27 | <u>MAIN RESEARCH CENTER</u> | | | |
| 28 | | <u>Adjustments or</u> | | |
| 29 | | <u>Base Level</u> | <u>Enhancements</u> | <u>Appropriation</u> |
| 30 | Main research center | \$111,676,188 | \$108,088,315 | \$219,764,503 |
| 31 | Total all funds | \$111,676,188 | \$108,088,315 | \$219,764,503 |

Sixty-eighth
Legislative Assembly

| | | | | |
|----|---|-------------------|-----------------------|----------------------|
| 1 | <u>Less estimated income</u> | 57,087,956 | 102,538,358 | 159,626,314 |
| 2 | <u>Total general fund</u> | \$54,588,232 | \$5,549,957 | \$60,138,189 |
| 3 | <u>Full-time equivalent positions</u> | 334.56 | 23.91 | 358.47 |
| 4 | <u>Subdivision 5.</u> | | | |
| 5 | <u>BRANCH RESEARCH CENTERS</u> | | | |
| 6 | | | <u>Adjustments or</u> | |
| 7 | | <u>Base Level</u> | <u>Enhancements</u> | <u>Appropriation</u> |
| 8 | <u>Dickinson research center</u> | \$7,078,838 | \$153,874 | \$7,232,712 |
| 9 | <u>Central grasslands research center</u> | 3,553,320 | 42,199 | 3,595,519 |
| 10 | <u>Hettinger research center</u> | 5,174,885 | 123,393 | 5,298,278 |
| 11 | <u>Langdon research center</u> | 3,091,310 | 74,729 | 3,166,039 |
| 12 | <u>North Central research center</u> | 5,203,251 | 74,501 | 5,277,752 |
| 13 | <u>Williston research center</u> | 5,362,734 | 115,922 | 5,478,656 |
| 14 | <u>Carrington research center</u> | 9,827,963 | 239,286 | 10,067,249 |
| 15 | <u>Total all funds</u> | \$39,292,301 | \$823,904 | \$40,116,205 |
| 16 | <u>Less estimated income</u> | 20,722,818 | 228,047 | 20,950,865 |
| 17 | <u>Total general fund</u> | \$18,569,483 | \$595,857 | \$19,165,340 |
| 18 | <u>Full-time equivalent positions</u> | 108.21 | 3.60 | 111.81 |
| 19 | <u>Subdivision 6.</u> | | | |
| 20 | <u>AGRONOMY SEED FARM</u> | | | |
| 21 | | | <u>Adjustments or</u> | |
| 22 | | <u>Base Level</u> | <u>Enhancements</u> | <u>Appropriation</u> |
| 23 | <u>Agronomy seed farm</u> | \$1,579,655 | \$50,109 | \$1,629,764 |
| 24 | <u>Total special funds</u> | \$1,579,655 | \$50,109 | \$1,629,764 |
| 25 | <u>Full-time equivalent positions</u> | 3.00 | 0.00 | 3.00 |
| 26 | <u>Subdivision 7.</u> | | | |
| 27 | <u>SECTION 1 TOTAL</u> | | | |
| 28 | | | <u>Adjustments or</u> | |
| 29 | | <u>Base Level</u> | <u>Enhancements</u> | <u>Appropriation</u> |
| 30 | <u>Grand total general fund</u> | \$109,068,287 | \$8,705,128 | \$117,773,415 |

| | | | | |
|---|--------------------------------|----------------------|----------------------|----------------------|
| 1 | <u>Grand total other funds</u> | <u>128,659,318</u> | <u>109,975,990</u> | <u>238,635,308</u> |
| 2 | <u>Grand total all funds</u> | <u>\$237,727,605</u> | <u>\$118,681,118</u> | <u>\$356,408,723</u> |

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

4 **SIXTY-NINTH LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time funding
5 items approved by the sixty-seventh legislative assembly for the 2021-23 biennium and the
6 2023-25 biennium one-time funding items included in section 1 of this Act:

| 7 | <u>One-Time Funding Description</u> | <u>2021-23</u> | <u>2023-25</u> |
|----|--|-------------------------|--------------------------|
| 8 | Deferred maintenance | \$500,000 | \$500,000 |
| 9 | <u>Deferred maintenance</u> | <u>\$500,000</u> | <u>\$1,000,000</u> |
| 10 | Transportation data intelligence center | 0 | 432,600 |
| 11 | Multimodal carbon dioxide transportation study | 0 | 398,450 |
| 12 | Northern crops institute feed production center facility upgrade | 0 | 3,250,000 |
| 13 | Pellet mill | 0 | 650,000 |
| 14 | Storage sheds | 0 | 1,900,000 |
| 15 | Nesson Valley irrigation research site project | 0 | 1,200,000 |
| 16 | <u>Nesson Valley irrigation research site project</u> | <u>0</u> | <u>1,700,000</u> |
| 17 | Branch research extension centers capital projects inflation | 0 | 2,933,230 |
| 18 | Hettinger research extension center land purchase | 0 | 1,038,000 |
| 19 | Waldron Hall replacement project | 0 | 97,000,000 |
| 20 | Carrington research extension center capital projects | 1,221,000 | 0 |
| 21 | Central grasslands research extension center | 2,488,000 | 0 |
| 22 | capital projects | | |
| 23 | Dickinson research extension center capital projects | 2,200,000 | 0 |
| 24 | Hettinger research extension center capital projects | 3,720,000 | 0 |
| 25 | Langdon research extension center capital projects | 473,000 | 0 |
| 26 | Remote sensing of infrastructure | <u>2,225,000</u> | <u>0</u> |
| 27 | Total all funds | \$12,827,000 | \$109,302,280 |
| 28 | Total other funds | 12,327,000 | 105,695,600 |
| 29 | Total general fund | \$500,000 | \$3,606,680 |

| | | | |
|---|---------------------------|---------------------|----------------------|
| 1 | <u>Total all funds</u> | <u>\$12,827,000</u> | <u>\$109,903,830</u> |
| 2 | <u>Total other funds</u> | <u>12,327,000</u> | <u>106,195,600</u> |
| 3 | <u>Total general fund</u> | <u>\$500,000</u> | <u>\$3,708,230</u> |

4 The 2023-25 biennium one-time funding amounts are not a part of the entity's base budget
5 for the 2023-25 biennium. The upper great plains transportation center, northern crops institute,
6 and main research center shall report to the appropriations committees of the sixty-ninth
7 legislative assembly on the use of this one-time funding for the biennium beginning July 1,
8 2023, and ending June 30, 2025.

9 **SECTION 3. DICKINSON RESEARCH EXTENSION CENTER - MINERAL RIGHTS**

10 **INCOME.** The Dickinson research extension center may spend up to \$755,000 of revenues
11 received during the 2023-25 biennium from mineral royalties, leases, or easements for ongoing
12 operational expenses. Any revenues received in excess of \$755,000 may be spent only for
13 one-time expenditures for the biennium beginning July 1, 2023, and ending June 30, 2025.

14 **SECTION 4. WILLISTON RESEARCH EXTENSION CENTER - MINERAL RIGHTS**

15 **INCOME - REPORT.** The Williston research extension center shall report to the sixty-ninth
16 legislative assembly on amounts received and spent from mineral royalties, leases, or
17 easements in the biennium beginning July 1, 2021, and ending June 30, 2023, and the
18 biennium beginning July 1, 2023, and ending June 30, 2025.

19 **SECTION 5. ADDITIONAL INCOME - APPROPRIATION.** In addition to the amount
20 included in the grand total other funds appropriation line item in section 1 of this Act, any other
21 income, including funds from federal acts, private grants, gifts, and donations, or from other
22 sources received by the North Dakota state university extension service, the northern crops
23 institute, the upper great plains transportation institute, the main research center, branch
24 research centers, and agronomy seed farm, except as otherwise provided by law, is
25 appropriated for the purpose designated in the act, grant, gift, or donation, for the biennium
26 beginning July 1, 2023, and ending June 30, 2025.

27 **SECTION 6. ESTIMATED INCOME - STRATEGIC INVESTMENT AND IMPROVEMENTS**
28 **FUND - UPPER GREAT PLAINS TRANSPORTATION INSTITUTE - NORTHERN CROPS**

29 **INSTITUTE - MAIN RESEARCH CENTER.** The estimated income line item in subdivision 2 of
30 section 1 of this Act includes the sum of \$3,900,000 from the strategic investment and
31 improvements fund for the northern crops institute feed production center facility upgrade and

1 pellet mill. The estimated income line item in subdivision 3 of section 1 of this Act includes the
2 sum of \$432,600 from the strategic investment and improvements fund for a transportation data
3 intelligence center. The estimated income line item in subdivision 4 of section 1 of this Act
4 includes the sum of ~~\$99,400,000~~\$89,900,000 from the strategic investment and improvements
5 fund for the Waldron Hall replacement project, storage sheds, and deferred maintenance.

6 **SECTION 7. ESTIMATED INCOME - FEDERAL STATE FISCAL RECOVERY FUND -**
7 **NORTH DAKOTA STATE UNIVERSITY MAIN RESEARCH CENTER - PURCHASE OF LAND**

8 **AUTHORIZED.** The appropriation in subdivision 4 of section 1 of this Act includes the sum of
9 \$1,038,000 from federal funds derived from the state fiscal recovery fund for the purchase of
10 real property for the Hettinger research center, for the biennium beginning July 1, 2023, and
11 ending June 30, 2025. The Hettinger research center shall make payments in lieu of property
12 taxes in the manner and according to the conditions and procedures that would apply if the
13 property were privately owned. The North Dakota state university main research center is
14 authorized to purchase four parcels of land in Adams County, described as:

- 15 1. The southeast quarter of section 24, township 129 north, range 96, Adams County;
- 16 2. A tract of land in the northeast quarter of the southeast quarter of section 13,
17 township 129 north, range 96, Adams County;
- 18 3. The southeast quarter of the southeast quarter of section 13, the north half of the
19 northeast quarter of section 24, township 129 north, range 96, Adams County; and
- 20 4. The north half of the north half of section 19, township 129 north, range 95, Adams
21 County.

22 **SECTION 8. EXEMPTION - TRANSFER AUTHORITY.** Notwithstanding section 54-16-04,
23 upon approval of the state board of agricultural research and education and appropriate branch
24 research center directors, the director of the office of management and budget shall transfer
25 appropriation authority within subdivisions 1, 2, 4, and 5 of section 1 of this Act.

26 **SECTION 9. EXEMPTION - FULL-TIME EQUIVALENT POSITION ADJUSTMENTS -**
27 **REPORT.** Notwithstanding any other provisions of law, the state board of higher education may
28 adjust or increase full-time equivalent positions as needed for the entities in section 1 of this
29 Act, subject to availability of funds. All full-time or part-time positions must be separate from
30 North Dakota state university. Annually, the board shall report to the office of management and
31 budget and to the budget section any adjustments made pursuant to this section.

1 **SECTION 10. EXEMPTION - UNEXPENDED GENERAL FUND - EXCESS INCOME.** Any
2 unexpended general fund appropriation authority available to and any excess income received
3 by entities listed in section 1 of this Act are not subject to the provisions of section 54-44.1-11,
4 and any unexpended funds from these appropriations or revenues are available and may be
5 expended by those entities, during the biennium beginning July 1, 2025, and ending June 30,
6 2027.

7 **SECTION 11. EXEMPTION - BRANCH RESEARCH CENTERS PROJECTS.** The amounts
8 appropriated from other funds for Carrington research center capital projects, central grasslands
9 research center capital projects, and Langdon research center capital projects in subdivision 4
10 of section 1 of chapter 48 of the 2021 Session Laws, are not subject to the provisions of section
11 54-44.1-11, and any unexpended funds from these appropriations or related revenues are
12 available and may be expended during the biennium beginning July 1, 2023, and ending
13 June 30, 2025.

14 **SECTION 12. EXEMPTION - BRANCH RESEARCH CENTERS PROJECTS - FEDERAL**
15 **STATE FISCAL RECOVERY FUND.** The amounts appropriated from federal funds derived from
16 the state fiscal recovery fund for one-time projects at the Carrington research center, central
17 grasslands research center, Dickinson research center, and Hettinger research center in
18 section 6 of chapter 550 of the 2021 Special Session Session Laws are not subject to the
19 provisions of section 54-44.1-11, and any unexpended funds from these appropriations are
20 available and may be expended during the biennium beginning July 1, 2023, and ending
21 June 30, 2025.

22 **SECTION 13. EXEMPTION - MAIN RESEARCH CENTER - PUBLIC IMPROVEMENT**
23 **CONSTRUCTION.** The main research center, for its use of the ~~\$2,400,000~~\$2,900,000
24 appropriated from the strategic investment and improvements fund for deferred maintenance
25 and branch research center storage sheds, is not subject to the provisions of section
26 48-01.2-02.1, and the main research center may spend this funding without procuring plans,
27 drawings, and specifications from an architect or engineer.

28 **SECTION 14. EMERGENCY.** The ~~\$250,000 appropriated from the general fund for a spud~~
29 ~~research fast track~~\$87,000,000 appropriated from the strategic investment and improvements
30 fund and \$10,000,000 appropriated from other funds for the Waldron Hall replacement project in
31 subdivision 4 of section 1 of this Act is declared to be an emergency measure.