

NORTH DAKOTA LEGISLATIVE MANAGEMENT

Tentative Agenda

BUDGET SECTION

Tuesday, June 22, 2010
Senate Chamber, State Capitol
Bismarck, North Dakota

- 8:30 a.m. Call to order
Roll call
Consideration of the minutes of the March 11, 2010, meeting
- 8:35 a.m. Presentation by representatives of the Office of Management and Budget regarding:
- Status of the general fund
 - Irregularities in the fiscal practices of the state pursuant to North Dakota Century Code Section 54-14-03.1
 - The American Recovery and Reinvestment Act of 2009, including an update of funding information and the number of nonstate employees who have been employed in the private sector using federal stimulus funding
 - Report on any tobacco settlement proceeds
- 9:00 a.m. Presentation by representatives of the Department of Human Services and Affiliated Computer Services regarding the status of the Medicaid management information system project and by representatives of the Department of Human Services regarding the status of Medicaid claims processing
- * 9:15 a.m. Budget Section consideration of state agency requests pursuant to Chapter 54-16 that have been authorized by the Emergency Commission and require consideration by the Budget Section:
- Adjutant General (Request #1731) - Request to increase spending authority by \$20,859,375 of federal funds from the Federal Emergency Management Agency (FEMA) for costs relating to 2010 spring flooding
 - Adjutant General (Request #1732) - Request to increase spending authority by \$28,368,750 of federal funds from FEMA for costs relating to damage caused by an April 2010 spring storm
 - Racing Commission (Request #1733) - Request to increase the Racing Commission line item by \$75,000 of special funds from the Racing Commission administrative fund for expenses associated with licensing of account waging companies
 - Council on the Arts (Request #1734) - Request to increase the grants line item by \$209,029 of federal funds from the National Endowment for the Arts to be distributed for arts programming throughout the state
 - Game and Fish Department (Request #1736) - Request to increase the salaries and wages line item (\$61,000), the capital assets line item (\$20,000), and the grants line item (\$1,062,500) for a total of \$1,143,500 of federal funds from the United States Department of Agriculture and the United States Department of the Interior for various fishing-related projects, dam repairs and retrofitting, boat ramps, shoreline stabilization and fishing access projects, and monitoring of avian influenza and chronic wasting disease

- Department of Public Instruction (Request #1737) - Request to increase the salaries and wages line item (\$67,958) and the operating expenses line item (\$100,000) for a total of \$167,958 of federal funds available from the American Recovery and Reinvestment Act of 2009 for the administration of the Title I - School Improvement Grant program
- Attorney General (Request #1738) - Request to increase the capital assets line item by \$269,877 of federal funds from the Department of Justice and the Office of National Drug Control Policy to purchase equipment for the State Crime Laboratory
- Department of Corrections and Rehabilitation (Request #1739) - Request to increase the juvenile services line item by \$308,125 of federal funds available from the Department of Commerce for implementing energy conservation projects and improving environmental conditions at the Youth Correctional Center
- Department of Corrections and Rehabilitation (Request #1740) - Request to increase the adult services line item by \$122,656 of federal funds from Job Service North Dakota to implement a workforce training project
- Department of Corrections and Rehabilitation (Request #1741) - Request to increase the adult services line item by \$1,730,000 of special funds from Roughrider Industries to allow Roughrider Industries to manage and operate the prison commissary

9:40 a.m. Presentation by the Legislative Council staff of a memorandum regarding the authority of the Budget Section to approve Adjutant General requests to spend funding from the state disaster relief fund

* 9:50 a.m. Presentation by representatives of the Adjutant General of a request for Budget Section approval to spend up to \$4,781,250 from the state disaster relief fund, pursuant to provisions of 2009 Senate Bill No. 2012, to match federal disaster relief funds relating to spring 2010 flooding and storms

10:05 a.m. Presentation by a representative of the Department of Commerce on the centers of excellence monitoring report and distribution of the annual audit reports of the following centers of excellence pursuant to Section 15-69-05(2):

- Dickinson State University Strom Center for Entrepreneurship and Innovation
- Valley City State University Enterprise University
- Lake Region State College Dakota Center for Optimized Agriculture
- University of North Dakota Center for Life Sciences and Advanced Technology
- Bismarck State College National Energy Center of Excellence
- University of North Dakota National Center for Hydrogen Technology
- North Dakota State University Center for Advanced Electronics Design and Manufacturing
- University of North Dakota Center for Unmanned Aircraft Systems Research, Education and Training
- North Dakota State University Center for Agbiotechnology: Oilseed Development
- North Dakota State University Center for Surface Protection
- Williston State College Petroleum Safety Technology Center

- University of North Dakota Center of Excellence in Space Technology and Operations
- University of North Dakota Petroleum Research, Education, and Entrepreneurship Center
- University of North Dakota SUNRISE BioProducts

* 10:35 a.m. Presentation by a representative of the Centers of Excellence Commission and committee consideration of the following funding award recommendations for centers of excellence made by the Centers of Excellence Commission and considered by the Emergency Commission pursuant to Section 15-69-02:

- **North Dakota State University** - Center for Sensors, Communications and Control, \$2.8 million (Request #1742A) (The Emergency Commission recommends the Budget Section **approve** the request.)
- **North Dakota State University** - Center for Advanced Technology Development and Commercialization (CATCOM), \$3.9 million (Request #1742B) (The Emergency Commission recommends the Budget Section **approve** the request.)
- **Minot State University** - Minot State University/Trinity Health Geriatric Research Center, \$500,000 (Request #1742C) (The Emergency Commission recommends the Budget Section **not approve** the request.)

* 11:40 a.m. Presentation by representatives of the Game and Fish Department regarding land acquisitions in McKenzie and LaMoure Counties that require Budget Section approval pursuant to Section 20.1-02-05.1:

- Tract 1 - 983 acres in McKenzie County adjoining the Yellowstone River--\$363,333, of which \$113,333 is from the game and fish fund and \$250,000 is from an United States Fish and Wildlife Service grant
- Tract 2 - Approximately seven acres in LaMoure County adjoining the James River on the outskirts of the City of LaMoure, recreation area and fishing access--\$36,000 from the game and fish fund

12:00 noon Luncheon recess

* 1:00 p.m. Presentation by a representative of the Board of University and School Lands of a report regarding state agencies that have not submitted a claim for unclaimed property belonging to those agencies and Budget Section consideration of the relinquishment of agencies' rights to recover unclaimed property pursuant to Section 47-30.1-24.1

* 1:10 p.m. Presentation by representatives of the North Dakota University System regarding the following requests for Budget Section approval of changes to the following project authorizations pursuant to Section 48-01.2-25:

- Dakota College at Bottineau - Request for Budget Section approval for a decrease in scope of the Dakota College at Bottineau Entrepreneurial Center for Horticulture project
- University of North Dakota - Request for Budget Section approval to increase the project authorization and scope of the Northern Plains Center for Behavioral Research project to include a skywalk. The project cost is estimated to increase by \$409,000, of which \$169,326 is from the general fund and tuition income and \$239,674 from available local funds.
- North Dakota State University - Request for Budget Section approval to increase the project authorization of the North Dakota Forest Service greenhouse project at the Towner State Nursery by \$91,000, from \$300,000 to \$391,000

- Mayville State University - Request for Budget Section approval to increase the project authorization of the science/library renovation and educational addition project by \$180,000, from \$4,958,325 to \$5,138,325. The additional funding will be from deferred maintenance funding.
- * 1:25 p.m. Presentation by representatives of the University System regarding the following requests for Budget Section approval under Chapter 15-10:
- University of North Dakota - Request for Budget Section approval to use \$220,000 of asbestos settlement funds as local matching funds for the O'Kelly Hall renovation project pursuant to Section 15-10-12.3
 - North Dakota State University - Request for Budget Section approval of a \$29,361,750 addition to the Research I facility, including \$15,661,750 of grant and contract funds and \$13.7 million of equipment from the Research II facility, pursuant to Section 15-10-12.1
 - University of North Dakota - Request for Budget Section approval to accept and spend \$1.9 million for renovations to the Energy and Environmental Research Center, Building 184, pursuant to Section 15-10-12.1. Funding consists of private sector contract funds, federal funds, and local contract-generated facilities and administrative funds.
 - Valley City State University - Request for Budget Section approval to change funding sources for the renovation of Snoeyenbos Hall from \$3.5 million of revenue bond funds to \$3.43 million of recovery zone economic development bonds and \$70,000 of institutional funds pursuant to Section 15-10-12.3
 - Dickinson State University - Request for Budget Section approval to change funding sources for the Badlands Activities Center from donations and gifts to donations, gifts, and student fee revenues pursuant to Section 15-10-12.3
- * 1:45 p.m. Presentation by representatives of Minot State University of a request for Budget Section approval to change the source of funding for the Health and Wellness Center project under Section 15-10-12.3 to include institutional funds and to change the scope of the project under Section 48-01.2-25 to include a skywalk, climbing wall, and additional fitness and office equipment
- 1:50 p.m. Presentations by representatives of the University System regarding an update of the status of the University of North Dakota School of Medicine and Health Sciences Bismarck Center for Family Medicine capital project
- * 1:55 p.m. Presentation by a representative of the Information Technology Department regarding a request for Budget Section approval to spend the agency's contingent general fund appropriation of \$2,263,883 for a statewide longitudinal data system
- 2:00 p.m. Presentation by a representative of the North Dakota State University Development Foundation regarding foundation funds used for salary enhancements, building projects, scholarships, and other items
- 2:10 p.m. Presentation by a representative of the Veterans' Home on the status of the Veterans' Home construction project pursuant to 2009 Senate Bill No. 2007
- 2:20 p.m. Presentation by a representative of the Tax Department regarding current revenues distributed to political subdivisions as a result of the tribal oil agreement and an estimate of distributions to political subdivisions under the tribal oil agreement if the payments were computed based on total revenues rather than revenues allocated to the state
- 2:30 p.m. Presentation by the Legislative Council staff of information on the 2009-11 biennium report on agency compliance with legislative intent

- 2:40 p.m. Presentation by a representative of the Public Service Commission regarding a report on the status of the metrology program transition from a public to a private service
- 2:50 p.m. Presentation by a representative of the Department of Commerce regarding a report on the status of financing provided to early childhood facilities and grants to early childhood facilities pursuant to Section 4 of 2009 Senate Bill No. 2225
- 3:00 p.m. Presentation by representatives of the Department of Transportation regarding the use of state, federal, emergency, and other highway funding by the Department of Transportation, counties, cities, and townships pursuant to Section 11 of 2009 Senate Bill No. 2012
- 3:10 p.m. Report from the Highway Patrol regarding the status of implementation of the commercial vehicle information systems and networks pursuant to 2009 Senate Bill No. 2011
- 3:20 p.m. Presentation by a representative of the Industrial Commission regarding a report on the status of the Mill and Elevator study pursuant to Section 11 of 2009 Senate Bill No. 2014
- 3:40 p.m. Presentation by a representative of the Bank of North Dakota regarding the estimated fiscal impact of discontinuing the issuance of federal student loans on July 1, 2010, as required by federal law
- 3:50 p.m. Report from the Tobacco Prevention and Control Executive Committee regarding the implementation of the comprehensive tobacco prevention and control plan pursuant to 2009 House Bill No. 1015
- 4:00 p.m. Committee discussion and staff directives
- 5:00 p.m. Adjourn

*** This item includes a request for Budget Section action.**

Committee Members

Senators Ray Holmberg (Chairman), Bill Bowman, Randel Christmann, Tom Fischer, Tony S. Grindberg, Ralph L. Kilzer, Karen K. Krebsbach, Elroy N. Lindaas, Tim Mathern, Carolyn Nelson, David O'Connell, Larry J. Robinson, Tom Seymour, Bob Stenehjem, Rich Wardner, John Warner
 Representatives Larry Bellew, Rick Berg, Merle Boucher, Al Carlson, Jeff Delzer, Mark A. Dosch, Mary Ekstrom, Eliot Glassheim, Kathy Hawken, Lee Kaldor, Keith Kempenich, James Kerzman, Matthew M. Klein, Gary Kreidt, Joe Kroeber, Bob Martinson, Ralph Metcalf, Shirley Meyer, David Monson, Jon Nelson, Kenton Onstad, Chet Pollert, Bob Skarphol, Ken Svedjan, Blair Thoreson, Don Vigesaa, Francis J. Wald, Alon C. Wieland, Clark Williams

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 Allen H. Knudson, Legislative Budget Analyst and Auditor