

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1008

That the Senate recede from its amendments as printed on pages 1190-1192 of the House Journal and pages 926-928 of the Senate Journal and that Engrossed House Bill No. 1008 be amended as follows:

Page 1, line 2, after the first semicolon insert "to amend and reenact section 57-43.2-19 of the North Dakota Century Code, relating to the special fuels excise taxes distribution of funds;"

Page 1, replace line 12 with:

"Salaries and wages	\$9,643,095	(\$445,811)	\$9,197,284"
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Page 1, replace line 14 with:

"Capital assets	26,400	(16,400)	10,000"
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Page 1, replace lines 18 through 23 with:

"Railroad safety program	523,345	41,323	564,668
Specialized legal services	<u>150,000</u>	<u>380,000</u>	<u>530,000</u>
Total all funds	\$21,140,402	(\$2,088,624)	\$19,051,778
Less estimated income	<u>13,964,575</u>	<u>(1,543,559)</u>	<u>12,421,016</u>
Total general fund	\$7,175,827	(\$545,065)	\$6,630,762
Full-time equivalent positions	46.00	(1.00)	45.00"

Page 2, line 2, replace "\$125,934" with "\$116,809"

Page 2, line 2, replace "\$76,487" with "\$70,945"

Page 2, line 3, replace "\$1,249" with "\$1,241"

Page 2, replace lines 9 through 12 with:

"Specialized legal services	<u>\$575,624</u>	<u>\$436,000</u>
Total all funds	\$575,624	\$436,000
Total special funds	<u>336,000</u>	<u>436,000</u>
Total general fund	\$239,624	\$0"

Page 2, line 27, replace "\$300,000" with "\$100,000"

Page 2, after line 29, insert:

"SECTION 6. AMENDMENT. Section 57-43.2-19 of the North Dakota Century Code is amended and reenacted as follows:

57-43.2-19. (Effective July 1, 2015, through June 30, 2019) Transfer, deposit, and distribution of funds.

All taxes, license fees, penalties, and interest collected under this chapter must be transferred to the state treasurer who shall deposit moneys in a highway tax distribution fund, except all special fuels excise taxes collected on sales of diesel fuel to a railroad under section 57-43.2-03 of up to two hundred seventy-fiveeighty-five

thousand dollars per year must be transferred to the state treasurer who shall deposit the moneys in the rail safety fund. The highway tax distribution fund must be distributed in the manner as prescribed by section 54-27-19.

(Effective after June 30, 2019) Transfer, deposit, and distribution of funds.

All taxes, license fees, penalties, and interest collected under this chapter must be transferred to the state treasurer who shall deposit moneys in the highway tax distribution fund. The highway tax distribution fund must be distributed in the manner as prescribed by section 54-27-19."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1008 - Public Service Commission - Conference Committee Action

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
Salaries and wages	\$9,643,095	\$8,980,993	\$216,291	\$9,197,284	\$9,297,284	(\$100,000)
Operating expenses	1,877,562	1,829,826		1,829,826	1,829,826	
Capital assets	26,400		10,000	10,000	10,000	
Grants	20,000	20,000		20,000	20,000	
Abandoned mined lands contractual	8,000,000	6,000,000		6,000,000	6,000,000	
Rail rate complaint case	900,000	900,000		900,000	900,000	
Railroad safety program	523,345	529,088	35,580	564,668	564,668	
Specialized legal services	150,000	730,000	(200,000)	530,000	530,000	
Total all funds	\$21,140,402	\$18,989,907	\$61,871	\$19,051,778	\$19,151,778	(\$100,000)
Less estimated income	13,964,575	12,588,603	(167,587)	12,421,016	12,421,016	0
General fund	\$7,175,827	\$6,401,304	\$229,458	\$6,630,762	\$6,730,762	(\$100,000)
FTE	46.00	44.00	1.00	45.00	45.00	0.00

Department No. 408 - Public Service Commission - Detail of Conference Committee Changes

	Adjusts Funding for Health Insurance Increases ¹	Adjusts Funding for Salaries and Wages ²	Converts Temporary Railroad Safety Inspector to FTE Position ³	Adds Funding for Capital Assets ⁴	Reduces One-Time Funding for Specialized Legal Services ⁵	Total Conference Committee Changes
Salaries and wages	(\$8,709)	\$225,000				\$216,291
Operating expenses						
Capital assets				10,000		10,000
Grants						
Abandoned mined lands contractual						
Rail rate complaint case						
Railroad safety program	(416)		35,996			35,580
Specialized legal services					(200,000)	(200,000)
Total all funds	(\$9,125)	\$225,000	\$35,996	\$10,000	(\$200,000)	\$61,871
Less estimated income	(3,583)	0	35,996	0	(200,000)	(167,587)
General fund	(\$5,542)	\$225,000	\$0	\$10,000	\$0	\$229,458
FTE	0.00	0.00	1.00	0.00	0.00	1.00

¹ Funding for employee health insurance is adjusted to reflect the updated premium amount of \$1,241 per month. Section 2 of the bill is also changed to reflect the revised amount, the same as the Senate version.

² Funding of \$225,000 is restored for salaries and wages to underfund salaries and wages by \$250,000 from the general fund. The Senate version restored \$325,000 to salaries and wages to underfund salaries and wages by \$150,000 from the general fund. The House underfunded salaries and wages by \$475,000 from the general fund.

³ Funding of \$35,966 is provided from the rail safety fund to convert a temporary railroad safety inspector to a FTE position with a total cost of \$226,727, the same as the Senate version.

⁴ Funding of \$10,000 is added from the general fund for capital assets, the same as the Senate version. The House removed all funding for capital assets.

⁵ One-time funding from the strategic investment and improvements fund is reduced by \$200,000 for specialized legal services to provide a total of \$100,000 from the strategic investment and improvements fund, the same as the Senate version. The House provided \$300,000 from the strategic investment and improvements fund.

This amendment also amends North Dakota Century Code Section 57-43.2-19 to increase the amount of special fuels excise tax collections on sales of diesel fuel to a railroad that are deposited in the rail safety fund from \$275,000 to \$285,000 per year, the same as the Senate version.