

HOUSE BILL NO. 1103

Introduced by

Appropriations Committee

(At the request of the Adjutant General)

1 A BILL for an Act to amend and reenact section 54-16-13 of the North Dakota Century Code,
2 relating to borrowing of funds during a disaster or emergency.

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

4 **SECTION 1. AMENDMENT.** Section 54-16-13 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **54-16-13. Authority to borrow funds for a disaster - Continuing appropriation.**

7 Any board, agency, commission, or officer of the state, subject to the approval of the
8 emergency commission, may borrow moneys from the Bank of North Dakota for the purpose of
9 responding to a disaster or emergency within the state as declared by the governor pursuant to
10 chapter 37-17.1. The amount of moneys borrowed is limited to the amount of any estimated
11 state costs and federal cost-share reimbursement for repair, recovery, or response relating to a
12 disaster or emergency within the state, ~~unless.~~ Unless the state contingencies appropriation is
13 inadequate to pay the estimated state share of the costs, ~~then~~ moneys may be borrowed up to
14 one hundred percent of the costs incurred by the agency. Any interest payments on the funds
15 borrowed must be paid from funds available to the agency from the state contingencies
16 appropriation as authorized by the emergency commission or other funds as authorized by the
17 emergency commission. Any moneys borrowed from the Bank of North Dakota pursuant to this
18 section are hereby appropriated and may be spent by the board, agency, commission, or officer
19 of this state for the repair, recovery, or response relating to a disaster within the state. If it
20 appears to the borrower that at the end of the biennium the amount available to repay the
21 amount borrowed plus interest is insufficient to totally repay the Bank of North Dakota, the
22 borrower shall request from the legislative assembly a deficiency appropriation sufficient for the
23 repayment of the amount borrowed plus interest.