

**Sixty-sixth Legislative Assembly of North Dakota
In Regular Session Commencing Thursday, January 3, 2019**

HOUSE BILL NO. 1020
(Appropriations Committee)

AN ACT to provide an appropriation for defraying the expenses of the North Dakota state university extension service, northern crops institute, upper great plains transportation institute, main research center, branch research centers, and agronomy seed farm; to provide for a report; to provide a statement of legislative intent; to provide an exemption; and to declare an emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

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, 2019, and ending June 30, 2021, as follows:

Subdivision 1.

NORTH DAKOTA STATE UNIVERSITY EXTENSION SERVICE

| | <u>Base Level</u> | <u>Adjustments or Enhancements</u> | <u>Appropriation</u> |
|--------------------------------|-------------------|--|----------------------|
| Extension service | \$51,188,489 | \$3,207,816 | \$54,396,305 |
| Soil conservation committee | 1,091,520 | 0 | 1,091,520 |
| Total all funds | \$52,280,009 | \$3,207,816 | \$55,487,825 |
| Less estimated income | 26,646,689 | 1,131,470 | 27,778,159 |
| Total general fund | \$25,633,320 | \$2,076,346 | \$27,709,666 |
| Full-time equivalent positions | 252.98 | (10.47) | 242.51 |

Subdivision 2.

NORTHERN CROPS INSTITUTE

| | <u>Base Level</u> | <u>Adjustments or Enhancements</u> | <u>Appropriation</u> |
|--------------------------------|-------------------|--|----------------------|
| Northern crops institute | \$3,642,721 | \$197,306 | \$3,840,027 |
| Total all funds | \$3,642,721 | \$197,306 | \$3,840,027 |
| Less estimated income | 1,755,830 | 140,387 | 1,896,217 |
| Total general fund | \$1,886,891 | \$56,919 | \$1,943,810 |
| Full-time equivalent positions | 11.80 | 1.00 | 12.80 |

Subdivision 3.

UPPER GREAT PLAINS TRANSPORTATION INSTITUTE

| | <u>Base Level</u> | <u>Adjustments or Enhancements</u> | <u>Appropriation</u> |
|---|-------------------|--|----------------------|
| Upper great plains transportation institute | \$22,060,242 | \$1,231,981 | \$23,292,223 |
| Total all funds | \$22,060,242 | \$1,231,981 | \$23,292,223 |

| | | | |
|--------------------------------|-------------------|----------------|-------------------|
| Less estimated income | <u>18,617,068</u> | <u>278,826</u> | <u>18,895,894</u> |
| Total general fund | \$3,443,174 | \$953,155 | \$4,396,329 |
| Full-time equivalent positions | 43.88 | 0.00 | 43.88 |

Subdivision 4.

MAIN RESEARCH CENTER

| | <u>Base Level</u> | <u>Adjustments or Enhancements</u> | <u>Appropriation</u> |
|--------------------------------|-------------------|------------------------------------|----------------------|
| Main research center | \$108,642,243 | \$2,718,323 | \$111,360,566 |
| Total all funds | \$108,642,243 | \$2,718,323 | \$111,360,566 |
| Less estimated income | <u>59,084,828</u> | <u>(1,141,588)</u> | <u>57,943,240</u> |
| Total general fund | \$49,557,415 | \$3,859,911 | \$53,417,326 |
| Full-time equivalent positions | 336.12 | 7.93 | 344.05 |

Subdivision 5.

BRANCH RESEARCH CENTERS

| | <u>Base Level</u> | <u>Adjustments or Enhancements</u> | <u>Appropriation</u> |
|------------------------------------|-------------------|------------------------------------|----------------------|
| Dickinson research center | \$6,825,551 | \$190,311 | \$7,015,862 |
| Central grasslands research center | 3,423,624 | 87,201 | 3,510,825 |
| Hettinger research center | 4,975,133 | 137,270 | 5,112,403 |
| Langdon research center | 2,964,607 | 87,453 | 3,052,060 |
| North central research center | 4,953,652 | 183,918 | 5,137,570 |
| Williston research center | 5,118,890 | 167,943 | 5,286,833 |
| Carrington research center | <u>9,175,491</u> | <u>510,370</u> | <u>9,685,861</u> |
| Total all funds | \$37,436,948 | \$1,364,466 | \$38,801,414 |
| Less estimated income | <u>20,281,691</u> | <u>318,697</u> | <u>20,600,388</u> |
| Total general fund | \$17,155,257 | \$1,045,769 | \$18,201,026 |
| Full-time equivalent positions | 110.29 | (0.48) | 109.81 |

Subdivision 6.

AGRONOMY SEED FARM

| | <u>Base Level</u> | <u>Adjustments or Enhancements</u> | <u>Appropriation</u> |
|--------------------------------|-------------------|------------------------------------|----------------------|
| Agronomy seed farm | \$1,536,129 | \$29,846 | \$1,565,975 |
| Total special funds | \$1,536,129 | \$29,846 | \$1,565,975 |
| 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 | \$97,676,057 | \$7,992,100 | \$105,668,157 |
| Grand total other funds | <u>127,922,235</u> | <u>757,638</u> | <u>128,679,873</u> |
| Grand total all funds | \$225,598,292 | \$8,749,738 | \$234,348,030 |

SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-SEVENTH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixty-fifth legislative assembly for the 2017-19 biennium and the one-time funding items included in the appropriation in section 1 of this Act:

| <u>One-Time Funding Description</u> | <u>2017-19</u> | <u>2019-21</u> |
|---|------------------|------------------|
| Seed cleaning plants | \$1,500,000 | \$750,000 |
| Extraordinary repairs | 0 | 940,465 |
| Junior master gardener program | 15,000 | 0 |
| Road and bridge asset management system | 300,000 | 0 |
| Greenhouse | 0 | 500,000 |
| Total all funds | \$1,815,000 | \$2,190,465 |
| Total other funds | <u>1,700,000</u> | <u>1,440,465</u> |
| Total general fund | \$115,000 | \$750,000 |

The 2019-21 biennium one-time funding amounts are not a part of the entity's base budget for the 2021-23 biennium. The main and branch research centers shall report to the appropriations committees of the sixty-seventh legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2019, and ending June 30, 2021.

SECTION 3. ADDITIONAL INCOME - APPROPRIATION. In addition to the amount included in the grand total other funds appropriation line item in section 1 of this Act, any other income, including funds from federal acts, private grants, gifts, and donations, or from other sources received by 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, except as otherwise provided by law, is appropriated for the purpose designated in the act, grant, gift, or donation, for the biennium beginning July 1, 2019, and ending June 30, 2021.

SECTION 4. ESTIMATED INCOME - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND. The estimated income line item in subdivision 4 of section 1 of this Act includes \$940,465 of one-time funding from the strategic investment and improvements fund for extraordinary repairs.

SECTION 5. DICKINSON RESEARCH EXTENSION CENTER - MINERAL RIGHTS INCOME. The Dickinson research extension center may spend up to \$755,000 of revenues received during the 2019-21 biennium from mineral royalties, leases, or easements for ongoing operational expenses. Any revenues received in excess of \$755,000 may be spent only for one-time expenditures for the biennium beginning July 1, 2019, and ending June 30, 2021.

SECTION 6. WILLISTON RESEARCH EXTENSION CENTER - MINERAL RIGHTS INCOME - REPORT. The Williston research extension center shall report to the sixty-seventh legislative assembly on amounts received and spent from mineral royalties, leases, or easements in the biennium beginning July 1, 2017, and ending June 30, 2019, and the biennium beginning July 1, 2019, and ending June 30, 2021.

SECTION 7. TRANSFER AUTHORITY. Upon approval of the state board of agricultural research and education and appropriate branch research center directors, the director of the office of management and budget shall transfer appropriation authority within subdivisions 1, 2, 4, and 5 of section 1 of this Act.

SECTION 8. FULL-TIME EQUIVALENT POSITION ADJUSTMENTS. The state board of higher education may adjust or increase full-time equivalent positions as needed for the entities in section 1 of this Act, subject to availability of funds. All full-time or part-time positions must be separate from North Dakota state university. Annually, the board shall report to the office of management and budget and to the budget section any adjustments made pursuant to this section.

SECTION 9. UNEXPENDED GENERAL FUND - EXCESS INCOME. Any unexpended general fund appropriation authority to and any excess income received by entities listed in section 1 of this Act are not subject to the provisions of section 54-44.1-11, and any unexpended funds from these appropriations or revenues are available and may be expended by those entities, during the biennium beginning July 1, 2021, and ending June 30, 2023.

SECTION 10. EXEMPTION - WILLISTON SEED CLEANING PLANT. The \$1,500,000 of special funds appropriation authority for the Williston research extension center included in subdivision 5 of

section 1 of chapter 45 of the 2017 Session Laws for a seed cleaning plant is not subject to the provisions of section 54-44.1-11 and may be continued and expended by the Williston research extension center for the seed cleaning plant during the biennium beginning July 1, 2019, and ending June 30, 2021.

SECTION 11. EXEMPTION - CARRINGTON RESEARCH CENTER AND NORTH CENTRAL RESEARCH CENTER. Any amounts continued for seed cleaning plants at the Carrington research center and North Central research center pursuant to section 12 of chapter 45 of the 2017 Session Laws are not subject to the provisions of section 54-44.1-11 and any unexpended funds may be used to defray the expenses of seed cleaning plants at the Carrington research center and the North Central research center during the biennium beginning July 1, 2019, and ending June 30, 2021.

SECTION 12. LEGISLATIVE INTENT - WILLISTON RESEARCH CENTER GREENHOUSE. It is the intent of the sixty-sixth legislative assembly that any future operations and maintenance expenses relating to the Williston research center greenhouse be paid from other funds.

SECTION 13. APPROPRIATION - 2017-19 BIENNIUM - WEBSITE AND DIGITAL UPGRADES. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$345,000, or so much of the sum as may be necessary, to the North Dakota state university extension service for website and digital upgrades, for the period beginning with the effective date of this Act, and ending June 30, 2019. In accordance with section 11 of chapter 45 of the 2017 Session Laws any unexpended funds from this appropriation may be continued into the biennium beginning July 1, 2019, and ending June 30, 2021.

SECTION 14. EMERGENCY. Section 13 of this Act is declared to be an emergency measure.

Speaker of the House

President of the Senate

Chief Clerk of the House

Secretary of the Senate

This certifies that the within bill originated in the House of Representatives of the Sixty-sixth Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1020 and that two-thirds of the members-elect of the House of Representatives voted in favor of said law.

Vote: Yeas 80 Nays 12 Absent 2

Speaker of the House

Chief Clerk of the House

This certifies that two-thirds of the members-elect of the Senate voted in favor of said law.

Vote: Yeas 47 Nays 0 Absent 0

President of the Senate

Secretary of the Senate

Received by the Governor at _____ M. on _____, 2019.

Approved at _____ M. on _____, 2019.

Governor

Filed in this office this _____ day of _____, 2019,
at _____ o'clock _____ M.

Secretary of State