

April 23, 2019

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2001

That the House recede from its amendments as printed on pages 1306 and 1307 of the Senate Journal and pages 1497-1499 of the House Journal and that Engrossed Senate Bill No. 2001 be amended as follows:

Page 1, line 2, after the semicolon insert "to create and enact a new section to chapter 54-07 of the North Dakota Century Code, relating to the Theodore Roosevelt presidential library and museum endowment fund;"

Page 1, line 3, after the semicolon insert "to provide a continuing appropriation; to provide for a transfer; to authorize a loan;"

Page 1, line 4, remove "and"

Page 1, line 4, after the second "report" insert "; and to declare an emergency"

Page 1, replace line 13 with:

"Salaries and wages	\$3,422,574	\$201,372	\$3,623,946"
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Page 1, replace line 17 with:

"Governor's salary	265,928	8,184	274,112"
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Page 1, replace line 20 with:

"Total general fund	\$4,007,758	\$484,348	\$4,492,106"
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Page 2, line 23, replace "six hundred twenty-three" with "three hundred sixty-four"

Page 2, line 24, remove "thirty-nine thousand six"

Page 2, line 25, replace "hundred ninety-two" with "thirty-eight thousand seven hundred forty-eight"

Page 2, after line 25, insert:

**"SECTION 5.** A new section to chapter 54-07 of the North Dakota Century Code is created and enacted as follows:

**Theodore Roosevelt presidential library and museum endowment fund - Continuing appropriation - Budget section report.**

There is created in the state treasury the Theodore Roosevelt presidential library and museum endowment fund. The governor may provide for the fund to be invested under the supervision of the board of university and school lands. The interest and earnings of the fund are appropriated to the governor on a continuing basis to pay interest expenses on a loan from the Bank of North Dakota and to provide grants pursuant to this section. The governor may provide grants to a private entity subject to the following:

1. The private entity has certified to the governor the entity has received the sum of one hundred million dollars in cash donations and binding pledged

donations for the construction of a presidential library and museum in North Dakota and for grants to affected entities;

2. The governor has entered an agreement with the private entity in subsection 1 which includes the following provisions:
  - a. The grant funds will be spent only for operating and maintenance costs of the presidential library located in North Dakota;
  - b. Any unused grant funds will be returned to the state and deposited in the general fund if the presidential library has not been constructed within the period of time specified in the agreement or if the library ceases operations;
  - c. The private entity agrees to donate ten million dollars from the one hundred million dollars identified in subsection 1 to a higher education institution foundation in North Dakota for the purpose of creating an endowment to digitize documents relating to Theodore Roosevelt and for the creation of a Theodore Roosevelt conservation scholars program and related academic mission at a North Dakota higher education institution in collaboration with the private entity; and
  - d. The private entity agrees to donate three hundred thousand dollars to a city in North Dakota for prior costs incurred related to planning for a presidential library;
3. The governor provides a report to the budget section which includes copies of the documentation received for the certification provided in subsection 1; and
4. The governor provides a report to the budget section within thirty days of applying for the loan authorized in section 8 of this Act which includes all completed loan application documents."

Page 3, line 1, remove "eight thousand four"

Page 3, line 2, replace "hundred forty-four" with "seven thousand nine hundred seventeen"

Page 3, replace lines 3 through 9 with:

**"SECTION 7. APPROPRIATION - TRANSFER.** There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$15,000,000, or so much of the sum as may be necessary, which the director of the office of management and budget shall transfer to the Theodore Roosevelt presidential library and museum endowment fund during the period beginning with the effective date of this Act, and ending June 30, 2019. Of the funds appropriated in this section, \$9,800,000 is from unexpended funds previously appropriated by the legislative assembly for grants related to the Theodore Roosevelt presidential library.

**SECTION 8. LOAN AUTHORIZATION.** The governor may obtain a loan from the Bank of North Dakota in an amount not to exceed \$35,000,000. The term of the loan may not exceed six years and the interest rate must be set at the prevailing interest rate charged by the Bank of North Dakota to governmental entities. The governor shall repay the loan authorized in this section from funds appropriated by the legislative assembly. The governor shall deposit the proceeds of the loan in the Theodore Roosevelt presidential library and museum endowment fund.

**SECTION 9. EMERGENCY.** Sections 5, 7, and 8 of this Act are declared to be an emergency measure."

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**Senate Bill No. 2001 - Governor's Office - Conference Committee Action**

	Base Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Salaries and wages	\$3,422,574	\$3,623,859	\$87	\$3,623,946	\$3,593,946	\$30,000
Operating expenses	298,456	508,248		508,248	448,248	60,000
Contingencies	10,000	10,000		10,000	10,000	
Rough Rider Awards	10,800	10,800		10,800	10,800	
Governor's salary	265,928	275,315	(1,203)	274,112	274,112	
Transition in		15,000		15,000	15,000	
Transition out		50,000		50,000	50,000	
<b>Total all funds</b>	<b>\$4,007,758</b>	<b>\$4,493,222</b>	<b>(\$1,116)</b>	<b>\$4,492,106</b>	<b>\$4,402,106</b>	<b>\$90,000</b>
Less estimated income	0	0	0	0	0	0
<b>General fund</b>	<b>\$4,007,758</b>	<b>\$4,493,222</b>	<b>(\$1,116)</b>	<b>\$4,492,106</b>	<b>\$4,402,106</b>	<b>\$90,000</b>
FTE	18.00	18.00	0.00	18.00	17.00	1.00

**Department 101 - Governor's Office - Detail of Conference Committee Changes**

	Adjusts Funding for Salary Increases <sup>1</sup>	Total Conference Committee Changes
Salaries and wages	\$87	\$87
Operating expenses		
Contingencies		
Rough Rider Awards		
Governor's salary	(1,203)	(1,203)
Transition in		
Transition out		
<b>Total all funds</b>	<b>(\$1,116)</b>	<b>(\$1,116)</b>
Less estimated income	0	0
<b>General fund</b>	<b>(\$1,116)</b>	<b>(\$1,116)</b>
FTE	0.00	0.00

<sup>1</sup> Funding is adjusted to provide employee salary increases of 2 percent on July 1, 2019, with a minimum monthly increase of \$120 and a maximum monthly increase of \$200, and 2.5 percent on July 1, 2020, the same as the House. The Senate provided funding for a 2 percent salary increase on July 1, 2019, and a 3 percent salary increase on July 1, 2020.

The Conference Committee included funding for temporary staff (\$30,000) and operating expenses (\$60,000) which the Senate added but the House removed. The Conference Committee did not remove 1 FTE position which the House had removed.

This amendment also:

- Amends Sections 4 and 5 to provide the statutory changes needed to provide salary increases for the Governor and Lieutenant Governor consistent with state employee salary increases. The House also made the changes.
- Adds a section to create the Theodore Roosevelt presidential library and museum endowment fund.
- Provides for a 2017-19 biennium general fund appropriation of \$15 million to be transferred to the Theodore Roosevelt presidential library museum and endowment fund.
- Authorizes a \$35 million loan to be deposited in the Theodore Roosevelt presidential library museum and endowment fund.
- Removes a section which allows the Governor to decline the salary of the office. The House also removed this section.