

**STATEMENT OF PURPOSE OF AMENDMENT:****Senate Bill No. 2022 - Funding Summary**

	<b>Executive Budget</b>	<b>Final Legislative Action</b>	<b>Comparison To Executive Budget</b>
Water Commission			
Administrative and support services	\$2,639,225	\$2,076,235	(\$562,990)
Water and atmospheric resources	147,746,765	157,782,619	10,035,854
Total all funds	<u>\$150,385,990</u>	<u>\$159,858,854</u>	<u>\$9,472,864</u>
Less estimated income	150,385,990	150,473,458	87,468
General fund	<u>\$0</u>	<u>\$9,385,396</u>	<u>\$9,385,396</u>
FTE	85.00	82.00	(3.00)
Bill Total			
Total all funds	\$150,385,990	\$159,858,854	\$9,472,864
Less estimated income	150,385,990	150,473,458	87,468
General fund	<u>\$0</u>	<u>\$9,385,396</u>	<u>\$9,385,396</u>
FTE	85.00	82.00	(3.00)

**Senate Bill No. 2022 - Water Commission - Senate Action**

	<b>Executive Budget</b>	<b>Senate Changes</b>	<b>Senate Version</b>
Administrative and support services	\$2,639,225	(\$561,855)	\$2,077,370
Water and atmospheric resources	147,746,765	(379,462)	147,367,303
Total all funds	<u>\$150,385,990</u>	<u>(\$941,317)</u>	<u>\$149,444,673</u>
Less estimated income	150,385,990	(10,381,434)	140,004,556
General fund	<u>\$0</u>	<u>\$9,440,117</u>	<u>\$9,440,117</u>
FTE	85.00	(3.00)	82.00

**Department No. 770 - Water Commission - Detail of Senate Changes**

	<b>Removes Recommended Salary Increase<sup>1</sup></b>	<b>Changes Funding For Administrative Expenses<sup>2</sup></b>	<b>Removes Funding For Rent, Audit, and Legal Fees<sup>3</sup></b>	<b>Removes Funding For Section 404 Program<sup>4</sup></b>	<b>Adds Funding For 1 FTE Position<sup>5</sup></b>	<b>Total Senate Changes</b>
Administrative and support services	(\$13,881)		(\$547,974)			(\$561,855)
Water and atmospheric resources	(85,748)			(393,714)	100,000	(379,462)
Total all funds	(\$99,629)	\$0	(\$547,974)	(\$393,714)	\$100,000	(\$941,317)
Less estimated income	(17,347)	(9,522,399)	(547,974)	(393,714)	100,000	(10,381,434)
General fund	(\$82,282)	\$9,522,399	\$0	\$0	\$0	\$9,440,117
FTE	0.00	0.00	0.00	(4.00)	1.00	(3.00)

<sup>1</sup> This amendment removes the Governor's recommendation for state employee salary increases and retains the recommended state payment for health insurance premiums.

<sup>2</sup> This amendment transfers funding for administrative expenses of the State Water Commission from the water development trust fund to the general fund.

<sup>3</sup> This amendment removes funding from the water development trust fund for rent (\$257,974), audit fees (\$25,000), and Attorney General fees (\$265,000). These are additional costs the State Water Commission would have incurred as a special fund agency.

<sup>4</sup> This amendment removes funding for the Section 404 program, including four FTE positions.

<sup>5</sup> This amendment adds one FTE floodplain mapping coordinator position under the community assistance program from Federal Emergency Management Agency funding.

---

The total authorized in Section 9 for bonding is reduced from \$60,000,000 to \$49,523,771.

A section is added providing that revenues in excess of the \$13,650,000 from the resources trust fund are appropriated to the State Water Commission subject to Emergency Commission approval.

North Dakota Century Code (NDCC) Chapter 61-38 relating to the assumption of the Section 404 program of the Clean Water Act by the State Water Commission is repealed.

A section is added amending NDCC Section 54-27-25, relating to the uses of the tobacco settlement collections. This change removes the tobacco settlement collection funding priority provided to the water development trust fund based on need for interest and principal on bond payments. Previously the statute provided that distributions were to be made based on the water development trust fund's needs before funding is made available to the common schools trust fund.

#### Senate Bill No. 2022 - Water Commission - House Action

	<b>Executive Budget</b>	<b>Senate Version</b>	<b>House Changes</b>	<b>House Version</b>
Administrative and support services	\$2,639,225	\$2,077,370	(\$18,575)	\$2,058,795
Water and atmospheric resources	147,746,765	147,367,303	10,458,680	157,825,983
Total all funds	<u>\$150,385,990</u>	<u>\$149,444,673</u>	<u>\$10,440,105</u>	<u>\$159,884,778</u>
Less estimated income	150,385,990	140,004,556	10,468,902	150,473,458
General fund	<u>\$0</u>	<u>\$9,440,117</u>	<u>(\$28,797)</u>	<u>\$9,411,320</u>
FTE	85.00	82.00	0.00	82.00

**Department No. 770 - Water Commission - Detail of House Changes**

	<b>Reduces the Recommended Funding for Health Insurance<sup>1</sup></b>	<b>Reduces Funding for Information Technology Costs<sup>2</sup></b>	<b>Increases Bonding Authority<sup>3</sup></b>	<b>Total House Changes</b>
Administrative and support services	(\$1,135)	(\$17,440)		(\$18,575)
Water and atmospheric resources	(7,637)	(9,912)	10,476,229	10,458,680
Total all funds	(\$8,772)	(\$27,352)	\$10,476,229	\$10,440,105
Less estimated income	(7,327)	0	10,476,229	10,468,902
General fund	(\$1,445)	(\$27,352)	\$0	(\$28,797)
FTE	0.00	0.00	0.00	0.00

<sup>1</sup> This amendment reduces funding for state employee health insurance premiums from \$493 per month to \$488.70 per month.

<sup>2</sup> This amendment reduces funding for information technology by \$27,352 from the general fund, which represents a reduction in information technology from the general fund of approximately 20 percent.

<sup>3</sup> This amendment increases the bonding authority for water projects from \$49,523,771 to \$60 million.

The House amendment provides that the State Water Commission may either sell all of its land and the existing shop building located at 2603 East Broadway in Bismarck, and use the proceeds to purchase replacement land and build a new shop building or sell a portion of the land adjacent to the existing shop and use the proceeds to build a new shop on the remaining property.

The House amendment removed the section which would have repealed chapter 61-38 of the North Dakota Century Code relating to assumption of the Section 404 program of the Clean Water Act by the State Water Commission.

The House added a section providing for the State Water Commission to do all things reasonably necessary to construct an outlet from Devils Lake and provides the necessary funding to complete the project from a continuing appropriation from the water development trust fund, or the resources trust fund, or from bond proceeds.

The House added a section which removed from Section 61-02.1-02.1 of the North Dakota Century Code the reference of funding to be provided to Fargo for flood control projects.

The House added a section providing for a transfer of funds equal to the amount of State Water Commission's administrative expenses included in the executive budget recommendation from the water development trust fund to the general fund.

**Senate Bill No. 2022 - Water Commission - Conference Committee Action**

	<b>Executive Budget</b>	<b>Senate Version</b>	<b>Conf. Com. Changes</b>	<b>Conf. Com. Version</b>	<b>House Version</b>	<b>Comparison to House</b>
Administrative and support services	\$2,639,225	\$2,077,370	(\$1,135)	\$2,076,235	\$2,058,795	\$17,440
Water and atmospheric resources	147,746,765	147,367,303	10,415,316	157,782,619	157,825,983	(43,364)
Total all funds	<u>\$150,385,990</u>	<u>\$149,444,673</u>	<u>\$10,414,181</u>	<u>\$159,858,854</u>	<u>\$159,884,778</u>	<u>(\$25,924)</u>
Less estimated income	<u>150,385,990</u>	<u>140,004,556</u>	<u>10,468,902</u>	<u>150,473,458</u>	<u>150,473,458</u>	<u>0</u>
General fund	\$0	\$9,440,117	(\$54,721)	\$9,385,396	\$9,411,320	(\$25,924)
FTE	85.00	82.00	0.00	82.00	82.00	0.00

**Department No. 770 - Water Commission - Detail of Conference Committee Changes**

	<b>Reduces Recommended Funding for Health Insurance<sup>1</sup></b>	<b>Reduces Funding for Information Technology Costs<sup>2</sup></b>	<b>Increases Bonding Authority<sup>3</sup></b>	<b>Total Conference Committee Changes</b>
Administrative and support services	(\$1,135)			(\$1,135)
Water and atmospheric resources	<u>(7,637)</u>	<u>(53,276)</u>	10,476,229	10,415,316
Total all funds	(\$8,772)	(\$53,276)	\$10,476,229	\$10,414,181
Less estimated income	<u>(7,327)</u>	<u>0</u>	<u>10,476,229</u>	<u>10,468,902</u>
General fund	(\$1,445)	(\$53,276)	\$0	(\$54,721)
FTE	0.00	0.00	0.00	0.00

<sup>1</sup> This amendment reduces funding for state employee health insurance premiums from \$493 to \$488.70 per month.

<sup>2</sup> This amendment reduces funding for information technology by \$53,276 from the general fund, which represents a reduction in information technology from the general fund of approximately 5 percent.

<sup>3</sup> This amendment increases the bonding authority for water projects from \$49,523,771 to \$60,000,000.

The Conference Committee amendment provides that the State Water Commission may either sell all of its land and the existing shop building located at 2603 East Broadway in Bismarck and use the proceeds to purchase replacement land and build a new shop building or sell a portion of the land adjacent to the existing shop and use the proceeds to build a new shop on the remaining property.

The Conference Committee amendment removed the section which would have repealed North Dakota Century Code (NDCC) Chapter 61-38 relating to assumption of the Section 404 program of the Clean Water Act by the State Water Commission.

The House added a section providing for the State Water Commission to do all things reasonably necessary to construct an outlet from Devils Lake and provides the necessary funding to complete the project from a continuing appropriation from the water development trust fund, the resources trust fund, or from bond proceeds. The Conference Committee did not change this amendment.

The House added a section which removed from NDCC Section 61-02.1-02.1 the reference of funding to be provided to Fargo for flood control projects. The Conference Committee did not change this amendment.

The House added a section providing for a transfer of funds in the amount of State Water Commission's administrative expenses included in the executive budget recommendation of \$10,070,373 from the water development trust fund to the general fund. The Conference Committee did not change this amendment.