

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1012 - Funding Summary

	Executive Budget	Final Legislative Action	Comparison To Executive Budget
Office of Management and Budget			
Transfer to highway fund		\$370,600,000	\$370,600,000
Total all funds	\$0	\$370,600,000	\$370,600,000
Less estimated income	0	0	0
General fund	\$0	\$370,600,000	\$370,600,000
FTE	0.00	0.00	0.00
State Treasurer			
Transportation funding distributions		\$25,000,000	\$25,000,000
Total all funds	\$0	\$25,000,000	\$25,000,000
Less estimated income	0	0	0
General fund	\$0	\$25,000,000	\$25,000,000
FTE	0.00	0.00	0.00
Department of Transportation			
Salaries and wages	\$166,776,602	\$165,966,396	(\$810,206)
Operating expenses	204,090,250	204,090,250	
Capital assets	943,529,831	943,529,831	
Grants	67,767,407	67,767,407	
County and township road program	142,000,000	142,000,000	
Federal stimulus funds	24,119,575	24,119,575	
Highway-rail grade crossing projects		1,431,000	1,431,000
Emergency relief projects		120,000,000	120,000,000
Total all funds	\$1,548,283,665	\$1,668,904,459	\$120,620,794
Less estimated income	1,542,433,665	1,663,054,459	120,620,794
General fund	\$5,850,000	\$5,850,000	\$0
FTE	1066.50	1063.50	(3.00)
Bill Total			
Total all funds	\$1,548,283,665	\$2,064,504,459	\$516,220,794
Less estimated income	1,542,433,665	1,663,054,459	120,620,794
General fund	\$5,850,000	\$401,450,000	\$395,600,000
FTE	1066.50	1063.50	(3.00)

House Bill No. 1012 - Office of Management and Budget - Senate Action

	Executive Budget	House Version	Senate Changes	Senate Version
Transfer to highway fund			\$370,600,000	\$370,600,000
Total all funds	\$0	\$0	\$370,600,000	\$370,600,000
Less estimated income	0	0	0	0
General fund	\$0	\$0	\$370,600,000	\$370,600,000
FTE	0.00	0.00	0.00	0.00

Department 110 - Office of Management and Budget - Detail of Senate Changes

	Adds Transfer From General Fund to Highway Fund¹	Total Senate Changes
Transfer to highway fund	370,600,000	370,600,000
Total all funds	\$370,600,000	\$370,600,000
Less estimated income	0	0
General fund	\$370,600,000	\$370,600,000
FTE	0.00	0.00

¹ A section is added providing that the Office of Management and Budget transfer \$370.6 million from the general fund to the highway fund for roadway projects in areas affected by oil and gas development. The executive recommendation included a \$370.6 million transfer from the permanent oil tax trust fund to the highway fund for these projects in Senate Bill No. 2015 which was removed by the Senate.

House Bill No. 1012 - Office of Management and Budget - House Action

The House concurred with the Senate.

House Bill No. 1012 - State Treasurer - House Action

	Executive Budget	House Changes	House Version
Transportation funding distributions		\$25,000,000	\$25,000,000
Total all funds	\$0	\$25,000,000	\$25,000,000
Less estimated income	0	0	0
General fund	\$0	\$25,000,000	\$25,000,000
FTE	0.00	0.00	0.00

Department 120 - State Treasurer - Detail of House Changes

	Adds Transportation Distribution Funding¹	Total House Changes
Transportation funding distributions	25,000,000	25,000,000
Total all funds	\$25,000,000	\$25,000,000
Less estimated income	0	0
General fund	\$25,000,000	\$25,000,000
FTE	0.00	0.00

¹ This amendment appropriates \$25 million from the general fund to the State Treasurer to provide 2011-13 biennium transportation funding distributions to counties, cities, and townships in non-oil-producing areas. Guidelines are also provided for the distribution of funds.

This amendment also adds a section to provide a \$25 million appropriation to the State Treasurer for 2009-11 biennium transportation funding distributions to counties, cities, and townships in non-oil-producing areas. Guidelines are provided for the distribution of these funds. The section is an emergency measure.

House Bill No. 1012 - State Treasurer - Senate Action

The Senate did not change the House version.

House Bill No. 1012 - State Treasurer - House Action

The House concurred with the Senate.

House Bill No. 1012 - Department of Transportation - House Action

	Executive Budget	House Changes	House Version
Salaries and wages	\$166,776,602	(\$1,692,342)	\$165,084,260
Operating expenses	204,090,250		204,090,250
Capital assets	943,529,831		943,529,831
Grants	67,767,407		67,767,407
County and township road program	142,000,000		142,000,000
Federal stimulus funds	24,119,575		24,119,575
Highway-rail grade crossing projects		230,000	230,000
Total all funds	\$1,548,283,665	(\$1,462,342)	\$1,546,821,323
Less estimated income	1,542,433,665	(1,462,342)	1,540,971,323
General fund	\$5,850,000	\$0	\$5,850,000
FTE	1066.50	(6.00)	1060.50

Department 801 - Department of Transportation - Detail of House Changes

	Removes Transportation Technician Positions¹	Removes Driver's License Examiner Positions²	Removes Motor Vehicle Licensing Specialist Position³	Removes Salary Equity Funding⁴	Adds Funding for Highway-Rail Grade Crossing Projects⁵	Total House Changes
Salaries and wages	(310,206)	(180,586)	(101,550)	(1,100,000)		(1,692,342)
Operating expenses						
Capital assets						
Grants						
County and township road program						
Federal stimulus funds						
Highway-rail grade crossing projects					230,000	230,000
Total all funds	(\$310,206)	(\$180,586)	(\$101,550)	(\$1,100,000)	\$230,000	(\$1,462,342)
Less estimated income	(310,206)	(180,586)	(101,550)	(1,100,000)	230,000	(1,462,342)
General fund	\$0	\$0	\$0	\$0	\$0	\$0
FTE	(3.00)	(2.00)	(1.00)	0.00	0.00	(6.00)

¹ Three FTE transportation technician positions added in the executive recommendation are removed. The executive recommendation added a total of 6 FTE transportation technician positions.

² Two FTE driver's license examiner positions added in the executive recommendation are removed. The executive recommendation added a total of 4 FTE driver's license examiner positions.

³ One FTE motor vehicle licensing specialist position added in the executive recommendation is removed. The executive recommendation added a total of 2 FTE motor vehicle licensing specialist positions.

⁴ Funding included in the executive budget for salary equity adjustments for heavy equipment operators is removed.

⁵ Funding of \$230,000 from the highway-rail grade crossing safety fund is added for highway-rail grade crossing safety project grants. This amount represents the estimated funding in the highway-rail grade crossing safety projects fund on July 1, 2011. Guidelines are also provided for distribution of the highway-rail grade project grants.

This amendment also:

- Adds a section to repeal 2009 Session Laws Chapter 573 Section 2 regarding highway-rail grade crossing safety project grants.
- Removes Section 3 relating to the appropriation of additional funding in the state highway fund.
- Removes Section 5 which would have provided for the deposit of 25 percent of motor vehicle excise tax collections in the highway tax distribution fund rather than 100 percent in the general fund.
- Adjusts Section 6 relating to the county and township road reconstruction program.
- Removes Section 7 that provides carryover authority for \$228.6 million of funding designated for extraordinary state roadway maintenance in areas affected by oil and gas development.

House Bill No. 1012 - Department of Transportation - Senate Action

	Executive Budget	House Version	Senate Changes	Senate Version
Salaries and wages	\$166,776,602	\$165,084,260	\$882,136	\$165,966,396
Operating expenses	204,090,250	204,090,250		204,090,250
Capital assets	943,529,831	943,529,831		943,529,831
Grants	67,767,407	67,767,407		67,767,407
County and township road program	142,000,000	142,000,000		142,000,000
Federal stimulus funds	24,119,575	24,119,575		24,119,575
Highway-rail grade crossing projects		230,000	1,201,000	1,431,000
Emergency relief projects			120,000,000	120,000,000
Total all funds	\$1,548,283,665	\$1,546,821,323	\$122,083,136	\$1,668,904,459
Less estimated income	<u>1,542,433,665</u>	<u>1,540,971,323</u>	<u>122,083,136</u>	<u>1,663,054,459</u>
General fund	\$5,850,000	\$5,850,000	\$0	\$5,850,000
FTE	1066.50	1060.50	3.00	1063.50

Department 801 - Department of Transportation - Detail of Senate Changes

	Restores Driver's License Examiner Positions¹	Restores Motor Vehicle Licensing Specialist Position²	Adds Funding for Optional Market Salary Adjustments³	Adjusts Highway-Rail Grade Crossing Projects Funding⁴	Adds Emergency Relief Funding⁵	Total Senate Changes
Salaries and wages	180,586	101,550	600,000			882,136
Operating expenses						
Capital assets						
Grants						
County and township road program						
Federal stimulus funds						
Highway-rail grade crossing projects				1,201,000		1,201,000
Emergency relief projects					120,000,000	120,000,000
Total all funds	\$180,586	\$101,550	\$600,000	\$1,201,000	\$120,000,000	\$122,083,136
Less estimated income	<u>180,586</u>	<u>101,550</u>	<u>600,000</u>	<u>1,201,000</u>	<u>120,000,000</u>	<u>122,083,136</u>
General fund	\$0	\$0	\$0	\$0	\$0	\$0
FTE	2.00	1.00	0.00	0.00	0.00	3.00

¹ Two new FTE driver's license positions removed by the House are restored. The executive recommendation added a total of 4 new FTE driver's license positions.

² One new FTE motor vehicle licensing specialist position removed by the House is restored. The executive recommendation added 2 new FTE motor vehicle licensing specialist positions.

³ Funding of \$600,000 is added for optional market salary adjustments for department equipment operators and highway maintenance personnel. The executive budget included \$1.1 million for salary equity adjustments for equipment operators which the House removed.

⁴ Section 3 is adjusted to provide additional funding authority of \$1,201,000 from the highway-rail grade crossing safety fund for projects approved during the 2009-11 biennium but for which funding has not yet been distributed.

⁵ A section is added to authorize the Department of Transportation to borrow and spend up to \$120 million from the Bank of North Dakota for state highway emergency relief projects. Any federal reimbursements received for the emergency relief projects are to be used to repay the loan from the Bank of North Dakota. The section is declared to be an emergency measure.

House Bill No. 1012 - Department of Transportation - House Action

The House concurred with the Senate.

House Bill No. 1012 - Other Changes - Senate Action

This amendment also:

- Amends Section 4 to provide for \$35 million to be distributed to non-oil-producing counties, cities, and townships during the 2009-11 biennium. The House included funding of \$25 million for 2009-11 biennium transportation funding distributions.
- Adjusts Sections 4 and 5 relating to the method of distributing funds to non-oil and gas-producing counties for 2009-11 and 2011-13 biennium transportation funding distributions.
- Adjusts Section 6 to allow for transfers between the salaries and wages line item and the operating expenses, capital assets, and grants line items when it is cost-effective for the construction and maintenance of roadways.
- Adds a section to amend Section 39-12-02(1) relating to permits for overweight and oversize vehicles.
- Adjusts Section 8 to allow funding for a county and township road program in areas affected by oil and gas development to be used for engineering and design costs incurred on related projects as of January 1, 2011.
- Adds a section to allow funding for extraordinary state highway maintenance to be used for engineering and design costs incurred on related projects as of January 1, 2011.
- Adds a section to require the Department of Transportation to offer the Fargo district office location for sale. The section also provides that \$800,000 of funding for an equipment storage building at the Fargo district office location may only be used if the department does not accept an agreement to purchase the district office location by May 1, 2012.