

**FIRST ENGROSSMENT  
with Senate Amendments**

Sixtieth  
Legislative Assembly  
of North Dakota

**ENGROSSED HOUSE BILL NO. 1020**

Introduced by

Appropriations Committee

(At the request of the Governor)

1 A BILL for an Act to provide an appropriation for defraying the expenses of the extension  
2 service, northern crops institute, upper great plains transportation institute, main research  
3 center, branch research centers, and agronomy seed farm; to amend and reenact section  
4 24-02-03.3 of the North Dakota Century Code, relating to the central motor pool; to provide for  
5 transfer of funds; to provide legislative intent; to provide for a report to the sixty-first legislative  
6 assembly; to provide an exemption; and to declare an emergency.

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

8 **SECTION 1. BASE LEVEL FUNDING INFORMATION.** The amounts identified in this  
9 section represent the base level funding component appropriated to the North Dakota state  
10 university extension service, the northern crops institute, the upper great plains transportation  
11 institute, the main research center, branch research centers, and agronomy seed farm in  
12 section 3 of this Act as follows:

13 Subdivision 1.

14 **NORTH DAKOTA STATE UNIVERSITY EXTENSION SERVICE**

15	Extension service	\$37,542,499
16	Soil conservation committee	<u>837,238</u>
17	Total all funds - Base level	\$38,379,737
18	Less estimated income - Base level	<u>23,021,591</u>
19	Total general fund - Base level	\$15,358,146

20 Subdivision 2.

21 **NORTHERN CROPS INSTITUTE**

22	Total all funds - Base level	\$1,902,683
23	Less estimated income - Base level	<u>991,922</u>
24	Total general fund - Base level	\$910,761

Sixtieth  
Legislative Assembly

1	Subdivision 3.	
2	UPPER GREAT PLAINS TRANSPORTATION INSTITUTE	
3	Total all funds - Base level	\$16,452,937
4	Less estimated income - Base level	<u>15,290,033</u>
5	Total general fund - Base level	\$1,162,904

6 Subdivision 4.

7	MAIN RESEARCH CENTER	
8	Total all funds - Base level	\$75,456,713
9	Less estimated income - Base level	<u>44,662,646</u>
10	Total general fund - Base level	\$30,794,067

11 Subdivision 5.

12	RESEARCH CENTERS	
13	Dickinson research center	\$5,563,870
14	Central grasslands research center	2,335,297
15	Hettinger research center	1,809,657
16	Langdon research center	1,336,094
17	North central research center	3,930,540
18	Williston research center	2,271,878
19	Carrington research center	<u>4,258,340</u>
20	Total all funds - Base level	\$21,505,676
21	Less estimated income - Base level	<u>13,119,367</u>
22	Total general fund - Base level	\$8,386,309

23 Subdivision 6.

24	AGRONOMY SEED FARM	
25	Agronomy seed farm	<u>\$1,201,008</u>
26	Total special funds - Base level	\$1,201,008
27	Total general fund - Section 1	\$56,612,187
28	Total special funds - Section 1	\$98,286,567
29	Total all funds - Section 1	\$154,898,754

30 **SECTION 2. FUNDING ADJUSTMENTS OR ENHANCEMENTS INFORMATION.** The  
31 amounts identified in this section represent the funding adjustments or enhancements to the

Sixtieth  
Legislative Assembly

1 base funding level for the North Dakota state university extension service, the northern crops  
2 institute, the upper great plains transportation institute, the main research center, branch  
3 research centers, and agronomy seed farm which are included in the appropriation in section 3  
4 of this Act as follows:

5 Subdivision 1.

6 NORTH DAKOTA STATE UNIVERSITY EXTENSION SERVICE

7 Extension service	\$3,914,956
8 Soil conservation committee	<u>(99,438)</u>
9 Total all funds - Adjustments/enhancements	\$3,815,518
10 Less estimated income - Adjustments/enhancements	<u>844,033</u>
11 Total general fund - Adjustments/enhancements	\$2,971,485

12 Subdivision 2.

13 NORTHERN CROPS INSTITUTE

14 Total all funds - Adjustments/enhancements	\$770,428
15 Less estimated income - Adjustments/enhancements	<u>487,797</u>
16 Total general fund - Adjustments/enhancements	\$282,631

17 Subdivision 3.

18 UPPER GREAT PLAINS TRANSPORTATION INSTITUTE

19 Total all funds - Adjustments/enhancements	\$11,142,654
20 Less estimated income - Adjustments/enhancements	<u>11,072,603</u>
21 Total general fund - Adjustments/enhancements	\$70,051

22 Subdivision 4.

23 MAIN RESEARCH CENTER

24 Total all funds - Adjustments/enhancements	\$11,905,735
25 Less estimated income - Adjustments/enhancements	<u>(1,534,949)</u>
26 Total general fund - Adjustments/enhancements	\$13,440,684

27 Subdivision 5.

28 RESEARCH CENTERS

29 Dickinson research center	\$513,359
30 Central grasslands research center	(67,791)
31 Hettinger research center	631,555



Sixtieth  
Legislative Assembly

1	Total all funds	\$2,673,111
2	Less estimated income	<u>1,479,719</u>
3	Total general fund appropriation	\$1,193,392
4	Subdivision 3.	
5	UPPER GREAT PLAINS TRANSPORTATION INSTITUTE	
6	Total all funds	\$27,595,591
7	Less estimated income	<u>26,362,636</u>
8	Total general fund appropriation	\$1,232,955
9	Subdivision 4.	
10	MAIN RESEARCH CENTER	
11	Total all funds	\$87,362,448
12	Less estimated income	<u>43,127,697</u>
13	Total general fund appropriation	\$44,234,751
14	Subdivision 5.	
15	RESEARCH CENTERS	
16	Dickinson research center	\$6,077,229
17	Central grasslands research center	2,267,506
18	Hettinger research center	2,441,212
19	Langdon research center	1,697,293
20	North central research center	3,474,816
21	Williston research center	3,084,369
22	Carrington research center	<u>5,578,090</u>
23	Total all funds	\$24,620,515
24	Less estimated income	<u>13,716,431</u>
25	Total general fund appropriation	\$10,904,084
26	Subdivision 6.	
27	AGRONOMY SEED FARM	
28	Agronomy seed farm	<u>\$1,230,346</u>
29	Total special funds appropriation	\$1,230,346
30	Grand total general fund appropriation - H.B. 1020	\$75,894,813

1 Grand total special funds appropriation - H.B. 1020 \$109,782,453  
2 Grand total all funds appropriation - H.B. 1020 \$185,677,266

3 **SECTION 4. ADDITIONAL INCOME - APPROPRIATION.** In addition to the amount  
4 included in the grand total special funds appropriation line item in section 3 of this Act, any  
5 other income, including funds from federal acts, private grants, gifts, and donations, or from  
6 other sources received by the North Dakota state university extension service, the northern  
7 crops institute, the upper great plains transportation institute, the main research center, branch  
8 research centers, and agronomy seed farm, except as otherwise provided by law, is  
9 appropriated for the purpose designated in the act, grant, gift, or donation, for the biennium  
10 beginning July 1, 2007, and ending June 30, 2009.

11 **SECTION 5. TRANSFER AUTHORITY.** Upon approval of the state board of  
12 agricultural research and education and appropriate branch research center directors, the  
13 director of the main research center may transfer appropriation authority within subdivisions 1,  
14 2, 4, and 5 of section 3 of this Act and shall notify the office of management and budget within  
15 ten days following the transfer.

16 **SECTION 6. FULL-TIME EQUIVALENT POSITION ADJUSTMENTS.** The board of  
17 higher education is authorized to adjust or increase full-time equivalent positions as needed for  
18 the entities in section 3 of this Act, subject to availability of funds. The board shall report any  
19 adjustments to the office of management and budget prior to the submission of the 2009-11  
20 budget request.

21 **SECTION 7. AMENDMENT.** Section 24-02-03.3 of the North Dakota Century Code is  
22 amended and reenacted as follows:

23 **24-02-03.3. Central management system for all state-owned licensed motor**  
24 **vehicles.**

25 1. The director shall establish within the department a central vehicle management  
26 system to regulate the operation, maintenance, and management of all motor  
27 vehicles owned or leased by the state subject to registration under chapters 39-04  
28 and 39-05. Upon the request of a state agency and an agreement between the  
29 agency and director for the use of the motor vehicle-related equipment, the director  
30 may purchase or lease motor vehicle-related equipment and include that  
31 equipment within the system. The director shall provide a uniform method of

1            documenting the use and cost of operation of motor vehicles and motor  
2            vehicle-related equipment in the system. The director shall advise the director of  
3            the office of management and budget as to the need to acquire or dispose of  
4            system motor vehicles. The specifications for highway patrol vehicles to be  
5            acquired may be set by the highway patrol superintendent. Every state agency,  
6            institution, department, board, bureau, and commission unless exempted by the  
7            director must use the system. At the request of the director of the North Dakota  
8            agricultural experiment station, certain vehicles used in farming operations at the  
9            agronomy seed farm and branch research centers shall be exempt from the  
10           requirements of this section. However, an agency, institution, department, board,  
11           bureau, or commission may authorize the use of an employee's personal motor  
12           vehicle pursuant to subsection 4 of section 54-06-09.

13           2. The director may enter into an agreement with a state employee who has a  
14           disability requiring a specially-equipped vehicle to pay a mileage rate greater than  
15           the rate established in section 54-06-09 for the employee's use of the employee's  
16           specially-equipped motor vehicle while conducting state business. The rate must  
17           be based on the rate provided in section 54-06-09, increased by the actual cost  
18           per mile caused by the special equipment, and may not exceed the cost  
19           associated with the special equipment expressed as the new value plus the  
20           depreciated fair market value in eight years divided by two, divided by twenty  
21           thousand miles.

22           3. Each entity required to use the system shall submit records of the operation of  
23           each vehicle as directed by the director.

24           **SECTION 8. UNEXPENDED GENERAL FUND - EXCESS INCOME.** Any unexpended  
25           general fund appropriation authority to and any excess income received by entities listed in  
26           section 3 of this Act are not subject to the provisions of section 54-44.1-11, and any  
27           unexpended funds from these appropriations or revenues are available and may be expended  
28           by those entities, during the biennium beginning July 1, 2009, and ending June 30, 2011.

29           **SECTION 9. LEGISLATIVE INTENT - BEEF RESEARCH FACILITY.** It is the intent of  
30           the sixtieth legislative assembly that before proceeding with a beef research facility, a

1 documented agreement as to the location of the facility must be provided to the main research  
2 center from applicable city and county government officials.

3 **SECTION 10. LEGISLATIVE INTENT - OPERATING POOL FUNDING.** It is the intent  
4 of the sixtieth legislative assembly that the appropriation from the permanent oil tax trust fund  
5 as provided in subdivision 4 of section 3 of this Act is to be available only for providing funding  
6 for operations of the Dickinson research center and the amount provided is to be limited to the  
7 lesser of \$750,000 or the amount actual oil revenues are less than budgeted for the research  
8 center for the biennium beginning July 1, 2007, and ending June 30, 2009.

9 **SECTION 11. LEGISLATIVE INTENT - USE OF LIVESTOCK FACILITIES.** It is the  
10 intent of the sixtieth legislative assembly that the agricultural experiment station consider  
11 options to ensure that the use of the livestock facilities at Dickinson, Hettinger, Carrington, and  
12 Streeter are being maximized.

13 **SECTION 12. NATIONAL CATTLEMEN'S BEEF ASSOCIATION FUNDING -**  
14 **REPORT TO SIXTY-FIRST LEGISLATIVE ASSEMBLY.** The agricultural experiment station  
15 shall provide a report to the sixty-first legislative assembly regarding the funding received  
16 during the biennium beginning July 1, 2007, and ending June 30, 2009, from the national  
17 cattlemen's beef association.

18 **SECTION 13. EXEMPTION.** The amounts appropriated for the research greenhouse  
19 complex project, as contained in subdivision 4 of section 3 of chapter 48 of the 2005 Session  
20 Laws and for the north central research center laboratory and greenhouse project, as contained  
21 in subdivision 5 of section 3 of chapter 48 of the 2005 Session Laws are not subject to the  
22 provisions of section 54-44.1-11, and any unexpended funds from these appropriations or  
23 related revenues are available and may be expended during the biennium beginning July 1,  
24 2007, and ending June 30, 2009. The main research center may use any funding available  
25 within the total appropriation authority for the main research center greenhouse project to begin  
26 construction of the greenhouses.

27 **SECTION 14. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO**  
28 **SIXTY-FIRST LEGISLATIVE ASSEMBLY.** The total appropriation in section 3 of this Act  
29 includes \$8,432,750 from the general fund and \$750,000 from the permanent oil tax trust fund  
30 for the one-time funding items identified in this section. This amount is not a part of the  
31 agency's base budget to be used in preparing the 2009-11 executive budget. The agricultural

Sixtieth  
Legislative Assembly

1 experiment station shall report to the appropriations committees of the sixty-first legislative  
2 assembly on the use of this one-time funding for the biennium beginning July 1, 2007, and  
3 ending June 30, 2009.

4 North central research center laboratory and	\$350,000
5 greenhouse project	
6 Main research center greenhouse project	7,000,000
7 Deferred maintenance pool	100,000
8 Carrington, Hettinger, and north central research centers	907,750
9 office addition projects	
10 Operating pool from permanent oil tax trust fund	750,000
11 Extraordinary repairs at northern crops institute	<u>75,000</u>
12 Total	\$9,182,750

13 **SECTION 15. EMERGENCY.** The appropriation for capital projects of \$5,500,000 in  
14 subdivision 3 of section 3, \$8,430,834 in subdivision 4 of section 3, and \$1,051,000 in  
15 subdivision 5 of section 3 of this Act is declared to be an emergency measure.