

**HOUSE BILL NO. 1009**

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 agriculture  
2 commissioner; to amend and reenact section 4-01-21 of the North Dakota Century Code,  
3 relating to the salary of the agriculture commissioner; and to provide for transfers.

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

5 **SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the  
6 funds as may be necessary, are appropriated out of any moneys in the general fund in the state  
7 treasury, not otherwise appropriated, and from special funds derived from federal funds and  
8 other income, to the agriculture commissioner for the purpose of defraying the expenses of that  
9 agency, for the biennium beginning July 1, 2009, and ending June 30, 2011, as follows:

|                                   | <u>Base Level</u> | <u>Adjustments or<br/>Enhancements</u> | <u>Appropriation</u> |
|-----------------------------------|-------------------|--|----------------------|
| 12 Salaries and wages             | \$6,984,840       | \$1,601,586                            | \$8,586,426          |
| 13 Operating expenses             | 4,714,383         | 1,130,577                              | 5,844,960            |
| 14 Capital assets                 | 5,000             | 0                                      | 5,000                |
| 15 Grants                         | 1,849,225         | 1,020,600                              | 2,869,825            |
| 16 Board of animal health         | 2,299,702         | 78,623                                 | 2,378,325            |
| 17 Wildlife services              | 1,209,000         | (141,600)                              | 1,067,400            |
| 18 Crop harmonization board       | <u>25,000</u>     | <u>25,000</u>                          | <u>50,000</u>        |
| 19 Total all funds                | \$17,087,150      | \$3,714,786                            | \$20,801,936         |
| 20 Less estimated income          | <u>11,388,326</u> | <u>2,479,304</u>                       | <u>13,867,630</u>    |
| 21 Total general fund             | \$5,698,824       | \$1,235,482                            | \$6,934,306          |
| 22 Full-time equivalent positions | 67.50             | 3.00                                   | 70.50                |

23 **SECTION 2. ESTIMATED INCOME - ENVIRONMENT AND RANGELAND**24 **PROTECTION FUND.** The estimated income line item in section 1 of this Act includes the sum

1 of \$3,529,556, or so much of the sum as may be available, from the environment and rangeland  
2 protection fund for the purpose of defraying the expenses of various agriculture department  
3 programs, for the biennium beginning July 1, 2009, and ending June 30, 2011.

4 **SECTION 3. ANHYDROUS AMMONIA STORAGE INSPECTION FUND.** The  
5 estimated income line item in section 1 of this Act includes the sum of \$40,000, or so much of  
6 the sum as may be available, from the anhydrous ammonia storage inspection fund for the  
7 purpose of defraying the expenses of regulating anhydrous ammonia storage facilities, for the  
8 biennium beginning July 1, 2009, and ending June 30, 2011.

9 **SECTION 4. ESTIMATED INCOME - GAME AND FISH FUND.** The estimated income  
10 line item in section 1 of this Act includes the sum of \$968,800, or so much of the sum as may  
11 be necessary, from the game and fish department operating fund for the purpose of defraying  
12 the expenses of various agriculture department programs for the biennium beginning July 1,  
13 2009, and ending June 30, 2011.

14 **SECTION 5. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO**  
15 **SIXTY-SECOND LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time  
16 funding items approved by the sixtieth legislative assembly for the 2007-09 biennium and the  
17 2009-11 one-time funding items included in the appropriation in section 1 of this Act:

| 18 <u>One-Time Funding Description</u> | <u>2007-09</u>  | <u>2009-11</u> |
|--|-----------------|----------------|
| 19 Animal tracking database            | <u>\$90,836</u> | <u>\$0</u>     |
| 20 Total general fund                  | <u>\$90,836</u> | <u>\$0</u>     |

21 The 2009-11 one-time funding amounts are not a part of the entity's base budget for the  
22 2011-13 biennium. The agriculture commissioner shall report to the appropriations committees  
23 of the sixty-second legislative assembly on the use of this one-time funding for the biennium  
24 beginning July 1, 2009, and ending June 30, 2011.

25 **SECTION 6. AMENDMENT.** Section 4-01-21 of the North Dakota Century Code is  
26 amended and reenacted as follows:

27 **4-01-21. Salary of agriculture commissioner.** The annual salary of the agriculture  
28 commissioner is ~~seventy-eight~~ eighty-five thousand ~~five~~ eight hundred ~~ninety-nine~~ thirty dollars  
29 through June 30, ~~2008~~ 2010, and ~~eighty-one~~ ninety thousand ~~seven~~ one hundred ~~forty-three~~  
30 twenty-two dollars thereafter.