PROPOSED AMENDMENTS TO SENATE BILL NO. 2339

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to create and enact a new section to chapter 6-09.4 of the North Dakota Century Code, relating to the financing of housing projects and creation of a public infrastructure revolving loan fund through the public finance authority; to provide an appropriation; and to provide a continuing appropriation.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. A new section to chapter 6-09.4 of the North Dakota Century Code is created and enacted as follows:

Infrastructure revolving loan fund - Continuing appropriation - Rules.

1. The purpose of the infrastructure revolving loan fund is to provide loans for housing-related public infrastructure projects, including those for flood protection, utilities, storm water, roadways, or other project development.

2. An infrastructure revolving loan fund is established to make loans for the purposes described in subsection 1. Moneys in the fund are appropriated on a continuing basis for making loans in accordance with this section. Accounts may be established in the fund as necessary for its management and administration.

3. The public finance authority may manage and administer the infrastructure revolving loan fund and individual accounts in the fund. For those purposes, the authority may exercise all powers provided in this chapter.

4. The project application to the public finance authority must include the following information:

   a. A description of the nature and purpose of the proposed infrastructure project, including an explanation of the need for the project and the reasons why the project is in the public interest;

   b. The estimated cost of the project and the amount of loan sought;

   c. Proposed sources of funding, in addition to loans sought from the infrastructure revolving loan fund; and

   d. The overall benefit of the project.

5. A loan made under this section must:

   a. Bear interest at or below market rates;

   b. Have a repayment term not longer than seven years;

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<li value="c">Be amortized for a term to be determined by the public finance authority, with the remaining balance due on the maturity date of the agreement;
<li value="d">Be subject to repayment of principal and interest beginning not later than two years after the facility financed with a loan has been completed; and
<li value="e">Be disbursed for specific project elements only after all applicable environmental requirements have been met.

<ol start="6">
Twenty percent of the funds available for loan must be reserved for cities with a population of four thousand or less, unless there is an insufficient number of applicants from cities of this size to fill this allotment.
The director of the public finance authority, with the approval of the industrial commission, may adopt policies to implement a program to identify and assist with development of projects eligible for loans under this section. Projects not eligible for state revolving fund funding must be given priority for these funds.
The director of the public finance authority may request the assistance of other agencies of the state as may be necessary for the administration of such projects and such agencies of the state shall provide such assistance.
A loan may be made to a statutory or home rule charter city to finance projects for the purposes described in this section. The loan must be repaid by the city under the terms and conditions provided in this section and established by the public finance authority, agreed to by the city, and backed by the full faith and credit of that city.

SECTION 2. APPROPRIATION. There is appropriated out of any moneys in the strategic investment and improvements fund in the state treasury, not otherwise appropriated, the sum of $50,000,000, or so much of the sum as may be necessary, to the industrial commission for deposit in the infrastructure development revolving loan fund for the purpose of providing loans under section 1 of this Act."

Renumber accordingly