

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2012

Page 1, line 2, replace "section" with "sections"

Page 1, line 2, after "24-02-37" insert "and 39-01-09"

Page 1, line 3, after "expenditures" insert "and parking meters"

Page 1, line 3, remove "and"

Page 1, line 4, after "exemptions" insert "; to provide for studies; and to provide for reports"

Page 1, replace line 13 with:

"Salaries and wages	\$207,778,278	(\$5,903,676)	\$201,874,602"
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Page 1, replace lines 16 through 18 with:

"Grants	<u>62,918,030</u>	<u>4,610,000</u>	<u>67,528,030</u>
Total special funds	\$1,266,540,461	\$2,949,407	\$1,269,489,868
Full-time equivalent positions	1,080.50	(36.50)	1,044.00

SECTION 2. HEALTH INSURANCE INCREASE. The salaries and wages line item in section 1 of this Act includes the sum of \$2,702,395 from other funds for increases in employee health insurance premiums from \$1,130 to \$1,241 per month."

Page 2, line 16, replace "\$5,700,000" with "\$16,300,000"

Page 2, remove lines 20 through 25

Page 3, after line 6, insert:

"SECTION 8. DISPOSITION OF MAINTENANCE SECTION SITES.

Notwithstanding any other provision of law, the department of transportation may discontinue operations of department maintenance section sites in New England, Starkweather, Fessenden, Courtenay, Gackle, Litchville, Finley, and Mayville as provided in this section.

1. During the biennium beginning July 1, 2017, and ending June 30, 2019, the department may not dispose of any property assigned to a section site where operations are being discontinued.
2. The department shall consult with representatives of the political subdivisions in which the section site is located, in the following order: first with the county, second with the city, and third with the township. If requested by any of the political subdivisions, the department shall negotiate a lease agreement with that political subdivision regarding the use of the section site and facilities. The lease agreement must address, at a minimum, the following:
 - a. The political subdivision may use the department's maintenance site and building, road oil tank, and shop equipment contained in the

building. The political subdivision must be responsible for all routine maintenance and utility costs.

- b. If requested by the political subdivision, the department may transfer ownership of an equipped snow plow to the political subdivision. The snow plow must be one that the department intends to dispose of as part of its equipment replacement schedule.
 - c. The department may charge a reasonable fee to the political subdivision under the lease.
 - d. The department shall retain the use of salt buildings located on the property, the right to park one vehicle inside the maintenance building during a major winter storm, the use of an electrical outlet to plug in various vehicles for wintertime loading of deicing materials, and the right to use a portion of the site for a salt and sand pile for winter snow and ice control operations.
 - e. If an emergency occurs in or around a section site, and the department is unable to respond, the political subdivision shall agree to have an individual available to respond to the emergency. The political subdivision shall establish a process that allows emergency response teams to contact the political subdivision to allow it to respond to an emergency occurring within the area currently served by the section site. The response may require the political subdivision to provide snow and ice control on the state highway system.
3. If the department does not enter a lease agreement for a section site during the biennium beginning July 1, 2017, and ending June 30, 2019, the department may dispose of the section site property in accordance with state law.

SECTION 9. DRIVER'S LICENSE SERVICE SITES. During the biennium beginning July 1, 2017, and ending June 30, 2019, the department may not discontinue operations at a driver's licenses service site that processed 600 or more transactions during the prior state fiscal year."

Page 4, after line 17, insert:

"SECTION 11. AMENDMENT. Section 39-01-09 of the North Dakota Century Code is amended and reenacted as follows:

39-01-09. Parking meters prohibited - Exemption.

1. It is unlawful for the state of North Dakota, its political subdivisions, counties, or cities, including home rule counties and cities, and the state department of transportation to establish and maintain any mechanical device or devices known as "parking meters", or by whatever name designated, requiring the deposit therein of coins or tokens for the privilege of parking cars or other vehicles upon the streets and highways in the state of North Dakota. ~~Any and all ordinances and resolutions now existing authorizing the establishment and maintenance of such mechanical devices or parking meters, or by whatever name designated, are hereby declared null and void.~~

2. Notwithstanding subsection 1, if approved by a majority of the voters of the jurisdiction voting on the question at a general election, a political subdivision may approve the use of parking meters.
3. Except for parking meters located on property owned by an institution under the control of the state board of higher education, twenty percent of all revenue generated from the use of parking meters under this section must be deposited in the state public transportation fund.

SECTION 12. DEPARTMENT OF TRANSPORTATION STUDY - SNOW AND ICE CONTROL SERVICES - REPORT TO LEGISLATIVE MANAGEMENT. During the 2017-18 interim, the department of transportation shall study the manner in which it provides snow and ice control services on the state highway system, including the existing costs for these services and any potential savings available in providing these services. Based on its findings, the department shall determine the most efficient and effective manner in which to provide snow and ice control services. The department shall provide a report to the legislative management before to July 1, 2018, regarding the results of the study.

SECTION 13. DEPARTMENT OF TRANSPORTATION STUDY - CONSOLIDATION OF SERVICES - REPORT TO LEGISLATIVE MANAGEMENT - REPORT TO SIXTY-SIXTH LEGISLATIVE ASSEMBLY. During the 2017-18 interim, the department of transportation shall study options to consolidate transportation facilities within Williams County and the Williston district headquarters. The department shall provide the final report, including the results of the study, to the legislative management before July 1, 2018. If the results of the study determine that it is beneficial to consolidate facilities, the department may proceed with consolidation efforts. Before the completion of the study and the determination whether the consolidation of facilities is beneficial, the department may not construct any new buildings at the Williston district headquarters. The department shall provide reports to the appropriations committees of the sixty-sixth legislative assembly regarding the study and the outcomes of the study.

SECTION 14. LEGISLATIVE MANAGEMENT STUDY - TRANSPORTATION FUNDING. During the 2017-18 interim, the legislative management shall consider studying the funding mechanisms and options available to the department of transportation, political subdivisions, and public transportation providers, for road construction, maintenance, other transportation infrastructure needs, and transit services. The legislative management shall report its findings and recommendations, together with any legislation necessary to implement the recommendations, to the sixty-sixth legislative assembly.

SECTION 15. DEPARTMENT OF TRANSPORTATION FEES - REPORT TO BUDGET SECTION. The department of transportation shall report to the legislative management's budget section by September 30, 2017, and by September 30, 2018, regarding all fees charged by the department in comparison to the actual cost of providing the services for which the fee is charged."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Senate Bill No. 2012 - Department of Transportation - House Action

	Base Budget	Senate Version	House Changes	House Version
Salaries and wages	\$207,778,278	\$202,085,692	(\$211,090)	\$201,874,602
Operating expenses	295,762,751	229,381,646		229,381,646
Capital assets	700,081,402	770,705,590		770,705,590
Grants	62,918,030	72,528,030	(5,000,000)	67,528,030
Total all funds	\$1,266,540,461	\$1,274,700,958	(\$5,211,090)	\$1,269,489,868
Less estimated income	1,266,540,461	1,274,700,958	(5,211,090)	1,269,489,868
General fund	\$0	\$0	\$0	\$0
FTE	1080.50	1049.00	(5.00)	1044.00

Department No. 801 - Department of Transportation - Detail of House Changes

	Adjusts Funding for Health Insurance Increases ¹	Removes Funding for a Community Enhancement Program ²	Removes Authorization for 5 FTE Administrator Positions ³	Total House Changes
Salaries and wages	(\$211,090)			(\$211,090)
Operating expenses				
Capital assets				
Grants		(5,000,000)		(5,000,000)
Total all funds	(\$211,090)	(\$5,000,000)	\$0	(\$5,211,090)
Less estimated income	(211,090)	(5,000,000)	0	(5,211,090)
General fund	\$0	\$0	\$0	\$0
FTE	0.00	0.00	(5.00)	(5.00)

¹ Funding for employee health insurance is adjusted to reflect the updated premium amount of \$1,241 per month.

² Funding of \$5 million for a North Dakota community enhancement program is removed. The Senate included \$5 million for this program as recommended by Governor Burgum.

³ Authorization for 5 FTE administrator positions is removed. The funding for the positions remains in the salaries and wages line item and the department may transfer this funding to other line items as necessary for road projects. The Senate removed 31.5 FTE positions and related funding.

This amendment also:

- Adds a section identifying the cost of the health insurance premium increase.
- Increases the use of enhanced state highway investment funding transferred from the general fund to the highway fund by the 2015 Legislative Assembly for matching federal highway construction funds during the 2017-19 biennium from \$5.7 million to \$16.3 million. The Senate authorized the use of \$5.7 million.
- Removes a section authorizing the use of \$5 million in enhanced state highway investment funding transferred from the general fund to the highway fund by the 2015 Legislative Assembly for the North Dakota community enhancement program during the 2017-19 biennium.
- Adds a section directing the department to consult with political subdivisions in the areas where highway maintenance section sites are being closed, before the buildings and vehicles are disposed of.
- Adds a section to amend North Dakota Century Code Section 39-01-09, relating to parking meters, and providing that 20 percent of the revenue generated from parking meters, except those on property of state higher education institutions be deposited in the public transportation fund.
- Adds a section requiring the department to study the manner in which it provides snow and ice control services and to provide a report to the Legislative Management.

- Adds a section requiring the department to study options to consolidate transportation facilities within Williams County and the Williston district headquarters and to provide a report to the Legislative Management, and the 2019 Legislative Assembly.
- Adds a section requiring the Legislative Management to study transportation funding.
- Adds a section directing the department to report annually to the Budget Section during the 2017-18 interim, regarding all fees charged by the agency in comparison to the actual cost incurred for the resulting services provided.
- Adds a section to prohibit the department from closing a driver's license service site that processed 600 or more transactions during the prior state fiscal year.