

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2023

That the House recede from its amendments as printed on pages 1154-1158 of the Senate Journal and pages 1363-1366 of the House Journal and that Engrossed Senate Bill No. 2023 be amended as follows:

Page 1, line 4, after "projects" insert "; to provide a statement of legislative intent" and after "study" insert "; to provide an appropriation; to amend and reenact section 48-01.1-09 of the North Dakota Century Code, relating to the use of a construction manager"

Page 1, line 20, replace "3,500,000" with "3,632,691"

Page 1, line 21, replace "3,300,000" with "3,500,000"

Page 2, line 7, replace "350,000" with "270,000"

Page 2, line 13, replace "28,595,557" with "28,848,248"

Page 2, after line 19, insert:

"The central grasslands research extension center may obtain and utilize federal and other funds to assist in the construction of an office addition at the central grasslands research extension center. There is appropriated to the central grasslands research extension center the sum of \$80,000, or so much of the sum as may be necessary, from any federal acts, private grants, gifts and donations, or other funds that may become available for this project for the period beginning with the effective date of this Act and ending June 30, 2007."

Page 3, line 11, replace "35,895,557" with "36,228,248"

Page 4, after line 2, insert:

**"SECTION 4. LEGISLATIVE INTENT - OLD MAIN RENOVATION.** It is the intent of the fifty-ninth legislative assembly that no state funding be used for any renovation projects of old main at Minot state university - Bottineau."

Page 4, line 4, remove "- HERITAGE CENTER"

Page 4, line 7, remove "This study must include the long-term needs of the North Dakota heritage center."

Page 4, after line 9, insert:

**"SECTION 6. APPROPRIATION - HERITAGE CENTER STUDY.** There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$150,000, or so much of the sum as may be necessary, to the office of management and budget for the purpose of conducting a study regarding an expanded heritage center, including archive storage, exhibit area, and all other such spaces necessary to complete the facility as outlined in the North Dakota state capitol complex master plan dated December 14, 2000. The study also must examine an

alternate location for a comparable replacement facility on the capitol grounds taking into account the cost to retrofit the existing heritage center and long-range plans for the capitol grounds. The office of management and budget shall present the results of the study to the sixtieth legislative assembly.

**SECTION 7. AMENDMENT.** Section 48-01.1-09 of the North Dakota Century Code is amended and reenacted as follows:

**48-01.1-09. Use of construction manager.** If a governing body uses a construction manager on a public improvement, the construction manager must be a licensed contractor. The architect awarded the design contract and the construction manager awarded the construction management contract for a public improvement shall carry out their contractual duties as agents to the public improvement entity. The architect and construction manager may not construct any portion of the public improvement and may not contract with any contractor or subcontractor to construct any portion of the work. The construction manager awarded the contract for ~~construction of~~ a public improvement shall bond the entire cost of the project through a single bond; or through bonds provided by all bid packages and the construction manager's bond for the full amount of the construction manager's services. If the total of the bonds is less than the total project bid, the construction manager shall bond the difference between the total of the bonds and the total project bid."

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**Senate Bill No. 2023 - Summary of Conference Committee Action**

	EXECUTIVE BUDGET	SENATE VERSION	CONFERENCE COMMITTEE CHANGES	CONFERENCE COMMITTEE VERSION	HOUSE VERSION	COMPARISON TO HOUSE
<b>Office of Management and Budget</b>						
Total all funds	\$3,155,000	\$3,155,000	\$150,000	\$3,305,000	\$3,305,000	\$0
Less estimated income	<u>3,155,000</u>	<u>3,155,000</u>		<u>3,155,000</u>	<u>3,155,000</u>	
General fund	\$0	\$0	<u>\$150,000</u>	<u>\$150,000</u>	<u>\$150,000</u>	<u>\$0</u>
<b>Attorney General</b>						
Total all funds	\$3,632,691	\$3,500,000	\$132,691	\$3,632,691	\$3,632,691	\$0
Less estimated income	<u>3,632,691</u>	<u>3,500,000</u>	<u>132,691</u>	<u>3,632,691</u>	<u>3,632,691</u>	
General fund	\$0	\$0	\$0	\$0	\$0	\$0
<b>University of North Dakota</b>						
Total all funds	\$2,331,554	\$2,331,554	\$0	\$2,331,554	\$2,331,554	\$0
Less estimated income	<u>2,331,554</u>	<u>2,331,554</u>		<u>2,331,554</u>	<u>2,331,554</u>	
General fund	\$0	\$0	\$0	\$0	\$0	\$0
<b>North Dakota State University</b>						
Total all funds	\$3,500,000	\$3,300,000	\$200,000	\$3,500,000	\$3,500,000	\$0
Less estimated income	<u>3,500,000</u>	<u>3,300,000</u>	<u>200,000</u>	<u>3,500,000</u>	<u>3,500,000</u>	
General fund	\$0	\$0	\$0	\$0	\$0	\$0
<b>State College of Science</b>						
Total all funds	\$736,000	\$736,000	\$0	\$736,000	\$736,000	\$0
Less estimated income	<u>736,000</u>	<u>736,000</u>		<u>736,000</u>	<u>736,000</u>	
General fund	\$0	\$0	\$0	\$0	\$0	\$0
<b>Dickinson State University</b>						
Total all funds	\$4,100,557	\$4,100,557	\$0	\$4,100,557	\$4,100,557	\$0
Less estimated income	<u>4,100,557</u>	<u>4,100,557</u>		<u>4,100,557</u>	<u>4,100,557</u>	
General fund	\$0	\$0	\$0	\$0	\$0	\$0
<b>Minot State University - Bottineau</b>						
Total all funds	\$0	\$2,500,000	\$0	\$2,500,000	\$2,500,000	\$0
Less estimated income		<u>2,500,000</u>		<u>2,500,000</u>	<u>2,500,000</u>	
General fund	\$0	\$0	\$0	\$0	\$0	\$0
<b>Department of Human Services</b>						
Total all funds	\$455,000	\$0	\$0	\$0	\$0	\$0
Less estimated income	<u>455,000</u>					
General fund	\$0	\$0	\$0	\$0	\$0	\$0

Department of Corrections and Rehabilitation						
Total all funds	\$3,586,510	\$1,564,000	\$0	\$1,564,000	\$1,564,000	\$0
Less estimated income	<u>3,586,510</u>	<u>1,564,000</u>		<u>1,564,000</u>	<u>1,564,000</u>	
General fund	\$0	\$0	\$0	\$0	\$0	\$0
Branch Research Centers						
Total all funds	\$1,320,000	\$2,040,000	\$0	\$2,040,000	\$1,690,000	\$350,000
Less estimated income	<u>1,320,000</u>	<u>2,040,000</u>		<u>2,040,000</u>	<u>1,690,000</u>	<u>350,000</u>
General fund	\$0	\$0	\$0	\$0	\$0	\$0
Main Research Station						
Total all funds	\$4,500,000	\$7,000,000	\$0	\$7,000,000	\$7,000,000	\$0
Less estimated income	<u>4,500,000</u>	<u>7,000,000</u>		<u>7,000,000</u>	<u>7,000,000</u>	
General fund	\$0	\$0	\$0	\$0	\$0	\$0
State Historical Society						
Total all funds	\$1,600,000	\$7,300,000	\$0	\$7,300,000	\$1,600,000	\$5,700,000
Less estimated income	<u>1,600,000</u>	<u>7,300,000</u>		<u>7,300,000</u>	<u>1,600,000</u>	<u>5,700,000</u>
General fund	\$0	\$0	\$0	\$0	\$0	\$0
Parks and Recreation Department						
Total all funds	\$700,000	\$700,000	\$0	\$700,000	\$700,000	\$0
Less estimated income	<u>700,000</u>	<u>700,000</u>		<u>700,000</u>	<u>700,000</u>	
General fund	\$0	\$0	\$0	\$0	\$0	\$0
Bill Total						
Total all funds	\$29,617,312	\$38,227,111	\$482,691	\$38,709,802	\$32,659,802	\$6,050,000
Less estimated income	<u>29,617,312</u>	<u>38,227,111</u>	<u>332,691</u>	<u>38,559,802</u>	<u>32,509,802</u>	<u>6,050,000</u>
General fund	\$0	\$0	\$150,000	\$150,000	\$150,000	\$0

### Senate Bill No. 2023 - Office of Management and Budget - Conference Committee Action

	EXECUTIVE BUDGET	SENATE VERSION	CONFERENCE COMMITTEE CHANGES	CONFERENCE COMMITTEE VERSION	HOUSE VERSION	COMPARISON TO HOUSE
Operating expenses			\$150,000	\$150,000	\$150,000	
Capital assets	<u>\$3,155,000</u>	<u>\$3,155,000</u>		<u>3,155,000</u>	<u>3,155,000</u>	
Total all funds	\$3,155,000	\$3,155,000	\$150,000	\$3,305,000	\$3,305,000	\$0
Less estimated income	<u>3,155,000</u>	<u>3,155,000</u>		<u>3,155,000</u>	<u>3,155,000</u>	
General fund	\$0	\$0	\$150,000	\$150,000	\$150,000	\$0
FTE	0.00	0.00	0.00	0.00	0.00	0.00

### Dept. 110 - Office of Management and Budget - Detail of Conference Committee Changes

	PROVIDES FUNDING FOR A STUDY OF EXPANDING THE HERITAGE CENTER 1	TOTAL CONFERENCE COMMITTEE CHANGES
Operating expenses	\$150,000	\$150,000
Capital assets		
Total all funds	\$150,000	\$150,000
Less estimated income		
General fund	\$150,000	\$150,000
FTE	0.00	0.00

<sup>1</sup> This amendment provides a \$150,000 general fund appropriation to the Office of Management and Budget for the purpose of conducting a study regarding an expansion of the Heritage Center, the same as the House version.

### Senate Bill No. 2023 - Attorney General - Conference Committee Action

	EXECUTIVE BUDGET	SENATE VERSION	CONFERENCE COMMITTEE CHANGES	CONFERENCE COMMITTEE VERSION	HOUSE VERSION	COMPARISON TO HOUSE
Capital assets	<u>\$3,632,691</u>	<u>\$3,500,000</u>	<u>\$132,691</u>	<u>\$3,632,691</u>	<u>\$3,632,691</u>	
Total all funds	\$3,632,691	\$3,500,000	\$132,691	\$3,632,691	\$3,632,691	\$0
Less estimated income	<u>3,632,691</u>	<u>3,500,000</u>	<u>132,691</u>	<u>3,632,691</u>	<u>3,632,691</u>	
General fund	\$0	\$0	\$0	\$0	\$0	\$0
FTE	0.00	0.00	0.00	0.00	0.00	0.00

**Dept. 125 - Attorney General - Detail of Conference Committee Changes**

	RESTORES FUNDING FOR CRIME LAB ADDITION AND RENOVATION <sup>1</sup>	TOTAL CONFERENCE COMMITTEE CHANGES
Capital assets	<u>\$132,691</u>	<u>\$132,691</u>
Total all funds	\$132,691	\$132,691
Less estimated income	<u>132,691</u>	<u>132,691</u>
General fund	\$0	\$0
FTE	0.00	0.00

<sup>1</sup> This amendment fully restores funding for the crime lab addition and renovation to \$3,632,691, the same as the House version.

**Senate Bill No. 2023 - University of North Dakota - Conference Committee Action**

The conference committee did not change the House or Senate version for the University of North Dakota.

**Senate Bill No. 2023 - North Dakota State University - Conference Committee Action**

	EXECUTIVE BUDGET	SENATE VERSION	CONFERENCE COMMITTEE CHANGES	CONFERENCE COMMITTEE VERSION	HOUSE VERSION	COMPARISON TO HOUSE
Capital assets	<u>\$3,500,000</u>	<u>\$3,300,000</u>	<u>\$200,000</u>	<u>\$3,500,000</u>	<u>\$3,500,000</u>	_____
Total all funds	\$3,500,000	\$3,300,000	\$200,000	\$3,500,000	\$3,500,000	\$0
Less estimated income	<u>3,500,000</u>	<u>3,300,000</u>	<u>200,000</u>	<u>3,500,000</u>	<u>3,500,000</u>	_____
General fund	\$0	\$0	\$0	\$0	\$0	\$0
FTE	0.00	0.00	0.00	0.00	0.00	0.00

**Dept. 235 - North Dakota State University - Detail of Conference Committee Changes**

	RESTORES FUNDING FOR HAZARDOUS MATERIAL HANDLING AND STORAGE FACILITY <sup>1</sup>	TOTAL CONFERENCE COMMITTEE CHANGES
Capital assets	<u>\$200,000</u>	<u>\$200,000</u>
Total all funds	\$200,000	\$200,000
Less estimated income	<u>200,000</u>	<u>200,000</u>
General fund	\$0	\$0
FTE	0.00	0.00

<sup>1</sup> This amendment fully restores funding for the hazardous material handling and storage facility to \$3,500,000, the same as the House version.

**Senate Bill No. 2023 - State College of Science - Conference Committee Action**

The conference committee did not change the House or Senate version for the State College of Science.

**Senate Bill No. 2023 - Dickinson State University - Conference Committee Action**

The conference committee did not change the House or Senate version for Dickinson State University.

**Senate Bill No. 2023 - Minot State University - Bottineau - Conference Committee Action**

The conference committee did not change the House or Senate version for Minot State University - Bottineau Thatcher Hall addition but added a section of legislative intent regarding the renovation of Old Main at Minot State University - Bottineau.

**Senate Bill No. 2023 - Department of Human Services - Conference Committee Action**

The conference committee did not change the House or Senate version for the Department of Human Services.

**Senate Bill No. 2023 - Department of Corrections and Rehabilitation - Conference Committee Action**

The conference committee did not change the House or Senate version for the Department of Corrections and Rehabilitation.

**Senate Bill No. 2023 - Branch Research Centers - Conference Committee Action**

The conference committee provided a total of \$350,000 to the Central Grasslands Research Extension Center for an office addition, with \$270,000 from bond proceeds and \$80,000 from federal and other funds. The Senate version provided \$350,000 for the office addition, all from bond proceeds, and the House version had removed funding for this project.

**Senate Bill No. 2023 - Main Research Station - Conference Committee Action**

The conference committee did not change the House or Senate version for the Main Research Station.

**Senate Bill No. 2023 - State Historical Society - Conference Committee Action**

The conference committee provided total funding of \$5,700,000 for the Historical Society and Heritage Center research collections expansion project, consisting of \$5,500,000 of bond proceeds and \$200,000 of federal and other funds, the same as the Senate version. The House had removed funding for this project.

**Senate Bill No. 2023 - Parks and Recreation Department - Conference Committee Action**

The conference committee did not change the House or Senate version for the Parks and Recreation Department.

**Senate Bill No. 2023 - Other Changes - Conference Committee Action**

This amendment also adds a section to amend Section 48-01.1-09 relating to the use of a construction manager, the same as the House version.