

PROPOSED AMENDMENTS TO REENGROSSED HOUSE BILL NO. 1452

In lieu of the amendments adopted by the Senate as printed on pages 1004 through 1006 Journal, Reengrossed House Bill No. 1452 is amended as follows:

Page 1, line 14, after "provide" insert "energy"

Page 1, line 14, remove "low-emission technology"

Page 1, line 14, overstrike "not"

Page 1, line 15, overstrike "less than twenty-five percent of the total energy consumed in the United States" and insert immediately thereafter "low-emission technology"

Page 2, line 1, replace "technologies" with "technology"

Page 2, line 3, after the second underscored comma insert "resilient."

Page 2, line 9, after "commerce" insert ", or the commissioner's designee"

Page 3, line 1, after "commerce" insert ", or the commissioner's designee."

Page 3, line 2, remove the overstrike over "~~four~~"

Page 3, line 2, remove "two"

Page 3, line 4, after "present" insert "to receive"

Page 3, line 4, remove the overstrike over "~~testimony~~"

Page 3, line 4, remove "in coordination"

Page 3, remove line 5

Page 3, line 6, remove "regional leaders and interested persons"

Page 3, line 7, after "policy" insert "and low-emission technology initiative"

Page 3, line 9, overstrike "The legislative assembly shall develop a comprehensive energy policy for the state."

Page 3, line 11, remove "In coordination with"

Page 3, line 12, replace "the state energy research center, the" with "The"

Page 3, line 12, replace "shall" with "may"

Page 3, line 13, after "on" insert "technologies related to"

Page 3, line 14, remove "technology and"

Page 3, line 14, remove "in energy efficiencies for the state"

Page 3, line 15, replace "must" with "may"

Page 3, line 15, remove "environmental benefits;"

Page 3, line 19, after "products" insert "or processes"

Page 3, line 19, replace "units" with "quantities"

Page 3, line 19, after "energy" insert "used"

Page 3, line 21, after the underscored period insert "The commission shall consider and make recommendations on policies to ensure the availability of affordable, reliable, resilient, and sustainable energy in the state; to expand value-added energy; and to expand the opportunities to diversify the use of North Dakota's natural resources, which may increase state tax revenues. The commission shall study and evaluate critical energy infrastructure and shall make recommendations to ensure the state's comprehensive energy policy supports electrical grid reliability and resiliency and supports sufficient dispatchable generation capacity to avoid brownouts, blackouts, or outages."

Page 3, line 23, after the period insert:

"6. The legislative assembly shall consider recommendations from the commission to develop a comprehensive energy policy for the state."

Page 3, line 23, after "report" insert "its recommendations"

Page 3, line 25, overstrike "6." and insert immediately thereafter "7."

Page 4, line 13, replace "without" with "while either increasing or not"

Page 4, line 19, after "impacts" insert "and increase sustainability"

Page 4, line 19, after "production" insert "and delivery"

Page 4, line 24, remove "ex officio."

Page 4, line 24, replace the second "members" with "technical advisors"

Page 4, line 31, remove "ex officio."

Page 4, line 31, replace "members" with "technical advisors"

Page 5, line 24, after "2." insert "The nonvoting technical advisors shall develop a process to review and evaluate projects to determine the technical merits and feasibility of any application, including potential benefits of the development of low-emission technology, the expansion of the development of the state's natural resources or energy production, and the contribution to the economic diversity in the state."

3. The authority may develop a loan program or a loan guarantee program under the clean sustainable energy fund. The Bank of North Dakota shall administer the loan program or loan guarantee program. The interest rate of a loan under this program may not exceed two percent per year. The maximum term of a loan under this section must be approved by the commission based on a recommendation from the authority. The Bank shall review applications for loans or loan guarantees and shall consider the business plan, financial statements, and other information necessary to evaluate the application. To be eligible for a loan or loan guarantee, an entity shall agree to provide the Bank of North Dakota with information as requested. The Bank of North Dakota may develop policies for loan participation with local financial institutions.

4."

Page 5, line 28, after "impacts" insert "and increase sustainability of energy production and delivery"

Page 5, line 31, after "review" insert "conducted by the nonvoting technical advisors of the authority"

Page 6, line 6, replace "3." with "5."

Page 6, line 8, replace "4." with "6."

Page 6, line 21, after the underscored period insert "The commission may develop policies for the approval of loans or loan guarantees issued from the clean sustainable energy fund."

Page 8, line 9, after "**appropriation**" insert "**- Loans - Repayments**"

Page 8, after line 9 insert "1."

Page 8, after line 16, insert:

"2. Any bond proceeds deposited in the fund must be used for loans or loan guarantees. The Bank of North Dakota shall deposit in the fund all principal and interest paid on the loans made from the fund. The Bank may use a portion of the interest paid on the outstanding loans as a servicing fee to pay for administrative costs, not to exceed one-half of one percent of the amount of the interest payment. The Bank shall contract with a certified public accounting firm to audit the fund annually if the fund has any outstanding loans. The cost of the audit must be paid from the fund."

Page 8, line 25, replace "\$40,000,000" with "\$25,000,000"

Renumber accordingly

#### **STATEMENT OF PURPOSE OF AMENDMENT:**

This amendment reduces the general fund appropriation provided by the House from \$40 million to \$25 million.