

Sixty-seventh
Legislative Assembly
of North Dakota

ENGROSSED SENATE BILL NO. 2245

Introduced by

Senators Krebsbach, Burckhard, Hogue, Wanzek

Representatives Fisher, Louser

1 A BILL ~~for an Act to provide an appropriation to the department of commerce for an intermodal~~
2 ~~transportation assistance program.~~ for an Act to provide an appropriation to the agriculture
3 commissioner for an intermodal facility grant program; to provide for a transfer; and to declare
4 an emergency.

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

6 ~~SECTION 1. APPROPRIATION - STRATEGIC INVESTMENT AND IMPROVEMENTS~~
7 ~~FUND - ONE-TIME FUNDING.~~ There is appropriated out of any moneys in the strategic
8 investment and improvements fund in the state treasury, not otherwise appropriated, the sum of
9 \$10,000,000, or so much of the sum as may be necessary, to the department of commerce for
10 the purpose of developing an intermodal transportation assistance program for the biennium
11 beginning July 1, 2021, and ending June 30, 2023. The funding must be used for providing
12 grants to an organization dedicated to the purchase and development of an intermodal
13 transportation facility and expansion of intermodal infrastructure in the state. Grant funds
14 awarded must be used for the purchase of infrastructure assets, real property, and equipment
15 necessary for successful intermodal rail service in the state. The department of commerce shall
16 establish guidelines for the awarding of grants under the program. This funding is considered a
17 one-time funding item. _____

18 **SECTION 1. APPROPRIATION - TRANSFER - BEGINNING FARMER REVOLVING LOAN**
19 **FUND - INTERMODAL FACILITY GRANT PROGRAM - ONE-TIME FUNDING.** As requested
20 by the agriculture commissioner, the Bank of North Dakota shall transfer the sum of \$2,500,000,
21 or so much of the sum as may be necessary, from the beginning farmer revolving loan fund to
22 the agriculture commissioner for deposit in the agriculture commissioner operating fund, the
23 sum of which is appropriated to the agriculture commissioner for the purpose of a grant program
24 for expanding rail capacity to enhance the value of agriculture and commercial products

1 exported through an intermodal facility in North Dakota for the period beginning with the
2 effective date of this Act and ending June 30, 2023. This funding is considered a one-time
3 funding item.

- 4 1. The agriculture commissioner shall establish guidelines for awarding grants under the
5 intermodal facility grant program.
- 6 2. Grants may be awarded only to an organization dedicated to the expansion of rail
7 capacity at an existing intermodal facility in the state connected to and served by a
8 class I railroad. Grant funds may be used only to pay for engineering costs, labor,
9 equipment, and materials related to rail track expansion.
- 10 3. To qualify for the program, an organization and any entity owning assets of the
11 intermodal facility shall agree to repay up to \$2,500,000, or the amount of the grant
12 spent on rail track expansion, to the agriculture commissioner for transfer to the Bank
13 of North Dakota for deposit in the beginning farmer revolving loan fund if intermodal
14 facility assets are sold for at least \$10,000,000. If intermodal facility assets are sold for
15 less than \$10,000,000, the amount of grant funding repaid must be proportional to the
16 sales price as a percentage of \$10,000,000.

17 **SECTION 2. EMERGENCY.** This Act is declared to be an emergency measure.