

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2245

That the House recede from its amendments as printed on pages 1223-1225 of the Senate Journal and pages 1403-1405 of the House Journal and that Engrossed Senate Bill No. 2245 be amended as follows:

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to provide an appropriation to the agriculture commissioner for an intermodal facility grant program; and to declare an emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. APPROPRIATION - FEDERAL CORONAVIRUS CAPITAL PROJECTS FUND - INTERMODAL FACILITY CONSTRUCTION GRANT PROGRAM - ONE-TIME FUNDING. There is appropriated from federal funds derived from the federal coronavirus capital projects fund, not otherwise appropriated, the sum of \$2,000,000, or so much of the sum as may be necessary, to the agriculture commissioner for the purpose of an intermodal facility grant program for capital construction projects that will expand rail capacity to support economic and workforce development and growth and enhance the value of agriculture and commercial products exported through an intermodal facility in North Dakota for the period beginning with the effective date of this Act and ending June 30, 2023. This funding is considered a one-time funding item.

1. The agriculture commissioner shall establish guidelines for awarding grants under the program.
2. Grants may be awarded only to an organization dedicated to the expansion of rail capacity at an existing intermodal facility in the state connected to and served by a class I railroad. Grant funds may be used only to pay for capital costs associated with engineering, labor, equipment, and materials related to rail track expansion.
3. The funding provided under this section may be spent only to the extent the director of the office of management and budget, in consultation with the budget section, determines the use of the funding complies with federal guidance for the federal coronavirus capital projects fund.

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

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Senate Bill No. 2245 - Summary of Conference Committee Action

| | Base Budget | Senate Version | Conference Committee Changes | Conference Committee Version | House Version | Comparison to House |
|---|-------------|----------------|------------------------------|------------------------------|---------------|---------------------|
| Department of Commerce Total all funds | \$0 | \$10,000,000 | (\$10,000,000) | \$0 | \$0 | \$0 |

| | | | | | | |
|---------------------------|------|--------------|---------------|-------------|-------------|-------------|
| Less estimated income | 0 | 10,000,000 | (10,000,000) | 0 | 0 | 0 |
| General fund | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| FTE | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Department of Agriculture | | | | | | |
| Total all funds | \$0 | \$0 | \$2,000,000 | \$2,000,000 | \$2,500,000 | (\$500,000) |
| Less estimated income | 0 | 0 | 2,000,000 | 2,000,000 | 2,500,000 | (500,000) |
| General fund | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| FTE | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Bill total | | | | | | |
| Total all funds | \$0 | \$10,000,000 | (\$8,000,000) | \$2,000,000 | \$2,500,000 | (\$500,000) |
| Less estimated income | 0 | 10,000,000 | (8,000,000) | 2,000,000 | 2,500,000 | (500,000) |
| General fund | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| FTE | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |

Senate Bill No. 2245 - Department of Commerce - Conference Committee Action

| | Base Budget | Senate Version | Conference Committee Changes | Conference Committee Version | House Version | Comparison to House |
|--------------------------------------|-------------|----------------|------------------------------|------------------------------|---------------|---------------------|
| Intermodal transportation assistance | | \$10,000,000 | (\$10,000,000) | | | |
| Total all funds | \$0 | \$10,000,000 | (\$10,000,000) | \$0 | \$0 | \$0 |
| Less estimated income | 0 | 10,000,000 | (10,000,000) | 0 | 0 | 0 |
| General fund | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| FTE | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |

Department 601 - Department of Commerce - Detail of Conference Committee Changes

| | Removes Funding for Intermodal Transportation Assistance Program ¹ | Total Conference Committee Changes |
|--------------------------------------|---|------------------------------------|
| Intermodal transportation assistance | (\$10,000,000) | (\$10,000,000) |
| Total all funds | (\$10,000,000) | (\$10,000,000) |
| Less estimated income | (10,000,000) | (10,000,000) |
| General fund | \$0 | \$0 |
| FTE | 0.00 | 0.00 |

¹ One-time funding of \$10 million from the strategic investment and improvements fund appropriated by the Senate to the Department of Commerce for an intermodal transportation assistance program is removed. The House also removed this appropriation.

Senate Bill No. 2245 - Department of Agriculture - Conference Committee Action

| | Base Budget | Senate Version | Conference Committee Changes | Conference Committee Version | House Version | Comparison to House |
|----------------------------|-------------|----------------|------------------------------|------------------------------|---------------|---------------------|
| Intermodal facility grants | | | \$2,000,000 | \$2,000,000 | \$2,500,000 | (\$500,000) |
| Total all funds | \$0 | \$0 | \$2,000,000 | \$2,000,000 | \$2,500,000 | (\$500,000) |
| Less estimated income | 0 | 0 | 2,000,000 | 2,000,000 | 2,500,000 | (500,000) |
| General fund | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| FTE | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |

Department 602 - Department of Agriculture - Detail of Conference Committee Changes

| | Adds One-Time Funding for Intermodal Grant Program¹ | Total Conference Committee Changes |
|----------------------------|---|---|
| Intermodal facility grants | \$2,000,000 | \$2,000,000 |
| Total all funds | \$2,000,000 | \$2,000,000 |
| Less estimated income | 2,000,000 | 2,000,000 |
| General fund | \$0 | \$0 |
| FTE | 0.00 | 0.00 |

¹ One-time funding of \$2 million from the federal Coronavirus Capital Projects Fund is appropriated to the Agriculture Commissioner for an intermodal facility construction grant program. Grants may be awarded only to an organization dedicated to the expansion of rail capacity at an existing intermodal facility in the state connected to and served by a Class I railroad. Grant funds may be used only to pay for capital costs associated with engineering, labor, equipment, and materials related to rail track expansion. An emergency clause is added.

The House provided a \$2.5 million appropriation to the Agriculture Commissioner from the beginning farmer revolving loan fund. The House's amendments, which were not approved by the Conference Committee, included a provision that if facility assets are sold, all or a portion of the grant amount must be repaid.