

AGENDA

**Industrial Commission of North Dakota
Tuesday, October 24, 2017
Governor's Conference Room - 1:00 p.m.**

- I. North Dakota Department of Mineral Resources Business – *Lynn Helms*
 - A. **Consideration of orders for the following cases heard on August 23, September 20 and 21, 2017:** (Attachment 1)
 - Case 26014, Order 28428 - confiscation of production-related equipment and salable oil
 - Case 26015, Order 28429 - confiscation of production-related equipment and salable oil
 - Case 26016, Order 28430 - confiscation of production-related equipment and salable oil
 - Case 26017, Order 28431 - confiscation of production-related equipment and salable oil
 - Case 26063, Order 28476 - confiscation of injection-related equipment and salable oil/access to records
 - Case 26068, Order 28481 - temporary period exception to flaring provisions
 - Case 26069, Order 28482 - temporary period exception to flaring provisions
 - Case 26070, Order 28483 - temporary period exception to flaring provisions
 - Case 26035, Order 28449 - temporary authority for injection wells for enhanced oil recovery
 - Case 26102, Order 28516 - waiver of requirement for bonds for stratigraphic test holes
 - B. **Consideration of contract for a study of the best techniques for remediating soil compaction due to oil and gas operations on well and facility sites in North Dakota. HB 1347, Section 2 (d).** (Attachment 2)
 - C. **Consideration of 2018 Oil and Gas Division Hearing Schedule** (Attachment 3)
 - D. Federal Updates:
 - 1) **Consideration of comments on the Bureau of Land Management's proposal to temporarily suspend or delay certain requirements contained in the 2016 final Waste Prevention Rule (also known as the Venting and Flaring Rule) until January 17, 2019. Comments are due by no later than November 6, 2017.** (Attachment 4)
 - 2) **Consideration of comments on the Bureau of Land Management's Notice of Intent to amend Land Use Plans regarding Greater Sage-Grouse Conservation and Prepare Associated Environmental Impact Statements or Environmental Assessments. Comments are due by no later than November 27, 2017.** (Attachment 5)
 - 3) Report on involvement on the Department of Interior Royalty Policy Committee.
 - E. Other North Dakota Department of Mineral Resources business

(approximately 2:00 p.m.)

- II. North Dakota Pipeline Authority Business – *Justin Kringstad*
 - A. Presentation of Pipeline Authority 2017 Annual Report (Attachment 6)
 - B. Presentation of Pipeline Authority Fund Annual Financial Report (Attachment 7)
 - C. Presentation of Pipeline Authority quarterly report (Attachment 8)
 - D. Other North Dakota Pipeline Authority business

(approximately 2:35 p.m.)

- III. Renewable Energy Program - *Jay Schuler/Andrea Pfennig*
 - A. Presentation of Renewable Energy Program Fund Financial Report (Attachment 9) - *Karlene Fine*
 - B. **Consideration of Renewable Energy Council recommendations on the following Grant Round 34 application:**
 - 1. **R034-C - Integrated Carbon Capture and Storage for North Dakota Ethanol Production - Phase II;** Submitted by EERC, Total Project Costs - \$690,000; Amount Requested - \$345,000 (Attachment 10)
 - C. **Consideration of a request for confidentiality of certain information of the Integrated Carbon Capture and Storage for North Dakota Ethanol Production - Phase II reports** (Attachment 11) - *Karlene Fine*
 - D. **Consideration of a request for a special grant round from the University of North Dakota** (Attachment 12) - *Karlene Fine*
 - E. Other Renewable Energy Program business

(approximately 3:05 p.m.)

- IV. North Dakota Housing Finance Agency Business – *Jolene Kline* -
 - A. Presentation of Housing Finance Agency Quarterly Report (Attachment 13)
 - B. Other North Dakota Housing Finance Agency business

(approximately 3:25 p.m.)

- V. Western Area Water Supply Authority business – *Jaret Wirtz/Karlene Fine*
 - A. Presentation of Western Area Water Supply Authority September Financial Report and Debt Reduction Report - *Karlene Fine* (Attachment 14)
 - B. Update on sales and current activity - *Jaret Wirtz*
 - C. Other WAWSA business

(approximately 3:35 p.m.)

- VI. Bank of North Dakota Business – *Eric Hardmeyer*
 - A. Presentations of the following audits - *Shane Husar, Eide Bailly*
 - 1. Ag PACE Fund - June 30, 2017 (Attachment 15)
 - 2. PACE Fund - June 30, 2017 (Attachment 16)
 - 3. Rebuilders Loan Program - June 30, 2017 (Attachment 17)
 - 4. Medical Infrastructure Loan Program - June 30, 2017 (Attachment 18)
 - 5. Addiction Counselor Internship Loan program - June 30, 2017 (Attachment 19)
 - 6. Infrastructure Revolving Loan Fund - June 30, 2017 (Attachment 20)

- B. **Consideration of Resolution Authorizing Certain BND Employees to Execute Loan Instruments** (Attachment 21)
- C. **Consideration of 2018 BND Holiday Schedule** (Attachment 22)
- D. **Consideration of Amendments to the Advisory Board of Directors to the Bank of North Dakota Policy** (Attachment 23)
- E. Presentation of BND Third Quarter 2017 Performance Highlights (Attachment 24)
- F. Presentation of non-confidential Bank of North Dakota Advisory Board July 27 and August 18, 2017 meeting minutes (Attachment 25)
- G. Other Bank of North Dakota business

*****Meeting closed pursuant to N.D.C.C. 6-09-35 to discuss items listed below on the agenda under Bank of North Dakota Confidential Business*****

- VII. Bank of North Dakota Confidential Business – *Eric Hardmeyer* -
 - A. **Consideration of Bank of North Dakota loan applications** (Attachments 26 & 27)
 - B. Presentation of the following confidential quarterly reports:
 - 1. Non-Accrual Loans Quarterly Recap/Detail (Attachment 28)
 - 2. Problem Loans - Adversely Classified Quarterly Recap (Attachment 29)
 - 3. Loan Charge-Offs and Recoveries Y.T.D. as of 9/30/2017 (Attachment 30)
 - C. Presentation of confidential Bank of North Dakota Advisory Board July 27 and August 18, 2017 meeting minutes (Attachment 31)
 - D. Other Bank of North Dakota confidential (as defined under N.D.C.C. 6-09-35) business

*****Meeting returns to open session*****

(approximately 4:35 p.m.)

- VIII. North Dakota Building Authority Business – *Karlene Fine*
 - A. **Consideration of General Authorization Resolution for the North Dakota Building Authority Facilities Improvement Refunding Bonds 2017 Series A \$18,560,000** (Attachment 32)
 - B. Other North Dakota Building Authority business

- IX. Administrative Business – *Karlene Fine*
 - A. **Consideration of request from the North Dakota State Investment Board for approval of Investment Board Management of the Tobacco Prevention and Control Trust Fund on behalf of the Office of Management and Budget** (Attachment 33).
 - B. Other Industrial Commission Administrative business

- X. Other Industrial Commission Business/Adjournment

Bold items require Industrial Commission action

Any person who requires an auxiliary aid or service must contact or notify the Industrial Commission Office at 328-3722 at least three (3) working days prior to the scheduled meeting.