

2015 Legislation

During the 2015 Legislative Session there were several bills that mentioned the Outdoor Heritage Fund. There were a couple of bills that contained references to the funding level for the Outdoor Heritage Fund and House Bill 1409 which dealt with policy issues. By the end of session, House Bill 1409 became the vehicle for the policy changes as well as the funding level for the Outdoor Heritage Fund. Attached is a copy of House Bill 1409. This bill is effective July 1, 2015 with subsection 2 of 54-17.8-05 effective on April 23, 2015 when the Governor signed the bill.

The following is a summary of the policy changes in House Bill 1409 with some comments on the implementation of these provisions.

2015 Legislative Changes
Proposed Implementation

(The Advisory Board/Commission may choose to make effective for Grant Round 5 Applications)

New Law:

The commission or a grantee may not use grant funds, except after a finding of exceptional circumstances by the commission, to finance:

- a. A completed project or project commenced before the grant application;
- b. A feasibility or research study;
- c. Maintenance costs;
- d. A paving project for a road or parking lot;
- e. A swimming pool or aquatic park;
- f. Personal property that is not affixed to the land;
- g. Playground equipment, except that grant funds may be provided for up to twenty-five percent of the cost of the equipment not exceeding ten thousand dollars per project and all playground equipment grants may not exceed five percent of the total grants per year.
- h. A building except for building that is included as part of a comprehensive conservation plan for a new or expanded recreational project; or
- i. A project in which the applicant is not directly involved in execution and completion of the project.

Implementation -

- d. *A paving project for a road or parking lot.*

GR5-17 application includes a paved parking lot to meet ADA requirements. This would not be eligible for OHF funding.

- f. *Personal property that is not affixed to the land.*

Could impact 319 projects: Will no longer be able to include portable windbreaks.

Potential impact on the GR5-11, GR5-14

- g. *Playground equipment* - This topic was discussed by the Technical Committee. One position that the Advisory Board/Commission could take is that the only costs that be considered are the actual costs of the playground equipment - for purposes of this calculation cannot include freight or installation or ground materials, removal of old equipment, etc. Just the costs of the actual playground equipment (a bid or invoice showing the amount of the

equipment costs must be provided). This would impact the following applications: GR5-05; GR5-10; GR5-13; GR5-17; GR5-20. See attached spread sheet.

h. *No buildings will be financed with OHF funding except for a building that is included as part of a comprehensive conservation plan for a new or expanded recreational project.* After discussion with the Technical Committee there are some issues for the Advisory Board to consider. See attached spread sheet.

- What is the definition of building? Two definitions were discussed -- a building is a structure with four walls or a building is any constructed structure with a foundation. Within this Grant Round 5 there are three applications that have structures with four walls -- GR5-16 GR5-18; GR5-27 and two applications that had structures with no walls but with a roof (picnic shelters) -- GR5-07; GR5-19
- What is the Advisory Board's concept of a comprehensive conservation plan? This would impact the following applications depending on how you definite building: GR5-07; GR5-16; GR5-18; GR5-19; GR5-27. Here are some options for the Advisory Board to consider:
 - A detailed plan that has been formally adopted by the governing board which includes goals and objectives, must show how it is conserving natural areas, an indication that multiple parties provided input into the plan, timelines for accomplishing the goals and objectives, who will have ongoing responsibility for maintaining the recreational project; could include maps showing the development plans for the conservation area; etc.
 - A detailed plan for the protection or preservation of wildlife and fish habitat or natural areas.
- How does the applicant show that?
 - The applicant must provide a written document that a comprehensive conservation plan has been formally adopted by the governing board of the applicant;

and that it must be for a new and expanded recreational project

- Technical Committee discussion leaned towards it cannot be a replacement building. It may be a new building but it also must be a new recreational project (or an expanded project.) However, expansion could mean additional land or expansion of an existing building. A recommendation to the Industrial Commission is being requested.

Under 54-17.8-05 the following language (in italics) was added to the law and was effective on April 23, 2015:

2. *Place conditions on an offer or a grant including a limit on the duration of an offer*

Recommendation: The Advisory Board/Commission can set a limit on duration of an offer on each application or if there isn't a specific date indicated in the application for implementation of the project, then the applicant has until the next Outdoor Heritage Fund Advisory Board meeting to sign the contract and get the project underway or the commitment for funding will be terminated and the applicant may resubmit.

A "requirement" of matching funds.

Recommendation: Previously the OHF Advisory Board had recommended a 25% match. The Industrial Commission had changed that to 25% match encouraged. Now that the Legislature has included language about a match, is the Advisory Board's recommendation 25%?

Limit the source of the matching funds, and the commission shall exclude any money appropriated from the state general fund from use as matching funds unless the legislative assembly authorizes the use of state general fund money as matching funds.

Recommendation: No General Fund matching dollars unless legislatively appropriated. Are there any other limits on sources of matching funds that the Advisory Board would recommend?

3. *Approve expenditures for staffing or an outside consultant to design and implement an approved project based on the documented need of the applicant* The applicants will be asking what we want to see regarding “documented need of the applicant”. The Technical Committee had some discussion on this point.

Recommendation: The applicant should include in their application a statement why there is a need for funding to pay for staffing or to retain an outside consultant. We could include on our budget form the following statement: If you are requesting OHF funding for staffing or for an outside consultant please provide information on the need for OHF funding to cover these costs. For example, if you are an entity that has engineering staff you may want to explain why you don't have sufficient staff to do the work or if specific expertise is needed or whatever the reason is for your entity to retain an outside consultant. If it is a reimbursement for staff time then some explanation of why OHF dollars are needed to pay for the costs of that staff member's time. The budget form should reflect the specific dollar amount being requested for staffing and/or the hiring of an outside consultant.

and the expenditures may not exceed five percent of the grant to a grantee if the grant exceeds \$250,000 and expenditures may not exceed 10% of the grant to a grantee if the grant is \$250,000 or less;

Recommendation: Technical Committee discussion suggested that this calculation should not include the costs for the consultant or staff. For example on the GR5-28 application they have requested \$660,000 of OHF funding with \$60,000 being for staffing. Under the suggestion made by the Technical Committee the calculation would be made on the amount of \$600,000 which would result in OHF funding of \$30,000. If the application was approved the amount of the award would be \$630,000. If the Advisory Board determines that the expenditures should be based on the full request then in this example they would receive \$633,000

**Sixty-fourth Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 6, 2015**

HOUSE BILL NO. 1409
(Representatives Porter, Carlson, Hunskor, Toman)
(Senators Carlisle, Murphy, Schaible, Unruh)

AN ACT to amend and reenact sections 54-17.8-03 and 54-17.8-05, subdivision c of subsection 1 of section 54-17.8-06, and section 57-51-15 of the North Dakota Century Code, relating to the funding and purposes of the North Dakota outdoor heritage fund and the outdoor heritage advisory board; to provide an effective date; and to declare an emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 54-17.8-03 of the North Dakota Century Code is amended and reenacted as follows:

54-17.8-03. North Dakota outdoor heritage fund purposes.

1. The commission shall use the fund to provide grants to state agencies, tribal governments, political subdivisions, and nonprofit organizations, with higher priority given to enhance conservation practices in this state by:
 - a. ~~Provide~~Providing access to private and public lands for sportsmen, including projects that create fish and wildlife habitat and provide access for sportsmen;
 - b. ~~Improve~~Improving, ~~maintain~~maintaining, and ~~restor~~restoring water quality, soil conditions, plant diversity, animal systems, and ~~to support~~by supporting other practices of stewardship to enhance farming and ranching;
 - c. ~~Develop~~Developing, ~~enhance~~enhancing, ~~conserve~~conserving, and ~~restor~~restoring wildlife and fish habitat on private and public lands; and
 - d. ~~Conserve~~Conserving natural areas and creating other areas for recreation through the establishment and development of parks and other recreation areas.
2. The commission or grantee may not use the fund, in any manner, to finance:
 - a. Litigation;
 - b. Lobbying activities;
 - c. Any activity that would interfere, disrupt, or prevent activities associated with surface coal mining operations; sand, gravel, or scoria extraction activities; oil and gas operations; or other energy facility or infrastructure development;
 - d. The acquisition of land or to encumber any land for a term longer than twenty years; or
 - e. Projects outside this state or projects that are beyond the scope of defined activities that fulfill the purposes of this chapter.
3. The commission or a grantee may not use grant funds, except after a finding of exceptional circumstances by the commission, to finance:
 - a. A completed project or project commenced before the grant application;
 - b. A feasibility or research study;

- c. Maintenance costs;
- d. A paving project for a road or parking lot;
- e. A swimming pool or aquatic park;
- f. Personal property that is not affixed to the land;
- g. Playground equipment, except that grant funds may be provided for up to twenty-five percent of the cost of the equipment not exceeding ten thousand dollars per project and all playground equipment grants may not exceed five percent of the total grants per year;
- h. A building except for building that is included as part of a comprehensive conservation plan for a new or expanded recreational project; or
- i. A project in which the applicant is not directly involved in execution and completion of the project.

SECTION 2. AMENDMENT. Section 54-17.8-05 of the North Dakota Century Code is amended and reenacted as follows:

54-17.8-05. Powers and duties of commission.

The commission is granted all the powers necessary or appropriate to carry out and effectuate the purposes of this chapter, including the power to:

1. Make grants to a state agency, a tribal government, a political subdivision, ~~and~~ a nonprofit organization;
2. Place conditions on an offer or a grant including a limit on the duration of an offer, a requirement of matching funds, and limit the source of the matching funds, and the commission shall exclude any money appropriated from the state general fund from use as matching funds unless the legislative assembly authorizes the use of state general fund money as matching funds;
3. Approve expenditures for staffing or an outside consultant to design and implement an approved project based on the documented need of the applicant and the expenditures may not exceed five percent of the grant to a grantee if the grant exceeds two hundred fifty thousand dollars and expenditures may not exceed ten percent of the grant to a grantee if the grant is two hundred fifty thousand dollars or less;
4. Enter contracts or agreements to carry out the purposes of this chapter, including authority to contract for the administration of the fund and staffing for the advisory board;
- 3-5. Accept donations, grants, contributions, and gifts from any public or private source; and
- 4-6. Adopt policies and rules necessary to effectuate the purposes of this chapter.

SECTION 3. AMENDMENT. Subdivision c of subsection 1 of section 54-17.8-06 of the North Dakota Century Code is amended and reenacted as follows:

- c. Four members from the conservation community. The governor shall appoint ~~from a list of nominations one member from ducks unlimited of North Dakota, one member from the North Dakota chapter of pheasants forever, and two~~ the members from the conservation community at large of statewide conservation groups.

SECTION 4. AMENDMENT. Section 57-51-15 of the North Dakota Century Code is amended and reenacted as follows:

57-51-15. (Effective for taxable events occurring through June 30, 2015) Gross production tax allocation.

The gross production tax must be allocated monthly as follows:

1. First the tax revenue collected under this chapter equal to one percent of the gross value at the well of the oil and one-fifth of the tax on gas must be deposited with the state treasurer who shall:
 - a. Allocate to each hub city a monthly amount that will provide a total allocation of three hundred seventy-five thousand dollars per fiscal year for each full or partial percentage point of its private covered employment engaged in the mining industry, according to data compiled by job service North Dakota;
 - b. Allocate to each hub city school district a monthly amount that will provide a total allocation of one hundred twenty-five thousand dollars per fiscal year for each full or partial percentage point of the hub city's private covered employment engaged in the mining industry, according to data compiled by job service North Dakota;
 - c. Credit revenues to the oil and gas impact grant fund, but not in an amount exceeding two hundred forty million dollars per biennium;
 - d. Credit ~~four~~eight percent of the amount available under this subsection to the North Dakota outdoor heritage fund, but not in an amount exceeding ~~fifteen~~twenty million dollars in a state fiscal year and not in an amount exceeding ~~thirty~~forty million dollars per biennium;
 - e. Credit four percent of the amount available under this subsection to the abandoned oil and gas well plugging and site reclamation fund, but not in an amount exceeding five million dollars in a state fiscal year and not in an amount that would bring the balance in the fund to more than seventy-five million dollars; and
 - f. Allocate the remaining revenues under subsection 3.
2. After deduction of the amount provided in subsection 1, annual revenue collected under this chapter from oil and gas produced in each county must be allocated as follows:
 - a. The first five million dollars is allocated to the county.
 - b. Of all annual revenue exceeding five million dollars, twenty-five percent is allocated to the county.
3. After the allocations under subsections 1 and 2, the amount remaining is allocated first to provide for deposit of thirty percent of all revenue collected under this chapter in the legacy fund as provided in section 26 of article X of the Constitution of North Dakota and the remainder must be allocated to the state general fund. If the amount available for a monthly allocation under this subsection is insufficient to deposit thirty percent of all revenue collected under this chapter in the legacy fund, the state treasurer shall transfer the amount of the shortfall from the state general fund share of oil extraction tax collections and deposit that amount in the legacy fund.
4. For a county that received less than five million dollars of allocations under subsection 2 in the most recently completed state fiscal year, revenues allocated to that county must be distributed by the state treasurer as follows:
 - a. Forty-five percent must be distributed to the county treasurer and credited to the county general fund. However, the allocation to a county under this subdivision must be credited to the state general fund if in a taxable year after 2012 the county is not levying a total of

- at least ten mills for combined levies for county road and bridge, farm-to-market and federal aid road, and county road purposes.
- b. Thirty-five percent of all revenues allocated to any county for allocation under this subsection must be apportioned by the state treasurer no less than quarterly to school districts within the county, excluding consideration of and allocation to any hub city school district in the county, on the average daily attendance distribution basis, as certified to the state treasurer by the county superintendent of schools.
 - c. Twenty percent must be apportioned no less than quarterly by the state treasurer to the incorporated cities of the county. A hub city must be omitted from apportionment under this subdivision. Apportionment among cities under this subsection must be based upon the population of each incorporated city according to the last official decennial federal census. In determining the population of any city in which total employment increases by more than two hundred percent seasonally due to tourism, the population of that city for purposes of this subdivision must be increased by eight hundred percent.
5. For a county that received five million dollars or more of allocations under subsection 2 in the most recently completed state fiscal year, revenues allocated to that county must be distributed by the state treasurer as follows:
- a. Sixty percent must be distributed to the county treasurer and credited to the county general fund. However, the allocation to a county under this subdivision must be credited to the state general fund if in a taxable year after 2012 the county is not levying a total of at least ten mills for combined levies for county road and bridge, farm-to-market and federal aid road, and county road purposes.
 - b. Five percent must be apportioned by the state treasurer no less than quarterly to school districts within the county on the average daily attendance distribution basis for kindergarten through grade twelve students residing within the county, as certified to the state treasurer by the county superintendent of schools. However, a hub city school district must be omitted from consideration and apportionment under this subdivision.
 - c. Twenty percent must be apportioned no less than quarterly by the state treasurer to the incorporated cities of the county. A hub city must be omitted from apportionment under this subdivision. Apportionment among cities under this subsection must be based upon the population of each incorporated city according to the last official decennial federal census. In determining the population of any city in which total employment increases by more than two hundred percent seasonally due to tourism, the population of that city for purposes of this subdivision must be increased by eight hundred percent.
 - d. Three percent must be apportioned no less than quarterly by the state treasurer among the organized and unorganized townships of the county. The state treasurer shall apportion the funds available under this subdivision among townships in the proportion that township road miles in the township bear to the total township road miles in the county. The amount apportioned to unorganized townships under this subdivision must be distributed to the county treasurer and credited to a special fund for unorganized township roads, which the board of county commissioners shall use for the maintenance and improvement of roads in unorganized townships.
 - e. Three percent must be allocated by the state treasurer among the organized and unorganized townships in all the counties that received five million dollars or more of allocations under subsection 2 in the most recently completed state fiscal year. The amount available under this subdivision must be allocated no less than quarterly by the state treasurer in an equal amount to each eligible organized and unorganized township. The amount allocated to unorganized townships under this subdivision must be distributed to the county treasurer and credited to a special fund for unorganized

township roads, which the board of county commissioners shall use for the maintenance and improvement of roads in unorganized townships.

- f. Nine percent must be allocated by the state treasurer among hub cities. The amount available for allocation under this subdivision must be apportioned by the state treasurer no less than quarterly among hub cities. Sixty percent of funds available under this subdivision must be distributed to the hub city receiving the greatest percentage of allocations to hub cities under subdivision a of subsection 1 for the quarterly period, thirty percent of funds available under this subdivision must be distributed to the hub city receiving the second greatest percentage of such allocations, and ten percent of funds available under this subdivision must be distributed to the hub city receiving the third greatest percentage of such allocations.
6. Within thirty days after the end of each calendar year, the board of county commissioners of each county that has received an allocation under this section shall file a report for the calendar year with the commissioner, in a format prescribed by the commissioner, including:
 - a. The county's statement of revenues and expenditures; and
 - b. The amount allocated to or for the benefit of townships or school districts, the amount allocated to each organized township or school district and the amount expended from each such allocation by that township or school district, the amount expended by the board of county commissioners on behalf of each unorganized township for which an expenditure was made, and the amount available for allocation to or for the benefit of townships or school districts which remained unexpended at the end of the fiscal year.

Within fifteen days after the time when reports under this subsection were due, the commissioner shall provide the reports to the legislative council compiling the information from reports received under this subsection.

(Effective for taxable events occurring after June 30, 2015) Gross production tax allocation.

The gross production tax must be allocated monthly as follows:

1. First the tax revenue collected under this chapter equal to one percent of the gross value at the well of the oil and one-fifth of the tax on gas must be deposited with the state treasurer who shall:
 - a. Allocate five hundred thousand dollars per fiscal year to each city in an oil-producing county which has a population of seven thousand five hundred or more and more than two percent of its private covered employment engaged in the mining industry, according to data compiled by job service North Dakota. The allocation under this subdivision must be doubled if the city has more than seven and one-half percent of its private covered employment engaged in the mining industry, according to data compiled by job service North Dakota;
 - b. Credit revenues to the oil and gas impact grant fund, but not in an amount exceeding one hundred million dollars per biennium;
 - c. Credit ~~four~~eight percent of the amount available under this subsection to the North Dakota outdoor heritage fund, but not in an amount exceeding ~~fifteen~~twenty million dollars in a state fiscal year and not in an amount exceeding ~~thirty~~forty million dollars per biennium;
 - d. Credit four percent of the amount available under this subsection to the abandoned oil and gas well plugging and site reclamation fund, but not in an amount exceeding five million dollars in a state fiscal year and not in an amount that would bring the balance in the fund to more than seventy-five million dollars; and

- e. Allocate the remaining revenues under subsection 3.
2. After deduction of the amount provided in subsection 1, annual revenue collected under this chapter from oil and gas produced in each county must be allocated as follows:
 - a. The first two million dollars is allocated to the county.
 - b. Of the next one million dollars, seventy-five percent is allocated to the county.
 - c. Of the next one million dollars, fifty percent is allocated to the county.
 - d. Of the next fourteen million dollars, twenty-five percent is allocated to the county.
 - e. Of all annual revenue exceeding eighteen million dollars, ten percent is allocated to the county.
 3. After the allocations under subsections 1 and 2, the amount remaining is allocated first to provide for deposit of thirty percent of all revenue collected under this chapter in the legacy fund as provided in section 26 of article X of the Constitution of North Dakota and the remainder must be allocated to the state general fund. If the amount available for a monthly allocation under this subsection is insufficient to deposit thirty percent of all revenue collected under this chapter in the legacy fund, the state treasurer shall transfer the amount of the shortfall from the state general fund share of oil extraction tax collections and deposit that amount in the legacy fund.
 4. The amount to which each county is entitled under subsection 2 must be allocated within the county so the first five million three hundred fifty thousand dollars is allocated under subsection 5 for each fiscal year and any amount received by a county exceeding five million three hundred fifty thousand dollars is credited by the county treasurer to the county infrastructure fund and allocated under subsection 6.
 5.
 - a. Forty-five percent of all revenues allocated to any county for allocation under this subsection must be credited by the county treasurer to the county general fund. However, the allocation to a county under this subdivision must be credited to the state general fund if during that fiscal year the county does not levy a total of at least ten mills for combined levies for county road and bridge, farm-to-market and federal aid road, and county road purposes.
 - b. Thirty-five percent of all revenues allocated to any county for allocation under this subsection must be apportioned by the county treasurer no less than quarterly to school districts within the county on the average daily attendance distribution basis, as certified to the county treasurer by the county superintendent of schools. However, no school district may receive in any single academic year an amount under this subsection greater than the county average per student cost multiplied by seventy percent, then multiplied by the number of students in average daily attendance or the number of children of school age in the school census for the county, whichever is greater. Provided, however, that in any county in which the average daily attendance or the school census, whichever is greater, is fewer than four hundred, the county is entitled to one hundred twenty percent of the county average per student cost multiplied by the number of students in average daily attendance or the number of children of school age in the school census for the county, whichever is greater. Once this level has been reached through distributions under this subsection, all excess funds to which the school district would be entitled as part of its thirty-five percent share must be deposited instead in the county general fund. The county superintendent of schools of each oil-producing county shall certify to the county treasurer by July first of each year the amount to which each school district is limited pursuant to this subsection. As used in this subsection, "average daily attendance" means the average daily attendance for the school year immediately

preceding the certification by the county superintendent of schools required by this subsection.

The countywide allocation to school districts under this subdivision is subject to the following:

- (1) The first three hundred fifty thousand dollars is apportioned entirely among school districts in the county.
 - (2) The next three hundred fifty thousand dollars is apportioned seventy-five percent among school districts in the county and twenty-five percent to the county infrastructure fund.
 - (3) The next two hundred sixty-two thousand five hundred dollars is apportioned two-thirds among school districts in the county and one-third to the county infrastructure fund.
 - (4) The next one hundred seventy-five thousand dollars is apportioned fifty percent among school districts in the county and fifty percent to the county infrastructure fund.
 - (5) Any remaining amount is apportioned to the county infrastructure fund except from that remaining amount the following amounts are apportioned among school districts in the county:
 - (a) Four hundred ninety thousand dollars, for counties having a population of three thousand or fewer.
 - (b) Five hundred sixty thousand dollars, for counties having a population of more than three thousand and fewer than six thousand.
 - (c) Seven hundred thirty-five thousand dollars, for counties having a population of six thousand or more.
- c. Twenty percent of all revenues allocated to any county for allocation under this subsection must be apportioned no less than quarterly by the state treasurer to the incorporated cities of the county. Apportionment among cities under this subsection must be based upon the population of each incorporated city according to the last official decennial federal census. In determining the population of any city in which total employment increases by more than two hundred percent seasonally due to tourism, the population of that city for purposes of this subdivision must be increased by eight hundred percent. If a city receives a direct allocation under subsection 1, the allocation to that city under this subsection is limited to sixty percent of the amount otherwise determined for that city under this subsection and the amount exceeding this limitation must be reallocated among the other cities in the county.
6. a. Forty-five percent of all revenues allocated to a county infrastructure fund under subsections 4 and 5 must be credited by the county treasurer to the county general fund. However, the allocation to a county under this subdivision must be credited to the state general fund if during that fiscal year the county does not levy a total of at least ten mills for combined levies for county road and bridge, farm-to-market and federal aid road, and county road purposes.
- b. Thirty-five percent of all revenues allocated to the county infrastructure fund under subsections 4 and 5 must be allocated by the board of county commissioners to or for the benefit of townships in the county on the basis of applications by townships for funding to offset oil and gas development impact to township roads or other infrastructure needs or applications by school districts for repair or replacement of school district

vehicles necessitated by damage or deterioration attributable to travel on oil and gas development-impacted roads. An organized township is not eligible for an allocation of funds under this subdivision unless during that fiscal year that township levies at least ten mills for township purposes. For unorganized townships within the county, the board of county commissioners may expend an appropriate portion of revenues under this subdivision to offset oil and gas development impact to township roads or other infrastructure needs in those townships. The amount deposited during each calendar year in the county infrastructure fund which is designated for allocation under this subdivision and which is unexpended and unobligated at the end of the calendar year must be transferred by the county treasurer to the county road and bridge fund for use on county road and bridge projects.

- c. Twenty percent of all revenues allocated to any county infrastructure fund under subsections 4 and 5 must be allocated by the county treasurer no less than quarterly to the incorporated cities of the county. Apportionment among cities under this subsection must be based upon the population of each incorporated city according to the last official decennial federal census. If a city receives a direct allocation under subsection 1, the allocation to that city under this subsection is limited to sixty percent of the amount otherwise determined for that city under this subsection and the amount exceeding this limitation must be reallocated among the other cities in the county.
7. Within thirty days after the end of each calendar year, the board of county commissioners of each county that has received an allocation under this section shall file a report for the calendar year with the commissioner, in a format prescribed by the commissioner, including:
 - a. The county's statement of revenues and expenditures; and
 - b. The amount available in the county infrastructure fund for allocation to or for the benefit of townships or school districts, the amount allocated to each organized township or school district and the amount expended from each such allocation by that township or school district, the amount expended by the board of county commissioners on behalf of each unorganized township for which an expenditure was made, and the amount available for allocation to or for the benefit of townships or school districts which remained unexpended at the end of the fiscal year.

Within fifteen days after the time when reports under this subsection were due, the commissioner shall provide the reports to the legislative council compiling the information from reports received under this subsection.

SECTION 5. EFFECTIVE DATE. This Act is effective for taxable events beginning after June 30, 2015.

SECTION 6. EMERGENCY. Subsection 2 of section 54-17.8-05 as amended by section 2 of this Act is declared to be an emergency measure.

Wesley B. Bolton
Speaker of the House

Dean D. Dringley
President of the Senate

Bull J. Reich
Chief Clerk of the House

Jane Schaefer
Secretary of the Senate

This certifies that the within bill originated in the House of Representatives of the Sixty-fourth Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1409 and that two-thirds of the members-elect of the House of Representatives voted in favor of said law.

Vote: Yeas 81 Nays 10 Absent 3

Wesley B. Bolton
Speaker of the House

Bull J. Reich
Chief Clerk of the House

This certifies that two-thirds of the members-elect of the Senate voted in favor of said law.

Vote: Yeas 40 Nays 7 Absent 0

Dean D. Dringley
President of the Senate

Jane Schaefer
Secretary of the Senate

Received by the Governor at 3:02P M. on April 22, 2015.

Approved at 2:46P M. on April 23, 2015.

Jack Dallynple
Governor

Filed in this office this 23rd day of April, 2015,
at 4:12 o'clock P M.

Alvin D. Jensen
Secretary of State

Grant Round 5 Applications with Funding for Playgrounds or Staffing or Buildings

		Playground Equipment Cost	OHF Request \$	New Law	Consultant or Staffing Request	OHF Request \$	New Law	Buildings	OHF Request \$	New Law
GR5-01	Big Coulee Repair	None			\$361,945	\$667,048	\$ 15,255	None		
GR5-02	North Central Grass Planting Project	None			None			None		
GR5-03	Doyle Memorial Park Swimming Area Project	None			None			None		
GR5-04	Barnes Lake Preservation Project	None			None			None		
GR5-05	Play land Dream	\$24,000	\$25,500	\$6,000	None			None		
GR5-06	Grassland Restoration and Retention Program	None			None			None		
GR5-07	Homme Dam Beach Shelter	None			None			\$28,000	\$35,000	No*
GR5-08	Teton Marsh	None			\$335,519	\$1,717,797	\$85,890			
GR5-09	Cattail Bay Boat Ramp Project	None			None			None		
GR5-10	Almont Park and Playground Equipment Project	\$23,422	\$30,227	\$5,855	None			None		
GR5-11	Sheyenne River Sedimentation Reduction Project Phase II	None			None			None		
GR5-12	Grant County Area: Cover Crops for Prevented Plant Ground Utilized as Grazing	None			\$15,000	\$274,395	\$13,720	None		
GR5-13	City Park Playground Equipment Upgrade	\$64,289	\$54,400	\$10,000	None			None		
GR5-14	Homme Dam Watershed 319 Project	None			None			None		
GR5-15	North Dakota Statewide Windbreak Renovation Initiative	None			None			None		
GR5-16	Nishu Bowman Programs Expansion	None			\$90,000	\$856,000	\$42,800	\$1,144,200	\$856,000	No*
GR5-17	Devils Lake Access Improvements for Handicapped, Elderly and Mobility Impaired	\$40,000	\$40,000	\$10,000	?????			None		

GR5-18	Hankinson Park District Restroom Replacement Project	None			None				\$38,500	\$19,250	No*
GR5-19	Marcus Friskop Learning Center (Phase II)								\$58,452	\$78,452	No*
GR5-20	Park River Parks and Recreation - Continuation of Phase 1 Community Park Development	\$33,675	\$71,319	\$8,419	None				None		
GR5-21	Beginning Farmer Enhancement	None			None				None		
GR5-22	Tolna Bay Boat Ramp and Recreation Area	None			None				None		
GR5-23	North Dakota Youth Pollinator Habitat Program	None			None				None		
GR5-24	Egeland RV Park & Campground	None			None				None		
GR5-26	Alkali Lake Habitat Enhancement	None			None				None		
GR5-27	TMBCI Historic Preservation Stewardship Lodge	None			None				\$120,000	\$120,000	No*
GR5-28	Emmons County Grassland and Cropland Conservation Effort	None			\$60,000	\$660,000	\$33,000	None			
GR5-29	The Fargo Project: World Garden Commons	None			None				None		
GR5-31	Archie & Jessie Campbell Memorial Park Softball Complex Renovation	None			None				None		
			\$221,446	\$40,274		\$4,175,240	\$190,665			\$1,108,702	
	*Part of a Comprehensive Conservation Plan for a new or expanded recreational project.										