

BUDGET SECTION DUTIES AND RESPONSIBILITIES FOR THE 1997-99 BIENNIUM

1997-99 BIENNIUM DUTIES WHICH REQUIRED BUDGET SECTION ACTION DURING THE 1995-97 BIENNIUM

*Duties listed in this section which were assigned by the 1997 Legislative Assembly were also assigned to the Budget Section for the 1995-97 biennium by the 1995 Legislative Assembly.

1. **Higher education campus improvements and building construction (15-10-12.1)** - This section allows the State Board of Higher Education, subject to Budget Section approval, to construct buildings and campus improvements financed by donations, gifts, grants, and bequests or to sell real property or buildings which an institution of higher education has received by gift or bequest. The Budget Section approval must include a specific dollar limit for each building or campus improvement project.
2. **Nonresident tuition (15-10-18)** - This section provides that the amount of nonresident tuition charged by institutions of higher education will be determined by the State Board of Higher Education, subject to Budget Section approval.
3. **Actions of the Westwood Park Assets Management Committee (25-04-20)** - This section directs the Westwood Park Assets Management Committee to take action, subject to Budget Section approval, to sell the property of Westwood Park.
4. **Irregularities in the fiscal practices of the state (54-14-03.1)** - This section requires the Office of the Budget to submit a written report to the Budget Section documenting:
 - a. Any irregularities in the fiscal practices of the state.
 - b. Areas where more uniform and improved fiscal procedures are desirable.
 - c. Any expenditures or governmental activities contrary to law or legislative intent.
 - d. The use of state funds to provide bonuses, cash incentive awards, or temporary salary adjustments for state employees.
5. **Transfers exceeding \$50,000 (54-16-04(2))** - This section allows the Emergency Commission to authorize, subject to Budget Section approval, a transfer exceeding \$50,000 from one fund or line item to another. This section does not apply to transfers necessary to comply with a court order, to avoid an imminent threat to the safety of people or property due to a natural disaster or war crisis, or to avoid an imminent financial loss to the state.
6. **Federal funds not appropriated (54-16-04.1)** - This section allows the Emergency Commission to authorize, subject to Budget Section approval, the expenditure of federal funds which have not been appropriated and which the Legislative Assembly has not indicated an intent to reject.
7. **Other funds not appropriated (54-16-04.2)** - This section allows the Emergency Commission to authorize, subject to Budget Section approval, the receipt of moneys from gifts, grants, donations, or other sources which have not been appropriated and which the Legislative Assembly has not indicated an intent to reject.
8. **Advisory Commission on Intergovernmental Relations (ACIR) planning grants (54-35.2-02.1(3))** - This section requires the ACIR to report annually to the Budget Section on planning grants distributed to counties and cities.
9. **Form of budget data (54-44.1-07)** - This section requires the director of the budget to prepare budget data in the form prescribed by the Legislative Council and to present it to the Legislative Assembly at a time and place set by the Legislative Council. The Legislative Council has assigned this responsibility to the Budget Section.
10. **Workers Compensation Bureau report on reinsurance (65-02-13.1)** - This section requires the Workers Compensation Bureau to report annually to the Budget Section on any reinsurance contracts negotiated by the bureau.