



TRANSPORTATION & ARPA FUNDING: MAXIMIZING YOUR OPTIONS

NDACo Annual Conference
Monday – October 3, 2022



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FUNDING SOURCES

Prairie
Dog

HB 1505

ARPA

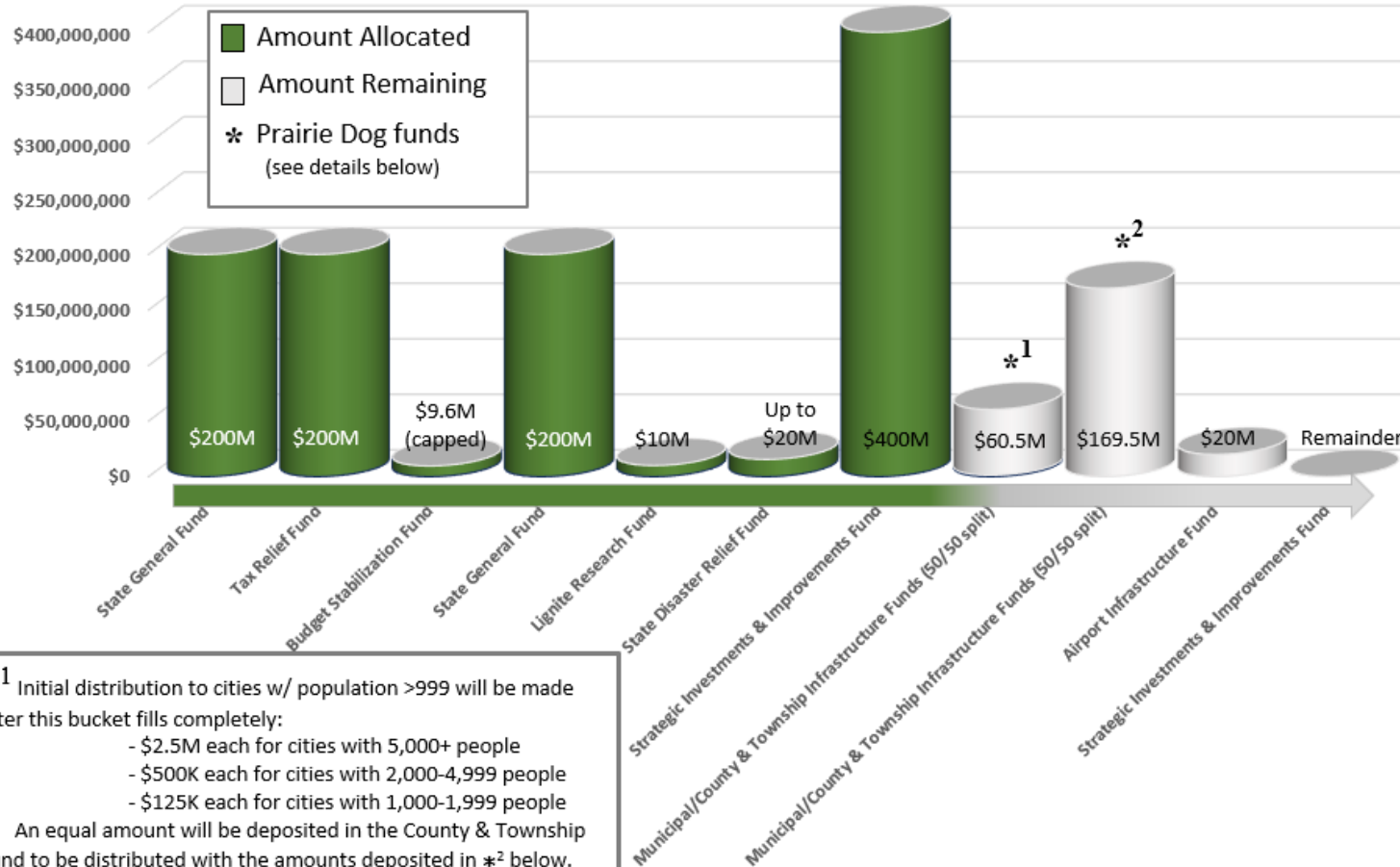
LATCF



PRAIRIE DOG

Status of "General Fund Share" Buckets

2021 - 2023 Biennium



Updated September 2022 (thru 14 Months)

▪ \$250 Million

- \$115 Million to Cities
- \$115 Million to Counties & Townships (\$100M/\$15M)
 - County allocation based on UGPTI 20 yr needs study
 - Township allocation based on road miles (\$9300/township)
- \$20 Million to Airports
- *For Road & Bridge Infrastructure Projects*



PRAIRIE DOG (CONT.)

- Use for “Road & Bridge Infrastructure Projects”
 - New construction, maintenance, repair or replacement
- Buckets Continue to Fill through Biennium – June 2023
- \$ Distributed the Month After the Bucket Fills
- \$ Based on UGPTI Needs Study Data
- Reporting Requirement – Nov. 30th (even years)



HB1505

2021 SPECIAL SESSION

Counties

- \$80 million distributed by UGPTI needs study
- **To be used for “*road and bridge projects*”**
- \$3 Million County Cap
- \$20 million plus “cap excess” for county bridges
 - NDDOT to manage bridge funding (\$24.6 million)

Townships

- Townships in “non-oil counties” (<\$5 million in GPT)
- Counties to receive for unorganized townships
- \$8.5 million – equal (\$5,208.33) by Congressional township
- \$8.5 million – per certified road mile (\$181.99/mile)
- **For “*maintenance and improvement of township paved and unpaved roads and bridges*”**



ARPA: AMERICAN RESCUE PLAN ACT

Counties may allocate up to \$10 million of their total Recovery Fund allocation to spend on government services (standard allowance)

Counties may use “lost revenue” for general government services up to the revenue loss amount, whether that be the standard allowance amount (\$10 million), or the amount calculated using Treasury’s formula:

Activities NOT eligible for use of a county’s “revenue loss” allowance:

- Extraordinary contribution to a pension fund
- Debt service payment, including Tax Anticipation Notes (TANs)
- Rainy day or reserve account
- Settlement agreement, judgment, consent decree or judicially confirmed debt (*with limited exceptions*)
- (NEW) Activity that conflicts with the purpose of the American Rescue Plan Act statute (e.g. uses of funds that conflict with COVID-19 mitigation practices in line with CDC guidance and recommendations)
- Violations of Award Terms and Conditions or conflict of interest requirements under the Uniform Guidance



ARPA REPORTING

All recipients of Direct ARPA allocations are required to submit Project & Expenditure Reports

Quarterly Reporting:

- Metropolitan cities and counties with a population below 250,000 residents that are allocated more than \$10 million in SLFR funding. The below reporting cycle continues through quarter ending December 31, 2026.

Report	Year	Quarter	Period Covered	Due Date
1	2021	2 - 4	March 3 – December 31	January 31, 2022
2	2022	1	January 1 – March 31	April 30, 2022
3	2022	2	April 1 – June 30	July 31, 2022
4	2022	3	July 1 – September 30	October 31, 2022
5	2022	4	October 1 – December 31	January 31, 2023

Annual Reporting:

- Metropolitan cities and counties with a population below 250,000 residents that are allocated less than \$10 million in SLFRF funding. For these recipients, the initial Project and Expenditure Report will cover from March 3, 2021 to March 31, 2022 and must be submitted to Treasury by April 30, 2022. The subsequent annual reports will cover one calendar year and must be submitted to Treasury by April 30. The table below summarizes the report timelines:

Report	Period Covered	Due Date
1	March 3, 2021 – March 31, 2022	April 30, 2022
2	April 1, 2022 – March 31, 2023	April 30, 2023
3	April 1, 2023 – March 31, 2024	April 30, 2024
4	April 1, 2024 – March 31, 2025	April 30, 2025
5	April 1, 2025 – March 31, 2026	April 30, 2026
6	April 1, 2026 – December 31, 2026	April 30, 2027



LATCF: LOCAL ASSISTANCE & TRIBAL CONSISTENCY FUND

\$1.5 Billion in two equal payments of \$750 Million for FY22 and FY23 to counties

Payment formula based on federal acreage; \$50K minimum per county

Funds can be used to meet non-federal match

Annual reporting requirement – March 31 of each year

Accessed through US Treasury portal

ND Counties allocated \$3.8M annually for each FY22 and FY23

Funds must be requested by January 31, 2023

Can be used for “any governmental purpose other than lobbying activity”



RESOURCES

- NACO's Website
 - ARPA: <https://www.naco.org/resources/featured/overview-us-treasurys-final-rule-arpa-fiscal-recovery-fund>
 - LATCF: <https://www.naco.org/blog/treasury-releases-local-assistance-and-tribal-consistency-fund-payments-eligible-counties>
- ND State Treasurer
 - Prairie Dog: <https://www.treasurer.nd.gov/operation-prairie-doghouse-bill-1066>
 - HB1505: [https://www.treasurer.nd.gov/sites/www/files/documents/Township%20Road-HB1505%20\(2021%20Special\)-County%20Reports.pdf](https://www.treasurer.nd.gov/sites/www/files/documents/Township%20Road-HB1505%20(2021%20Special)-County%20Reports.pdf)

