

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1003 - Funding Summary

	Executive Budget	Final Legislative Action	Comparison To Executive Budget
Attorney General			
Salaries and wages	\$35,825,800	\$34,984,562	(\$841,238)
Operating expenses	20,946,586	26,994,056	6,047,470
Capital assets	2,363,077	2,363,077	
Grants	2,373,947	2,373,947	
Litigation fees	50,000	50,000	
Medical examinations	660,000	660,000	
North Dakota Lottery	4,133,821	4,133,821	
Arrest and return of fugitives	10,000	10,000	
Gaming Commission	7,368	7,368	
Accrued leave payments		1,057,247	1,057,247
Abortion litigation fees		400,000	400,000
Total all funds	\$66,370,599	\$73,034,078	\$6,663,479
Less estimated income	29,012,463	35,382,450	6,369,987
General fund	\$37,358,136	\$37,651,628	\$293,492
FTE	211.50	213.50	2.00
Bill Total			
Total all funds	\$66,370,599	\$73,034,078	\$6,663,479
Less estimated income	29,012,463	35,382,450	6,369,987
General fund	\$37,358,136	\$37,651,628	\$293,492
FTE	211.50	213.50	2.00

House Bill No. 1003 - Attorney General - House Action

	Executive Budget	House Changes	House Version
Salaries and wages	\$35,825,800	(\$3,161,619)	\$32,664,181
Operating expenses	20,946,586	(260,972)	20,685,614
Capital assets	2,363,077	(60,000)	2,303,077
Grants	2,373,947		2,373,947
Litigation fees	50,000		50,000
Medical examinations	660,000		660,000
North Dakota Lottery	4,133,821		4,133,821
Arrest and return of fugitives	10,000		10,000
Gaming Commission	7,368		7,368
Accrued leave payments		1,057,247	1,057,247
Total all funds	\$66,370,599	(\$2,425,344)	\$63,945,255
Less estimated income	29,012,463	(888,332)	28,124,131
General fund	\$37,358,136	(\$1,537,012)	\$35,821,124
FTE	211.50	(6.50)	205.00

Department 125 - Attorney General - Detail of House Changes

	Corrects Executive Compensation Package¹	Adjusts State Employee Compensation and Benefits Package²	Provides Separate Line Item for Accrued Leave Payments³	Removes New FTE Position for Concealed Weapons Permits⁴	Removes New FTE Positions for Western North Dakota⁵	Removes New Uniform Crime Reporting System Position⁶
Salaries and wages	175,026	(1,334,630)	(1,057,247)	(39,074)	(386,237)	(98,780)
Operating expenses					(100,559)	(14,676)
Capital assets					(40,000)	
Grants						
Litigation fees						
Medical examinations						
North Dakota Lottery						
Arrest and return of fugitives						
Gaming Commission						
Accrued leave payments			1,057,247			
Total all funds	\$175,026	(\$1,334,630)	\$0	(\$39,074)	(\$526,796)	(\$113,456)
Less estimated income	37,744	(252,572)	0	(39,074)	(69,650)	(113,456)
General fund	\$137,282	(\$1,082,058)	\$0	\$0	(\$457,146)	\$0
FTE	0.00	0.00	0.00	(0.50)	(3.00)	(1.00)

	Removes New Attorney Position⁷	Removes New Investigator Position⁸	Removes Funding for Oil Impact Assistance⁹	Total House Changes
Salaries and wages	(198,738)	(143,729)	(78,210)	(3,161,619)
Operating expenses	(41,115)	(47,742)	(56,880)	(260,972)
Capital assets		(20,000)		(60,000)
Grants				
Litigation fees				
Medical examinations				
North Dakota Lottery				
Arrest and return of fugitives				
Gaming Commission				
Accrued leave payments				1,057,247
Total all funds	(\$239,853)	(\$211,471)	(\$135,090)	(\$2,425,344)
Less estimated income	(239,853)	(211,471)	0	(888,332)
General fund	\$0	\$0	(\$135,090)	(\$1,537,012)
FTE	(1.00)	(1.00)	0.00	(6.50)

¹ Funding is added due to a calculation error in the executive compensation package.

² This amendment adjusts the state employee compensation and benefits package as follows:

- Reduces the performance component from 3 to 5 percent per year to 2 to 4 percent per year.
- Reduces the market equity component from 2 to 4 percent per year for employees below the midpoint of their salary range to up to 2 percent for employees in the first quartile of their salary range for the first year of the biennium only.
- Removes funding for additional retirement contribution increases.

³ A portion of salaries and wages funding from the general fund (\$835,225) and from other funds (\$222,022) for permanent employees' compensation and benefits is reallocated to an accrued leave payments line item for paying annual leave and sick leave for eligible employees.

⁴ This amendment removes a .5 FTE position for processing concealed weapons permits. The executive budget recommendation added 2 FTE positions for this purpose, of which 1.5 FTE positions were previously paid for with federal funds related to the National Instant Check System (NICS).

⁵ This amendment removes 2 FTE criminal investigator positions and 1 FTE administrative assistant position and related operating and motor vehicle expenses added in the executive budget recommendation for law enforcement activities in western North Dakota.

⁶ This amendment removes 1 FTE administrative assistant position and related operating expenses for the uniform crime reporting system added in the executive budget.

⁷ This amendment removes 1 FTE attorney position and related operating expenses added in the executive budget to review mineral leases and other legal information relating to the Department of Trust Lands.

⁸ This amendment removes 1 FTE organized crime investigator position and related operating and motor vehicle expenses added in the executive budget.

⁹ Funding included in the executive budget recommendation for salary add-ons and housing assistance for employees in oil-impacted areas is removed.

This amendment also:

- Amends Section 54-59-22 to remove the exemption for the Attorney General, the Public Employees Retirement System, and the Retirement and Investment Office from the use of information technology services of the Information Technology Department.
- Changes Section 4 of the bill to reflect the Attorney General salary increases to 3 percent for each year of the biennium rather than 4 percent each year as included in the executive budget.

House Bill No. 1003 - Attorney General - Senate Action

	Executive Budget	House Version	Senate Changes	Senate Version
Salaries and wages	\$35,825,800	\$32,664,181	\$4,267,237	\$36,931,418
Operating expenses	20,946,586	20,685,614	(131,639)	20,553,975
Capital assets	2,363,077	2,303,077	60,000	2,363,077
Grants	2,373,947	2,373,947		2,373,947
Litigation fees	50,000	50,000		50,000
Medical examinations	660,000	660,000		660,000
North Dakota Lottery	4,133,821	4,133,821		4,133,821
Arrest and return of fugitives	10,000	10,000		10,000
Gaming Commission	7,368	7,368		7,368
Accrued leave payments		1,057,247	(1,057,247)	
Abortion litigation fees			400,000	400,000
Energy impact - law enforcement			10,000,000	10,000,000
Total all funds	<u>\$66,370,599</u>	<u>\$63,945,255</u>	<u>\$13,538,351</u>	<u>\$77,483,606</u>
Less estimated income	<u>29,012,463</u>	<u>28,124,131</u>	<u>11,042,489</u>	<u>39,166,620</u>
General fund	<u>\$37,358,136</u>	<u>\$35,821,124</u>	<u>\$2,495,862</u>	<u>\$38,316,986</u>
FTE	211.50	205.00	10.50	215.50

Department 125 - Attorney General - Detail of Senate Changes

	Restores Executive Compensation Package¹	Removes Separate Line Item for Accrued Leave Payments²	Restores Concealed Weapons Permit FTE Positions³	Restores FTE Positions for Western North Dakota⁴	Restores Uniform Crime Reporting System Position⁵	Restores Attorney Position⁶
Salaries and wages	1,334,630	1,057,247	39,074	386,237	98,780	198,738
Operating expenses				100,559	14,676	41,115
Capital assets				40,000		
Grants						
Litigation fees						
Medical examinations						
North Dakota Lottery						
Arrest and return of fugitives						
Gaming Commission						
Accrued leave payments		(1,057,247)				
Abortion litigation fees						
Energy impact - law enforcement						
Total all funds	\$1,334,630	\$0	\$39,074	\$526,796	\$113,456	\$239,853
Less estimated income	252,572	0	39,074	69,650	113,456	239,853
General fund	<u>\$1,082,058</u>	<u>\$0</u>	<u>\$0</u>	<u>\$457,146</u>	<u>\$0</u>	<u>\$0</u>
FTE	0.00	0.00	0.50	3.00	1.00	1.00
	Restores Investigator Position⁷	Restores Oil Impact Assistance Funding⁸	Adds Sex Offender Registry FTE Position⁹	Adds Computerized Business Project FTE Positions¹⁰	Workforce Safety Insurance Premium Increase¹¹	Adds Funding for Law Enforcement Needs¹²
Salaries and wages	143,729	78,210	101,737	486,855		
Operating expenses	47,742	56,880	14,676	(486,855)	79,568	
Capital assets	20,000					
Grants						
Litigation fees						
Medical examinations						
North Dakota Lottery						
Arrest and return of fugitives						
Gaming Commission						
Accrued leave payments						
Abortion litigation fees						
Energy impact - law enforcement						10,000,000
Total all funds	\$211,471	\$135,090	\$116,413	\$0	\$79,568	\$10,000,000
Less estimated income	211,471	0	116,413	0	0	10,000,000
General fund	<u>\$0</u>	<u>\$135,090</u>	<u>\$0</u>	<u>\$0</u>	<u>\$79,568</u>	<u>\$0</u>
FTE	1.00	0.00	1.00	3.00	0.00	0.00

	Adds Equity Increase for Scientists¹³	Adds Funding for Abortion Litigation Fees¹⁴	Total Senate Changes
Salaries and wages	342,000		4,267,237
Operating expenses			(131,639)
Capital assets			60,000
Grants			
Litigation fees			
Medical examinations			
North Dakota Lottery			
Arrest and return of fugitives			
Gaming Commission			
Accrued leave payments			(1,057,247)
Abortion litigation fees		400,000	400,000
Energy impact - law enforcement			10,000,000
Total all funds	\$342,000	\$400,000	\$13,538,351
Less estimated income	0	0	11,042,489
General fund	\$342,000	\$400,000	\$2,495,862
FTE	0.00	0.00	10.50

- ¹ Funding reductions made by the House to the state employee compensation and benefits package are restored to the Governor's recommended level.
- ² The accrued leave payments line item added by the House is removed and the associated funding returned to line items with salaries and wages funding.
- ³ This amendment restores a .5 FTE position for processing concealed weapons permits removed by the House. The executive budget recommendation added 2 FTE positions for this purpose, of which 1.5 FTE positions were previously paid for with federal funds related to the National Instant Check System (NICS).
- ⁴ Funding included in the executive budget recommendation but removed by the House for 2 FTE criminal investigator positions and 1 FTE administrative assistant position, and related operating and motor vehicle expenses for law enforcement activities in western North Dakota is restored.
- ⁵ Funding is restored for 1 FTE administrative assistant position and related operating expenses for the uniform crime reporting system added in the executive budget recommendation but removed by the House.
- ⁶ Funding is restored for 1 FTE attorney position and related operating expenses added in the executive budget recommendation to review mineral leases and other legal information relating to the Department of Trust Lands. This position was removed by the House.
- ⁷ Funding is restored for 1 FTE organized crime investigator position and related operating and motor vehicle expenses added in the executive budget recommendation but removed by the House.
- ⁸ Funding is restored for salary add-ons and housing assistance for employees in oil-impacted areas which was included in the executive budget recommendation but removed by the House.
- ⁹ Funding is added for a sex offender registry FTE position. This position was not included in the executive budget recommendation.
- ¹⁰ Funding provided in the executive budget recommendation to contract for computerized business projects is converted to funding for 3 FTE information technology positions.
- ¹¹ Funding is added for Workforce Safety Insurance premium increases. This funding was not included in the executive budget recommendation.
- ¹² Funding is added from the oil and gas impact grant fund for law enforcement needs in areas affected by oil development.
- ¹³ Funding is added to provide equity increases of \$6,000 per year per scientist at the State Crime Laboratory.

¹⁴ This amendment adds funding for litigation fees associated with any legal challenges of abortion-related legislation approved by the sixty-third legislative assembly.

This amendment removes a section added by the House to amend Section 54-59-22 to remove the exemption for the Attorney General, the Public Employees Retirement System, and the Retirement and Investment Office from the use of information technology services of the Information Technology Department.

Sections are added to increase the amount of oil and gas tax revenue deposited in the oil and gas impact grant fund each biennium by \$10 million, from \$100 million to \$110 million and to designate the use of the additional funding.

Section 4 of the bill is changed to provide 4 percent annual salary increases for the Attorney General, the same as the executive budget recommendation. The House provided 3 percent annual increases.

House Bill No. 1003 - Attorney General - Conference Committee Action

	Executive Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
Salaries and wages	\$35,825,800	\$32,664,181	\$2,320,381	\$34,984,562	\$36,931,418	(\$1,946,856)
Operating expenses	20,946,586	20,685,614	6,308,442	26,994,056	20,553,975	6,440,081
Capital assets	2,363,077	2,303,077	60,000	2,363,077	2,363,077	
Grants	2,373,947	2,373,947		2,373,947	2,373,947	
Litigation fees	50,000	50,000		50,000	50,000	
Medical examinations	660,000	660,000		660,000	660,000	
North Dakota Lottery	4,133,821	4,133,821		4,133,821	4,133,821	
Arrest and return of fugitives	10,000	10,000		10,000	10,000	
Gaming Commission	7,368	7,368		7,368	7,368	
Accrued leave payments		1,057,247		1,057,247		1,057,247
Abortion litigation fees			400,000	400,000	400,000	
Energy impact - law enforcement					10,000,000	(10,000,000)
Total all funds	\$66,370,599	\$63,945,255	\$9,088,823	\$73,034,078	\$77,483,606	(\$4,449,528)
Less estimated income	29,012,463	28,124,131	7,258,319	35,382,450	39,166,620	(3,784,170)
General fund	\$37,358,136	\$35,821,124	\$1,830,504	\$37,651,628	\$38,316,986	(\$665,358)
FTE	211.50	205.00	8.50	213.50	215.50	(2.00)

Department 125 - Attorney General - Detail of Conference Committee Changes

	Removes House Changes to Executive Compensation Package¹	Adjusts State Employee Compensation and Benefits Package²	Restores Concealed Weapons Permit FTE Position³	Restores FTE Positions for Western North Dakota⁴	Restores Uniform Crime Reporting System Position⁵	Restores Attorney Position⁶
Salaries and wages	1,334,630	(640,400)	39,074	386,237	98,780	198,738
Operating expenses				100,559	14,676	41,115
Capital assets				40,000		
Grants						
Litigation fees						
Medical examinations						
North Dakota Lottery						
Arrest and return of fugitives						
Gaming Commission						
Accrued leave payments						
Abortion litigation fees						
Total all funds	\$1,334,630	(\$640,400)	\$39,074	\$526,796	\$113,456	\$239,853
Less estimated income	252,572	(120,668)	0	69,650	113,456	239,853
General fund	\$1,082,058	(\$519,732)	\$39,074	\$457,146	\$0	\$0
FTE	0.00	0.00	0.50	3.00	1.00	1.00

	Restores Investigator Position⁷	Adds Sex Offender Registry FTE Position⁸	Workforce Safety Insurance Premium Increase⁹	Adds Equity Increase for Scientists¹⁰	Adds Funding for Abortion Litigation Fees¹¹	Adds Computerized Business Project FTE Position¹²
Salaries and wages	143,729	101,737		171,000		486,856
Operating expenses	47,742	14,676	79,568			(486,856)
Capital assets	20,000					
Grants						
Litigation fees						
Medical examinations						
North Dakota Lottery						
Arrest and return of fugitives						
Gaming Commission						
Accrued leave payments						
Abortion litigation fees					400,000	
Total all funds	\$211,471	\$116,413	\$79,568	\$171,000	\$400,000	\$0
Less estimated income	211,471	116,413	0	0	0	0
General fund	\$0	\$0	\$79,568	\$171,000	\$400,000	\$0
FTE	1.00	1.00	0.00	0.00	0.00	1.00

	Adds Funding for Operating Expenses¹³	Total Conference Committee Changes
Salaries and wages		2,320,381
Operating expenses	6,496,962	6,308,442
Capital assets		60,000
Grants		
Litigation fees		
Medical examinations		
North Dakota Lottery		
Arrest and return of fugitives		
Gaming Commission		
Accrued leave payments		
Abortion litigation fees		400,000
Total all funds	\$6,496,962	\$9,088,823
Less estimated income	6,375,572	7,258,319
General fund	\$121,390	\$1,830,504
FTE	0.00	8.50

¹ Changes made by the House to the executive compensation package are removed.

² This amendment adjusts the state employee compensation and benefits package as follows:

- Reduces the performance component from 3 to 5 percent per year to 3 to 5 percent for the first year of the biennium and 2 to 4 percent for the second year of the biennium.
- Reduces the market component from 2 to 4 percent per year to 1 to 2 percent per year for employees below the midpoint of their salary range.
- Reduces funding for retirement contribution increases to provide for a 1 percent state and 1 percent employee increase beginning in January 2014 and no increase in January 2015.

³ This amendment restores a .5 FTE position for processing concealed weapons permits removed by the House, the same as the Senate version. The executive budget recommendation added 2 FTE positions for this purpose, of which 1.5 FTE positions were previously paid for with federal funds related to the National Instant Check System (NICS).

⁴ Funding included in the executive budget recommendation but removed by the House for 2 FTE criminal investigator positions related operating and motor vehicle expenses for law enforcement activities in western North Dakota is restored. The Senate restored 3 FTE positions for western North Dakota.

- ⁵ Funding is restored for 1 FTE administrative assistant position and related operating expenses for the uniform crime reporting system added in the executive budget recommendation but removed by the House, the same as the Senate version.
- ⁶ Funding is restored for 1 FTE attorney position and related operating expenses added in the executive budget to review mineral leases and other legal information relating to the Department of Trust Lands, the same as the Senate version. This position was removed by the House.
- ⁷ Funding is restored for 1 FTE organized crime investigator position and related operating and motor vehicle expenses added in the executive budget recommendation but removed by the House, the same as the Senate version.
- ⁸ Funding is added for a sex offender registry FTE position, the same as the Senate version. This position was not included in the executive budget recommendation or the House version.
- ⁹ Funding is added for Workforce Safety Insurance premium increases, the same as the Senate version. This funding was not included in the executive budget recommendation or the House version.
- ¹⁰ Funding is added to provide equity increases of \$3,000 per year per scientist at the State Crime Laboratory. The Senate version included \$342,000 for \$6,000 increases per year per scientist. This funding was not included in the executive budget recommendation or the House version.
- ¹¹ This amendment adds funding for litigation fees associated with any legal challenges of abortion-related legislation approved by the sixty-third legislative assembly, the same as the Senate version. This funding was not included in the executive budget recommendation or the House version.
- ¹² Funding is moved from the operating line item to the salaries and wages line item and one FTE position is added for computerized business projects. A portion of the funding is for two temporary positions. The FTE position is for the 2013-15 biennium only.
- ¹³ Funding is added to the operating expenses line item for the following bills approved by the 63rd Legislative Assembly which have a fiscal impact but do not include an appropriation:
- House Bill No. 1302 - increases participation in 24/7 sobriety program \$6,243,901
 - House Bill No. 1327 - Requires criminal history checks for concealed weapons licenses \$232,761
 - House Bill No. 1389 - Requires fingerprint record checks for appraisal management companies and employees \$5,800
 - Senate Bill No. 2304 - Requires fingerprint record checks for insurance producers \$14,500

This amendment removes a section added by the House to amend Section 54-59-22 to remove the exemption for the Attorney General, the Public Employees Retirement System, and the Retirement and Investment Office from the use of information technology services of the Information Technology Department.

A section and funding added by the Senate to provide funding from the oil and gas impact grant fund for law enforcement needs are removed.

Section 4 of the bill is changed to provide a 4 percent annual salary increase for the first year and a 3 percent annual increase for the second year for the Attorney General. The House provided 3 percent annual increases and the Senate provided 4 percent annual increases, the same as the executive budget.

A section is added to provide a computerized business project FTE position for the 2013-15 biennium only.