

**2013 HOUSE APPROPRIATIONS**

**HB 1003**

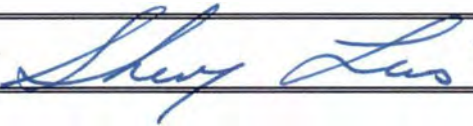
# 2013 HOUSE STANDING COMMITTEE MINUTES

House Appropriations Government Operations Division  
Medora Room, State Capitol

HB1003  
January 15, 2013  
Recording # 17200

☐ Conference Committee

Committee Clerk Signature



## Explanation or reason for introduction of bill/resolution:

A BILL for an Act to provide an appropriation for defraying the expenses of the attorney general; to amend and reenact section 54-12-11 of the North Dakota Century Code, relating to the salary of the attorney general; and to declare an emergency.

## Minutes:

**Chairman Thoreson:** Opened the hearing on HB1003.

**Wayne Stenehjem, Attorney General, ND Office of the Attorney General:** Made introductions and began testimony. See attachment 1.

08:23

**Chairman Thoreson:** This is the SLIC Operation?

**Wayne Stenehjem:** Yes.

11:44

**Chairman Thoreson:** Where do those fines go once you collect them?

**Wayne Stenehjem:** They go into the consumer fraud fund and then they come to you; so you can determine what it is that you want to do with it.

**Representative Kempenich:** How do you get the fines?

**Wayne Stenehjem:** The problem isn't in getting the fine. The problem is finding them in the first place; because, you'll have somebody who decides they're going to violate the do not call law, it will appear on your caller id; it's usually not the number the call originated from, and they have bought a bucket of minutes from another company who acquired a lease of some minutes from another company that operates out of the Cayman Islands. When we do find them and we take action against them; and we impose serious penalties against them.

**Representative Kempenich:** So you do get some monetary compensation?

**Wayne Stenehjem:** We've received about \$250,000.00 in fines; and it's usually \$1,000.00 to \$2000.00 at time.

21:54

**Chairman Thoreson:** Are those people in that area or where are they staffed out of; the folks working in the national resources area?

**Wayne Stenehjem:** They're in a building that we rent downtown. That's where the Racing Commission, Civil Litigation and Natural resources are.

**Chairman Thoreson:** Do they spend a lot of the time out in the field working with the national resources issues?

**Wayne Stenehjem:** Not necessarily. They are lawyers for the most part; so they spend a lot of time in court. They will go out from time to time to see what's going on in the oil patch, etc.

24:23

**Vice Chairman Brandenburg:** We're having a big issue dealing with wetlands. NRCS will send you a letter to pay back about ten years of payments and you either plug the drain or you're guilty. You have no day in court or anything. I think there's an issue, as you were saying, the federal government coming in and trying to enforce more control. They're coming in and taking away our land; land that we bought and paid for, and now they're saying we can't farm it. They declare it as a certified wetland and you have no recourse.

**Wayne Stenehjem:** Representative Headland came in and we had a chat yesterday in my office; along with the delegation to talk about that issue. It's something we'll be looking into and seeing what it is that we can do; if anything, to assist in that problem.

28:03

**Chairman Thoreson:** As we go into more detail, we'll be looking for a bit of a breakdown on that and what it is you're looking for specifically.

**Wayne Stenehjem:** Ok.

32:10

**Chairman Thoreson:** Would that just be done through technology?

**Wayne Stenehjem:** Eventually. That's the idea because there's too many of them and the information changes.

**Chairman Thoreson:** Is Job Service in support of this?

**Wayne Stenehjem:** They are.

**Chairman Thoreson:** With the registration of passwords, email addresses, etc., what's your comfort level that a lot of that is taking place? Especially in the age where you can

walk into a convenience store and buy a smart phone; which you can use and throw then away.

**Wayne Stenehjem:** That's a real challenge. We've worked with the Facebook people. Initially, they were reluctant, later came on board and they're very helpful. We've scrubbed several hundred sex offenders in North Dakota; including 11 high risk offenders off of Facebook.

**Vice Chairman Brandenburg:** Dealing not only with the oil industry but with other industries in the state. Are you seeing that there are more and more sex offenders? What kind of numbers are seeing that show that there are a lot of those people coming from other states; and are there other states working with you to track them down?

**Wayne Stenehjem:** Other states are working with us and we have had the Internet Crimes Against Children Program; and that's what that's there for. Whether there are more sex offenders or not is hard to say. The ease with which you can access child pornography is far easier than it ever was before. Our ability to track them is far better than it ever was before also.

**Representative Kempenich:** I think that's the problem; that we're still reactionary in a lot of it. Unless they're committing something here, I don't know how you'd flag it down.

**Wayne Stenehjem:** Registered sex offenders are required to register where they were convicted. Somebody in Wyoming, for example, has to register there. If they move, they have to let Wyoming know that they're leaving in a strict time period. When they get here, they're supposed to let us know that they're here. Do they come here and not register? I suspect a lot of them do. But, we don't know that. That's why it's important that we have that kind of a system; because, anybody comes here and is hired in North Dakota goes through Job Service.

**Representative Kempenich:** That will flag it?

**Wayne Stenehjem:** That will flag it.

39:36

**Chairman Thoreson:** Is it your determination, they're working in North Dakota; do you think they're truly based here or are they operating as a satellite for somebody out of state?

**Wayne Stenehjem:** They can do both. Some of them are operating here; but, they're coming up from bigger gangs. They are gangs or organized criminal enterprises that are operating here; they're bringing drugs up. We're starting to see an increase in meth, in prostitution; a lot of that is organized crime activities. We have legislation in this time on scrap metal theft; that we'll try to get a handle on as well.

**Representative Kempenich:** Are there some programs that are available for help also; where you bring in different faces?



**Wayne Stenehjem:** That was part of the idea of bringing in the strike force; but, they can only be there for a week or so. They're coming from other parts of North Dakota and they have other duties; they have responsibilities in their own area.

44:41

**Chairman Thoreson:** Are any two even alike in any way whatsoever?

**Wayne Stenehjem:** They are alike because they have a core. We have a bill that was just heard yesterday in Judiciary Committee that will define that core sample; then talk about any other changes that you make on those core samples. We're hoping that that will stem the tide. You know I issued a cease and desist order against two head shops in Minot and Big Willy's on the strip between Bismarck and Mandan; because hospital emergency rooms telling a day doesn't go by where some kid comes in, they've taken those, they don't know how to treat them because they don't know what's in those packets. The people who are selling them don't know; and I don't think they care.

**Chairman Thoreson:** Are you tracking internet sales also?

**Wayne Stenehjem:** It's hard to do. We can go on line and try to make purchases; because these will be felonies, we can prosecute and extradite folks here.

**Representative Kempenich:** Are there certain locations or is this all over?

**Wayne Stenehjem:** These are all over. The kids are taking these everywhere; and part of the reason is they that they're being sold in these stores, they aren't illegal so how dangerous can they possible be.

**Representative Kempenich:** Where are they manufactured?

**Wayne Stenehjem:** Typically, they are manufactured overseas; and come from Southeast Asia and elsewhere. They come here by the ship load. One gram of synthetic drugs sell for \$20.00 to \$30.00.

49:12

**Vice Chairman Brandenburg:** On these internet drugs, this has to come from some place, and it's come through UPS, FedEx, and mail; so there has to be a way to look at these packages to intercept them.

**Wayne Stenehjem:** They do help. FedEx and some of those will help the case. Big Willy's case came to our attention because the transport operation called us.

**Representative Kempenich:** Are you working with the Board of Pharmacy on these prescription drugs?

**Wayne Stenehjem:** Yes. It was just a couple of sessions ago that the legislature enacted the prescription drug monitoring program. I think the single most useful thing to do is to utilize that prescription drug monitoring program; and some way to convince doctors to consult it a little more often than they are.

56:38

**Vice Chairman Brandenburg:** So a kid that's going to have his wisdom teeth taken out sells that drug on the market, then how do they take those wisdom teeth out?

**Wayne Stenehjem:** I had a tooth and I got 20 hydrocodone; and it hurt, but, I took one.

**Representative Hawken:** I have heard that if you put vinegar in that bottle, it will kill the pills.

**Wayne Stenehjem:** There are lots of things that you can do. The better thing to do is to take them down to the police department and drop them off. We have under the Prescription Drug Take Back Program, collected over a ton and a half of prescription medications.

**Chairman Thoreson:** What happens once those are collected? Are they disposed of or incinerated?

**Wayne Stenehjem:** Yes. We incinerate them.

**Chairman Thoreson:** Recessed the meeting.

1:00

**Chairman Thoreson:** Continued the meeting.

Wayne Stenehjem continued with his testimony. Referenced attachment 5 and continued with testimony from attachment 1.

**Chairman Thoreson:** I see that most of these go up to 2011. Are there ongoing statistics being compiled to do an updated chart?

**Wayne Stenehjem:** Yes. See attachment 2.

1:02

**Vice Chairman Brandenburg:** These synthetic drugs, are they just made by little shops and little garages?

**Wayne Stenehjem:** Most of it that we were aware of came from head shops; although, you can buy it on the internet also. We're not going to think that they can just put not for human consumption on there; and there's nothing that we as a state government can do to protect our children. I visited about what we could do with our consumer fraud law. I think it is a consumer fraud in conjunction with the Food and Drug Act; which North Dakota has enacted.

**Chairman Thoreson:** I know that MN is working on this also being a border state. What about the other states around us? Are we seeing similar legislation?

**Wayne Stenehjem:** The federal government issued a federal act that outlawed some of these analogs. They didn't go as far and it didn't do as good a job as the bill that you're

going to be considering. Other states are doing the same thing. I met with my colleagues from across the country in Ohio, the Attorney General there tells me a kid dies every day. The same thing is happening in Florida. In those states you can buy those substances in the convenience stores at the gas station.

Wayne Stenehjem continued with his testimony from attachment 1.

**Wayne Stenehjem:** To answer the question that you might have, is it worth it to have this information available. Let me tell you some of the cases that we've seen in North Dakota that have been solved as a result of the information we have.

1:06 to 1:11 Wayne Stenehjem read a list of cases that have been solved due to providing DNA samples after they had been convicted of a felony.

Wayne Stenehjem continued with testimony from attachment 1.

1:15

**Representative Kempenich:** Is there a burnout rate? Do you go through a lot of agents?

**Wayne Stenehjem:** One of the agents is here. You can't let them do that all day long.

**Representative Kempenich:** I was wondering how you handle stuff like that?

**Wayne Stenehjem:** There are four of the kinds of folks that work for BCI like Steve does. There are no federal people forensic computer examinations and local police don't have any. The ones that exist in North Dakota all work for the Bureau of Criminal Investigation. That means the FBI uses them, the local police use them; when internet luring happens, those are the people that are doing it.

**Representative Kempenich:** Are these the ones that pretend they're fourteen year old girls? Do you work with local law enforcement on that also?

**Wayne Stenehjem:** Both. They do those luring cases by posing as children. More often than that, they train local law enforcement. They conduct regular training operations for local law enforcement.

**Representative Kempenich:** What triggers an FBI investigation; is it interstate or what?

**Wayne Stenehjem:** Those are jurisdictional issues often, if it's on a reservation, then the federal government would have jurisdiction. If it's interstate they would; and often it is interstate. Sometimes we will be in touch the federal prosecutor because there are serious minimum mandatory sentences that are provided under the federal system.

**Chairman Thoreson:** Being a border state with another nation, do we any cases that go across the international border?

**Wayne Stenehjem:** Yes, so much of it goes internationally. The FBI works on those kind of cases as well.

Wayne Stenehjem continued with his testimony. See attachment 3 and 4.

1:20

**Chairman Thoreson:** Any idea why there was a drop between 2007 and 2009 and the next year?

**Wayne Stenehjem:** We're up to 22,000 existing concealed weapons permits. We have a minimum requirement of 45 days to get them in and out the door; and we're not able to keep up with that. Every time there is talk about federal legislation restricting ownership of guns, the number of requests for concealed weapons and the sales of weapons goes up dramatically.

**Representative Hawken:** There is a bill in this legislative session that would allow for concealed carry without a permit.

**Wayne Stenehjem:** I know the bill is around but I haven't had a chance to read it. There probably is a policy decision that you need to make.

1:28

**Chairman Thoreson:** When you come back again probably something with a breakdown with each of those positions. I would like to see if you have any kind of an organizational chart for your agency. Do you have positions vacant right now within the Attorney General's office? Are you hiring anybody or looking?

**Wayne Stenehjem:** Two, three or four.

**Chairman Thoreson:** But that would also be identified?

**Wayne Stenehjem:** There's always someone coming and going.

**Chairman Thoreson:** As you said those positions were put in the Governor's budget; but, then we found other funding sources back in 2009 to cover them. For the record, the history of that and where that came from also.

**Wayne Stenehjem:** Right.

**Chairman Thoreson:** You also have a bunch of different funds; like the refund fund.

**Wayne Stenehjem:** We do.

**Chairman Thoreson:** If there's a breakdown of those also that we could have.

**Vice Chairman Brandenburg:** You're looking at 7 new FTE's; but, we also need to replace the funding for the FTE's?

**Wayne Stenehjem:** There were 7 that were stimulus funded; then there's the 7 ½ additional ones.



**Vice Chairman Brandenburg:** So 14 ½.

**Wayne Stenehjem:** All recommended by the Governor; plus, the instant crime assistant position that had been a grant that is gone.

**Representative Glassheim:** Is there some way you can give us a highlight on the expenditures which are being made necessary by the growth in the oil patch?

**Wayne Stenehjem:** A lot of the concealed weapons licenses are out in the west; but, a lot of them are elsewhere in the state too. A lot of the concern about where the sex offenders are come from questions about who's out in the oil patch.

**Representative Glassheim:** I don't know if you can do it by general hunch. I'd like to know what's taking to keep up with activity out there.

**Wayne Stenehjem:** I don't know if I can give any better than what I did. I can try.

**Representative Kempenich:** Do you have where your equity and performance increases are at?

**Wayne Stenehjem:** We do.

**Representative Kempenich:** Then you'll also bring information on the refund fund and then the Attorney General fund.

**Wayne Stenehjem:** We're proposing that some of the things we're talking about will be funded out of the refund fund.

**Representative Guggisberg:** I see you have \$135,000.00 for salary adjustments and housing allowances for oil impacted areas. I'm just wondering what those look like and if they're working.

**Wayne Stenehjem:** We have a breakdown for it and it kind of follows the formula that the Governor in his budget has provided. We can get the breakdown for it.

**Thomas Trenbeath, Chief Deputy, ND Attorney General's Office:** See testimony attachment 6.

**Representative Kempenich:** I'm guessing you're on a replacement schedule. Do have a breakdown for what it's costing you?

**Thomas Trenbeath:** We can provide you with quite a bit of breakdown. We certainly have a system for replacing hardware situations; and for updating and maintaining software. The backlog is the result of new software, new systems, new ways of doing things that are faster and better.

**Chairman Thoreson:** Closed the hearing.



# 2013 HOUSE STANDING COMMITTEE MINUTES

House Appropriations Government Operations Division  
Medora Room, State Capitol

HB1003  
January 28, 2013  
Recording Job# 17795

☐ Conference Committee

Committee Clerk Signature



## Explanation or reason for introduction of bill/resolution:

A BILL for an Act to provide an appropriation for defraying the expenses of the attorney general; to amend and reenact section 54-12-11 of the North Dakota Century Code, relating to the salary of the attorney general; and to declare an emergency.

## Minutes:

**Chairman Thoreson:** Opened the hearing on HB1003.

02:55

**Representative Kempenich:** On these quartile charts, what year do you start from?

**Ken Purdy, Compensation Manager, Human Resource Management Services, ND Office of Management and Budget:** The starting point was right after the July increases in 2012; so about August 2012. He went on to explain attachments 1 and 2.

3:52

**Representative Kempenich:** So it's 100% of July 2012?

**Ken Purdy:** It's 100% of the employees as of July/August 2012.

**Vice Chairman Brandenburg:** I'm trying to understand the first two bars.

**Ken Purdy:** We saw that a couple of times last week also. The big variances that some agencies with a lot of employees with the first quarter of the range, are way down in the first quarter of the range; so, even with the market adjustment potential performance and adjustment, they don't leap ahead and make a huge gain in movement from first quartile to second quartile.

12:13

**Representative Sanford:** Does this agency utilize the talent management system?

**Ken Purdy:** Yes.

**Representative Sanford:** So what would be the difference agencies in terms of those that do and those that don't when it comes to decisions related to performance?

**Ken Purdy:** I don't believe there would be a marked difference. Many agencies had some very good performance plans and evaluation processes in place without the system. As the system gets fully utilized by more agencies, the strong advantage is the data is all retained in the PeopleSoft Enterprise System; which facilitates the analysis within the agency.

**Wayne Stenehjem, Attorney General, ND Office of Attorney General:** See testimony attachment 3.

15:29

**Representative Kempenich:** Are all these outside the investigation part? They are all in Bismarck?

**Wayne Stenehjem:** The Bureau of Criminal Investigation has offices around the state. We have agents in all of the major cities in North Dakota. The Fire Marshall also has offices that are located around the state.

**Wayne Stenehjem:** See testimony attachments 4 and 5.

**Kathy Roll, Fiscal Analyst, ND Office of the Attorney General:** See testimony attachment 6 and 7.

24:35

**Vice Chairman Brandenburg:** These positions were funded with the stimulus; and all that money is gone.

**Kathy Roll:** That's correct.

**Vice Chairman Brandenburg:** These positions are going to have to have general fund dollars to take care of this.

**Kathy Roll:** That's correct.

**Representative Kempenich:** Were these new positions? Were they funded by federal funds?

**Kathy Roll:** We will spend all the stimulus money this biennium; and there are no monies left for our agency. These positions are all new positions. When the stimulus monies came the decision was made to fund those from the stimulus funds.

**Representative Kempenich:** So these 7 are in the 204 number?

**Kathy Roll:** That's correct; as well as the two that are in ICS currently filled positions.

**Representative Kempenich:** Within the budget is 211.50; but, you're going to be higher than that aren't you?

**Kathy Roll:** When you look at where we're at currently at 2011-2013, that's the 204; that includes the 7 for stimulus positions and the 2 for the national instant check system positions. The 7.5 positions are the new positions that we're requesting for the 2013-2015 biennium.

**Representative Glassheim:** Are the top 7 included in the jump from 188.5 to 202; those 14? They were in the governor's recommendation for general fund funding, but then stimulus replaced that for these seven.

**Kathy Roll:** That's correct.

**Kathy Roll:** Continued with testimony on attachment 6.

30:16

**Representative Kempenich:** These are vacant positions right?

**Kathy Roll:** These are new positions. Until we get approval from the legislature, we will not advertise them.

31:50

**Representative Kempenich:** Most of these funded by other funds. Is that from a revenue source?

**Kathy Roll:** Explained where the funding was coming from for each new position.

32:30

**Representative Kempenich:** Did you provide that balance?

**Kathy Roll:** Yes, you'll get that.

33:24

**Vice Chairman Brandenburg:** How were the national crimes funded? Was that stimulus money?

**Kathy Roll:** Those were other federal monies.

**Vice Chairman Brandenburg:** Then the new FTE's of 7.5 that you're requesting right now, for a total of 16.

**Kathy Roll:** That's correct.

**Representative Glassheim:** Could you go down the 2013-2015 positions and explain where they're funded from again?

**Kathy Roll:** Explained the funding for the new positions.

35:22

**Representative Sanford:** Could you do the same for the ones on top?

**Kathy Roll:** Explained funding for current positions from 2009-2011 biennium.

35:42

**Representative Kempenich:** Are they all concealed weapons or are they all background checks?

**Kathy Roll:** They're all concealed weapons funds.

**Vice Chairman Brandenburg:** Removing the \$1,667,632.00, that's some funding that you lost from the stimulus?

**Kathy Roll:** Its stimulus money and it's also the money that we have currently funded the concealed weapons license.

**Representative Kempenich:** On this organized crime, is there any federal money? I'm asking the sustainability of that number and is there federal money dedicated to that position? What are we doing right now?

**Kathy Roll:** First in terms of federal funds available for the organized crime investigator, I'm not aware of any that are available. Secondly, we're basically just handling the cases as we get them. We don't have any person that designated for this purposes.

**Representative Kempenich:** So there's no federal money at all?

**Kathy Roll:** There's no money available that I'm aware of; and frankly if there were if we have to go through the federal process I can't imagine that we would decide to use monies that we've already dedicated someplace else.

**Representative Kempenich:** This would be statewide; it's not just western North Dakota.

**Kathy Roll:** That's correct.

**Representative Kempenich:** That is coming out of the refund fund?

**Kathy Roll:** Yes.

Kathy Roll continued with her testimony.

40:58

**Vice Chairman Brandenburg:** One of these program analysts can help other people get their job done faster?

**Kathy Roll:** How it works is a program analyst will be assigned to a project. They are able to manage up to three consultants with that position. They review their work, make sure what we're getting is what we've requested.

**Representative Kempenich:** Where are these at on your OAR's? Where were they ranked in your budget compared to the rest of them?

**Kathy Roll:** They were ranked number five; with the things before that being the stimulus positions, the western oil impact staff and inflation increases.

**Representative Kempenich:** All these that were funded were ranked higher? The stimulus positions were obviously ranked number one as they are filled; as you go down the list they're lower. Were any of these that were funded lower rankings?

**Kathy Roll:** Yes. There were some that were funded down the line; but, I believe those were basically other funds funded.

**Representative Kempenich:** These were all general fund monies.

**Kathy Roll:** That's correct. The executive budget provided \$500,000.00 in general fund money and also some special fund money for some things that we budgeted.

**Representative Kempenich:** Do you have temp money in your salary line item now?

**Kathy Roll:** We do.

**Representative Kempenich:** Do you know what that amount is?

**Kathy Roll:** It's budgeted by position. Would you like for me to put something together?

**Representative Kempenich:** Yes.

**Representative Glassheim:** If you don't get the two program analysts, what happens? Also, what is this architect associate?

**Kathy Roll:** All three of those positions are needed. That is also a technology position; that works along with the programmers.

**Representative Glassheim:** It's a technology architect, it's not building.

**Kathy Roll:** That's correct.

**Representative Glassheim:** If you don't get them, then what will happen?

**Kathy Roll:** One of the biggest issues that we have is that about 50% of the concealed weapon license applications that we receive are returned because they're incomplete, they didn't sign something, they didn't include the fingerprint cards, they didn't include the photo, and maybe they didn't include the right amount for the fee. When you're looking at that kind of an impact that could be eliminated by having a system that's online.

**Representative Guggisberg:** It looks like everything you said is under the general fund. I'm wondering what the Attorney General Refund Fund is?



**Kathy Roll:** The Attorney General Refund Fund has a couple of purposes. One is, because we monitor Indian gaming casinos, we charge for those services; that's how the legislature established that. The primary use of it is for the consumer protection division. We pursue litigation, it might be a multi-state case, from that we will receive monies sometimes and then those monies go into that fund. That fund as it is written, can be used for consumer protection activities. Also the legislature appropriates from it for different type of things.

**Wayne Stenehjem:** That fund is a fund into which money, if we recover money for a consumer because they've been taken advantage of by a business. From that fund a check will go to the person if they have a direct loss. Sometimes we settle anti-trust type cases where there is no known victim; that goes into that fund.

**Representative Guggisberg:** I remember a couple of years ago you came to a firefighter's convention, and there was a check that went to the police and fire from somebody who was fraudulently representing themselves as police officers. Is that what you're talking about?

**Wayne Stenehjem:** That's the kind of case where there's no known victim. Depending on the settlement terms, you have to distribute it according to those terms or it just accumulates if we don't have a known victim.

**Representative Kempenich:** What division would the administrative assistant be attached to?

**Kathy Roll:** Information technology division.

**Representative Kempenich:** You have one already so this would be just an add on to that position?

**Kathy Roll:** That's correct.

**Representative Kempenich:** Do you have anything together concerning the backlog?

**Kathy Roll:** We can put something together for you.

**Vice Chairman Brandenburg:** Recessed the hearing.

**Representative Kempenich:** Reopened the hearing.

Kathy Roll continued with her testimony.

52:26

**Representative Kempenich:** On that synthetic drug forensic scientist; you have another two on top of the ones you're requesting? You're requesting two temporary positions also? Are those in there? They wouldn't be FTE's though.

**Kathy Roll:** That's correct. Those are temporary positions. We use those to help manage the workload.

**Representative Kempenich:** Do you have a breakdown of this? Is it across the board that we're seeing increases in this or is it any one specific area?

**Kathy Roll:** The reason that we requested the synthetic drug forensic scientist is because of the significant increase in synthetic drugs. If we receive marijuana, for instance, we can test it and find that it's marijuana. With synthetic drugs, we don't know what's in it.

**Representative Kempenich:** On those five you have \$500,000.00 you're asking for; would you need any funds? Is there enough in the refund fund to cover what you're asking for?

**Kathy Roll:** Are you talking about the technology positions?

**Representative Kempenich:** Yes.

**Kathy Roll:** The governor's budget included \$500,000.00. So, I think we only need a few thousand dollars from the general fund. We have some equipment and software that are coming from the refund fund for those as well. The bulk of the money is already in the budget.

**Representative Kempenich:** On the refund fund, do you have the breakdown of what you're budgeting?

**Kathy Roll:** See attachment 11.

57:57

**Representative Kempenich:** You have the contract service, is that a new initiative?

**Kathy Roll:** That's the FTE that we're talking about. What OMB proposed through the governor's budget is that we contract for those services rather than having the actual positions.

**Representative Glassheim:** That's not to pay for the four positions you want. That's in addition to those?

**Kathy Roll:** That pays for three of the positions that we're asking for.

**Representative Glassheim:** That's not for outside contractors. You can use it for actual positions?

**Kathy Roll:** It's intended for outside contractors. However, if we don't have the internal staff to manage those programs, that money doesn't help us.

**Representative Glassheim:** Won't you need the consultants anyway?

**Kathy Roll:** The consultant money is already in our budget.

Kathy Roll referenced testimony from January 15, 2013. Also see attachments 9 and 10.

1:00

**Representative Kempenich:** Is that something we're mandating?

**Kathy Roll:** We have a number of old systems that need to be rewritten. In addition to that, we have new systems that are needed. I referenced the concealed weapon license system, to put that online is a new project.

1:01

**Representative Glassheim:** Is this the IT backlog processing?

**Kathy Roll:** That's the crime lab.

**Wayne Stenehjem:** It's the number of cases in the crime lab.

1:02

**Representative Kempenich:** Then the ongoing information rental costs; is that a contract also?

**Kathy Roll:** The ongoing technology costs are things like maintenance agreements, increases in the number of licenses we need, computer replacements. The rent is for BCI, the fire marshal and the information technology division. The bulk of that comes from an increase in our rent here in Bismarck; because, the building was purchased and the rent was increased some more. We need to rent garage space for the crime scene vehicle that we have and also to be able to house vehicles when we seize them.

**Representative Kempenich:** You don't have a secured garage at the crime lab?

**Kathy Roll:** I believe there is one there; but, I think that's more of the local law enforcement. This garage is for the crime scene vehicle.

**Representative Kempenich:** The rent is for where BCI's housed?

**Kathy Roll:** That's correct. It's also for rent throughout the state.

**Representative Kempenich:** So somebody else bought that?

**Kathy Roll:** They did.

1:05

**Representative Kempenich:** There isn't a person attached to information technology?

**Kathy Roll:** It's for a number of different projects that our internal IT staff has not been able to get to because of the higher demand for their projects.

**Representative Kempenich:** Do go through IT or do you go outside? How does your process work on this IT?

**Kathy Roll:** We do all the above. All our large projects would go through ITD. We also contract with them for various things; one of them might be for a large project oversight, because we don't have the staff to do some of those things. It's a combination of internal staff, ITD, and consultants.

**Representative Kempenich:** Where is that money coming from for number 12?

**Kathy Roll:** It's from the AG refund fund.

1:07

**Chairman Thoreson:** Are you going to have to put no smoking stickers on these vehicles; since they're an indoor workplace?

**Wayne Stenehjem:** That is an issue. There is a bill that's working its way through that we are suggesting be passed that say that.

**Representative Kempenich:** On number 14, have you been having trouble finding housing for new people?

**Kathy Roll:** There's difficulty in finding housing. That's part of the reason why we made this request. One part of it is \$250.00/month temporary increase for those staff that are located out in the western part of the state; the other part is \$500.00/month rent assistance.

1:11

**Representative Kempenich:** That's on top of the performance one on number 16?

**Kathy Roll:** That's correct.

**Representative Kempenich:** What is our competition?

**Kathy Roll:** Our competition is everyone. In the last year, we've had over 40% turnover. They go to private businesses, they go out west, they go to other states; there are just of different segments that they are otherwise employed in. It's incredibly difficult to keep that staff.

**Representative Kempenich:** Do you have an analysis of what you're trying to get for forensic scientists? How do you justify what you're asking for in a forensic scientist?

**Kathy Roll:** We're based our increase request on the 2010 study that was done of Midwestern states; that showed for forensic scientists what their salaries were. At that point, we were about \$500,000.00 short in terms of the money; we decided to ask for 20% of it for each biennium until we got to 100%. Also we take a look at what other state agencies are paying their staff.

**Representative Kempenich:** Did you break that down?



**Kathy Roll:** Referenced page 10 of previous testimony.

**Representative Kempenich:** What are the requirements for those positions?

**Hope Olson, Crime Lab Director, ND Office of the Attorney General:** The requirement is a natural science degree; which means you have to have a bachelor's degree in chemistry, biology or any applicable science.

**Representative Kempenich:** Do you have a program to further their education?

**Hope Olson:** Last session you passed funding for national certification; and we have seven forensic scientists, including myself, take the exam. We had five pass; it was very difficult. It took well over an average of 100 hours of studying; and when the test was done, no one really knew if they had passed.

**Representative Kempenich:** Were we able to hang on to all five or seven that went through that or is that what this \$85,000.00 is supposed to do?

**Hope Olson:** The \$85,000.00 is to bring up the salaries. Usually we start forensic scientists with no experience, around \$35,000.00/year; Montana starts them with no experience at \$50,000.00/year. We have a majority forensic scientists with 15 years of experience, making less than \$50,000.00/year.

**Representative Kempenich:** Do you have that Midwest study?

**Kathy Roll:** We do have that study and if that's something you're interest in we can provide it to you.

**Chairman Thoreson:** Is it accessible electronically or is it printed.

**Kathy Roll:** I can email you the spreadsheet.

**Representative Kempenich:** Where's the money coming from on #17?

**Kathy Roll:** That's the refund fund also. We take a look at all state attorney's that are in the state system and look at what year they were admitted to the bar, determine years of legal experience and compare our staff to those salaries.

**Representative Kempenich:** Are some assigned to different boards and agencies; because there's quite a range of salaries and years also?

**Kathy Roll:** We do assign our attorneys to different boards and agencies; and for the most part, they'll basically be dedicated to those.

**Chairman Thoreson:** Closed the hearing.



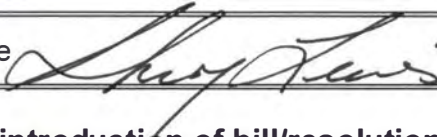
# 2013 HOUSE STANDING COMMITTEE MINUTES

House Appropriations Government Operations Division  
Medora Room, State Capitol

HB1003  
February 11, 2013  
Recording Job# 18739

☐ Conference Committee

Committee Clerk Signature



## Explanation or reason for introduction of bill/resolution:

A BILL for an Act to provide an appropriation for defraying the expenses of the attorney general; to amend and reenact section 54-12-11 of the North Dakota Century Code, relating to the salary of the attorney general; and to declare an emergency.

## Minutes:

You may make reference to "attached testimony."

**Chairman Thoreson:** Opened the hearing on HB1003.

**Vice Chairman Brandenburg:** I think dealing with the FTE's, those 8.5 positions need to be funded; but the new 7.5 FTE's, I think we ought to hold back and deal with that later. I think we out to get an amendment on that.

**Representative Hawken:** We desperately need a scientist. With the travel that they have to do, I don't know how we can't give them one more of those.

**Chairman Thoreson:** There's also been some discussion about the housing allowances throughout the budgets.

**Representative Hawken:** I've heard someone say that perhaps that should all be looked at together.

**Chairman Thoreson:** We maybe would like an amendment to remove the funding from this; and perhaps we can put it back into this budget. If there's going to be one blanket thing dealing with this issue with the question being will housing needs be the same two years from now as they are today.

**Representative Glassheim:** If they remained in a budget, would they be like a separate line; so that we could say do you still need to continue this? Would they just disappear into operating expenses and just raise the base? If you consolidate them, you're going to have one policy; that may work or it may not.

**Brady Larson, Fiscal Analyst, ND Legislative Council:** In some budgets, the housing allowances and the salary differentials for western North Dakota employees has been classified as one time funding. So it is including in the operating or salary line items. It is one time funding so it would have to come out prior to next biennium and the agency would have to come back and justify the needs again.

**Representative Glassheim:** So we could have it in all budgets identified as one time funding.

**Chairman Thoreson:** Which it is not now; you said only in certain budgets it's identified as one time funding.

**Brady Larson:** I'm only aware of the budgets I work with; and in pretty much all of those that is identified as one time funding.

**Chairman Thoreson:** Could you check on how it's being handled throughout the budgets?

**Vice Chairman Brandenburg:** The concern is we're trying to have this equity money for these people in the western part of the state. How are we going to handle this if people are getting equity money and something happens to the oil industry; then we're going to take away that increase in wages, that's why we really need to separate this.

**Brady Larson:** The DOT has a policy specifically dealing with employees in oil impacted areas. In that policy, they make it clear and specific that what they call the "oil patch add on" is essentially one time funding provided to that employee; and they are not to expect that in the future if the oil industry does happen to decline.

**Vice Chairman Brandenburg:** So we can explain it to our constituents; because some of these people with this extra pay are going to have some pretty good increases in salary. It's going to show up somewhere that we were spending money like wild people; we're going to have to justify how we're doing it.

**Chairman Thoreson:** I don't know if anyone is questioning the need for this; it's just the accountability and how it shows up for the next time around.

**Chairman Thoreson:** Closed the discussion.

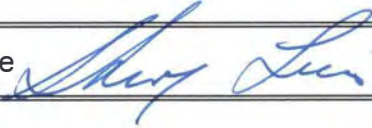
# 2013 HOUSE STANDING COMMITTEE MINUTES

House Appropriations Government Operations Division  
Medora Room, State Capitol

HB1003  
February 18, 2013  
Recording Job# 19142

☐ Conference Committee

Committee Clerk Signature



## Explanation or reason for introduction of bill/resolution:

A BILL for an Act to provide an appropriation for defraying the expenses of the attorney general; to amend and reenact section 54-12-11 of the North Dakota Century Code, relating to the salary of the attorney general; and to declare an emergency.

## Minutes:

**Chairman Thoreson:** Opened the discussion on HB1003.

**Vice Chairman Brandenburg:** I believe there are 8.5 positions that are filled with ERA money.

**Kathy Roll, Fiscal Analyst, ND Office of the Attorney General:** There are 8.5 positions right now. We asked that the ½ position become full time.

**Vice Chairman Brandenburg:** The crime lab there was one person there for that position?

**Kathy Roll:** Correct.

**Vice Chairman Brandenburg:** Made a motion to fund the 8.5 positions that are currently filled and then 1 new FTE in the crime lab position for a total of 9.5 FTE's.

**Representative Kempenich:** Seconded the motion.

**Representative Glassheim:** Am I reading this wrong? It says we're taking away 8.5 positions. The motion is to add the 8.5 positions for \$1, 037,000.00; is that right?

**Vice Chairman Brandenburg:** Yes. The 8.5 positions that were funded with ERA money and that has expired will be funded with general funds. What's not on there is the crime lab position.

**Kathy Roll:** The ERA positions are number 1 and the national instant check system is number 2. If you're saying 1.5 positions, then it would be reduced by .5 to be 1.5 positions.

**Representative Kempenich:** Number 2 is out of the refund fund.

**Kathy Roll:** It's through our operating fund from the fees that we charge.

**Vice Chairman Brandenburg:** I believe my motion is correct.

**Chairman Thoreson:** Recessed the meeting.

**Vice Chairman Brandenburg:** See attachment 2.

12:05

**Representative Sanford:** On number two on the green sheet; that would per their request. So number 1 and 2 on the green sheet; that would be federal funds and number 5 on the green sheet would be the rest?

**Vice Chairman Brandenburg:** Yes; but, this time we're only going to give 1.5.

**Representative Glassheim:** How come what's removed in number 3 which is 8.5 positions of federal money is \$1.6 million; and what's put back is \$1.2 million?

**Kathy Roll:** The difference is there were grants associated with the ERA money and we're not requesting those grants to be restored.

A voice vote was made for item #1. The voice vote carried.

Vice Chairman Brandenburg continued with his explanation of attachment 1.

**Chairman Thoreson:** I think there is still some discussion going on with the oil and gas development areas.

**Representative Guggisberg:** Did you say you're taking them out of all budgets?

**Representative Kempenich:** This is changing rather rapidly and there was an instance brought up the other day about Tioga. We're seeing a change in areas with housing.

**Representative Guggisberg:** Would they come to the budget section if they need it in the future?

**Representative Kempenich:** If we take this out and there gets to be funding issues; they have the emergency commission if they just can't make this work. I think we should wait with this until we get through the end of the session and I think we should put a fund together that these agencies can go to; instead of trying to do this individually.

**Chairman Thoreson:** Are you saying to wait on removing this?

**Representative Kempenich:** No. I'm saying we should do it comprehensively.

**Representative Glassheim:** I'm not sure about a comprehensive approach. It seems if you have money in your budget for this purpose and it turns out that you don't need it; that it won't be spent.



**Vice Chairman Brandenburg:** Made a motion to move items 3-5 and not moving number 2.

**Representative Sanford:** Seconded the motion.

A voice vote was made for items 3-5. That motion carried.

**Representative Kempenich:** I think the forensic scientist positions should be looked at.

**Representative Sanford:** When we approve positions are we approving a dollar figure? Are we approving a position specific dollar attachment to each one?

**Vice Chairman Brandenburg:** Both. Sometimes it takes to the end of the session.

**Representative Kempenich:** It's dealing with the IT and dealing with chapter 54-59-22; the exemption of the state agencies; who is exempt and who needs to be included under the ITD guise. The attorney general's office would still maintain all of their IT staff but would move their hardware into a secure location in ITD.

**Chairman Thoreson:** There are some other agencies that are exempt.

**Representative Kempenich:** He quoted the above section of law from the ND Century Code.

**Chairman Thoreson:** This would remove that exemption? This wouldn't effect personnel; it would just be requiring that the physical hardware be stored in that secured storage that ITD has established?

**Representative Kempenich:** That's my understanding.

**Representative Kempenich:** Made a motion to remove the attorney general's office from the excluded list.

**Vice Chairman Brandenburg:** Seconded the motion

**Representative Hawken:** When did this come up?

**Representative Kempenich:** It's been an ongoing issue.

**Representative Hawken:** Why were those excluded to begin with?

**Representative Kempenich:** PERS and RIO are special funded agencies. At that time they didn't fall under the requirements; that's the same with WSI and the Bank of North Dakota.

**Representative Hawken:** I'm thinking about the homeland security and some of the things we saw that are very sensitive.



**Representative Kempenich:** This has more to do with the hardware.

**Representative Hawken:** I would like to have more information on what it exactly is that we're trying to do here.

A voice vote was made and the motion carried.

**Representative Hawken:** Made a motion for a "Do Pass as Amended"

**Vice Chairman Brandenburg:** Seconded the motion

A roll call vote was made. 7 Yeas 0 Nays 0 Absent

**Representative Hawken:** Carried the bill.

**Chairman Thoreson:** Closed the discussion.

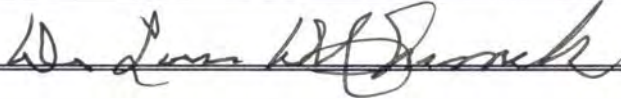
# 2013 HOUSE STANDING COMMITTEE MINUTES

## House Appropriations Committee Roughrider Room, State Capitol

HB 1003  
Job # 19374  
February 21, 2013

☐ Conference Committee

Committee Clerk Signature



### Explanation or reason for introduction of bill/resolution:

Relating to the salary of the Attorney General.

### Minutes:

Proposed amendment #1

**Chairman Delzer:** opened the meeting on HB 1003.

**Rep. Hawken:** (See proposed amendment #1).

**Motion made to move amendment .01001** by Rep. Hawken; Seconded by Rep. Thoreson.

**Rep. Hawken:** The accrued leave line has been added and the salary for the elected officials has been changed to 3 and 3. In Section 5 we added an amendment that all of the IT work must go through ITD. We removed an FTE for concealed weapons permits and FTE position for Western North Dakota and that actually was three positions. Removes new uniform crime reporting system position and removes new attorney position and removes investigator position for a total of \$3 million in reductions.

**Chairman Delzer:** The budget covers a certain number of FTE's?

**Rep. Hawken:** There were 16 funded and there are now 8.

**Voice vote carried.**

**Do Pass As Amended Motion Made by Rep. Hawken; Seconded by Rep. Thoreson.**

### Discussion:

**Rep. Skarphol:** Can we further amend at this time? Some years ago there were three exemptions for the statutory exemptions for the consolidation of IT. You took care of the Attorney General's office. PERS and REAL are the other two agencies that received that exemption. I would propose a substitute motion that would overstrike those two agencies in the same amendment where they overstrike the AG to also remove their statutory exemptions. Then we have all the state agencies are no longer exempt by statute.

**We have a substitute motion to further amend by Rep. Skarphol; Seconded by Rep. Streyle.**

**Rep. Skarphol:** The public employees in REAL are fully consolidated into ITD. They would have no complaints over this. They have made that move so it is merely a formality to do this.

**Rep. Thoreson:** We did have HB 1022 with PERS and REAL would it have been better to have handled it in their budget?

**Council:** Either place.

**Chairman Delzer:** This is an add on to this bill you would have had to do it in their budget you would have had to have added the same thing in their budget. Have you visited with PERS and REAL?

**Rep. Skarphol:** This is merely to remove them as having a statutory exemption. All of that has already transpired.

**Chairman Delzer:** Do we have anyone who serves on the IT here?

**Rep. Streyle:** This would just be cleaning up the section of code because it is already been done.

**Voice vote carried.**

**Rep. Hawken:** With the amendments you know that we would still be funding certain FTE positions. We would still be funding 1 criminal investigator for the 12-4 sobriety program; 1 FTE criminal investigator for internet crime against children; ½ time Administrative Ass't for Grant Management; 2 Criminal intelligent analysis positions and 2 saprogenic scientist positions.

**Chairman Delzer:** These were funded with ARA funding and these people are in place. We are shifting them almost all to general funding.

**Rep. Hawken:** We added an additional forensic scientist because of DNA and the fact that there was a change in law so that states attorneys can ask that the forensic scientist shows up in court. Something maybe we should try and get changed.

**Rep. Thoreson:** That comes is part of a Supreme Court ruling so that cannot be changed.

**Rep. Hawken:** The other piece is the synthetic drugs and that fact that none of them are the same. The DNA testing has improved, but not totally caught up. They are doing a really good job.

**Chairman Delzer:** Is the volume of requests coming in for the DNA testing has been reduced?

**Rep. Hawken:** No. Not to date. It is mostly from criminal activity which is increasing in the state. The other FTE's we did not fund. The additional funding for ongoing informational technology and rental costs is 10 and 11 was additional IT for the lottery division.

**Chairman Delzer:** What would the additional IT for lottery be? What is the \$500,000 on contract services for information technology?

**Rep. Hawken:** They have a combination where they work with ITD; some they do in house and some that they consult or contract out. There is one time funding to replace 11 uncover vehicles, housing allowances and salary. I thought we were putting all that in one place. They do have a lot of people working in the oil patch with different situations, but I don't see it here.

**Rep. Thoreson:** \$576,100 change narrative; \$500 general fund; \$76100 special funds for IT contractual services to address the demands of more suffocated IT applications and higher security requirements to support law enforcement states attorneys and others.

**Chairman Delzer:** Go down to 14; is that one there too? \$135,000 for salary adjustments in the oil impacted areas. Rep. Thoreson did you pull that out?

**Rep. Thoreson:** I thought we did.

**Rep. Hawken:** No I think we missed it on this budget because it was one of the first budgets we did and then on proceeding budgets we took it all out

**Motion Made to amend to remove line item #14 on the green sheet (\$135,900 for housing allowance) by Rep. Thorson; Seconded by Brandenburg.**

**Voice vote carried.**

**Rep. Hawken:** Continuing appropriations are the assets forfeiture fund to pay the cost related to law enforcement activities of the Attorney General's office; lottery operating costs; refund fund to pay the cost of consumer protection at antitrust and gaming division; special operations team reimbursement fund which is to reimburse cities and county governments that provide special operation team services to rural area; the sobriety program fund to administer and operate the sobriety program and the multi-jurisdictional drug task force fund that is to provide support for the narcotics enforcement efforts of the state. In the audit findings found no significant audit findings. There are some other bills; 1023 was deficiency appropriation and 2106 requires permits for registrations for roll your own cigarette machines.

**Chairman Delzer:** Section 3 of the bill would allow the Attorney General to keep the refund fund?

**Rep. Hawken:** It is in the minutes from our meeting. Yes it is not something new that was added this session.

**Chairman Delzer:** How much money is setting there? Are the uses of it limited?



**Rep. Hawken:** The uses of it vary according to things within the consumer protection piece of it because that is where the funds come from.

**Rep. Kempenich:** Some of this is from different parts of the federal government and they have requirements on them. Most of it is dealing with law enforcement.

**Chairman Delzer:** Did they give you an amount?

**Rep. Kempenich:** They did give us a slip on it.

**Rep. Monson:** In Section 3 they get to keep the money. They are exempt from turning it into the general fund; is it a continuing appropriation then?

**Chairman Delzer:** As long as we keep passing it.

**Rep. Skarphol:** If Lori is looking for the fund balances it would be interesting to know all of them if they are listed in one spot.

**Lori:** For the refund fund 12/31/13= \$6.5 million; 12/31/15 = -\$540,000?

**Chairman Delzer:** How is that possible?

**Rep. Hawken:** They had it dedicated to projects so it will not be there.

**Chairman Delzer:** How many of those projects are personnel?

**Rep. Hawken:** I will see if I can find it.

**Lori:** They had appropriated \$1.1 million out of salaries coming out of that fund for 13-15.

**Rep. Skarphol:** What is the balance of it going to be used for? Can you give us some idea?

**Lori:** I don't have the detail of what they are appropriating other than the lines that it is \$6 million of operating; \$748,000 out of capital assets and \$1.1 million out of salaries.

**Rep. Hawken:** I have the analysis of the funds.

**Chairman Delzer:** I find distributing is using that for salaries because that is part of why they would have a negative balance, is it not? Because they are figuring the salaries would be part of the negative balance for next time.

**Rep. Hawken:** We have a list of each of the funds and what is in them and what they are being used for. I will make a copy of this.

**Do Pass As Amended by Rep. Hawken; Seconded by Rep. Thoreson**

**Rep. Dosh:** I am going to oppose this budget because we made it clear last session that none of these real moneys we were bringing in that we were going to convert these two permanent positions. It was made clear they drop when the money drops here we go.

**Rep. Thoreson:** I don't disagree. We did discuss that at length and a lot of these positions were put in the 09 session.

**Chairman Delzer:** That is also why you looked at some of the other positions as hard as you did.

**Rep. Thoreson:** We determined that the bodies that were there we probably of some significance and some of these others we will discuss later.

**Chairman Delzer:** Rep. Dosch I totally agree with you. I don't believe it might have been the year that I was on that section and I think it happened in the conference committee because I think the House opposed funding those with AREO funding. We came out with a different bill than what the previous conferees had been working on.

**Vote:**     **15 Yes    6 No   1 Absent   Carrier: Rep. Hawken**

**Rep. Streyle:** I think the point of discussion on the conference committee should be we are telling them to move to ITD; yet this budget is littered with IT expenses including purchasing firewall equipment etc. so that should be something we look at when that goes forward.

**Rep. Skarphol:** There is a \$5.5 million transfer to the general fund out of that lottery fund so they do contribute back.

**Chairman Delzer:** I think that is set in code?

Closed.

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1003

Page 1, line 2, replace "section" with "sections"

Page 1, line 2, after "54-12-11" insert "and 54-59-22"

Page 1, line 3, after "general" insert "and to required use of information technology services"

Page 1, replace lines 12 through 14 with:

"Salaries and wages	\$29,506,046	\$3,158,135	\$32,664,181
Accrued leave payments	0	1,057,247	1,057,247
Operating expenses	16,418,016	4,267,598	20,685,614
Capital assets	1,943,783	359,294	2,303,077"

Page 1, replace lines 21 through 24 with:

"Total all funds	\$55,715,455	\$8,229,800	\$63,945,255
Less estimated income	<u>24,485,610</u>	<u>3,638,521</u>	<u>28,124,131</u>
Total general fund	\$31,229,845	\$4,591,279	\$35,821,124
Full-time equivalent positions	204.00	1.00	205.00"

Page 2, replace lines 9 through 13 with:

"BCI vehicles		<u>0</u>	<u>198,000</u>
Total all funds		\$3,253,967	\$198,000
Total special funds		<u>2,941,567</u>	<u>0</u>
Total general fund		\$312,400	\$198,000"

Page 2, line 25, replace "forty-three" with "forty-two"

Page 2, line 26, replace "six" with "three"

Page 2, line 26, replace "eighty-five" with "four"

Page 2, line 27, replace "forty-nine" with "forty-six"

Page 2, line 27, replace "four" with "five"

Page 2, line 27, replace "thirty-two" with "seventy-three"

Page 2, after line 27, insert:

**"SECTION 5. AMENDMENT.** Section 54-59-22 of the North Dakota Century Code is amended and reenacted as follows:

**54-59-22. Required use of electronic mail, file and print server administration, database administration, application server, and hosting services.**

Each state agency and institution, excluding the legislative and judicial branches, the institutions under the control of the state board of higher education, ~~the public employees retirement system, the retirement and investment office, the attorney general, and any entity exempted by the office of management and budget after~~ advisement by the information technology department, shall obtain electronic mail, file

and print server administration, database administration, storage, application server, and hosting services through a delivery system established by the information technology department in conjunction with the office of management and budget. The office of management and budget, after receiving advice from the information technology department, shall establish policies and guidelines for the delivery of services, including the transition from existing systems to functional consolidation, with consideration given to the creation of efficiencies, cost-savings, and improved quality of service."

Renumber accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

#### 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 No. 125 - Attorney General - Detail of House Changes

	Corrects Executive Compensation Package <sup>1</sup>	Adjusts State Employee Compensation and Benefits Package <sup>2</sup>	Provides Separate Line Item for Accrued Leave Payments <sup>3</sup>	Removes New FTE Position for Concealed Weapons Permits <sup>4</sup>	Removes New FTE Positions for Western North Dakota <sup>5</sup>	Removes New Uniform Crime Reporting System Position <sup>6</sup>
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 Position <sup>7</sup>	Removes New Investigator Position <sup>8</sup>	Removes Funding for Oil Impact Assistance <sup>9</sup>	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)

<sup>1</sup> Funding is added due to a calculation error in the executive compensation package.

<sup>2</sup> 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 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.

<sup>3</sup> 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.

<sup>4</sup> 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 were previously paid for with federal funds related to the National Instant Check system (NICS).

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

<sup>6</sup> This amendment removes 1 FTE administrative assistant position and related operating expenses for the Uniform Crime Reporting system added in the executive budget.

<sup>7</sup> 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.

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

<sup>9</sup> 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 at 3 percent for each year of the biennium rather than 4 percent each year as included in the executive budget.

Date: February 18, 2013  
Roll Call Vote #: 1

**2013 HOUSE STANDING COMMITTEE ROLL CALL VOTES**  
**BILL/RESOLUTION NO. HB1003**

House Appropriations - Government Operations Division Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number \_\_\_\_\_

Action Taken Do Pass as Amended

Motion Made By Representative Hawken Seconded By Vice Chairman Brandenburg

Representatives	Yes	No	Representatives	Yes	No
Chairman Thoreson	x		Representative Glassheim	x	
Vice Chairman Brandenburg	x		Representative Guggisberg	x	
Representative Kempenich	x				
Representative Hawken	x				
Representative Sanford	x				

Total (Yes) 7 No 0

Absent 0

Floor Assignment Representative Hawken

If the vote is on an amendment, briefly indicate intent:

Date: 2/21/13  
Roll Call Vote #: 1

2013 HOUSE STANDING COMMITTEE  
ROLL CALL VOTES  
BILL/RESOLUTION NO. 1003

House Appropriations Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number 01001

Action Taken: ☐ Do Pass ☐ Do Not Pass ☐ Amended ☒ Adopt Amendment

☐ Rerefer to Appropriations ☐ Reconsider

Motion Made By Rep. Hawken Seconded By Rep. Thoreson

Representatives	Yes	No	Representatives	Yes	No
Chairman Delzer			Rep. Streyle		
Vice Chairman Kempenich			Rep. Thoreson		
Rep. Bellew			Rep. Wieland		
Rep. Brandenburg					
Rep. Dosch					
Rep. Grande			Rep. Boe		
Rep. Hawken			Rep. Glassheim		
Rep. Kreidt			Rep. Guggisberg		
Rep. Martinson			Rep. Holman		
Rep. Monson			Rep. Williams		
Rep. Nelson					
Rep. Pollert					
Rep. Sanford					
Rep. Skarphol					

Total Yes \_\_\_\_\_ No \_\_\_\_\_

Absent \_\_\_\_\_

Floor Assignment \_\_\_\_\_

If the vote is on an amendment, briefly indicate intent:

*Voice vote carries*

Date: 2/21/13  
Roll Call Vote #: 2

2013 HOUSE STANDING COMMITTEE  
ROLL CALL VOTES  
BILL/RESOLUTION NO. 1003

House Appropriations Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number \_\_\_\_\_

Action Taken: ☒ Do Pass ☐ Do Not Pass ☒ Amended ☐ Adopt Amendment

☐ Rerefer to Appropriations ☐ Reconsider

Motion Made By Rep. Hawken Seconded By Rep. Thoreson

Representatives	Yes	No	Representatives	Yes	No
Chairman Delzer			Rep. Streyle		
Vice Chairman Kempenich			Rep. Thoreson		
Rep. Bellew			Rep. Wieland		
Rep. Brandenburg					
Rep. Dosch					
Rep. Grande			Rep. Boe		
Rep. Hawken			Rep. Glassheim		
Rep. Kreidt			Rep. Guggisberg		
Rep. Martinson			Rep. Holman		
Rep. Monson			Rep. Williams		
Rep. Nelson					
Rep. Pollert					
Rep. Sanford					
Rep. Skarphol					

Total Yes \_\_\_\_\_ No \_\_\_\_\_

Absent \_\_\_\_\_

Floor Assignment \_\_\_\_\_

If the vote is on an amendment, briefly indicate intent:

*substitute motion*



Date: 2/21/13  
Roll Call Vote #: 3

2013 HOUSE STANDING COMMITTEE  
ROLL CALL VOTES  
BILL/RESOLUTION NO. 1003

House Appropriations Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number \_\_\_\_\_

Action Taken: ☐ Do Pass ☐ Do Not Pass ☐ Amended ☒ Adopt Amendment

☐ Rerefer to Appropriations ☐ Reconsider

Motion Made By Rep. Skarphol Seconded By Rep. Streyle

Representatives	Yes	No	Representatives	Yes	No
Chairman Delzer			Rep. Streyle		
Vice Chairman Kempenich			Rep. Thoreson		
Rep. Bellew			Rep. Wieland		
Rep. Brandenburg					
Rep. Dosch					
Rep. Grande			Rep. Boe		
Rep. Hawken			Rep. Glassheim		
Rep. Kreidt			Rep. Guggisberg		
Rep. Martinson			Rep. Holman		
Rep. Monson			Rep. Williams		
Rep. Nelson					
Rep. Pollert					
Rep. Sanford					
Rep. Skarphol					

Total Yes \_\_\_\_\_ No \_\_\_\_\_

Absent \_\_\_\_\_

Floor Assignment \_\_\_\_\_

If the vote is on an amendment, briefly indicate intent:

overstrike PERS + R10 + AG

no longer exempt by statute

voice vote carried

Date: 2/21/13  
Roll Call Vote #: 4

2013 HOUSE STANDING COMMITTEE  
ROLL CALL VOTES  
BILL/RESOLUTION NO. 1003

House Appropriations Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number \_\_\_\_\_

Action Taken: ☐ Do Pass ☐ Do Not Pass ☐ Amended ☒ Adopt Amendment

☐ Rerefer to Appropriations ☐ Reconsider

Motion Made By Rep. Thoreson Seconded By Brandenburg

Representatives	Yes	No	Representatives	Yes	No
Chairman Delzer			Rep. Streyle		
Vice Chairman Kempenich			Rep. Thoreson		
Rep. Bellew			Rep. Wieland		
Rep. Brandenburg					
Rep. Dosch					
Rep. Grande			Rep. Boe		
Rep. Hawken			Rep. Glassheim		
Rep. Kreidt			Rep. Guggisberg		
Rep. Martinson			Rep. Holman		
Rep. Monson			Rep. Williams		
Rep. Nelson					
Rep. Pollert					
Rep. Sanford					
Rep. Skarphol					

Total Yes \_\_\_\_\_ No \_\_\_\_\_

Absent \_\_\_\_\_

Floor Assignment \_\_\_\_\_

If the vote is on an amendment, briefly indicate intent:

remove #14 on green sheet \$135,900 housing allowance

voice vote carries

Date: 2/21/13  
Roll Call Vote #: 5

2013 HOUSE STANDING COMMITTEE  
ROLL CALL VOTES  
BILL/RESOLUTION NO. 1003

House Appropriations Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number \_\_\_\_\_

Action Taken: ☒ Do Pass ☐ Do Not Pass ☒ Amended ☐ Adopt Amendment

☐ Rerefer to Appropriations ☐ Reconsider

Motion Made By Rep. Hawken Seconded By Rep. Thoreson

Representatives	Yes	No	Representatives	Yes	No
Chairman Delzer		X	Rep. Streyle		X
Vice Chairman Kempenich	X		Rep. Thoreson	X	
Rep. Bellew		X	Rep. Wieland		X
Rep. Brandenburg	X				
Rep. Dosch		X			
Rep. Grande		X	Rep. Boe	X	
Rep. Hawken	X		Rep. Glassheim	X	
Rep. Kreidt	X		Rep. Guggisberg	X	
Rep. Martinson	X		Rep. Holman	X	
Rep. Monson	X		Rep. Williams	X	
Rep. Nelson	X				
Rep. Pollert	X				
Rep. Sanford					
Rep. Skarphol	X				

Total Yes 15 No 6

Absent 1

Floor Assignment Rep. Hawken

If the vote is on an amendment, briefly indicate intent:

**REPORT OF STANDING COMMITTEE**

**HB 1003: Appropriations Committee (Rep. Delzer, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (15 YEAS, 6 NAYS, 1 ABSENT AND NOT VOTING). HB 1003 was placed on the Sixth order on the calendar.

Page 1, line 2, replace "section" with "sections"

Page 1, line 2, after "54-12-11" insert "and 54-59-22"

Page 1, line 3, after "general" insert "and to required use of information technology services"

Page 1, replace lines 12 through 14 with:

"Salaries and wages	\$29,506,046	\$3,158,135	\$32,664,181
Accrued leave payments	0	1,057,247	1,057,247
Operating expenses	16,418,016	4,267,598	20,685,614
Capital assets	1,943,783	359,294	2,303,077"

Page 1, replace lines 21 through 24 with:

"Total all funds	\$55,715,455	\$8,229,800	\$63,945,255
Less estimated income	<u>24,485,610</u>	<u>3,638,521</u>	<u>28,124,131</u>
Total general fund	\$31,229,845	\$4,591,279	\$35,821,124
Full-time equivalent positions	204.00	1.00	205.00"

Page 2, replace lines 9 through 13 with:

"BCI vehicles	0	<u>198,000</u>
Total all funds	\$3,253,967	\$198,000
Total special funds	<u>2,941,567</u>	0
Total general fund	\$312,400	\$198,000"

Page 2, line 25, replace "forty-three" with "forty-two"

Page 2, line 26, replace "six" with "three"

Page 2, line 26, replace "eighty-five" with "four"

Page 2, line 27, replace "forty-nine" with "forty-six"

Page 2, line 27, replace "four" with "five"

Page 2, line 27, replace "thirty-two" with "seventy-three"

Page 2, after line 27, insert:

**"SECTION 5. AMENDMENT.** Section 54-59-22 of the North Dakota Century Code is amended and reenacted as follows:

**54-59-22. Required use of electronic mail, file and print server administration, database administration, application server, and hosting services.**

Each state agency and institution, excluding the legislative and judicial branches, the institutions under the control of the state board of higher education, ~~the public employees retirement system, the retirement and investment office, the attorney general,~~ and any entity exempted by the office of management and budget after advisement by the information technology department, shall obtain electronic mail, file and print server administration, database administration, storage, application server, and hosting services through a delivery system established by the



information technology department in conjunction with the office of management and budget. The office of management and budget, after receiving advice from the information technology department, shall establish policies and guidelines for the delivery of services, including the transition from existing systems to functional consolidation, with consideration given to the creation of efficiencies, cost-savings, and improved quality of service."

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**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 No. 125 - Attorney General - Detail of House Changes**

	Corrects Executive Compensation Package <sup>1</sup>	Adjusts State Employee Compensation and Benefits Package <sup>2</sup>	Provides Separate Line Item for Accrued Leave Payments <sup>3</sup>	Removes New FTE Position for Concealed Weapons Permits <sup>4</sup>	Removes New FTE Positions for Western North Dakota <sup>5</sup>	Removes New Uniform Crime Reporting System Position <sup>6</sup>
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 Position <sup>7</sup>	Removes New Investigator Position <sup>8</sup>	Removes Funding for Oil Impact Assistance <sup>9</sup>	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
	(\$239,853)	(\$211,471)	(\$135,090)	(\$2,425,344)

Total all funds				
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)

<sup>1</sup> Funding is added due to a calculation error in the executive compensation package.

<sup>2</sup> 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.
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<sup>3</sup> 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.

<sup>4</sup> 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 were previously paid for with federal funds related to the National Instant Check system (NICS).

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

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<sup>7</sup> 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.

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

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This amendment also:

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- Changes Section 4 of the bill to reflect the Attorney General salary increases at 3 percent for each year of the biennium rather than 4 percent each year as included in the executive budget.

**2013 SENATE APPROPRIATIONS**

**HB 1003**

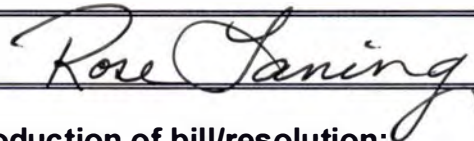
# 2013 SENATE STANDING COMMITTEE MINUTES

## Senate Appropriations Committee Harvest Room, State Capitol

HB 1003  
March 7, 2013  
Job # 19592

☐ Conference Committee

Committee Clerk Signature



### Explanation or reason for introduction of bill/resolution:

A BILL for an Act to provide an appropriation for defraying the expenses of the attorney general.

### Minutes:

Testimony # 1 - 8

Legislative Council - Brady Larson  
OMB - Sheila Peterson

**V.Chairman Bowman** opened the hearing on HB 1003 on the Attorney General's budget.

### **Wayne Stenehjem, Attorney General, State of North Dakota**

Testimony attached # 1 - Organizational Chart

Testimony attached # 2 - Power Point presentation

9:30 After Wayne Stenehjem said he was looking at the 1913 budget and the Fire Marshall's office will be 100 years old this year, V.Chairman Bowman asked "What was the original budget?"

**Wayne Stenehjem:** The same as it is now.

13:12 **Senator Robinson:** With the synthetics drugs, what can we do to combat this?

**Wayne Stenehjem:** It is a national phenomenon. Someone in Ohio dies every day from consuming synthetic drugs. We have a bill working its way to the legislature. We think we will cover developed drugs.

**Senator Robinson:** With cases per year, how does that compare with the rash of meth we had a few years ago.

**Wayne Stenehjem:** This is very serious. The bill has an emergency clause on it. We've shut down the head shops and I have seen a drop. We try to alleviate the problem. In Florida you can buy the packages of synthetic drugs in the convenience stores. Here they are limited to the head shops.

**Senator Warner** Does the disclaimer of "not for human consumption" help them in court cases.

**Wayne Stenehjem:** No. It is well known in the community what it is for. You can't subvert the law when it's universally known that this is not the case.

**Senator Carlisle:** I am familiar with the one you busted on the strip. The people weren't that young.

**Wayne Stenehjem:** I went out to look at Big Willie's, and watched the steady stream of cars. On Sunday, they waited until noon to open, but then there was a traffic jam. The people from Discontent are being prosecuted now.

**V.Chairman Bowman** What is penalty for doing this?

**Wayne Stenehjem:** They are felonies. The people are being prosecuted now.

**Senator Robinson:** What other products was Discontent selling?

**Wayne Stenehjem:** Skateboards, paraphernalia, pipes, etc.

**Senator Robinson:** You have invested in the internet crimes against children.

**Wayne Stenehjem** - A question I often get asked is "Is it worth it." We've seen some of the worst cases of child pornography you could imagine. (Gave several examples of individuals arrested for child pornography)

29:58 **V.Chairman Bowman:** Because of the higher crime rates, where are we going wrong in society that people go down this route?

**Wayne Stenehjem:** It may have been there before, but there was never anyone caught so it was forgotten. I want to talk about some other needs we have in our office. We have a 10 year backlog of business projects that need to be done in our IT department. I was able to convince the governor for \$576,000 in the budget but he left out the FTEs for us. It is wiser to employ people rather than hire contractors from outside who are typically more expensive. I hope you'll leave that \$576,000 in the budget and give the FTEs for our critical needs. In 1998 when we first started registering sex offenders we had 729. In 2012 there were 1825. Another 250 have to be registered once they get out of prison. We are asking for additional staff.

33:30) **Senator Robinson:** With those numbers, 1825 - are some of those the same people on probation?

**Wayne Stenehjem:** It could be some of the same people.

**Senator Warner:** Are these lifetime listings?

**Wayne Stenehjem:** No, it is lifetime all the way down to the ten years.



**Senator Warner:** Will we reach some point of plateau?

**Wayne Stenehjem:** At some point. We're working on legislation this session that will provide job services a list of people coming in that are sex offenders.

**Wayne Stenehjem:** Last year we had 22,345 individuals licensed with concealed weapons permits. It has tripled from two years ago. BCI brought in retired citizens who help us process the applications.

**Wayne Stenehjem:** The land department is asking for an attorney housed in our office they would pay for. The House took that out and I hope you will but it back in. It is an FTE in my office but it is funded as a special fund agency through the land department. A lot of oil patch work has a direct or indirect effect on BCI or the crime lab in our office.

I will now talk about cuts made in the House. We requested two additional BCI agents. One will be responsible for working on organized crime and gang activity. In Western North Dakota, gangs are here and we need the people to deal with this. We're going to lose these agents because they are working too hard and overnight frequently. We need additional BCI agents for western ND. Every local Sheriff's office and police department has been adding staff in western North Dakota as they should. It has been four years since we added additional BCI agents in my office. In that four years, the Sheriff and Police in ND have added 65 new law enforcement officers. I am suggesting three. Two will work as regular BCI agents and then one to handle the issue of organized crime and the bike gangs. If you don't nip it in the bud, it will go on and on.

44:26 **Senator Warner:** In other parts of the country, toxic waste is a crime. Radioactive sleeves are being dumped. Do you think you'll be working with the Health Department more closely?

**Wayne Stenehjem:** Yes and we have. There have been criminal complaints but typical it is the local states attorneys that prosecute the crimes. As you add staff, they will find violations and then they will come to me asking for legal representation to assist them.

**Senator Warner:** What is the ability of Industrial Commission to bring civil suits? How do you transition to a criminal case?

**Wayne Stenehjem:** There are North Dakota enactments in the criminal penalties. There is no standard by which you can determine whether to prosecute or not. Some of these cases are complicated.

In the full House appropriation committee, without consulting with us, they took out the exemption and that is a problem because the FBI and federal government gives us access and says you can't do that. We have to maintain our own IT shop. We need that back in.

**Senator Robinson:** Given the nature of the crimes, are we going to catch up or are we going to find ourselves in a similar situation? I feel like the situation out west is out of control? Are you asking for 3 when you really need 8 or 9?

**Wayne Stenehjem:** Yes. The Division Directors say here is what we want. They came to me and said they want 13. I told them I could not ask for that many. I felt like I could ask for the 8.5 and that would be reasonable. We could use more BCI agents. There is no question about that. I was very careful what I put in. We were as conservative as I could be and still meet the minimum needs.

**Senator Warner:** I wanted to ask a question about the burn grants? Does the sequester have anything to do with that?

**Wayne Stenehjem:** It used to be 2.6 million in grants but it is down to \$600,000. It is much smaller than it was before.

He handed out attachment #4 - Office of Attorney General Requested Amendments to Engrossed House Bill No. 1003.

(52:30) **Scott Busching, Williams County Sheriff**  
Testified in favor of HB 1003.

When I saw the Attorney General's budget to the governor's, I told him he wimped out on me. I have more than doubled my staff. The PD and Highway Patrol are putting people out there. The Game & Fish has doubled their staff. The FBI is interested in starting an office in Williston. The judges are going to double their staff out there along with the support staff. The only one yet to double their staff is Attorney General's office in the crime bureau. All of the programs of the AG's office help me in the long run. When I do nothing but bar fights, I need crime bureau and drug enforcement. Three year ago we had the Sons of Norway. Now we have the Sons of Silence (gang). Locally we have stepped up, so should the state.

55:40 **V.Chairman Bowman:** If we had a pool of money that we could move from county to county as the need continues to increase, that would make money available as the need continues rather than wait two years and come before us again. I don't know where the money should go though. We're way short of the help you need.

**Scott Busching:** The predicament we find ourselves in can't be acted on fast enough. I don't have all the answers, but if you asked me two years ago where we'd be, I wouldn't have guessed we are where we are now.

**Senator Mathern:** Groups like Hell's Angels or the Sons of Silence in the area intrigue me in terms of what sustains that in Williston.

**Scott Busching:** Drugs, prostitution, theft, and money laundering.

**Senator Robinson:** We've seen the tip of the iceberg. We have a culture here and need to have FTEs and growth. If we wait, it's going to cost us more in the long run. We can't lose officers because we're underfunded.

**Steve Kukowski, Ward County Sheriff**  
Testified in favor of HB 1003

Testimony attached # 5 - Graphs from Patrol Division  
No written testimony.

I mirror everything AG said. The graphs you see are just Ward County. The AG's office trained my deputy for internet crimes against children. He has a broken arm so he is strictly working those cases. Last month we set a record in Ward County for concealed weapons permits. They are overwhelmed.

**Senator Robinson:** How are you doing on the local level in terms of retention and recruitment of law enforcement people and your ability to pay and hold a quality staff.

**Steve Kukowski:** I have been very fortunate. I have been in office in two years. We upped our pay \$3400 above what the city police department is paying. We just filled two openings. I had 19 applicants for one position and 18 for the other.

**Dallas Carlson, Director, North Dakota Bureau of Criminal Investigation (BCI)**

Testified in favor of HB 1003

Testimony attached # 6

He spoke on the IT needs of BCI.

(1:11:30) **V.Chairman Bowman:** That money should come out of the oil impact fund. We should increase the amount of money they can collect and put into that fund and set it aside for grants for everyone that has been in here. If we don't do that, this could be ten times worse in two years.

**Wayne Stenehjem:** The state land board which I sit on has overseen that oil impact grant money. There is a lot of money and they have spent money on infrastructure very well. Law enforcement is not a part of that funding for personnel. If you are thinking about doing that, it would be a wonderful idea. I would hope you earmark some of it for law enforcement and not limit it to just equipment.

**V. Chairman Bowman:** If it is directly related to oil development, you can't question that. We set aside money for local communities, and law enforcement is just important and without this assistance, it will just get worse. That would be a reasonable way to tap into the oil fund since that is where the problem lies.

**Senator Carlisle** - asked of Sheila or Brady about problems with that.

**Sheila Peterson** - I don't think there are any restrictions. That has been done in the past. There has been earmarking for a certain amount to be directed. The governor's office did some things like airports in the oil impact grant.

**Senator Krebsbach:** How many dollars would you wish for? As well as the requests to replace from the House.

**Wayne Stenehjem:** I would be happy to talk to the subcommittee on that. I go to National Attorneys General meetings and listen to my colleagues talk about problems. I am so proud



to be here from North Dakota where law enforcement works as closely together as any place I have seen in this country. We need to keep that be the situation.

**Senator Carlisle:** Would that be the oil producing counties with options of other areas?

**Senator Krebsbach:** I see it as taking care of needs most immediate. If it includes across the state, so be it.

**Steve Gutknecht -NDBCI - Williston, ND**

Testified in favor of HB 1003.

Testimony attached # 7 - testimony

Testimony attached # 8 - proposed amendment

Local agencies are asking for help and we can't even get to them and help them. They know they can do them, but I'm wondering if all the cases are getting investigated. I value my time a great deal. This year I carried over the maximum amount of vacation over as I could. My family time is suffering now. My partner is very much overwhelmed. Some of the things affecting us is the fact that cases are so much more involved. Some people don't even speak the same language as us. We have a more nomadic population. Many cases are multi state cases. In OK, TX, AK, we're swapping out crude from those places. The cases are different. We see more embezzlement cases and con artists. The organized crime including the Sons of Silence and Hispanics and are importing drugs. That's a whole investigation all by itself. I work on a missing person on my spare time. We are very overwhelmed.

**V.Chairman Bowman:** You've heard us talk about putting a grant together. Are we in the ballpark if we have something available like that? Will we be able to clean up some of the problems?

**Steve Gutknecht:** I don't know, but I do know we need more people. If I could have someone take a couple more cases, it would help me.

**Mike Reitan, Assistant Chief, West Fargo Police Department**

Testified in favor of HB 1003

Testimony attached # 7

Testimony attached # 8

(Ended at 1:29:00)

**Senator Carlisle** asked how you spell LEXIPOL.

**Mike Reitan:** I will provide more information to the committee about the company.

**Senator Mathern:** I wanted the committee to know that Officer Reitan raised these issues earlier with some legislators and the process never took place. I hope the committee will consider this.

**V.Chairman Bowman:** The problems have to be addressed and as quick as we can get money out, it will help us all. This is really way bigger than we thought it was going to be but we need to get a handle on this. We need to get the message out that we mean business and won't allow this crime in the state. We will try to address the concerns.

**V.Chairman Bowman** closed the hearing on HB 1003.



## 2013 SENATE STANDING COMMITTEE MINUTES

### Senate Appropriations Committee

Harvest Room, State Capitol

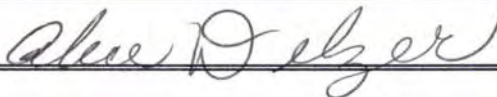
HB 1003 Subcommittee

03-20-2013

Job # 20263

☐ Conference Committee

Committee Clerk Signature



#### Explanation or reason for introduction of bill/resolution:

A Subcommittee hearing for the Attorney General's budget

#### Minutes:

Attachment

**Chairman Kilzer** called the subcommittee hearing to order on Wednesday, March 20, 2013 at 3:30 pm. **Senator Erbele** and **Senator Warner** were also present. Pam Sharp and Laney Herauf from OMB were present and Becky J. Keller from Legislative Council was present.

**Chairman Kilzer** stated there have been a couple of changes since this budget was first submitted, the demographics of the region are changing. He distributed an amendment as proposed by Senator Bowman - Amendment #13.8132.02002, attachment # 1. He asked that the agency review it. There have been FTE's pulled from the executive budget by the House that the Senate is concerned with. He thought there might be some duplication in the ones removed by the House and the ones proposed by Senator Bowman's amendments.

**Senator Warner** distributed an amendment on uniform policy manual which was explained by **Senator Mathern**. Attachment #2, Amendment # 13.8132.02001.

**Senator Kilzer** stated that he would postpone his first question about the 7 FTE's removed by the House and would address it at the next meeting. He then asked about the rental increase. He wanted to know if it was the same rent that they had the possibility of buying the building a few sessions ago.

**Kathy Roll**, Financial Administrator for the office of the Attorney General, said the rent increase primarily is for the building that at one time was looked at to be purchased. The bulk is for the Bismarck offices. However, there are other increases for BCI and Fire Marshall locations as well. A reason the rent has increased so much is that the building has changed hands twice this biennium.

**(06:25)** Discussion continued on the increased rent. They do have a long term lease and the rates are on the higher end so, hopefully, the rent won't increase.

**Senator Kilzer** asked about the workers comp rates that are going up.

**Ms. Roll** said that the BCI investigators and the crime lab people are two areas where they've seen increases in accidents and, therefore, the increase in workers comp premiums.

**Senator Kilzer** asked if their work is becoming more risky and dangerous.

**Attorney General, Wayne Stenehjem**, answered that not so much the crime lab but BCI Agents work is becoming riskier and more dangerous.

(08:40) Discussion followed on reducing the risk factor. There is a risk management committee that constantly works on those kinds of issues. **Chief Deputy, Tom Trenbeath**, said there is a procedure in place for reporting injuries. An example of a snow removal issue at the BCI building was given.

**Senator Warner** asked for the Dept. to address their level of armament and availability of back up to operate safely in high risk situations.

**Attorney General Stenehjem** said sometimes they are the back up. He spoke about the local law enforcement and that they don't have enough law enforcement people. This is a constant concern. We don't like sending our agents out by themselves or without adequate back up.

(11:30) Discussion continued on challenges of the law enforcement. There is a general fearfulness out there especially in western ND.

**Senator Warner** asked if the solution they were advocating was non-lethal use of force.

**Attorney General Stenehjem** responded that they don't ever advocate lethal force unless it is absolutely the last possibility. He pointed out that in the last 4 years local law enforcement in western ND has been stepping up to the plate. They have added 64-65 new law enforcement officers, not counting state or federal, in the oil patch. The state has not added any even though it is the premier investigative unit for serious crimes that happen. He felt it was critical to be a part of the whole solution. The House took them off. There is a lot going on in western ND, not the least is adding these law enforcement officers, 2<sup>nd</sup> is finding them, and finding them a place to live once they get there. Salaries are a constant issue. The state of ND has a duty as well.

**Senator Kilzer** asked if the new people are pretty much rookies.

**Attorney General Stenehjem** replied yes, typically they would be new people and that is always an issue. They need to be trained in - new out of the academy or people coming from out of state.

**Senator Warner** asked about the increasing workloads and the need for manpower in the forensic labs.

**Attorney General Stenehjem:** The number of samples of synthetics coming in, the cases that require more time when you are dealing with a whole new class of chemicals, just takes a lot of time. (15:40) He talked about the increase in D & A testing. It is a good thing and has worked well, solving criminal cases around the state. Federal funding is getting less not more.

**Ms. Roll** pointed out that they have already received D & A backlog reduction monies from the federal government.

**Senator Kilzer** referred to page 6 and asked if it is 3 or 4 people they are talking about. It was confirmed it is 3. He asked if the House removed them.

**Ms. Roll** clarified that the Governor did not include them in his budget but he did include the funding for it.

Discussion: There was a belief that the funding was so they could contract the work out with ITD. That might not be the most logical way to do it.

**Mr. Trenbeath** thought it could have been a failure on their part to sell it correctly when they requested it. The funds were received so obviously the needed was demonstrated. The theory was to contract with ITD but they would intend to contract a lot with ITD anyway. What are needed are the designers, supervisors, architects that can manage 3 or 4 of these subcontract situations at once. That's why the three people.

**Senator Warner** asked if there were any privacy or firewall issues relative to these IT projects with data.

**Mr. Trenbeath** responded that there are definitely firewall concerns, security concerns. It has been the intention to transfer the backup servers. There is the question as to whether the FBI is going to allow the transfer of the mainframes off the secure premises. (21:21)

**Senator Kilzer** asked if they would want the amendment returned back to what it was before.

**Attorney General Stenehjem** answered that it is something that has to be done. (21:40)

**Senator Kilzer** asked if the House took out that provision with full knowledge and if they can expect a lot of resistance to the amendment.

**Mr. Trenbeath** stated that resistance can be expected but not because there was any sort of debate over it. They weren't consulted about it.

**Attorney General Stenehjem** added that it didn't come up in the subcommittee and nobody talked to them about it.

**Senator Kilzer** pointed out that is one amendment they will be asking for, for sure.

**Attorney General Stenehjem** said they would get the documentation from FBI.

(23:30) **Ms. Roll** spoke about the need to replace undercover vehicles.

(24:10) CJES was discussed. It takes constant supervision. They are making good progress. There had been some trouble in the budget process but that seems to be corrected. A lot of the law enforcement people are talking together.

(25:45) **Attorney General Stenehjem**: There are no real issues with salaries - just the same as every other agency that started out in the House had when they came over. He said they are on board with other agencies to undo what the House did.

**Senator Kilzer** asked for an explanation of the high turnover in the crime lab and what they would you like to see there.

**Ms. Roll**: The House didn't address increasing the salaries. I don't believe they have ever addressed crime lab scientist salaries specifically.

(27:20) There was discussion on crime lab salaries and comparisons.

(31:00) **Senator Warner** asked to talk about two pieces of major related legislation with money attached to them. First SB 2240 for the purchase of secure continuous remote alcohol monitors.

**Attorney General Stenehjem** said that is a concept they support. They are the SCRAM bracelets for the DUI statutes. It is an important component of any part of a DUI law that is likely to pass this session

(31:50) Discussion on the SCRAM bracelets continued with respect to the cost, who pays for it, how it works, etc.

(33:54) Secondly, **Senator Warner** asked about the money for victim assistance grants and if either or both would work in their budget or if they preferred stand-alone bills.

**Attorney General Stenehjem** replied that the victim assistance grant was merely a pass through. He thought the sponsors were looking for a place to put it. It's not a part of their program.

In respect to the SCRAM bracelets, he didn't know if it mattered. He thought that as the DUI was looked at there might be safety grant money available to reduce some of the fiscal note.

**Senator Kilzer** asked if there were opinions or requests on Lexipole.

**Attorney General Stenehjem** responded that local law enforcement likes the program. It is a policy program for arrests and custody - dealing with those kinds of issues that are constantly changing. It is a good program but it didn't get introduced. It's for local law enforcement. It is not legislation from his office.



**Senator Kilzer** asked where the amendments were. They were the ones Senator Mathern had.

**Senator Warner** wondered if the Lexipole could be used as sort of a syllabus - a way of framing a continuing education program for local law enforcement.

**Attorney General Stenehjem** answered that it might be worthwhile at some point to have some of the local law enforcement people who are promoting the program come in to explain it.

**Senator Erbele** asked if the money for it was a one-time expenditure to develop the custody manual.

**Attorney General Stenehjem** responded that it is a national program. He didn't know if it was a one-time expenditure. He offered to have someone come in and give more information regarding this. After the bill didn't get introduced he thought they were looking for someplace to put it.

**Senator Kilzer** stated they would need to have a pretty good reason for it.

**Attorney General Stenehjem** pointed out that this is a good program but he certainly didn't want his budget to get bogged down for these other issues. They should stand on their own.

**Senator Warner:** If we decide to put in \$10M grant money, are some of these other projects things that can be applied for as grants from that pool of money?

**Attorney General Stenehjem** answered that they would need to take a look at the amendments first before answering his question.

**Senator Kilzer** asked if there was anything else the committee members wanted prepared for the next meeting other than removing any duplication between Sen. Bowman's amendment and the things the House has done in removing the 7 FTE's.

(41:30) **Attorney General Stenehjem** brought one more item up for the committee to think about - the attorney position over the land dept. That is a position the Governor had in the budget and the House took it out. The land dept. is managing \$3.4 billion worth of money on behalf of the state. He explained the need for a FTE. See attached testimony # 3.

The subcommittee hearing was closed on HB 1003.



# 2013 SENATE STANDING COMMITTEE MINUTES

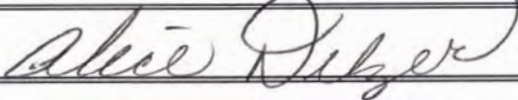
## Senate Appropriations Committee Harvest Room, State Capitol

HB 1003 Subcommittee

03-26-2013

Job Number 20515

☐ Conference Committee



### Explanation or reason for introduction of bill/resolution:

A subcommittee hearing for the Attorney General's Office

### Minutes:

attachments

**Chairman Kilzer** opened the subcommittee hearing in regard to HB 1003 at 3:30 pm on Tuesday, March 26, 2013 in the Senate Conference Room. Senators Erbele and Warner were present. Kathy Roll, Attorney General Stenehjem and Tom Trenbeath were also present.

Becky J. Keller- Legislative Council  
Sheila Peterson - OMB

**Senator Kilzer:** We talked about the 7 FTE's that were cut and Senator Bowman's amendment. They have been melded together and Mr. Trenbeath will present it.

**Tom Trenbeath:** This effort was a joint effort among the attorney general, Kathy and me. The first amendment to the Bowman amendment is in the salaries and wages line item. See attachment #1. He went on to explain it. (02:00 to 02:53) The meat of the Bowman proposal is to increase the amount out of the oil and gas impact from \$100M to \$110M, and to devote those \$10M to law enforcement needs in the western part of the state. He explained the reasoning behind that decision. (03:10 to 03:55)

**Attorney General Stenehjem** added an explanation of how the Special Impact grant is distributed.

**Tom Trenbeath** gave details on the FTE's they are requesting. He also mentioned they need permission to accept the Violence Against Women grant. (4:49 to 06:41)

**Senator Warner:** He questioned the pay package for the forensic scientist. (Ends at 07:28)

**Senator Kilzer:** Are there further questions regarding this amendment? It will have a different number.

**Vice Chairman Bowman:** When I had the amendment drafted I assumed I would involve the attorney general to get the right type of amendments to get a handle on the serious crimes in ND, and get what the people in the crime lab need to accomplish the task to clamp down on this. I will support these new amendments.

**Tom Trenbeath:** We are asking for more IT people. A full 80% of our IT programming time is taken up by BCI and the crime lab. He had an inquiry about organized crime in western ND and wanted a report on what he had heard about motorcycle gangs.

**Dallas Carlson, Divisional Director of BCI:** We do currently see an issue in the western part of the state and the entire state. They are aware of metal thefts in Fargo, and 3 known businesses, two in Williston and one in Minot, that are owned by outlaw motorcycle gangs. They are seeing organized drug dealing and organized theft rings in Dickinson. He showed pictures of some of the evidence of the types of crimes that are happening: Guns, drugs, ammunition, prostitution in Williston.

**Attorney General Stenehjem** said part of the problem is that they are so busy they don't report it, and we tell them they have to tell us. These are organized crimes. They are trying to get set up

**Senator Kilzer:** Do they have their own security?

**Attorney General Stenehjem:** They do it on site; they can't go out in the state or county like we do.

**Mr. Carlson:** Continental Resources is setting up a security company to stop the thefts of items such as Bobcats. The people from the counties need to be talking to each other and they just don't have the time. We have the ability to do that with the right personnel and enough personnel.

**Senator Warner:** What would be the status of those you would hire? Full time temporary or full time permanent? How would they appear in the next budget?

**Attorney General Stenehjem:** They would be full time; the people we hire are law enforcement officers who have had at least 5 years of experience.

**Senator Warner:** Do we have language in the bill? (He was told no.) Is there something you want us to do here?

**Attorney General Stenehjem:** We would keep the full time on board. I am not sure how it needs to work. This amendment, I would like to publicly thank Vice Chairman Bowman for what is in here is what the House took out. The Senate will like it, the House will not, we will have a fight about it. What you have to do is to convince the House that this is what we need to do.

**Senator Kilzer:** The attitude we want to take is be right at the level with the new amendment with the new number on it.

**Becky J. Keller:** We need to reconcile what exactly you are asking for.

**Kathy Roll:** It is about the FTE's that would be needed; the 3 in the governor's budget for western ND.

**Becky J. Keller:** Can you follow the green sheet and tell me which ones they are on there? I know that the western area is #4 on the green sheet. See attachment #2.

**Kathy Roll:** # 2 would be the other half-time position.

**Attorney General Stenehjem:** Think about how many concealed weapons applications we have gotten. This is from what period of time?

**Mr. Carlson:** That photo was taken about 4 days ago. January through today we have approximately 2500 applications. How many would this be? 600 in a half a month. We have days where we have 300.

**Kathy Roll:** # 4, 6, 8, and sex offender assistant....

**Becky J. Keller:** You want the grant to pick up these. # 2, 4, 6, 8 and then the sex offender is from the grant, but it's a whole new position. And they are going to be called an administrative assistant. If you are going to fund it all from this impact grant... I will check with Allen H. Knudson. I don't know if he will like putting the funding here and not up here.

**Kathy Roll:** It would also include....*inaudible*

**Becky J. Keller:** From the governor's? (23.59)

**Tom Trenbeath:** If you would choose to address the Assistant Attorney General for the Land Dept. on the three IT people, do you want that on a separate amendment?

**Becky J. Keller:** I only want to do one amendment. We can't have more than one per bill. It is listed as number 7 on the green sheet. (Attachment #1)

**Becky J. Keller:** We are restoring what the House took out and then the 3 FTE's and the funding.

There was further discussion about how to write it up and what to include. (25:00 to 25:45)

**Senator Kilzer:** Was there another item left out that you wanted included? That was the sex offender. Does the Worker's Comp need to be included in this new one? It's \$79,000. The LexiPol we are not going to put in this amendment.

**Becky J. Keller:** When you pass it out in the full committee, only one amendment can be attached to the bill. You can do as many as you want right now but we will have to merge them before we send them to the floor. You can only bring one amendment to the floor. You can add more on the floor.

**Senator Kilzer:** I prefer to add it in committee.

**Senator Warner:** Do you have ancillary costs included?

**Attorney General Stenehjem:** That is all included.

**Becky J. Keller:** On the blue sheet are we doing everything on the blue sheet? She was told yes. And just the ones separated out are going from the grant money?

**Senator Kilzer:** And you have Senator Bowman's \$10M thing in there?

Becky J. Keller: Yes, that's the grant.

**Senator Kilzer:** Is there anything about \$1M needed for personnel?

**Attorney General Stenehjem:** The positions that were eliminated from the House and put back in will be taken out of the \$10M.

**Senator Kilzer:** Any questions?

**Sheila Peterson:** The total of those salaries is \$1,009,040. When I look at the numbers here, I am not getting to that number.

**Tom Trenbeath:** I have the two agents and the one administrative person for western ND and that's at 526,796. I have the organized crime person at 211,471. I have the UCR assistant at 113,456. I have the sex offender registration person at 117,613. I have the half concealed... *reading from blue sheet (See former testimony.)*

There was discussion about the amount listed for the sex offender registration person and other details.

**Tom Trenbeath:** I think the oil impact housing and wage differential was going to go in there at 135,090. (31:42 to 31:56)

**Senator Kilzer:** 64.5 local law enforcement people have been added in the last 4 years and that is obviously not enough.

**Attorney General Stenehjem:** And that doesn't include what the feds have brought in and it doesn't include the troopers you have added and are likely to add this session.

**Senator Kilzer:** By feds, you mean marshals and things like that?

**Attorney General Stenehjem:** Border patrol, FBI, Homeland Security

**Senator Warner:** I have a question on the violence against women act. Which court would have jurisdiction in a mixed relationship, for instance if it involved one native and one white?



**Attorney General Stenehjem:** If the victim is native and the perpetrator is not native and it happened on Indian land, then the tribal court has jurisdiction. One other issue we will have to address is the defense of the abortion bills. What it is going to cost. He mentioned some options. He assumed the legislature wants to defend those laws.

**Senator Warner:** I know there have been some offers to finance it from outside ND. I would like ND to support it. He feels this is a sovereign ND issue and needs to be paid for by North Dakotans.

**Attorney General Stenehjem:** If we hire someone it will be someone appointed by me as a special Assistant Attorney General under my authority. I prefer someone from ND. The experts are usually from out of state, and they can be very pricy.

**Senator Kilzer:** We are financing in a very preliminary sense. Is it better to have a line of credit at the Bank of ND like we have had for a lot of our potential obligations?

**Attorney General Stenehjem:** Sometimes we can use a contingent appropriation or we could just appropriate the money for that purpose. We can keep a pot of money just for that. When it comes down to experts you need credible, believable...

**Senator Kilzer:** Will the governor or legislative leadership have much interest in the defense of these laws?

**Attorney General Stenehjem:** I contacted his office and he urged that the legislature would put funding into the Attorney General's office for litigation, and you can be sure they will be litigated. They always are.

**Senator Warner:** Would it make more sense to have a litigation fund?

**Attorney General Stenehjem:** It might. He covered some of the cases in the courts and how much they may need to litigate them. (38:40 to 39:35)

There was further discussion about the funding for litigation in the state.

**Senator Kilzer:** The funding for this will probably take a special bill.

**Attorney General Stenehjem:** You could do it in this budget. You have one bill left, I don't think it's that much, but we will have an estimate which is nothing but our best guess. I would rather do it here.

**Senator Kilzer:** Can you draft an amendment for the LexiPol as a stand-alone to go to the committee? We will work hard to get the amendment passed and in the conference committee also because the need has gotten worse.

**Attorney General Stenehjem:** It has gotten worse.

**Senator Kilzer:** We will have another meeting to look at the amendments. The earliest would be late next week; it might be the week after. We are dismissed.



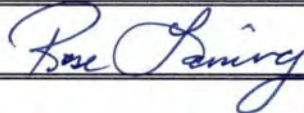
# 2013 SENATE STANDING COMMITTEE MINUTES

## Senate Appropriations Committee Harvest Room, State Capitol

HB 1003 subcommittee  
April 1, 2013  
Job # 20725

☐ Conference Committee

Committee Clerk Signature



### Explanation or reason for introduction of bill/resolution:

This is a subcommittee hearing on the budget of the Attorney General.

### Minutes:

Testimony attached # 1

Legislative Council - Becky J. Keller  
OMB - Sheila Peterson & Laney Herauf

**Senator Kilzer** opened the subcommittee hearing on HB 1003. **Senator Erbele** and **Senator Warner** were also present.

**Senator Kilzer** handed out amendment 13.8132.02003 and asked Becky Keller to explain them. (01:10)

**Senator Kilzer** asked if the funding sources are ok?

**Tom Trenbeath, Deputy Attorney General, Office of Attorney General** - section 4 page 1 - talks about staffing in oil country. I'm fine with leaving it there but I don't know what it means at this point if we added back in FTE's from the general funding source.

**Becky J. Keller, Legislative Council:** We talked about that at the last meeting and the Attorney General said to leave it as is.

**Senator Warner:** Of the initial \$100M in oil impact grants local law enforcement would be able to access that for their projects but your office did not have that ability. Is that correct?

**Wayne Stenehjem, ND Attorney General** (04:40) Not much went to law enforcement.

(05:20) **Senator Kilzer** talked about the numbers and cited examples from the Dickinson area. He pointed out that they are only asking for 8 people and that is not that many for the volume.

**Tom Trenbeath:** the \$10M doesn't go to the Attorney General.

**Becky J Keller:** It goes into the grants line item.

**(07:40) Kathy Roll, CFO, Attorney General's Office** asked about the equity increases for the scientists - the funding source for those.

Discussion: They were put in the special fund, they are usually general fund.

**Tom Trenbeath:** It should be general fund until someone tells me otherwise. When I put together the math, it was mistakenly put into special funds.

**Becky J. Keller:** You have to tell me what to do, if you want me to change it.

**Senator Kilzer:** It should come out of general funds.

**Senator Erbele** moved to **adopt amendment as corrected.**

**Senator Warner seconded.**

Senator Kilzer y  
Senator Erbele y  
Senator Warner y

**Roll call vote.** Yea: 3    Nay: 0    Absent: 0    **Amendment adopted.**

**Senator Kilzer** asked about the Lexipol amendment.

**Becky J. Keller:** You mentioned bringing it to full committee - it was given to Senator Mathern.

**Senator Kilzer** stated that they would need to meet one more time. He adjourned the meeting.

# 2013 SENATE STANDING COMMITTEE MINUTES

## Senate Appropriations Committee

Harvest Room, State Capitol

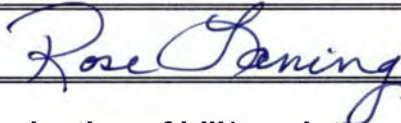
HB 1003 subcommittee

April 4, 2013

Job # 20900

☐ Conference Committee

Committee Clerk Signature



### Explanation or reason for introduction of bill/resolution:

This is a subcommittee hearing on the budget of the Attorney General.

### Minutes:

Testimony attached # 1.

**Senator Kilzer** opened the subcommittee hearing on HB 1003. Senator Lee and Senator Warner were also present.

**Senator Kilzer** said there are two sets of amendments 13.8132.02004 (attached # 1)

**Becky Keller, Legislative Council:** there was an error in the 2003 version in one of the line items. I put it as a special fund and it should've been a general fund. You can disregard that one the 2003 version. The 004 replaces that and then it has been cleaned up a little too. This is basically all the amendments that have approved and it restores all the compensation and accrued leave payments and said that the House did; restores all the positions, and that and again what I did was a change I had forgotten to make in the 2003 version was to amend the section that talks about the Attorney General's salary and I moved that back up to the 4-4, so he'll get paid. The House had reduced everybody to 3-3; and in the Senate we're bringing everybody back up to Executive recommendation level.

**Senator Kilzer** It is not just the Attorney General alone? Becky replied everybody. I have two more items that we need to discuss today. We did that in the first two amendments on page #3. We restored the Executive Compensation package and that takes care of him and his staff dollar wise. Then we had to change the Century Code section to actually give him his 4% or he would've had the money but he couldn't have it.

**Senator Kilzer** I do have two more items that we need to discuss today. #1 is Lexipole and I don't know the exact amount of that, but our leadership would like that to come out of the \$10M. I am not too sure which silo it goes into.

**Becky J. Keller:** Which line item would you like it to come out of?

**Kathy Roll, Finance & Administration, Office of Attorney General:** Grants.

**Becky J. Keller:** We could change the language in Section 4.

**Senator Warner** Does that run up against the 20% limitation in the Attorney Generals budget for his own things? **Senator Kilzer** it's down to 10. **Senator Warner** I thought there was 20% of the \$10M.

**Wayne Stenehjem, Attorney General:** - If we're down now to \$9,260,000 then we would still be subject to 10% that amount, is that your question? It wouldn't have to be that way. It could just be \$10 Million. \$750,000 is just going for that project.

**Becky J. Keller** You'd still get your 10% of the \$10 Million.

**Wayne Stenehjem** The \$10 Million dollars is a grant and that will be run as you recalled like we do the Burn grant and what we all decided with the \$10M, we wanted to make it so that my officer office could get some of it and not hog it all, and so our suggestion limit what could be in our office. Initially, to 20%, and now it's down to 10%. Ten percent of the ten million dollars could be used for staffing needs, or for equipment or for those things, but the rest of the money has to go to the local political subdivisions. Now what you're proposing here in this amendment that as I perceive it, is that \$750,000 of that will go to the local which will actual go statewide, now and not just to the oil counties. The oil counties will get the benefit of it too. But some of it will go to the rest of the counties too.

**Senator Kilzer** Does that present a problem. **Wayne Stenehjem** replied no we're going to go through the committee process anyway. It will kind of a collaborative effort what we do with the rest of it with all the law enforcement. That doesn't create a problem.

**Senator Warner** Is there a distinction between oil producing counties and oil impact counties? Does that distinction in here somewhere?

**Wayne Stenehjem:** - I'm wondering if the oil impact aid defines the counties.

**Sheila Peterson, OMB:** It defines what an oil impacted county is.

**Tom Trenbeath, Deputy Attorney General:**

**Senator Warner:** Could this include Burleigh?

**Senator Kilzer** Not out of state? No

**Senator Warner** this doesn't diminish 10%. No. Your office doesn't really use Lexipole anyway? **Wayne Stenehjem** replied that is for local.

**Senator Kilzer** any questions about Lexipole? Have committee members agreed to add that on. Any questions for Becky? **Becky J. Keller** - not yet.

**Senator Kilzer** possible state obligations as the abortion battle starts. We'd like to include something that will be needed for the next biennium. I don't know where it is?

**Wayne Stenehjem:** Most often asked question from the media is how much will it cost? Part of it is very difficult to answer because most of it, none of it is in my control. We don't



know if the referral effort will succeed. If they do, succeed in getting enough signatures to put the measure on the ballot; that suspends the law. It is not until the election in June 2014 and so then there will be no litigation presumably until around that time. If they don't have sufficient signatures I hear but I only know from the media, nobody has called or asked and asked about serving paper, that there will be litigation and that is probably will encompass all of the bills that are passed but I don't know that either. They may decide just to challenge two or three of them. If they do challenge all of them, which I think probably is the most likely scenario, the expenses will be a lot less if all those cases can be consolidated into one and then you're not pursuing 4 different law suits, but you're doing one although you're fighting it on several different fronts. So all of those things may get very difficult. The other issue that I have to determine is can we handle it in house or do we need additional lawyers on my staff or can we contract with outside firms to handle that. There are pluses and minuses in doing it either way. Balancing all of that I know there's money in a emergency commissioner, a contingency fund. It seems to me that if you were able to put \$400,000 into our budget that would cover whatever we likely are going to be able to go through in the next 2 years. I contacted some of my colleagues across the country who have litigated similar issues to see if they kind of a picture on what their expending and that ranged from anywhere from \$400,000- \$500,000. These are estimates just of what I think it will cost in the next two years. This conceivable could go all the way to the U.S. Supreme Court. But that is not going to happen in the next 2 years. We won't be that far. We're now litigating the legislations passed two years ago, that is just going to trial here in ND this month. It takes a long time. That also goes and anticipates not only contracts fees or lawyer's fees but also expert witness fees which can be pretty hefty and you need to get medical experts who come in and they charge a lot of money. So that is kind of my best guess and if we had that amount available, with the understanding that something should happen and we needed more I can always go to the Emergency Commission and convince them that we need more. But that probably would be more than sufficient.

**Senator Warner** Is this a dedicated silo of money or is it a litigation fund?

**Wayne Stenehjem:** We have a litigation fund but there is only \$50,000 and covers our witness fees and the typical things that come up in our biennium. Not this kind of where we cannot anticipate this kind of a challenge. It could be dedicated; it could be just put into the pot for all litigation. But except for these bills and this potential litigation, I wouldn't be in here suggesting that kind of expense.

**Senator Warner** You are elected to make discretionary decisions as to where litigation should be triggered and where it should not be triggered. It seems like legislative intent to put money in silos, but it should be your decision and held accountable frankly. Are we exposing ourselves to liability issues for, litigation costs - are there limitations, you mentioned witness fees. Can we reign in those kind of costs as well?

**Wayne Stenehjem:** Those aren't under my control. These kinds of lawsuits are typically brought under statutes, federal statute from US code 1983, where if a state loses this kind of case, and they are claiming a violation of their constitutional rights under color of state law, if that happened, then we will be likely on the hook for their attorneys' fees and for their expert witness and fees and their court costs. What those are is hard to say, but that figure that I'm giving you now, doesn't reflect the \$400,000, because that is not going to happen in



the next two years either. That would likely happen sometime after that and you'll have to come back next session and look at what happened and we need to do with it. We had a huge fight for ARC suit. The legislature after much balking did eventually appropriate the money and if they hadn't the court would've have ordered an issuance of a check from the OMB. That won't happen because that happens at the conclusion of litigation. The litigation in this case is likely to go to the Federal District Court, there will be a trial, and then whoever loses will appeal it, and then it will go to the 8<sup>th</sup> Circuit Court of Appeals, there will be briefs and arguments, and that's 2 years down the road, and if the referrals are filed, then that moves everything further ahead because nothing will happen until July 2014 and you'll be back here 6 months after that.

**Senator Warner** Even if the referrals are passed then it still doesn't address the Constitutionality of the issue?

**Wayne Stenehjem:** If the voters sustain the Legislative enactment, they could go into effect 30 days after that election took place, so that's July 2014 and then it would be ripe I guess for whatever plaintiff's there are to bring their lawsuit. **Senator Warner** And sovereign immunity would not give us immunity from court costs? **Wayne Stenehjem** That's in control of how many lawyers they have. You get a Washington, DC lawyer of \$450-600 an hour is not uncommon. There are a number of factors they look at. That is my best estimate that I can give you that will be sufficient and if it isn't knowing that you will be here in two years, and if it's short I'll go to the Emergency Commission.

**Senator Kilzer** Do you have a preference where the money should be put?

**Wayne Stenehjem:** I know litigation can be expensive, so it doesn't matter to me. I will do the best that I can to manage as swiftly as I can with the resources that we have, so it doesn't matter to me.

**Senator Warner:** Tying up money in a lot of different silos when \$1 Million dollars altogether for all of these projects will probably be adequate for this.

**Wayne Stenehjem:** The Attorney General has discretion on litigation that we bring and all those things. But when we get sued, and we're the defendant, you're the Legislature and the office of Attorney General is established so someone will represent the Legislature and that is my constitutional duty. I suppose that's what I will do.

**Senator Kilzer** Is there a favorite way of funding that you like better than others? There is the rail rate threat. There was the American cyanide case. Is there a good way of writing this?

**Becky J. Keller:** I don't know if we need a section if we will put it up in one of your line items, any one you choose. We'll also footnote it like we do the rest but I hadn't planned on putting in a new section unless you think it's necessary. We know what it's for.

**Wayne Stenehjem:** It seems to me that you might want to put it in somewhere because everyone is asking. You might as well have it in there somewhere. It doesn't really matter

when I look and our biggest litigation has been the Minnesota lawsuit and that's in the Industrial Commission and we have not had any issues. We just get the bill, we cut them back and then it gets paid. It is not an issue; it's just easier for us in the accounting budget so we can pay the bills when they come.

**Senator Kilzer** For publicity purposes is it better to be a line item or section of bill?

**Becky J. Keller** We could create a new line item too and then everybody knows what it is.

**Wayne Stenehjem:** If you agree with me that it's a reasonable sum, where you put it, doesn't matter, but the public is entitled to have knowledge to about what it is.

**Senator Kilzer** If \$400,000 is agreeable to you, that's fine with us.

**Kathy Roll:** We've had other litigation years ago. We had separate line item that was designated to abortion litigation, so that certainly something that we could do if you would like and it does define it very clear.

**Becky J. Keller** That doesn't follow the bill around because it's not there.

**Senator Kilzer** Committee members, ok with the \$400,000 as a line item? Are you planning on hiring an outside lawyer?

**Wayne Stenehjem:** One of the minuses of that is hiring someone outside and I'm thinking of hiring a ND lawyer. I prefer not to go outside the state unless it's absolutely necessary.

**Senator Kilzer:** I am sure this situation will not parallel the tobacco case, that was the plaintiff.

**Wayne Stenehjem:** There were 43 other states that joined together in the tobacco litigation. Some of these issues have been litigated elsewhere so my colleagues that I have talked to have been more than willing to offer assistance from the work they have already done, so we will offer utilize some of their work. There are other law firms that handle this kind of thing. They either can offer assistance or they can file an amicus brief so there is not going to be a shortage of the friends of the court. No shortage of assistance on both sides of this issue I am sure.

**Senator Kilzer** Thank you very much for arriving on such short notice.

**Wayne Stenehjem:** Are you doing an amendment to that amount? The only reason, I ask is I don't want to and am happy with you answer that question if you want too. But I have been asking, and Liz has promised to let people know what the amount is. **Senator Kilzer,** Everything is listed to \$400,000.

**Becky J. Keller:** It will be \$400,000 General fund abortion litigation fee line item.

**Senator Kilzer** We will meet next week Monday or Tuesday.

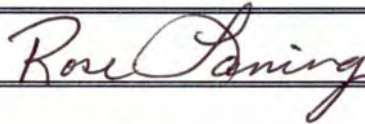
# 2013 SENATE STANDING COMMITTEE MINUTES

## Senate Appropriations Committee Harvest Room, State Capitol

HB 1003 subcommittee  
April 9, 2013  
Job # 21044

☐ Conference Committee

Committee Clerk Signature



### Explanation or reason for introduction of bill/resolution:

This is a subcommittee hearing on the Attorney General's budget.

### Minutes:

Testimony attached # 1

Legislative Council - Becky J. Keller  
OMB - Laney Herauf

**Senator Kilzer** opened the subcommittee hearing on HB 1003. **Senator Erbele** and **Senator Warner** were present.

**Senator Kilzer** handed out amendment 13.8132.02005 (**attachment # 1**).

**Becky Keller**, Legislative Council: Went through the amendments and explained the changes.

**Senator Warner**: The 10% in the attorney general's purview can be used state wide, is that correct?

**Becky J. Keller, Legislative Council**: That is correct. He can use the whole \$10 million state wide. He is going to use it where crime has increased and if it is outside the oil impact area, he can use it there also. Typically the oil impact grants are run through the land board but because we put the funding in the Attorney General's office, we had to give the AG control over the grants but they will run them by the Land Board. She continued explaining the amendments.

**Senator Kilzer**: Looking at the scientists, is that correct? Have you had turnover to the extent of 7 out of 27 scientists?

**Kathy Roll, CFO, Attorney General's Office**: Lost 7 out of 17 over a period of one year.

**Senator Warner**: Is there a chance of losing more FTEs?

**Kathy Roll**: There is a possibility that a little over one FTE wouldn't be funded by the High Intensity drug trafficking act any more but we don't know that with certainty.

**Wayne Stenehjem, North Dakota Attorney General:** The HIDTA money may dry up. (High Intensity Drug Trafficking Area) He also mentioned that the BURN grant is not guaranteed either.

**Senator Warner:** Is there any federal money with the 24-7 program.

**Wayne Stenehjem:** Funding for the 24-7 has to go toward safety funding. Funding in 1302 will be taken out of general fund and put into special funding.

**Wayne Stenehjem:** In the DUI bill, there was discussion of taking funds from the federal safety money to fund bracelets. I am not sure what happened to this.

**Senator Kilzer** asked **Kathy Roll** to go through the ten and half FTEs and there funding source.

(10:50)**Kathy Roll:** All of the positions have been covered by either the general fund or other funds. She explained the additional positions and how they are funded.

There was continued discussion on funding of FTE's.

**Senator Kilzer:** Lexipol is where?

**Becky J. Keller:** It is part of the energy impact law enforcement line item on page 1. They are allowed \$750,000 for that.

**Senator Kilzer** asked if any other items need to be discussed.

**Senator Erbele** moved to adopt the amendment 13.8132.02005.

**Senator Warner** seconded.

**Voice vote amendment adopted.**

**Senator Kilzer** moved **Do Pass as amended** on HB 1003.

**Senator Erbele** seconded.

**Senator Kilzer - Yes**  
**Senator Warner - Yes**  
**Senator Erbele - Yes**

**They will recommend Do Pass to the full committee.**



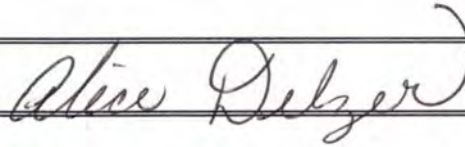
# 2013 SENATE STANDING COMMITTEE MINUTES

## Senate Appropriations Committee Harvest Room, State Capitol

HB 1003  
04-10-2013  
Job # 21062

☐ Conference Committee

Committee Clerk Signature



### Explanation or reason for introduction of bill/resolution:

A BILL for the Attorney General Budget (Do Pass as Amended )

### Minutes:

**Chairman Holmberg** called the committee to order on Wednesday, April 10, 2013 in regards to HB 1003. All committee members were present.

Becky J. Keller - Legislative Council  
Sheila Peterson - OMB

**Senator Kilzer** presented Amendment # 13.8132.02005. The house had removed 7 ½ positions that the Governor had added and I passed around a single sheet that Kathy Roll prepared that explains in detail the 10½ your subcommittee has put back on. **Testimony attached # #1 - Engrossed House Bill No. 1003 Senate Amendments Information - Office of Attorney General.** We are 10½ above the House and about 3 above the governor's executive budget. We put in an additional \$10M from the impact fund so that the total fund has been raised from \$100M up to \$110M. The \$10M is for the Attorney General's Office for needed additional services in the oil patch area. Some of the things that are quite impressive are the crime statistics and the additional things that are occurring in the Attorney General's Office. The local law enforcement, sheriff, city and town police, has added 64 additional law enforcement officers in the last couple of years. That is outside of things like Marshalls, and homeland security, border patrol agents and things like that. So at this end of the services there are additional people needed. Concealed weapons permits, handling of those has backed up for 3 or 4 weeks and so there is additional people needed. There has been a high turn-over in the new crime lab, they have lost 7 out of their 17 employees in the last year simply because of income matters, that is an item you will see in the budget. The abortion litigation, the Attorney General has asked and we granted in this budget \$400,000 general fund money for the next biennium. It is the estimate of what is needed. The computer section, there is some matters particularly involved in the FBI that the Attorney General needs to keep for privacy reasons within it's own agency and that is one section that is in here. (4.17)

Chairman Holmberg: Are there any questions?



**Senator Kilzer moved the amendment # 13.8132. 02005. 2<sup>nd</sup> by Senator Warner.**

**Chairman Holmberg:** In these amendments, we are being prospective in some of the issues getting ahead a little bit of some of the issues that we know are there and are going to get worse. I think the committee should be commended.

**Senator Kilzer:** And some of these areas there's been changes since the executive budget and the House is actually acted upon. As you probably heard there are crime statistics that are frightening. Two different gang units are known to own property, prostitution is definitely present, a significant amount of thievery going on and a lot of it is not reported because it's so common that a lot of the companies take it as one of their costs of business and don't even report it because it's so wide spread. Things are not going in a good way in law enforcement. (5.36)

**Senator Robinson:** I want to thank the committee for what they have done. We, in our district have forums every weekend and this issue is brought up every weekend, and there is broad support out there to step up to the plate, and invest the dollars and deal with it. When I shared with them what was going on they were in awe and said do what you need to do to get a handle on this asap. This is a good step in the right direction.

**Chairman Holmberg all in favor of amendment say aye. It Carried.**

**Senator Kilzer moved do pass as amended on HB 1003. 2<sup>nd</sup> by Senator Warner.**

**Chairman Holmberg:** There's an interesting statistic published today. In the past 4 years the FBI is conducting 32 background checks for purchases of weapons every minute.

**Senator Kilzer:** The people made their case before us very well, including a photograph of all the concealed weapons permits that have not been processed so they do have a backup.

**Chairman Holmberg:** Call a do pass as amended on HB 1003.

**A Roll Call vote was taken. Yea: 13; Nay: 0; Absent: 0.**

**Senator Kilzer will carry the bill.**

**The hearing was closed on HB 1003.**

April 8, 2013

*JB*  
4-10-13  
1045

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1003

Page 1, line 2, replace "sections" with "section"

Page 1, line 2, replace "54-59-22" with "subsection 1 of section 57-51-15"

Page 1, line 3, remove "required use of information technology"

Page 1, line 4, replace "services" with "gross production tax allocation; to provide for a report to the budget section"

Page 1, remove lines 13 through 24

Page 2, replace lines 1 and 2 with:

"Salaries and wages	\$29,506,046	\$7,425,372	\$36,931,418
Operating expenses	16,418,016	4,135,959	20,553,975
Capital assets	1,943,783	419,294	2,363,077
Grants	3,420,000	(1,046,053)	2,373,947
Energy impact - law enforcement	0	10,000,000	10,000,000
Litigation fees	50,000	0	50,000
Abortion litigation fees	0	400,000	400,000
Medical examinations	660,000	0	660,000
North Dakota lottery	3,700,242	433,579	4,133,821
Arrest and return of fugitives	10,000	0	10,000
Gaming commission	<u>7,368</u>	<u>0</u>	<u>7,368</u>
Total all funds	\$55,715,455	\$21,768,151	\$77,483,606
Less estimated income	<u>24,485,610</u>	<u>14,681,010</u>	<u>39,166,620</u>
Total general fund	\$31,229,845	\$7,087,141	\$38,316,986
Full-time equivalent positions	204.00	11.50	215.50"

Page 2, after line 10, insert:

"Energy impact grants - law enforcement	0	10,000,000"
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Page 2, replace lines 12 through 14 with:

"Total all funds	\$3,253,967	\$10,198,000
Total special funds	<u>2,941,567</u>	<u>10,000,000</u>
Total general fund	\$312,400	\$198,000"

Page 2, after line 22, insert:

**"SECTION 4. ENERGY IMPACT - LAW ENFORCEMENT - OIL AND GAS IMPACT GRANT FUND - REPORT TO BUDGET SECTION.** The energy impact - law enforcement line item in section 1 of this Act includes \$10,000,000, or so much of the sum as may be needed, from the oil and gas impact grant fund, for grants to law enforcement agencies, for crime-related needs of the office of attorney general, and for the development of a uniformed law enforcement and custody manual. The drug and violent crime policy board of the attorney general shall, with approval of the board of university and school lands, grant funds to law enforcement agencies in oil-impacted counties where crime-related activities have increased or in other counties if the crime-related activities in oil-impacted counties originated in any of those counties. The

2 of 5

attorney general may spend up to ten percent of the funding provided under this section for defraying the expenses of additional staffing or other needs necessary to accomplish the role of the office of attorney general as an assisting agency in ensuring public safety in the affected areas. The attorney general may use up to \$750,000 of the funding provided under this section for the development of a uniformed law enforcement and custody manual. The attorney general shall report to the budget section after June 30, 2014, on the impact the grant funding has had on crime-related activities."

Page 2, line 26, replace "forty-two" with "forty-three"

Page 2, line 27, replace "three" with "six"

Page 2, line 27, replace "four" with "eighty-five"

Page 2, line 28, replace "forty-six" with "forty-nine"

Page 2, line 28, replace "five" with "four"

Page 2, line 28, replace "seventy-three" with "thirty-two"

Page 2, remove lines 29 and 30

Page 3, replace lines 1 through 13 with:

**"SECTION 6. AMENDMENT.** Subsection 1 of section 57-51-15 of the North Dakota Century Code is amended and reenacted 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 ten million dollars per biennium; and
  - c. Allocate the remaining revenues under subsection 3."

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**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

3 of 5

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	\$66,370,599	\$63,945,255	\$13,538,351	\$77,483,606
Less estimated income	29,012,463	28,124,131	11,042,489	39,166,620
General fund	\$37,358,136	\$35,821,124	\$2,495,862	\$38,316,986
FTE	211.50	205.00	10.50	215.50

### Department No. 125 - Attorney General - Detail of Senate Changes

	Restores Executive Compensation Package <sup>1</sup>	Removes Separate Line Item for Accrued Leave Payments <sup>2</sup>	Restores Concealed Weapons Permit FTE Positions <sup>3</sup>	Restores FTE Positions for Western North Dakota <sup>4</sup>	Restores Uniform Crime Reporting System Position <sup>5</sup>	Restores Attorney Position <sup>6</sup>
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	\$1,082,058	\$0	\$0	\$457,146	\$0	\$0
FTE	0.00	0.00	0.50	3.00	1.00	1.00
	Restores Investigator Position <sup>7</sup>	Restores Oil Impact Assistance Funding <sup>8</sup>	Adds Sex Offender Registry FTE Position <sup>9</sup>	Adds Computerized Business Project FTE Positions <sup>10</sup>	Workforce Safety Insurance Premium Increase <sup>11</sup>	Adds Funding for Law Enforcement Needs <sup>12</sup>
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	\$0	\$135,090	\$0	\$0	\$79,568	\$0
FTE	1.00	0.00	1.00	3.00	0.00	0.00

4 of 5

	Adds Equity Increase for Scientists <sup>13</sup>	Adds Funding for Abortion Litigation Fees <sup>14</sup>	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

<sup>1</sup> Funding reductions made by the House to the state employee compensation and benefits package are restored to the Governor's recommended level.

<sup>2</sup> 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.

<sup>3</sup> 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).

<sup>4</sup> 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.

<sup>5</sup> 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.

<sup>6</sup> 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.

<sup>7</sup> 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.

<sup>8</sup> 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.

<sup>9</sup> Funding is added for a sex offender registry FTE position. This position was not included in the executive budget recommendation.

<sup>10</sup> Funding provided in the executive budget recommendation to contract for computerized business projects is converted to funding for 3 FTE information technology positions.

<sup>11</sup> Funding is added for Workforce Safety Insurance premium increases. This funding was not included in the executive budget recommendation.

<sup>12</sup> Funding is added from the oil and gas impact grant fund for law enforcement needs in areas affected



5.65

by oil development.

<sup>13</sup> Funding is added to provide equity increases of \$6,000 per year per scientist at the state crime laboratory.

<sup>14</sup> 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.

Date: 4-10-13Roll Call Vote # 1

**2013 SENATE STANDING COMMITTEE  
ROLL CALL VOTES**

BILL/RESOLUTION NO. 1003Senate Appropriations Committee☐ Check here for Conference CommitteeLegislative Council Amendment Number 13.8132.02005

Action Taken

☒ Adopt Amendment  
☐ Do Pass as Amended

☐ Do Pass  
☐ Do Not Pass

Motion Made By

Kilzer

Seconded By

Warner

Senators	Yes	No	Senator	Yes	No
Chairman Ray Holmberg			Senator Tim Mathern		
Co-Vice Chairman Bill Bowman			Senator David O'Connell		
Co-Vice Chair Tony Grindberg			Senator Larry Robinson		
Senator Ralph Kilzer			Senator John Warner		
Senator Karen Krebsbach					
Senator Robert Erbele					
Senator Terry Wanzek					
Senator Ron Carlisle					
Senator Gary Lee					

Total (Yes) \_\_\_\_\_ No \_\_\_\_\_

Absent \_\_\_\_\_

Floor Assignment \_\_\_\_\_

If the vote is on an amendment, briefly indicate intent:

*Voice Vote  
carried*

Date: 4-10-13Roll Call Vote # 2

**2013 SENATE STANDING COMMITTEE  
ROLL CALL VOTES**

BILL/RESOLUTION NO. 1003Senate Appropriations Committee☐ Check here for Conference Committee

Legislative Council Amendment Number \_\_\_\_\_

Action Taken ☐ Adopt Amendment ☐ Do Pass  
☒ Do Pass as Amended ☐ Do Not Pass

Motion Made By Kilzer Seconded By Warner

Senators	Yes	No	Senator	Yes	No
Chairman Ray Holmberg	<input checked="" type="checkbox"/>		Senator Tim Mathern	<input checked="" type="checkbox"/>	
Co-Vice Chairman Bill Bowman	<input checked="" type="checkbox"/>		Senator David O'Connell	<input checked="" type="checkbox"/>	
Co-Vice Chair Tony Grindberg	<input checked="" type="checkbox"/>		Senator Larry Robinson	<input checked="" type="checkbox"/>	
Senator Ralph Kilzer	<input checked="" type="checkbox"/>		Senator John Warner	<input checked="" type="checkbox"/>	
Senator Karen Krebsbach	<input checked="" type="checkbox"/>				
Senator Robert Erbele	<input checked="" type="checkbox"/>				
Senator Terry Wanzek	<input checked="" type="checkbox"/>				
Senator Ron Carlisle	<input checked="" type="checkbox"/>				
Senator Gary Lee	<input checked="" type="checkbox"/>				

Total (Yes) 13 No 0Absent 0Floor Assignment Kilzer

If the vote is on an amendment, briefly indicate intent:

**REPORT OF STANDING COMMITTEE**

**HB 1003, as engrossed: Appropriations Committee (Sen. Holmberg, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1003 was placed on the Sixth order on the calendar.

Page 1, line 2, replace "sections" with "section"

Page 1, line 2, replace "54-59-22" with "subsection 1 of section 57-51-15"

Page 1, line 3, remove "required use of information technology"

Page 1, line 4, replace "services" with "gross production tax allocation; to provide for a report to the budget section"

Page 1, remove lines 13 through 24

Page 2, replace lines 1 and 2 with:

"Salaries and wages	\$29,506,046	\$7,425,372	\$36,931,418
Operating expenses	16,418,016	4,135,959	20,553,975
Capital assets	1,943,783	419,294	2,363,077
Grants	3,420,000	(1,046,053)	2,373,947
Energy impact - law enforcement	0	10,000,000	10,000,000
Litigation fees	50,000	0	50,000
Abortion litigation fees	0	400,000	400,000
Medical examinations	660,000	0	660,000
North Dakota lottery	3,700,242	433,579	4,133,821
Arrest and return of fugitives	10,000	0	10,000
Gaming commission	<u>7,368</u>	<u>0</u>	<u>7,368</u>
Total all funds	\$55,715,455	\$21,768,151	\$77,483,606
Less estimated income	<u>24,485,610</u>	<u>14,681,010</u>	<u>39,166,620</u>
Total general fund	\$31,229,845	\$7,087,141	\$38,316,986
Full-time equivalent positions	204.00	11.50	215.50"

Page 2, after line 10, insert:

"Energy impact grants - law enforcement	0	10,000,000"
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Page 2, replace lines 12 through 14 with:

"Total all funds	\$3,253,967	\$10,198,000
Total special funds	<u>2,941,567</u>	<u>10,000,000</u>
Total general fund	\$312,400	\$198,000"

Page 2, after line 22, insert:

**"SECTION 4. ENERGY IMPACT - LAW ENFORCEMENT - OIL AND GAS IMPACT GRANT FUND - REPORT TO BUDGET SECTION.** The energy impact - law enforcement line item in section 1 of this Act includes \$10,000,000, or so much of the sum as may be needed, from the oil and gas impact grant fund, for grants to law enforcement agencies, for crime-related needs of the office of attorney general, and for the development of a uniformed law enforcement and custody manual. The drug and violent crime policy board of the attorney general shall, with approval of the board of university and school lands, grant funds to law enforcement agencies in oil-impacted counties where crime-related activities have increased or in other counties if the crime-related activities in oil-impacted counties originated in any of those counties. The attorney general may spend up to ten percent of the funding provided under this section for defraying the expenses of additional staffing or other needs necessary to accomplish the role of the office of attorney general as an assisting agency in ensuring public safety in the affected areas. The attorney general

may use up to \$750,000 of the funding provided under this section for the development of a uniformed law enforcement and custody manual. The attorney general shall report to the budget section after June 30, 2014, on the impact the grant funding has had on crime-related activities."

Page 2, line 26, replace "forty-two" with "forty-three"

Page 2, line 27, replace "three" with "six"

Page 2, line 27, replace "four" with "eighty-five"

Page 2, line 28, replace "forty-six" with "forty-nine"

Page 2, line 28, replace "five" with "four"

Page 2, line 28, replace "seventy-three" with "thirty-two"

Page 2, remove lines 29 and 30

Page 3, replace lines 1 through 13 with:

**"SECTION 6. AMENDMENT.** Subsection 1 of section 57-51-15 of the North Dakota Century Code is amended and reenacted 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 ten million dollars per biennium; and
  - c. Allocate the remaining revenues under subsection 3."

Renumber accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

#### 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
	\$66,370,599	\$63,945,255	\$13,538,351	\$77,483,606



Total all funds				
Less estimated income	29,012,463	28,124,131	11,042,489	39,166,620
General fund	\$37,358,136	\$35,821,124	\$2,495,862	\$38,316,986
FTE	211.50	205.00	10.50	215.50

**Department No. 125 - Attorney General - Detail of Senate Changes**

	Restores Executive Compensation Package <sup>1</sup>	Removes Separate Line Item for Accrued Leave Payments <sup>2</sup>	Restores Concealed Weapons Permit FTE Positions <sup>3</sup>	Restores FTE Positions for Western North Dakota <sup>4</sup>	Restores Uniform Crime Reporting System Position <sup>5</sup>	Restores Attorney Position <sup>6</sup>
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	\$1,082,058	\$0	\$0	\$457,146	\$0	\$0
FTE	0.00	0.00	0.50	3.00	1.00	1.00

	Restores Investigator Position <sup>7</sup>	Restores Oil Impact Assistance Funding <sup>8</sup>	Adds Sex Offender Registry FTE Position <sup>9</sup>	Adds Computerized Business Project FTE Positions <sup>10</sup>	Workforce Safety Insurance Premium Increase <sup>11</sup>	Adds Funding for Law Enforcement Needs <sup>12</sup>
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	\$0	\$135,090	\$0	\$0	\$79,568	\$0
FTE	1.00	0.00	1.00	3.00	0.00	0.00

	Adds Equity Increase for Scientists <sup>13</sup>	Adds Funding for Abortion Litigation Fees <sup>14</sup>	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			10,000,000

enforcement			
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

<sup>1</sup> Funding reductions made by the House to the state employee compensation and benefits package are restored to the Governor's recommended level.

<sup>2</sup> 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.

<sup>3</sup> 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).

<sup>4</sup> 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.

<sup>5</sup> 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.

<sup>6</sup> 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.

<sup>7</sup> 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.

<sup>8</sup> 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.

<sup>9</sup> Funding is added for a sex offender registry FTE position. This position was not included in the executive budget recommendation.

<sup>10</sup> Funding provided in the executive budget recommendation to contract for computerized business projects is converted to funding for 3 FTE information technology positions.

<sup>11</sup> Funding is added for Workforce Safety Insurance premium increases. This funding was not included in the executive budget recommendation.

<sup>12</sup> Funding is added from the oil and gas impact grant fund for law enforcement needs in areas affected by oil development.

<sup>13</sup> Funding is added to provide equity increases of \$6,000 per year per scientist at the state crime laboratory.

<sup>14</sup> 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.

**2013 CONFERENCE COMMITTEE**

**HB 1003**

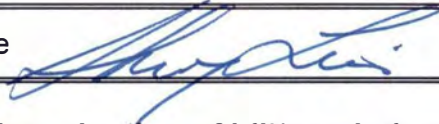
# 2013 HOUSE STANDING COMMITTEE MINUTES

House Appropriations Government Operations Division  
Medora Room, State Capitol

HB1003  
April 18, 2013  
Recording Job# 21272

☒ Conference Committee

Committee Clerk Signature



## Explanation or reason for introduction of bill/resolution:

A BILL for an Act to provide an appropriation for defraying the expenses of the attorney general; to amend and reenact section 54-12-11 of the North Dakota Century Code, relating to the salary of the attorney general; and to declare an emergency.

## Minutes:

**Chairman Brandenburg:** Opened the conference committee on HB1003.

**Senator Kilzer:** Explained the Senate changes to the bill.

**Chairman Brandenburg:** The house added 6 or 8 positions in the beginning. The recommendation was 16.5 FTE's and I thought we put 8 of those positions in.

**Representative Kempenich:** There were 7 that were funded through the 2009 ERRA funds; so we kept those in. We added 3 positions that were new requests.

**Chairman Brandenburg:** And the Senate has added 10.5?

**Representative Kempenich:** Yes.

**Chairman Brandenburg:** We added 8 FTE's.

**Becky Keller, Fiscal Analyst, ND Legislative Council:** The executive recommendation included 7.5 new FTE positions and that didn't include the 7 that were already funded federally; which we changed to general fund. Of the 7.5 new positions that were added in the executive recommendation, you removed 6.5 positions.

**Chairman Brandenburg:** So what did we fund? I remember 16.5 total FTE's.

**Becky Keller:** You let them keep the 8.5 FTE's that were previously funded from federal funds; they were kept in the budget at general fund level.

**Chairman Brandenburg:** So 8.5 is what we gave them.

**Representative Kempenich:** The forensic scientist was a new position.



**Chairman Brandenburg:** So we have 8.5 positions that we put in and the Senate put in 10.5 positions.

**Senator Kilzer:** Becky's figures are the ones that were presented to us. The executive budget had added 7.5 new positions and you took out 6.5. We put back 10.5 positions.

**Chairman Brandenburg:** So you didn't have any discussion about the live bodies that were on ERRA funds and we replaced them with general funds?

**Chairman Kilzer:** They were already gone.

**Chairman Brandenburg:** No.

**Chairman Kilzer:** They were out of the federal funding.

**Representative Kempenich:** But it's new FTE's for the state of North Dakota.

**Chairman Brandenburg:** Is it 7.5 or 8.5?

**Becky Keller:** You let them keep 8.5.

**Chairman Brandenburg:** But the 8.5 aren't being funded by general fund dollars versus federal dollars. The ERRA money is gone.

**Becky Keller:** The 1.5 FTE positions that were previously funded through NICS are special funded; it's now the refund fund.

**Representative Kempenich:** There were 7 positions that were ERRA funded and then there were 2 more FTE positions in NICS also. We left 1 forensic scientist position; so there were 3 new positions that we left in. So the Senate added back in about 18 FTE's to the payroll.

**Senator Kilzer:** It almost sounds like we had the bill first and we didn't.

**Chairman Brandenburg:** We're just trying to explain that we did acknowledge that there were people that had we not put them in the general fund dollars, they wouldn't be there.

**Becky Keller:** If you look at where they were at in 2011-2013; they're at 204 FTE. The executive budget took out the 7 federally funded; added them back in as general fund. It took out the 1.5 NICS; added 2 back in and then added some more. The net gain from the executive budget from 2011-2013 was 7.5 FTE; you removed 6.5. The Senate put back in 10.5 FTE. If you look at where we're at right now, 204 in the current biennium and we're at 215.5 as we stand in the Senate bill.

**Chairman Brandenburg:** What happened to the ones that were ERRA funded?

**Becky Keller:** The ERRA funding are included in the 204.

**Chairman Brandenburg:** Does it show anywhere in here where any of these positions were ERRRA funded?

**Becky Keller:** It does on the green sheet.

**Representative Kempenich:** If the Senate is adding 10 back in; where's the other 3.5 coming from?

**Becky Keller:** They've added additional ones that weren't cut or weren't in the executive recommendation to begin with; they've added them in. That's in the FEA.

**Representative Kempenich:** Is it the ones on the Senate amendments?

**Becky Keller:** Correct. The new positions that they added would be #9 and #10 on the SPA.

**Representative Glassheim:** Those were not in the governor's recommendation?

**Chairman Brandenburg:** That's my question. Some of these were in the governor's recommendation and it appears that there are more positions than what the governor recommended.

**Sheila Peterson, Fiscal Analyst, ND Office of Management and Budget:** That's correct. Footnote 9 and 10; there were technology dollars in the governor's budget for IT projects. The governor's recommendation was to contract for IT services; instead the Senate added 3 FTE, but the no dollars as the dollars were already there. The attorney general requested a sex offender FTE position; because that workload has substantially grown since they put their budget in.

**Representative Kempenich:** Where's that \$486,000.00 coming from then? Is that a transfer from instead of contracting you turned it into FTE's?

**Sheila Peterson:** Correct. It went from operating to the salary line item.

**Chairman Brandenburg:** I think at this point we're going to have to quit and come back.

**Senator Warner:** Would it be purposeful to ask Becky to draw up a document.

**Becky Keller:** Just for FTE or everything?

**Senator Warner:** For everything.

**Chairman Brandenburg:** Closed the conference committee.

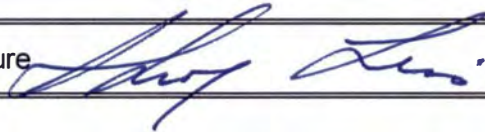
# 2013 HOUSE STANDING COMMITTEE MINUTES

House Appropriations Government Operations Division  
Medora Room, State Capitol

HB1003  
April 19, 2013  
Recording Job# 21347

☒ Conference Committee

Committee Clerk Signature



## Explanation or reason for introduction of bill/resolution:

A BILL for an Act to provide an appropriation for defraying the expenses of the attorney general; to amend and reenact section 54-12-11 of the North Dakota Century Code, relating to the salary of the attorney general; and to declare an emergency.

## Minutes:

**Chairman Brandenburg:** Opened the conference committee on HB1003.

**Senator Kilzer:** The big change is the \$10 million from the oil impact; this increases it from \$100 million to \$110 million. The funding for law enforcement comes from that. There's also LECSY Poll for \$750,000.00; which is a very popular law enforcement tool to improve their function and efficiency.

**Representative Kempenich:** One of the things we've avoided in the past is that we've never said where that impact money should go. We've never said that \$10 million should be carved out and go to a certain area as an appropriation. It's one thing if we put in \$10 million and the impact advisory board and the impact office thinks it's a good way to go. That's how we've always treated this impact grant money. There's a lot more than \$100 million that's being talked about; in the land department we have \$217 million, in HB1358 had \$310 million.

**Senator Kilzer:** We were told in our committee that the \$100 million in the impact fund has no money at all for law enforcement at the state level. That's the reason we crafted the section as we did.

**Representative Kempenich:** That's true. The old formula didn't have anything specific. There's never been anything really specific in the impact fund; there's been some intent language during the special session. HB1358 does take some oil money and does start bending it into more specific areas.

**Chairman Brandenburg:** I see we have some equity for scientists; there was also some money added in section 14 for the abortion bill.

**Senator Kilzer:** The \$342,000.00 is the increase in salary for scientists at the crime lab. They're very underpaid and what happens frequently that they get trained and leave. They

have a 42% turnover; 7 out of 17 have left in the last year. I think the increase is \$6,000.00 per year annually.

**Chairman Brandenburg:** We were out there also and the people shared their concerns. One of the things I picked up on was that at all these trials they have to travel out there and tying up more time on the road.

**Representative Kempenich:** The \$400,000.00 was that from the attorney general's office? Did they have any breakdown on how that was rolled out?

**Senator Warner:** It was just a rough approximation based on what other state's had spent on similar litigation.

**Representative Kempenich:** This would be mostly contract money or would it be the attorney general's time also?

**Senator Warner:** My understanding was it was primarily contractors.

**Representative Kempenich:** You always wonder how you kind of wind up with these numbers.

**Chairman Brandenburg:** There are other states that have passed legislation; it has to be a number of states going together and working together with this.

**Representative Warner:** I was wondering if we could talk about the House's feeling on the exemption for the attorney general for ITD services? If you could give us some background on your decision making process?

**Representative Kempenich:** What we've been looking at is not to necessarily move their personnel. We've spent a small fortune in IT to build a secure facility in this building and we feel that we need to have the hardware secured. The idea is to have this in one spot. The point is that we have a limited amount of funds to prevent attack on IT.

**Senator Warner:** The Senate is in a disadvantage on this issue. We didn't have a hearing on it and I was wondering if it would be appropriate if we ask someone from the agency if they could explain the view on the issue.

**Chairman Brandenburg:** When we come back we'll talk about it. We really don't want to open it up to a full meeting.

**Representative Glassheim:** Where does the \$10 million come from and who gets it?

**Senator Kilzer:** It would be a \$10 million increase into the oil impact fund and then the \$10 million out of that oil impact fund would go to the attorney general's office for these additional FTE's and for the LECSY Poll program.

**Representative Glassheim:** So it doesn't go to counties? Would that \$10 million be what's used?

**Senator Warner:** From my recollection, the LECSY Poll money comes off the top and then the attorney general can access no more than 10% of what remains for the needs of his agency. The balance goes through the regular process through the land department. He recommends grants to the land department; but the land department makes the final determinations as to which law enforcement agencies receive the money.

**Representative Glassheim:** The \$10 million; where would it go if it didn't go in here?

**Representative Kempenich:** You have to go to that diagram; because it's those buckets that fill up.

**Representative Glassheim:** I'm just trying to find out what doesn't get the \$10 million that otherwise would?

**Representative Kempenich:** It depends on what's in there; it depends on what the collection is. I think the SIIF fund wouldn't get the other \$10 million.

**Chairman Brandenburg:** Closed the conference meeting.



# 2013 HOUSE STANDING COMMITTEE MINUTES

House Appropriations Government Operations Division  
Medora Room, State Capitol

HB1003  
April 22, 2013  
Recording Job# 21391

☒ Conference Committee

Committee Clerk Signature
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## Explanation or reason for introduction of bill/resolution:

A BILL for an Act to provide an appropriation for defraying the expenses of the attorney general; to amend and reenact section 54-12-11 of the North Dakota Century Code, relating to the salary of the attorney general; and to declare an emergency.

## Minutes:

**Chairman Brandenburg:** Opened the conference committee on HB1003. All members were present.

**Chairman Brandenburg:**

**Senator Kilzer:** The Senate passed a bill in the matter of the extra money that has been paid out by various departments for the oil impact areas. In the department of human services it was \$500.00/month that they were paying to some of their employees; and for the whole department it would have been \$3.1 million for the upcoming biennium. The item we passed this morning has \$400 million of general fund money going into a pool for the impact funds which generates another \$4.5 million of special funds. That will be \$8.5 million worth of money that goes to agencies that have an impact. The handout that I gave you is from the attorney general's office. See attachment 1.

**Chairman Brandenburg:** We acknowledge that all the bills are starting to come together.

**Representative Glassheim:** Would that take item 8 off the table?

**Chairman Brandenburg:** You're talking about the \$135,000.00? I'm not sure.

**Representative Glassheim:** It talks about housing assistance for employees in oil impacted areas.

**Becky Keller, Fiscal Analyst, ND Legislative Council:** I believe that would be included in the pool.

**Representative Kempenich:** I think we're going to have to wait for HB1358 and see what kind of numbers there are and go from there. This biennium it was \$100 million and there was \$5 million taken out for rapid enrollment; that made it \$95 million. In the special

session we put \$30 million to that. Right now they're using \$100 million; which was the number from the last biennium. This impact money has always been the oil producing counties and they've set the priorities of how they do this. It's always gone through the impact office. I don't know about directly appropriating to an agency out of the impact fund.

**Chairman Brandenburg:** You're referring to the \$100 million and the \$10 million that was added in to make it \$110 million. There are a number of other bills that tie into this budget.

**Representative Kempenich:** In the past it's just been a number. In the special session there was an attempt to earmark that impact money; and we did change it to legislative intent language that aimed it at emergency services. We didn't specifically tell them that they had to spend this amount of money. This wasn't a place to find appropriations.

**Representative Glassheim:** I wonder if we could have some schedule from the attorney general's office so we would know how the \$10 million will be used.

**Senator Kilzer:** There is the factor that we increased this by 10.5 agents and what they've been doing is transferring people from the eastern part of the state to the western part of the state. It's affecting the whole state when they have to transfer people around to pick up the added need that's out there.

**Representative Glassheim:** I'm not sure that in addition to the positions that are in here and we'll have to discuss. I don't know if this is a grant to locals.

**Chairman Brandenburg:** I think what Representative Kempenich is saying is that I can remember when there was less than \$5 million in that fund. Once you open that door it's going to be ongoing. We have to be careful what we do there.

**Representative Kempenich:** The law enforcement needs are probably legitimate but this oil impact money isn't a bucket to appropriate. It should be run through the granting process of how that's set up. If this is a statewide initiative then I think we need to find another funding source.

**Senator Warner:** I wonder if we could hear from the agency requiring IT services be provided by ITD; since that issue was never raised on the Senate side.

**Chairman Brandenburg:** I think they're talking about in ITD.

**Senator Warner:** Their peculiarity is relative to this budget.

**Chairman Brandenburg:** What specifically are you questioning?

**Senator Warner:** Specifically I was wondering how this impacts the relationship that they have with the FBI. My question would be if someone in the attorney general's office could address how this would affect the protocols that you have established with the FBI as to security of the databases that you have.

**Tom Trenbeath, Assistant Attorney General, ND Office of the Attorney General:** I can say that there have been conversations with the FBI where they have concerns about that. This is included in the ITD bill and we're addressing that also. There is a risk involved and if you want to balance that against the public safety aspect of a failure with the FBI; then I suggest we balance in favor of maintaining our relationship.

**Chairman Brandenburg:** I think that discussion is going to happen more in ITD with that issue.

**Representative Kempenich:** We have a list of bills and we'll have to see how those dovetail into this bill. We should probably have a list or put a list together on these various FTE positions and how this \$10 million is going to get rolled out.

**Chairman Brandenburg:** Closed the conference committee.

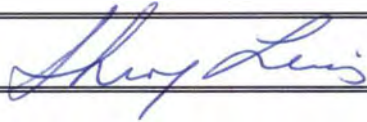
# 2013 HOUSE STANDING COMMITTEE MINUTES

House Appropriations Government Operations Division  
Medora Room, State Capitol

HB1003  
May 1, 2013  
Recording Job# 21646

☐ Conference Committee

Committee Clerk Signature



## Explanation or reason for introduction of bill/resolution:

A BILL for an Act to provide an appropriation for defraying the expenses of the attorney general; to amend and reenact section 54-12-11 of the North Dakota Century Code, relating to the salary of the attorney general; and to declare an emergency.

## Minutes:

**Chairman Brandenburg:** Opened the conference committee on HB1003. All members were present.

**Representative Kempenich:** Explained the proposed changes to HB1003 from the House.

5:29

**Becky Keller, Fiscal Analyst, ND Legislative Council:** The language is in HB1538 also.

**Representative Kempenich:** As long as it works.

**Becky Keller:** In the conference committee version of HB1358 they've dropped it to \$9.6 million.

**Senator Warner:** We had spoken earlier of taking the lexi poll money out of the \$10 million.

**Becky Keller:** In HB1358 it states that they could use it for the development of a uniform law enforcement custody manual. The language also includes that 10% that could be used for the attorney general's office needs.

**Senator Kilzer:** What you're proposing is to leave all of the FTE's in that we had proposed and that the two IT be contracted?

**Representative Kempenich:** They were on contract when we sent it over; so that language would stay in their budget.

**Senator Kilzer:** Why do you prefer it that way?

**Representative Kempenich:** There's a feeling on the House side to get an understanding of what's left. In the IT budget there was a big argument about the IT needs of the state in general and how things work. The House feels we need to understand this IT information better for agencies that are still exempt from the process.

**Senator Kilzer:** The other bills weren't funded. I would propose that we include the funding part of these bills in this budget. See attachment 1.

**Chairman Brandenburg:** Are you saying that we're looking at \$1.3 million of additional needs here? Is that what you're saying?

**Senator Kilzer:** There are two different sheets. I have the one that has \$121,000.00 of general fund requests.

**Kathy Roll, Fiscal Analyst, ND Office of the Attorney General:** The version of the paper you're discussing included the \$1.2 million which is included in HB1302. That's been settled; so we're just asking for the \$97,390.00 from the general fund.

**Chairman Brandenburg:** You're also asking for another \$24,000.00 for concealed weapons?

**Kathy Roll:** That money is for programing changes that need to be made to concealed weapon license system. That's for changes to the IT program so that it recognizes that the fingerprint money has to be collected and allows for the tracking of that.

**Representative Kempenich:** I thought corrections was getting the bulk of that; but your office is the one that's going to get hit on that?

**Kathy Roll:** That money is for the 24/7 sobriety program that HB1302 uses extensively. Corrections will be hit and I think there was \$3 million added for them. In lieu of going to jail, people can participate in the 24/7 program; so we need that money for the bracelets and the fees we need to pay.

**Representative Glassheim:** Is the \$6.1 million; do you have language in the other bill that appropriates that? Do you need that in this bill?

**Kathy Roll:** We need that money. There's no appropriation for that \$6.1 million in HB1302.

**Representative Glassheim:** It will be income from fees and expenditure out; but you need it in here?

**Kathy Roll:** That's correct.

**Representative Glassheim:** What have you done with the investigative position and number and the abortion litigation fees?



**Representative Kempenich:** Number 7 is one of the investigators we're going to go along with.

**Representative Glassheim:** What about the increased equity in #13?

**Representative Kempenich:** I don't think we're going to be going there.

**Representative Glassheim:** Then #14 the abortion litigation?

**Representative Kempenich:** That's alright.

**Senator Warner:** I feel very uncomfortable leaving their equity advancement package out of this deal.

**Representative Glassheim:** My notes have a turnover rate of 42% in a year.

**Representative Kempenich:** The pay package did move quite a few of these positions up the percentiles also.

**Senator Warner:** Did we have a document about regional averages? Is there a document available within the Hay study for regional analysis for forensic scientists?

**Kathy Roll:** We do have an analysis of the Midwest states that is from 2010 which shows that at that time we were about \$500,000.00 behind the states. We do have that and that was requested during our House hearing and provided to the House members in the appropriations committee.

**Representative Kempenich:** Made a motion to fund 50% of the \$342,000.00.

**Representative Glassheim:** Seconded the motion.

Voice vote made and failed.

**Senator Kilzer:** The Senate had put that up and we had pretty good evidence when we did it. If you're proposing half I haven't heard the evidence for it.

**Chairman Brandenburg:** I don't see us coming together. So maybe we need to take a break and come back again.

**Chairman Brandenburg:** Closed the conference committee.

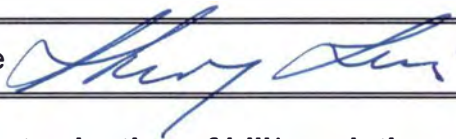
# 2013 HOUSE STANDING COMMITTEE MINUTES

House Appropriations Government Operations Division  
Medora Room, State Capitol

HB1003  
May 1, 2013  
Recording Job# 21650

☒ Conference Committee

Committee Clerk Signature



## Explanation or reason for introduction of bill/resolution:

A BILL for an Act to provide an appropriation for defraying the expenses of the attorney general; to amend and reenact section 54-12-11 of the North Dakota Century Code, relating to the salary of the attorney general; and to declare an emergency.

## Minutes:

**Chairman Brandenburg:** Opened the conference committee on HB1003.

**Senator Kilzer:** We've been discussing this and reviewing the various proposals that the House put forward and also a little investigation into the \$342,000.00 proposal that the Senate had included in its version; and we've decided that we will accept your proposal for the changes.

**Senator Kilzer:** Made a motion that the House accede to the Senate amendments and further amend to make the following three changes: #1 the increase in the forensic scientists; 17 of them would be \$3,000.00 rather than \$6,000.00 for a total budget item of \$171,000.00. Number 2 would be that the 2 FTE's on IT; would be on a contract status. Number 3 is the \$121,390.00 that is needed to fund related bills be included in this budget as an appropriation.

**Senator Erbele:** Seconded the motion.

**Senator Kilzer:** The other item which doesn't need to be in the motion is the \$9.6 million for the oil impact grants; which is in HB1358.

**Representative Kempenich:** I think it says \$10 million in this bill.

**Chairman Brandenburg:** It would acknowledge that the money is there and it's in HB1358.

**Representative Glassheim:** Would we need to further amend to deal with these other funds?

**Senator Kilzer:** I said in my motion that the House would accede to the Senate amendments; and so we would work from there.

**Representative Glassheim:** Are these in the Senate amendments?

**Chairman Brandenburg:** You did mention the \$121,000.00 in your motion.

**Representative Glassheim:** That's the general fund; but they need authority to spend the fees.

**Becky Keller, Fiscal Analyst, ND Legislative Council:** The House cannot accede to the Senate amendments; the Senate has to recede because we are changing one of your amendments where we restore the compensation package. The Senate will recede from its amendments, we'll do all those changes and right now you can decide if you want to give them the special funds along with the general fund. You also need to consider that the Senate removed a section that was added by the House regarding the attorney general's exemption from ITD. That's covered in another bill.

**Representative Kempenich:** There is another amendment on that and we'll have to take that language out.

**Senator Kilzer:** I agree to make that change.

Senator Erbele nodded.

Roll call vote 6 Yeas 0 Nays 0 Absent.

**Chairman Brandenburg:** Closed the conference committee.

VR  
5/2/13  
1084

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1003

That the Senate recede from its amendments as printed on pages 1511-1515 of the House Journal and pages 1323-1327 of the Senate Journal and that Engrossed House Bill No. 1003 be amended as follows:

Page 1, line 2, replace "sections" with "section"

Page 1, line 2, remove "and 54-59-22"

Page 1, line 3, remove "and to required use of information technology"

Page 1, line 4, remove "services"

Page 1, remove lines 13 through 24

Page 2, replace lines 1 and 2 with:

"Salaries and wages	\$29,506,046	\$5,478,516	\$34,984,562
Accrued leave payments	0	1,057,247	1,057,247
Operating expenses	16,418,016	10,576,040	26,994,056
Capital assets	1,943,783	419,294	2,363,077
Grants	3,420,000	(1,046,053)	2,373,947
Litigation fees	50,000	0	50,000
Abortion litigation fees	0	400,000	400,000
Medical examinations	660,000	0	660,000
North Dakota lottery	3,700,242	433,579	4,133,821
Arrest and return of fugitives	10,000	0	10,000
Gaming commission	<u>7,368</u>	<u>0</u>	<u>7,368</u>
Total all funds	\$55,715,455	\$17,318,623	\$73,034,078
Less estimated income	<u>24,485,610</u>	<u>10,896,840</u>	<u>35,382,450</u>
Total general fund	\$31,229,845	\$6,421,783	\$37,651,628
Full-time equivalent positions	204.00	9.50	213.50"

Page 2, line 26, replace "forty-two" with "forty-three"

Page 2, line 27, replace "three" with "six"

Page 2, line 27, replace "four" with "eighty-five"

Page 2, line 28, replace "forty-six" with "forty-seven"

Page 2, line 28, replace "five" with "nine"

Page 2, line 28, replace "seventy-three" with "ninety-six"

Page 2, remove lines 29 and 30

Page 3, replace lines 1 through 13 with:

**"SECTION 5. FULL-TIME EQUIVALENT POSITION - LIMITED**

**AUTHORIZATION.** The full-time equivalent line item in section 1 of this Act includes one full-time equivalent position for computerized business projects. This position is authorized only for the biennium beginning July 1, 2013, and ending June 30, 2015.

2084

The attorney general shall reevaluate the position and determine if the position will be requested as part of the agency's 2015-17 biennium budget request as an optional item."

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**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		
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 No. 125 - Attorney General - Detail of Conference Committee Changes**

	Removes House Changes to Executive Compensation Package <sup>1</sup>	Adjusts State Employee Compensation and Benefits Package <sup>2</sup>	Restores Concealed Weapons Permit FTE Position <sup>3</sup>	Restores FTE Positions for Western North Dakota <sup>4</sup>	Restores Uniform Crime Reporting System Position <sup>5</sup>	Restores Attorney Position <sup>6</sup>
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						
Energy impact - law enforcement						
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 Position <sup>7</sup>	Adds Sex Offender Registry FTE Position <sup>8</sup>	Workforce Safety Insurance Premium Increase <sup>9</sup>	Adds Equity Increase for Scientists <sup>10</sup>	Adds Funding for Abortion Litigation Fees <sup>11</sup>	Adds Computerized Business Project FTE Position <sup>12</sup>
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	
Energy impact - law enforcement						
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 Expenses <sup>13</sup>	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
Energy impact - law enforcement		
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

<sup>1</sup> Changes made by the House to the executive compensation package are removed.

<sup>2</sup> 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.

<sup>3</sup> 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).

<sup>4</sup> Funding included in the executive budget recommendation but removed by the House for 2 FTE criminal investigator positions and 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.

<sup>5</sup> Funding is restored for 1 FTE administrative assistant position and related operating expenses for the uniform crime reporting system added in the executive budget but removed by the House, the same as the Senate version.

4084

<sup>6</sup> 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.

<sup>7</sup> 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.

<sup>8</sup> Funding is added for a sexual offender registry FTE position, the same as the Senate version. This position was not included in the executive budget recommendation or the House version.

<sup>9</sup> Funding is added for Workforce Safety and Insurance premium increases, the same as the Senate version. This funding was not included in the executive budget recommendation or the House version.

<sup>10</sup> 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.

<sup>11</sup> This amendment adds funding for litigation fees associated with any legal challenges of abortion-related legislation approved by the 63rd Legislative Assembly, the same as the Senate version. This funding was not included in the executive budget recommendation or the House version.

<sup>12</sup> Funding is moved from the operating expenses line item to the salaries and wages line item and 1 FTE position is added for computerized business projects. A portion of the funding is for 2 temporary positions. The FTE position is for the 2013-15 biennium only.

<sup>13</sup> 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.

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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.

## 2013 HOUSE CONFERENCE COMMITTEE ROLL CALL VOTES

Committee: House Appropriations - Government Operations

Bill/Resolution No. HB1003 as (re) engrossed

Date: May 1, 2013

Roll Call Vote #: 1

**Action Taken**

- ☐ HOUSE accede to Senate amendments
- ☐ HOUSE accede to Senate amendments and further amend
- ☐ SENATE recede from Senate amendments
- ☒ SENATE recede from Senate amendments and amend as follows

House/Senate Amendments on HJ/SJ page(s) 1511 -- 1515

☐ Unable to agree, recommends that the committee be discharged and a new committee be appointed

((Re) Engrossed) HB1003 was placed on the Seventh order of business on the calendar

Motion Made by: Senator Kilzer Seconded by: Senator Erbele

Representatives	5-1		Yes	No		Senators	5-1		Yes	No
Chairman Brandenburg	X		X			Chairman Kilzer	X		X	
Representative Kempenich	X		X			Senator Erbele	X		X	
Representative Glassheim	X		X			Senator Warner	X		X	

Vote Count Yes: 6 No: 0 Absent: 0

House Carrier Rep. Brandenburg Senate Carrier Sen. Kilzer

LC Number \_\_\_\_\_ . 02007 of amendment

LC Number \_\_\_\_\_ . \_\_\_\_\_ of engrossment

Emergency clause added or deleted

Statement of purpose of amendment Total of \$171,000.00 increase to 17 forensic scientists, 2 IT FTE's would be on a contract status and add \$121,390.00 to fund related bills, and compensation package

**REPORT OF CONFERENCE COMMITTEE**

**HB 1003, as engrossed:** Your conference committee (Sens. Kilzer, Erbele, Warner and Reps. Brandenburg, Kempenich, Glassheim) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ pages 1511-1515, adopt amendments as follows, and place HB 1003 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1511-1515 of the House Journal and pages 1323-1327 of the Senate Journal and that Engrossed House Bill No. 1003 be amended as follows:

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Page 1, line 2, remove "and 54-59-22"

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Page 2, remove lines 29 and 30

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**AUTHORIZATION.** The full-time equivalent line item in section 1 of this Act includes one full-time equivalent position for computerized business projects. This position is authorized only for the biennium beginning July 1, 2013, and ending June 30, 2015. The attorney general shall reevaluate the position and determine if the position will be requested as part of the agency's 2015-17 biennium budget request as an optional item."



Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

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

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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)
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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 No. 125 - Attorney General - Detail of Conference Committee Changes**

	Removes House Changes to Executive Compensation Package <sup>1</sup>	Adjusts State Employee Compensation and Benefits Package <sup>2</sup>	Restores Concealed Weapons Permit FTE Position <sup>3</sup>	Restores FTE Positions for Western North Dakota <sup>4</sup>	Restores Uniform Crime Reporting System Position <sup>5</sup>	Restores Attorney Position <sup>6</sup>
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						
Energy impact - law enforcement						
Total all funds	\$1,334,630	(\$640,400)	\$39,074	\$526,796	\$113,456	\$239,853
Less estimated income	<u>252,572</u>	<u>(120,668)</u>	<u>0</u>	<u>69,650</u>	<u>113,456</u>	<u>239,853</u>
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 Position <sup>7</sup>	Adds Sex Offender Registry FTE Position <sup>8</sup>	Workforce Safety Insurance Premium Increase <sup>9</sup>	Adds Equity Increase for Scientists <sup>10</sup>	Adds Funding for Abortion Litigation Fees <sup>11</sup>	Adds Computerized Business Project FTE Position <sup>12</sup>
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	
Energy impact - law enforcement						
	<u>\$211,471</u>	<u>\$116,413</u>	<u>\$79,568</u>	<u>\$171,000</u>	<u>\$400,000</u>	<u>\$0</u>



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Total all funds						
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 Expenses <sup>13</sup>	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
Energy impact - law enforcement		
Total all funds	\$6,496,962	\$9,088,823
Less estimated income	<u>6,375,572</u>	<u>7,258,319</u>
General fund	\$121,390	\$1,830,504
FTE	0.00	8.50

<sup>1</sup> Changes made by the House to the executive compensation package are removed.

<sup>2</sup> 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.

<sup>3</sup> 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).

<sup>4</sup> Funding included in the executive budget recommendation but removed by the House for 2 FTE criminal investigator positions and 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.

<sup>5</sup> Funding is restored for 1 FTE administrative assistant position and related operating expenses for the uniform crime reporting system added in the executive budget but removed by the House, the same as the Senate version.

<sup>6</sup> 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.

<sup>7</sup> 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.

<sup>8</sup> Funding is added for a sexual offender registry FTE position, the same as the Senate version. This position was not included in the executive budget recommendation or the House version.

<sup>9</sup> Funding is added for Workforce Safety and Insurance premium increases, the same as the Senate version. This funding was not included in the executive budget recommendation or the House version.

<sup>10</sup> 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.

<sup>11</sup> This amendment adds funding for litigation fees associated with any legal challenges of abortion-related legislation approved by the 63rd Legislative Assembly, the same as the Senate version. This funding was not included in the executive budget recommendation or the House version.

<sup>12</sup> Funding is moved from the operating expenses line item to the salaries and wages line item and 1 FTE position is added for computerized business projects. A portion of the funding is for 2 temporary positions. The FTE position is for the 2013-15 biennium only.

<sup>13</sup> 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.

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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.

Engrossed HB 1003 was placed on the Seventh order of business on the calendar.

**2013 TESTIMONY**

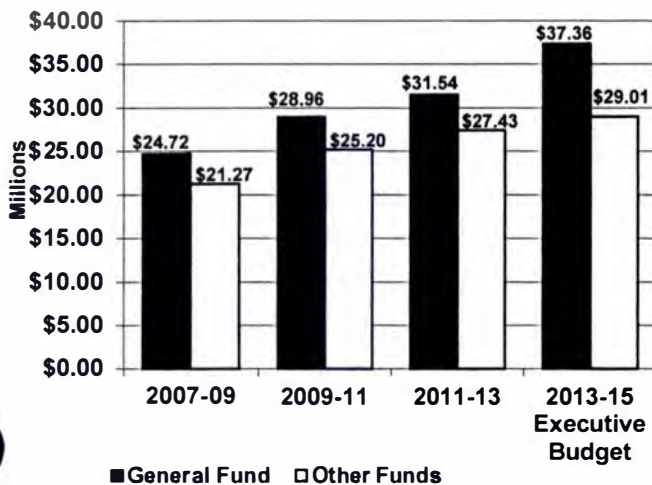
**HB 1003**

**Department 125 - Attorney General  
House Bill No. 1003**

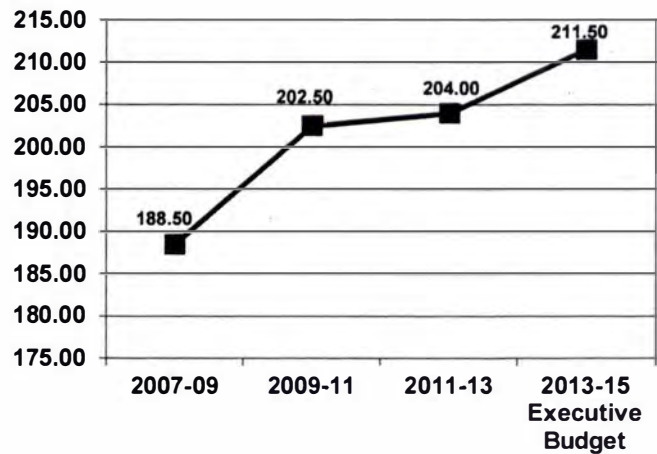
	FTE Positions	General Fund	Other Funds	Total
2013-15 Executive Budget	211.50	\$37,358,136	\$29,012,463	\$66,370,599
2011-13 Legislative Appropriations	204.00	31,542,245	27,427,177	58,969,422 <sup>1</sup>
Increase (Decrease)	7.50	\$5,815,891	\$1,585,286	\$7,401,177

<sup>1</sup>The 2011-13 appropriation amounts do not include \$286,200 of additional general fund authority from the state contingencies appropriation and \$100,000 in additional special fund authority resulting from Emergency Commission action during the 2011-13 biennium.

**Agency Funding**



**FTE Positions**



**Ongoing and One-Time General Fund Appropriations**

	Ongoing General Fund Appropriation	One-Time General Fund Appropriation	Total General Fund Appropriation
2013-15 Executive Budget	\$37,025,046	\$333,090	\$37,358,136
2011-13 Legislative Appropriations	31,229,845	312,400	31,542,245
Increase (Decrease)	\$5,795,201	\$20,690	\$5,815,891

**Executive Budget Highlights**

	General Fund	Other Funds	Total
1. Adds the following 7 FTE positions and related operating and motor vehicle expenses previously funded by federal fiscal stimulus funds: 1 FTE criminal investigator for 24/7 sobriety program 1 FTE criminal investigator for the Internet Crimes Against Children enforcement program 1 FTE administrative assistant position for grant management 2 FTE criminal intelligence analyst positions 2 FTE forensic scientist positions	\$1,037,590	\$58,000	\$1,095,590
2. Adds 2 FTE administrative assistant positions for processing concealed weapons permits in association with the National Instant Check System (NICS)	\$307	\$240,022	\$240,329
3. Removes funding and 7 FTE positions funded with federal fiscal stimulus funds and 1.5 FTE positions funded with federal funds related to the NICS		(\$1,667,632)	(\$1,667,632)
4. Adds 2 FTE criminal investigator positions and 1 FTE administrative assistant position to address law enforcement needs in western North Dakota	\$457,146	\$69,650	\$526,796



5. Adds 1 FTE forensic scientist position to address the use of synthetic drugs in the state	\$146,039		\$146,039
6. Adds 1 FTE administrative assistant position for the Uniform Crime Reporting system		\$113,456	\$113,456
7. Adds 1 FTE attorney position for work related to the Department of Trust Lands		\$239,853	\$239,853
8. Adds 1 FTE organized crime investigator position		\$211,471	\$211,471
9. Adds funding for information technology contract services	\$500,000	\$76,100	\$576,100
10. Provides additional funding for ongoing information technology and rental costs	\$461,903		\$461,903
11. Adds funding for information technology services in the Lottery Division		\$350,000	\$350,000
12. Adds funding for program maintenance, office security, backup, and recovery		\$556,048	\$556,048
13. Adds <b>one-time funding</b> to replace 11 undercover vehicles	\$198,000		\$198,000
14. Adds <b>one-time funding</b> for salary adjustments and housing allowances for employees located in oil-impacted areas	\$135,900		\$135,900
15. Provides funding for state employee salary increases of which \$1,574,513 relates to performance increases and \$812,026 is for market equity adjustments	\$1,937,586	\$448,953	\$2,386,539
16. Provides additional funding for salary equity increases for forensic scientists in the Crime Laboratory	\$85,401		\$85,401
17. Provides additional funding for salary equity adjustments for attorneys		\$480,717	\$480,717

### Other Sections in Bill

**Salary of Attorney General** - Section 4 provides for the statutory changes necessary to increase the Attorney General's salary as follows:

Annual salary authorized by the 2011 Legislative Assembly:

July 1, 2011	\$134,135
July 1, 2012	\$138,159

Proposed annual salary recommended in the 2013-15 executive budget:

July 1, 2013	\$143,685
July 1, 2014	\$149,432

The executive budget recommendation provided funding for elected officials' salary increases equal to 4 percent of salaries effective July 1, 2013, and 4 percent effective July 1, 2014.

### Continuing Appropriations

**Assets forfeiture fund** - Section 54-12-14 - To pay costs related to law enforcement activities of the Attorney General's office

**Lottery operating fund** - Section 53-12.1-09 - To pay costs of operating the lottery

**Refund fund** - Section 54-12-18 - To pay costs of the Consumer Protection and Antitrust Division and the Gaming Division

**Special operations team reimbursement fund** - Section 54-12-23 - To reimburse city and county governments that provide special operations team services to rural areas

**Sobriety program fund** - Section 54-12-29 - To pay costs of administering and operating the sobriety program

**Multijurisdictional Drug Task Force fund** - Section 54-12-26 - To provide support for the narcotics enforcement efforts of the state

### Significant Audit Findings

The operational audit for the Attorney General's office conducted by the State Auditor's office during the 2011-12 interim identified no significant audit findings.

### Major Related Legislation

**House Bill No. 1023** - Subdivision 2 of Section 1 provides for a deficiency appropriation of \$40,000 from the general fund for operating expenses (\$20,000) and litigation fees (\$20,000) for the 2011-13 biennium.

**Senate Bill No. 2106** - Requires permits and registrations of persons using roll-your-own cigarette machines. Cigarettes made on these machines are subject to wholesale tobacco taxes.

HB1003  
January 15, 2013  
attachment 1

# **2013 - 2015 BUDGET**

Office of Attorney General  
State of North Dakota

Wayne Stenehjem  
Attorney General

**Presented to the  
Government Operations Section  
of  
House Appropriations Committee**



# TABLE OF CONTENTS

CURRENT AND FUTURE CRITICAL ISSUES.....	2
Stimulus Positions Funding.....	2
Western ND Work Demands.....	3
Inflation Increases.....	4
Computerized Business Project Staff Needed .....	5
Sex Offender Registration Staff .....	7
Synthetic Drug Forensic Scientist and Temporary Salaries .....	9
Hay Grade Minimums, Compressions and Other Salary Issues .....	9
Undercover Vehicles .....	10
Oil Impact Assistance .....	10
Crime Lab Salary Adjustments .....	10
Concealed Weapon Licenses .....	11
Criminal History Rewrite Project .....	12
Uniform Crime Reporting (UCR) Support.....	14
Organized Crime Investigator .....	14
Legal Staff.....	15
Equipment Recycling Budget.....	15
Additional Costs Resulting From Law Enforcement Case Workload Increases .....	15
Crime Lab Laboratory Information Management System Integration with Online Law Enforcement Training.....	15
Contractual Business Programs Maintenance .....	16
Office IT Security Enhancement Secondary Authentication, Mobile Device Management and Backup/Recovery at a Secondary Site.....	16
Multi-State Tobacco Diligent Enforcement Arbitration Final Orders.....	16
Legal Services Timekeeping and Billing System .....	17
Undercover Vehicle Fuel and Ammunition Increased Costs .....	17
Lottery Contractual Services .....	17
BCI, Fire Marshal and IT Division Office and Storage Space Needed .....	18
Loss of Federal Funding .....	18
Criminal Technology Trends .....	18
Prescription Drugs .....	19
State and Federal Mandates.....	19

# **2013 HOUSE BILL NO. 1003**

## **Office of Attorney General**

The Office of Attorney General represents and defends the interests of the citizens of North Dakota by executing the responsibilities charged to the North Dakota Attorney General by the North Dakota Constitution, state statutes and administrative rules, North Dakota and federal case law, and common law. The Attorney General is the chief legal counsel and advisor to state government providing legal representation to all facets of state government, including the Governor, all departments of state government, local government and all state agencies, boards, and commissions.

The Attorney General has primary authority to act on behalf of the state of North Dakota in other areas, including criminal investigations; full arrest and law enforcement authority; sex offender risk assessment and registration; evidence examination and testimony; consumer protection and antitrust; administration, regulation, and enforcement of charitable gaming and lottery activity; and fire inspections, investigations, and mitigation of hazardous materials incidents. Attorney General staff members provided a significant amount of training to North Dakota citizens and others, including law enforcement and the fire services.

The office consists of 13 divisions:

- Administration
- Bureau of Criminal Investigation (BCI)
- Civil Litigation
- Consumer Protection and Antitrust (CPAT)
- Crime Laboratory (Crime Lab)
- Criminal and Regulatory
- Finance and Administration
- Fire Marshal
- Gaming
- Information Technology (IT)
- Lottery
- Natural Resources and Indian Affairs
- State and Local Government

## CURRENT AND FUTURE CRITICAL ISSUES

### ➤ Stimulus Positions Funding

The state has benefited greatly from federal stimulus funding, and a number of much needed programs have been implemented. These funds are scheduled to end in the next several months and additional federal funding is not available. These general fund requests are to continue the positions of a special investigator assigned to the 24/7 Sobriety program, a cybercrime investigator, a grant monitoring administrative assistant, two intelligence criminal analysts and two DNA forensic scientists. Without state support, these critical programs will be severely impacted or eliminated. A number of these positions were part of the 2009-2011 biennium general fund request when federal stimulus funding became available.

**BCI Division** -- The North Dakota 24/7 Sobriety program has proven to be very effective as a means to help individuals who have had multiple driving under the influence (DUIs) convictions or other violations where drugs or alcohol were involved, refrain from alcohol or drug use and stay out of the prison system. This program is also making the state's roadways safer for its citizens. As of January 14, 2013, 4,255 offenders have participated in the program. The investigator coordinating this program works closely with the alcohol monitoring company providing services to the state and with all local law enforcement agencies to ensure that proper training, reporting, and equipment needs are met. Eliminating funding would result in no program oversight and no liaison between the vendor and the local law enforcement agencies that rely on these services.

The 2 criminal intelligence analyst positions are critical to the success of the State and Local Intelligence Center (SLIC), which was formed to utilize local, state, and federal resources more effectively. This center allows the state to more effectively provide support that leads to identifying, investigating, and prosecuting criminal activities, including out-of-state drug suppliers and homeland security threats. Many crimes typically involve conspiracies, several layers of networks, and individuals who utilize the same routes and modes of transportation. The SLIC analysts play a critical role in providing the analyzed information to task forces, analysts across the nation, the northern border International Border Enforcement Teams (IBET), and many local, state, and federal agencies.

The office currently has two staff members assigned to manage federal and special fund grant activities. One administrative assistant is funded from the stimulus grant.



While overall funding has declined across the country, the competitive nature of federal funds has increased reporting and grant management requirements. The grants manager cannot keep up with applications, sub-grantee monitoring, reporting requirements and daily support. The general fund request for this administrative support position helps to ensure proper management of all grants and state funding resources.

The cybercrime investigator is one of four throughout the state. This is a critical and growing area of needed services, and the loss of this position would be extremely detrimental to Internet Crimes Against Children enforcement efforts across the state, which local law enforcement agencies rely on.

**Crime Lab Division** -- The office recognizes the importance of providing accurate and timely services to the law enforcement and justice entities of the state. The goal of the Lab is to provide scientific support to the state's criminal justice system by use of accepted techniques in the analysis, identification, and comparison of physical evidence involved in the investigation and prosecution of criminal offenses. The Lab is requesting general fund support for two DNA forensic scientists formerly funded from federal stimulus funding. These positions were added during the 2009-2011 biennium and need to be permanently funded. During the last biennium, these two forensic scientists completed over 4,500 exams and processed over 535 cases. These positions are crucial to provide timely law enforcement needed evidence analysis. Prior to the addition of these positions the average turn-around time for DNA cases was 29 days. Currently the turn-around time is 17 days which represents a 41% improvement in DNA case analysis. This is a significant and vital benefit to local law enforcement and the justice system.

**The \$1,037,590 general fund request for these 7 filled FTEs and associated operating expenses is to ensure that highly specialized enforcement and support efforts continue to be provided to local law enforcement and justice entities. An additional other funds request of \$58,000 will be used for operating and equipment for these positions.**

**The Executive Recommendation included the requested FTEs and funding.**

## ➤ **Western ND Work Demands**

Increased economic activity in the western part of the state has had a substantial impact on the Bureau of Criminal Investigation (BCI) Division staff. The BCI is assisting local sheriff and police departments with investigations because these local law enforcement agencies are backlogged and extremely busy answering routine calls. Due to the heavy workloads, these agencies have turned to BCI to help with entering statistical information.

BCI's current staff response in the western offices (Minot, Dickinson, & Williston) is almost 100% reactive, having to put aside proactive enforcement such as controlled drug buys and preventative measures such as public presentations. Due to the reactive

nature of the increased workload and violent crimes, agents have had to triage their cases and are frequently unable to address less serious crimes as quickly as in the past. Staff scheduling is done on a day-to-day basis, as staff are getting called out at all times of the day and night, which leads to employee exhaustion.

With the increased population in the western part of the state has come increased drug activity, especially methamphetamines (meth) and a new epidemic of synthetic drugs. Transient workers are bringing new meth cooking methods to the state as well as other types of drugs from their home states.

BCI is also partnering with the U.S. Marshal Service to address concerns that there may be a large number of unregistered sex offenders who have migrated to the state due to the economic boom.

**This request totals \$526,796, of which \$457,146 is from the general fund and \$69,650 is from other funds for 2 investigators, 1 administrative assistant and related operating expenses. The Executive Recommendation funded this request.**

## ➤ Inflation Increases

This request is to maintain the office's current computer environment and service to office and local law enforcement staff. This includes ITD increases due to electronic file cabinet storage and retrieval license and upgrade costs, document workflow and office project licenses and upgrade costs, increases to ITD technology fees, and additional cell phone coverage. It includes increased annual maintenance costs (normal increases), any additional software licenses purchased in the 2011-2013 biennium, and annual maintenance for the National Incident Based Reporting System crime reporting website. It includes increased computer monitor replacement costs. A secure firewall is needed at the Crime Lab because several web-based applications have been implemented there in the 2011-2013 biennium. **The general fund request is \$201,184 for these purposes, which was funded in the Executive Recommendation.**

The BCI, IT, and Fire Marshal Divisions have had a number of issues affect the need for additional rent funding in the 2013-2015 biennium. The greatest impact is due to a substantial increase in Bismarck office rent as a result of a change in building ownership. These increased rates bring the lease cost of this space in line with comparable rental space in the community, and will increase these divisions' rent by \$223,000 in the next biennium. In addition to this increase, the office anticipates a 10% rent increase for office space in field offices across the state.

It is imperative that specialty surveillance and crime scene vehicles be stored in garages to protect the equipment they contain, protect surveillance vehicle identity, and ensure they are ready to respond on a moment's notice. Additional garage space was recently obtained with federal funds for two federally funded surveillance vehicles; however, those funds will expire by the end of the 2011-2013 biennium. The office is requesting a general fund enhancement to maintain that space and to acquire new

space for a second command post vehicle. **This general fund request totals \$260,719 and was included in the Executive Recommendation.**

The office's Workforce Safety Insurance premium went up significantly in the last year due to increases in the number and severity of incidents. The office has been paying about \$66,000 for a biennium for this insurance; in fiscal year 2012 alone the office paid \$72,000. **The office is requesting \$79,568 from the general fund to be able to pay these premiums in the 2013-2015 biennium which was excluded from the Executive Recommendation.**

## ➤ **Computerized Business Project Staff Needed**

The office's Bureau of Criminal Investigation and Crime Lab Division staff depends on the crucial computer programming expertise and skills of the office's technology staff to develop new business use programs and to maintain and support current and new computerized business projects for office staff and for local law enforcement. For the 2009-2011 biennium, the BCI and Crime Lab utilized 84% of office technology staff resources. In the 2011-2013 biennium, to date, the BCI and Crime Lab have utilized 89% of office technology staff resources

The office has advanced from simple to substantially more complex, sophisticated applications, sharing information within one division, several divisions and with other state and local entities. Local law enforcement has conveyed the significant and escalating need to be able to enter data at the point of origin (local level), rather than mailing or electronically sending documents into the office, which will make such information more readily available to other state and local law enforcement. This requires the office to develop more sophisticated office applications with higher security requirements and to provide support to local law enforcement, states' attorneys, and others outside of the office. The number and complexity of applications that need to be supported and replaced has grown over the years and the office's technology staff has not grown enough to meet these demands. This is seriously impacting the ability to provide the ongoing technology service needs of office and local law enforcement users.

Technology consultant funding is budgeted for the most urgently needed computerized business projects. Yet the office has insufficient staff to manage, review and test consultant work. Internal office staff understands the business purpose behind each computerized business project and works side by side with office staff impacted by the project.

For a typical new computerized business project, the following provides a brief outline of the process used by internal technology staff members:



- ❖ The assigned internal programmer documents the business functions to be addressed and identifies all the business requirements to be met by the project. This work occurs 4 – 6 weeks before the computerized business project begins.
- ❖ After defining the business functions and requirements for the business project, the internal architect associate determines the best approach for the application structure and how it will interact with other business applications. The architect associate develops the “blueprint” for the consultants to follow.
- ❖ The programmer writes coding requirements for each piece of the business project to be designed and programmed. This staff member must stay about two weeks ahead of the consultants to provide a continuous flow of work to keep the business project on track.
- ❖ While the consultants write the business program, the programmer reviews their work to ensure it meets the established requirements of the project and writes testing scripts for the business staff.
- ❖ The architecture associate regularly reviews the consultant work to ensure it meets the architecture design and requirements.
- ❖ The review by the programmer and the architect associate is essential to avoid substantial consultant rework on the project.

The office currently has two programmers, a database analyst, and an application architect associate working full time on business use project development. These three programmers are able to work with three to four consultants, which falls far short of the staff needed to meet the demands of 13 very distinct divisions of the office, much less the external law enforcement needs.

With a 10 year backlog of computerized business projects (which assumes no new business projects are undertaken) the need for the requested 3 technology staff positions is at a critical point. The office requests the 3 staff positions be added to assist law enforcement, both in the office and locally, to work on significant law enforcement and other office projects. It is crucial for the office to receive the staff and funding to ensure that essential new computerized business programs function efficiently, that current and new project deadlines can be met, and development delays are minimized.

The office is requesting two additional programmer analysts and one architect associate to support the current business applications and to handle the many office projects (primarily for law enforcement) currently listed for future development. An increase in technology staff would increase the office's ability to use and manage additional contractual services, including ITD services. This total includes salaries and related expenses for the new positions to assist in meeting the business needs of this office and local law enforcement.

**This request totals \$583,374, \$507,274 from the general fund and \$76,100 from other funds and includes 3 FTEs. The Executive Recommendation included a total of \$576,100, of which \$500,000 was from the general fund and \$76,100 was from other funds.**

## ➤ **Sex Offender Registration Staff**

In 2005 the legislature amended N.D.C.C. § 12.1-32-15(7), to require sex offenders and offenders against children to provide and confirm any information requested by the Attorney General at an interval established by this office. This legislative change was enacted due to the kidnapping and murder of Dru Sjodin, a North Dakota resident. In addition, federal law, named for Dru Sjodin, has required even more frequent confirmation of registration information and lengthier registration periods.

This vital information, provided for public protection from sex offenders and offenders against children, is available on the office's website. Local law enforcement sends this information to this office, which is then added and made available to the public on the office's website as quickly as current staffing allows.

Once each new offender's information is received by this office, the time intensive process of obtaining court documents, law enforcement reports and treatment information from the offender and the treatment facility begins. This information is submitted for Minnesota Sex Offender Scoring and Testing (MNSOST). Once all of the above information is available, the Sex Offender Assessment Committee (SORAC), which meets monthly, assesses whether each offender is at a low, moderate or high risk level of reoffending the state's population. Once the risk level is assessed, each offender must be notified within two weeks.

The office's offender registration system involves ensuring that new, current and out-of-state offenders register and keep their registration information current. The required information gathered has grown considerably over the years. The growing number of offenders and the absolute necessity of having completely correct and up-to-date information available to the public have significantly impacted the office's workload. Routine offender information verification, which includes notification to criminal justice agencies as offenders relocate and the pursuit of offenders who are in violation of registration requirements, is also required. When any of the required information changes, the offender has 3 days to update it with local law enforcement, which forwards the information to this office.

To date, there are 538 sex offenders that have not been assigned a re-offense risk level. This excludes all Offenders against Children, and includes out of state, incarcerated, and registered sex offenders. Some of these may not require a risk assessment level if they were released from incarceration prior to August 2007. However, the Interstate Identification Index (III) system record needs to be requested and reviewed prior to removing such offenders from the system.



Currently, the office has a 5 day entry backlog of offender information. Office staff is unable to consistently verify data after system entry at this time due to the heavy workload.

When implemented in 1995, the original system tracked approximately 150 offenders. The offender numbers continue to increase substantially. Since January 1, 2010, there has been a nearly 40% increase in tracked offenders, totaling over 1,800 offenders, with an additional 263 required to register once released from incarceration. In addition to the sharp increase in the number of offenders, the level of detailed information required has also increased. It is an incredible and almost overwhelming challenge to deal with an offender population that is constantly on the move, (offenders changing addresses frequently), which requires changes to their registration information. Over the last three years, BCI has processed 8,060 registration information changes (2010, 2,421 changes; 2011, 2,563 changes; and 2012, 3,076 changes).

In addition, sex offenders and offenders against children information must be verified by the local post office at 3, 6 or 12 month intervals depending on the level of risk assigned to the offender (low, medium or high risk of reoffending). The information required includes the offender's address, work place, school (if applicable), vehicle information, e-mail address and other computer information. If an offender's location is not verified the process to locate an offender and update the system can be very lengthy for all involved.

The office has two administrative assistants and a temporary assistant whose primary responsibility is to maintain crucial offender registration records. With the growing number of offenders in the system, the offender registration staff has been unable to keep up with the demand of maintaining current records and procedures. As a result, the office is requesting an additional FTE to process and maintain current sex offender and offenders against children information and registrations to adequately respond to the ever-increasing workload and provide the greatest protection to the public.

A new offender registry system is being developed and during testing will require offender registry staff to review and provide function input changes, taking time away from daily tasks. Once the new system is implemented, the staff will be required to do double entry for a certain amount of time to verify that the system is functioning properly. The new system will allow law enforcement agencies to enter and submit offender information electronically, which, with this additional position, will assist the office to make inroads with its workload.

**This general fund request totals \$117,613. This position request was inadvertently excluded from the office's budget request.**

## ➤ **Synthetic Drug Forensic Scientist and Temporary Salaries**

The office has experienced an explosion in the number of synthetic drug case evidence submissions. This explosion in synthetic drug cases is causing a significant delay in Crime Lab evidence analysis turn-around time for law enforcement and the justice system. Two years ago, Crime Lab drug evidence analysis turn-around time for law enforcement averaged **18** days. The current average evidence analysis turn-around time has increased to **66** days, a **266%** change. This has occurred because known drugs have known chemical they contain. The chemicals used to make synthetic drugs change rapidly which requires much more testing and analysis for these drugs.

The total number of Crime Lab drug cases submitted in the past two years has increased by over 20%. During the same timeframe, driving under the influence drug screening submissions have increased by 26%. Evidence analysis increases of over 20% for the Crime Lab are not sustainable without additional forensic scientists and other resources. **The Executive Recommendation included the office's request for 1 FTE forensic scientist and \$146,039 in general fund monies for this purpose.**

Such rapid growth has stretched Lab staff resources and has been a contributing cause in the significant increase in case evidence analysis turn-around times. In order to effectively manage the increased workload and to provide in a timely fashion the required services needed by local law enforcement agencies and the justice system, additional staff is needed. **This other funds request is for \$87,026 to fund temporary salaries for two additional temporary forensic scientists and was included in the Executive Recommendation.**

## ➤ **Hay Grade Minimums, Compressions and Other Salary Issues**

When the Hay Grade minimum salaries were increased, 15% of all classified staff members received salary increases. In addition, there are significant compression issues both internally and throughout state government. As a result this office studied the best way to increase staff members' salaries. The method employed was to move staff salaries to the same percent of the new market policy points as those salaries were previously related to the midpoint of the old salary ranges. This method, however, does not address the internal and external compression issues for office staff. **Office of Attorney General staff member salaries are among the lowest in state government.** The office has experienced significant staff turnover for many years. With the approval of this request the office is hopeful to retain more of its quality staff members rather than being a training ground for other state agencies and the private sector. **The Executive Recommendation contains funding to assist in dealing with these necessary salary increases and included funding with its salary increase package.**

Assistant attorneys general are unclassified which means the Hay Grade increases do not address these salaries. In comparing this office's attorney salaries to other state agency attorneys, the office discovered, as has been true in the past, the office's assistant attorneys general salaries are significantly lower than other state agency attorney salaries. Based on a survey of all known state agency attorney salaries the office requested additional funding, which will still leave these attorneys' salaries lower than several state agencies' salaries. **The Executive Recommendation provided \$480,717 in other funds request to assist in addressing these salary disparities.**

## ➤ Undercover Vehicles

The office uses a combination of State Fleet and office purchased vehicles to help maintain a diverse undercover fleet. These vehicles are rotated across the state for investigator safety and undercover effectiveness. These vehicles are replaced every four years or 75,000 miles. For the 2013-2015 biennium, the office anticipates replacing 11 vehicles. **This \$198,000 general fund request was funded in the Executive Recommendation.**

## ➤ Oil Impact Assistance

Due to the significant increases in living and housing costs in areas for office staff members located in the oil-impacted areas, **the office requests \$135,090 from in general fund monies, which was funded in the Executive Recommendation.**

## ➤ Crime Lab Salary Adjustments

Over the past two years, the Crime Lab has had difficulty hiring and retaining forensic scientists. **Seven out of 17 forensic scientist positions have been vacated and filled in just over a year, a 42% turnover rate.** The Crime Lab salaries have suffered significantly in comparison to similar positions in other state agencies and in comparison to similar positions in other crime laboratories. Recruitment and retention in the Lab continues to be a challenging, revolving door issue. North Dakota salaries for forensic scientist positions are significantly below their Midwest counterparts. As a result, when employees leave state employment, the Lab has difficulty attracting equally qualified staff. Consequently, the Lab has become a training ground for new scientists with no forensic experience. Experienced staff must not only monitor the work of the new employees, but also handle the substantially increasing workload. The situation has added to case evidence analysis processing delays, particularly with continued caseload increases, and has had a serious negative impact on employee morale, which in turn causes employees to look elsewhere for employment.

The forensic scientists' salaries must become competitive within the region. In May 2010 a Midwest Crime Laboratory salary survey was completed indicating that, out of the job classifications surveyed, the forensic scientist salary series was 21% below the



surveyed market salaries. There are currently 4 staff members with over 10 years of state service still below the market price point (midpoint) of their salary range.

As a result of the recent National Academy of Sciences Report, the Crime Lab has implemented a proactive certification approach for forensic scientists in their respective disciplines. The court testimony of a forensic scientist certified in a particular discipline benefits the entire criminal justice system by the additional credibility the certification adds to the process.

The requested salary increase for Crime Lab forensic scientists is less than 20% of the cost needed to bring these forensic scientists salaries in line with the Midwest region average salaries. The increased salaries will hopefully allow the Crime Lab to recruit and retain experienced scientists, thereby allowing the best and most effective service to the law enforcement community. **This \$85,401 general fund request was included in the Executive Recommendation.**

## ➤ Concealed Weapon Licenses

During the first 17 months of the 2011-2013 biennium, the office issued 15,828 concealed weapon licenses, compared to a total of 8,535 licenses issued during the entire 2009-2011 biennium, an **85% increase in just 17 months**. As of December 13, 2012, a total of 21,552 individuals held active North Dakota concealed weapon licenses, compared to a total active licenses of only 6,421 just eight years ago.

In the 2009-2011 biennium, concealed weapon licenses issued grew by more than 40% compared to the 2005-2007 biennium, increasing from 5,900 to 8,535. After the 2009 legislature extended the length of time a license is valid, the volume of licenses far exceeded any expectations due to reciprocity acceptance in many states across the nation, concerns about the future of gun control, and most recently, the public's growing interest in personal safety. The exploding economy and transient workforce have significantly contributed to the increasing workload, and there are absolutely no signs of this workload slowing down. Also, additional sources of information, such as judicial and mental health records, must now be researched and considered when determining who may or may not possess a license.

2011 legislation, providing a much higher level of reciprocity for North Dakota's license in other states, has caused an even greater increase in workload during the 2011-2013 biennium. With more states adding North Dakota to their list of acceptable licenses to hold there are no signs of this workload slowing down. Instead, it seems apparent that the demand for these licenses will continue to grow. To ensure that the office is able to continually meet and issue the licenses within the 45-day turn-around period mandated by statute requires adequate staffing and support.

The 2011 Legislature added 1.5 federally funded FTES to implement a system which incorporates mental health records and judicial records review into the concealed

weapon licensing process. The federal grant, however, is only available for this biennium. Additional federal funding is not anticipated and the office will be expected to maintain these activities.

The sheer volume of licenses and the new review requirements have resulted in an existing staff member taking on more administrative duties along with processing licenses, adding a temporary staff member to assist with daily licenses processing, and the 1.5 federally funded staff members assisting with this work as well as gathering and processing mental health and judicial information. **To ensure the office can issue the licenses within the statutory 45-day turn-around period, other funds support of \$240,329 is requested for 2 current positions, which was included in the Executive Recommendation.**

## ➤ Criminal History Rewrite Project

The Office of Attorney General funded and partnered with the ND Criminal Justice Information Sharing (CJIS) unit to complete a Justice Information Framework Study (JIFS) in August 2011. This study and its recommended solutions provide a high level plan to improve the processes by which criminal history information is captured, managed, and shared.

A key JIFS finding was the need for improved identification processes. The initial process is the capture of biometric identification information, such as fingerprints, iris or retinal images and DNA samples. This project is aimed at improving the efficiency and effectiveness of biometric identification by:

- Establishing a protocol that clearly defines each situation in which identification is required,
- Verifying that all the necessary identification information is being captured, making changes as needed,
- Evaluating and incorporating new FBI identification recommendations, and
- Improving the equipment and procedures used to capture biometric information by law enforcement.

Another key JIFS finding was the need for improved identification processes, including a re-engineering of existing processes to speed up the availability of biometric identification results so it can be used by downstream justice processes such as prosecution charging decisions and electronic filing of criminal cases.

A major hurdle to obtaining greater operational value from biometric identification is the amount of elapsed time between fingerprint submissions and the electronic results delivery. For jurisdictions where Livescan (automated fingerprint scanning) capture devices are in place, current systems, procedures, and business-hours-only staffing levels provide a response time for fingerprint submissions measured in days or weeks. Because of this, the results of the biometric identification are not available to the



arresting agency when they are completing their case report or to the prosecutor deciding whether to file charges.

This computerized business project will examine and re-engineer workflows so the results of biometric identification are available to support the time critical criminal history and person identification activities of law enforcement and prosecution.

One of the recommendations of the study is the replacement of North Dakota's current criminal history system. The replacement of this system is a part of this computerized business project request. The North Dakota Criminal History Repository (ND-CHR) was developed and implemented in 1998-1999. Many enhancements have been made over the ensuing years. The technologies used by the ND-CHR are now antiquated. The underlying database software used by the repository is approaching end of life and has limited support in the United States. New federal regulations and processes, coupled with the age of the underlying technologies, necessitate a review and reengineering of current processes and technology.

Criminal history records, consisting of arrest, charge, and disposition information, reside in the Criminal History Repository (CHR). With the exception of roughly 75% of the arrest transactions that are submitted and processed electronically, criminal history records are manually keyed into the repository. The North Dakota Supreme Court intends to publish select court case information electronically. This project will build the processes and software interfaces necessary to automatically transfer electronic court case initiation data into the CHR.

One of the important uses of criminal history information is conducting criminal record checks for various civil purposes, such as employment, housing, adoption and licensure. Current record checks are based on a "point in time", meaning the criminal record is checked only once, at the time the check is performed. Rapback is a term used to describe advanced fingerprint-based record check processes in which criminal history records are continually monitored and the appearance of new activity for a record check subject triggers notification to appropriate parties such as the employer requesting the record check or a professional licensing board.

Implementation of Rapback capability involves modifications to recordkeeping systems, procedures, and in some cases, statute, to permit the retention and searching of non-criminal fingerprint records. This project would design and implement processes needed to support Rapback technology.

This business use technology project was recently rated #1 of all non-general fund projects by the State Information Technology Advisory Committee.

**The Criminal History Rewrite other funds request totals \$2,340,050. The Executive Recommendation included this other funds request.**

## ➤ Uniform Crime Reporting (UCR) Support

Keeping track of crime statistics is essential to ensure North Dakotans and the federal government know and understand the crime issues this state has recently faced. The information helps to obtain and target resources more effectively. Currently, one staff member reports on all of the crime information gathered from all local law enforcement agencies across the state. However, as the state grows, there is an ever-increasing amount of information coming into this system, and an even greater demand for subsequent reports. As law enforcement reporting agencies move to the Law Enforcement Records Management System (LERMS) system, there is an imperative need for field training and field auditing to ensure data quality and conformance with reporting rules, which is simply more than one person can complete.

This request is for an administrative assistant to assist the UCR Program Manager with data entry and processing, updating manuals and forms, and assisting with reports preparation to address the ongoing need for training and quality control. This will help ensure the state is reporting the most accurate and current crime information. **The Executive Recommendation included this \$113,456 other funds request.**

## ➤ Organized Crime Investigator

The developing and expanding economic growth in North Dakota has brought many diverse and dynamic changes to this state. With this growth have come challenges, including the introduction of organized crime groups.

Organized crime groups are being established to oversee, market, and expand criminal enterprises throughout North Dakota. One such group from the Fargo area has formed for the purpose of stealing copper for resale. Organized groups are also emerging in the areas of drug trafficking, street gangs, construction equipment theft and prostitution (primarily in the oil producing regions of the state). Such groups include outlaw motorcycle gangs, organized crime groups and Mexican drug cartels. To combat these threats, this office is requesting an organized crime investigator (OCI) position to be funded.

Current office investigators continue to be assigned more complex and time consuming cases such as missing persons and homicides and are therefore unable to give the organized crime groups operating in North Dakota as much investigative time as is necessary.

The OCI's primary purpose would be to identify, target, track and dismantle these illegal organizations. The investigator would work closely with federal, state, tribal and local law enforcement entities to gather intelligence and plan strategies to combat the expanding threats. The investigator would also work with the State and Local Intelligence Center (SLIC) to use proven intelligence gathering systems and techniques to assist law enforcement in addressing organized crime issues.

The organized crime investigator would act as a liaison between the various levels of law enforcement, as well as coordinate intelligence and resources to build a strong knowledge base and develop operational techniques to deal with the criminal enterprises present in North Dakota. The organized crime investigator will help the state develop a proactive stance against the expanding criminal element that is taking root in North Dakota as the population continues to grow. **This other funds request is for \$211,471 which was included in the Executive Recommendation.**

### ➤ Legal Staff

The Department of Trust Lands has requested an additional assistant attorney general to review mineral leases and other legal information. **This \$239,853 other funds request includes salaries and related operating expenses for the position and was funded in the Executive Recommendation.**

### ➤ Equipment Recycling Budget

The Crime Lab has relied on federal funds to purchase major pieces of specialized equipment. Currently, the Lab has over \$2.5 million in equipment. The Lab has planned to purchase additional equipment instrumentation in the 2013-2015 biennium. Just as computers, cars, and other equipment are recycled, the Lab is requesting a percentage of its capital assets be recycled. This equipment will allow the Lab to attain and maintain the level of technology required for needed law enforcement evidence analysis. **The Executive Recommendation included this \$208,400 other funds request.**

### ➤ Additional Costs Resulting From Law Enforcement Case Workload Increases

The Crime Lab continues to see significant increases in its evidence analysis workload. If the Lab is to continue to provide the required services to local law enforcement agencies, fire departments, state agencies, etc., the Lab's budget needs to be increased to address these growing costs. The Lab has experienced 28% growth in its evidence analysis workload from 2011. To adequately accommodate this growth operating funds must be increased. **The Executive Recommendation included \$102,000 in other funds for this request.**

### ➤ Crime Lab Laboratory Information Management System Integration with Online Law Enforcement Training

This computerized business project will allow the office to automate the process between the law enforcement equipment training certification completed through the Crime Lab's new Laboratory Information Management System (LIMS) and the online



training application. **This other funds request is for \$150,000 is included in the Executive Recommendation.**

### ➤ **Contractual Business Programs Maintenance**

Currently, one of the office's programmers is designated to do small business program enhancements, correct program issues, and write new reports. As the number and complexity of applications increases, it takes more time to maintain and support these applications. This request is to utilize a contractor to work with the support programmer to maintain and make small enhancements to current office applications, while the rest of the staff is working on major computerized business projects. **This other funds request is for \$332,800 and was included in the Executive Recommendation.**

### ➤ **Office IT Security Enhancement, Secondary Authentication, Mobile Device Management and Backup/Recovery at a Secondary Site**

With the increase in web-based applications and the office's customer base increasing externally beyond the office, more stringent security is needed for office applications. Since the FBI currently requires the office to protect certain information with a secondary authentication method, the office anticipates this method will become necessary for all office applications which contain critical law enforcement information.

Reliable security on other mobile devices that connect into the office network, such as iPads, e-readers, external hard drives, etc., is also needed.

Additionally, the office must provide a secondary location for computer servers. Currently, backup servers are located at the Crime Lab. The office plans to move these servers into a more secure ITD server room with air conditioning and secure access. These servers would be put in a locked cage accessible only to Office of Attorney General staff. **This other funds request for \$223,248 was funded in the Executive Recommendation.**

### ➤ **Multi-State Tobacco Diligent Enforcement Arbitration Final Orders**

Individual state hearings in the multi-state arbitration with the tobacco companies will be held through June 2013. North Dakota's hearing was held in October 2012. The Multi-State Tobacco Diligent Enforcement Arbitration Panel will issue orders regarding all states after the June 2013 hearings.

The states have a cost sharing agreement to share Panel costs incurred for the benefit of all states. It is not known at this time whether the costs associated with the final orders will be paid under the cost share or by individual states. It is also unknown how much time the Panel will spend drafting its final orders. **This request is for \$10,000 in other funds to pay for the estimated Panel final orders cost and was funded in the Executive Recommendation.**

### ➤ Legal Services Timekeeping and Billing System

The office needs to replace the antiquated (late 1980's) legal services timekeeping and billing system that currently resides on the AS400 at ITD. **This other funds request of \$168,000 is to purchase this system and was included in the Executive Recommendation.**

### ➤ Undercover Vehicle Fuel and Ammunition Increased Costs

The office staff makes every effort to reduce travel costs where possible; however, travel remains a necessity to investigate crimes and respond to training requests. Based on current spending patterns and an anticipated increased fuel expenses, undercover vehicle fuel costs are projected to increase by \$77,000 in the 2013-2015 biennium. **This other funds request of \$28,766 is to help defray the additional fuel costs and was funded in the Executive Recommendation.**

To ensure the safety of the general public, it is imperative that special investigators keep their shooting skills honed. The cost of ammunition has increased substantially over the past few years. Because of this, the increased number of investigators, and the need for frequent weapon training, **this request of \$25,000 in other funds monies is needed to pay for duty and training ammunition and was included in the Executive Recommendation.**

### ➤ Lottery Contractual Services

This Lottery Division change reflects an addition for contractual programming services needed for the following purposes:

- Tracking requested background record checks, winning tickets, and winners
- Developing and implementing Phase II of the text messaging project
- Lottery website numbers checker and
- Electronic import of subscription data into the Lottery Game Management System

**This \$350,000 other funds request was funded in the Executive Recommendation.**



## ➤ **BCI, Fire Marshal and IT Division Office and Storage Space Needed**

The expansion of Bureau of Criminal Investigation Division responsibilities require additional working space which the current building will be unable to accommodate in the very near future. More space is needed for the increased and specialized services such as cybercrime, 24/7 Sobriety program, etc. Additional space which is properly ventilated and secure is also necessary for evidence and cybercrime processing storage. A separate, sound-insulated room to conduct polygraphs exams and interviews which can be observed via one-way glass is needed. In addition, BCI needs a garage to process vehicles that have been used during the commission of a crime, such as homicides, or seized vehicles involving drug transportation.

Considering the inadequacy of the current space and the increases in rent, the office believes it is imperative to start the planning process to construct a building to meet these law enforcement specialized needs.

## ➤ **Loss of Federal Funding**

The office depends on federal grant funds to carry out the many law enforcement projects needed in the state. The current trend of reduced federal funding continues to challenge the office to stretch every dollar and causes some state or local entity funding to be discontinued.

The office will see the stimulus funding end in early 2013. In addition, the shift of federal funds away from law enforcement continues and grants for law enforcement initiatives, such as the Justice Assistance Grant and the High Intensity Drug Trafficking funding, have been cut substantially.

With reductions in federal funds and without state support, many critical programs would have to be reduced or eliminated.

## ➤ **Criminal Technology Trends**

Keeping current with advancing technology and its potential for misuse is a daunting task. The criminal abuse of internet sales, social networks, e-mail, cell phones, text messaging, and other available technology is now a major component of many investigations including fraud, public corruption, drug dealing, bullying, online predators, pornography, and much more. These forms of communication are now used to carry out an ever increasing number of crimes, and ensuring that all investigators stay current with the skills necessary to investigate them will be challenging.

## ➤ Prescription Drugs

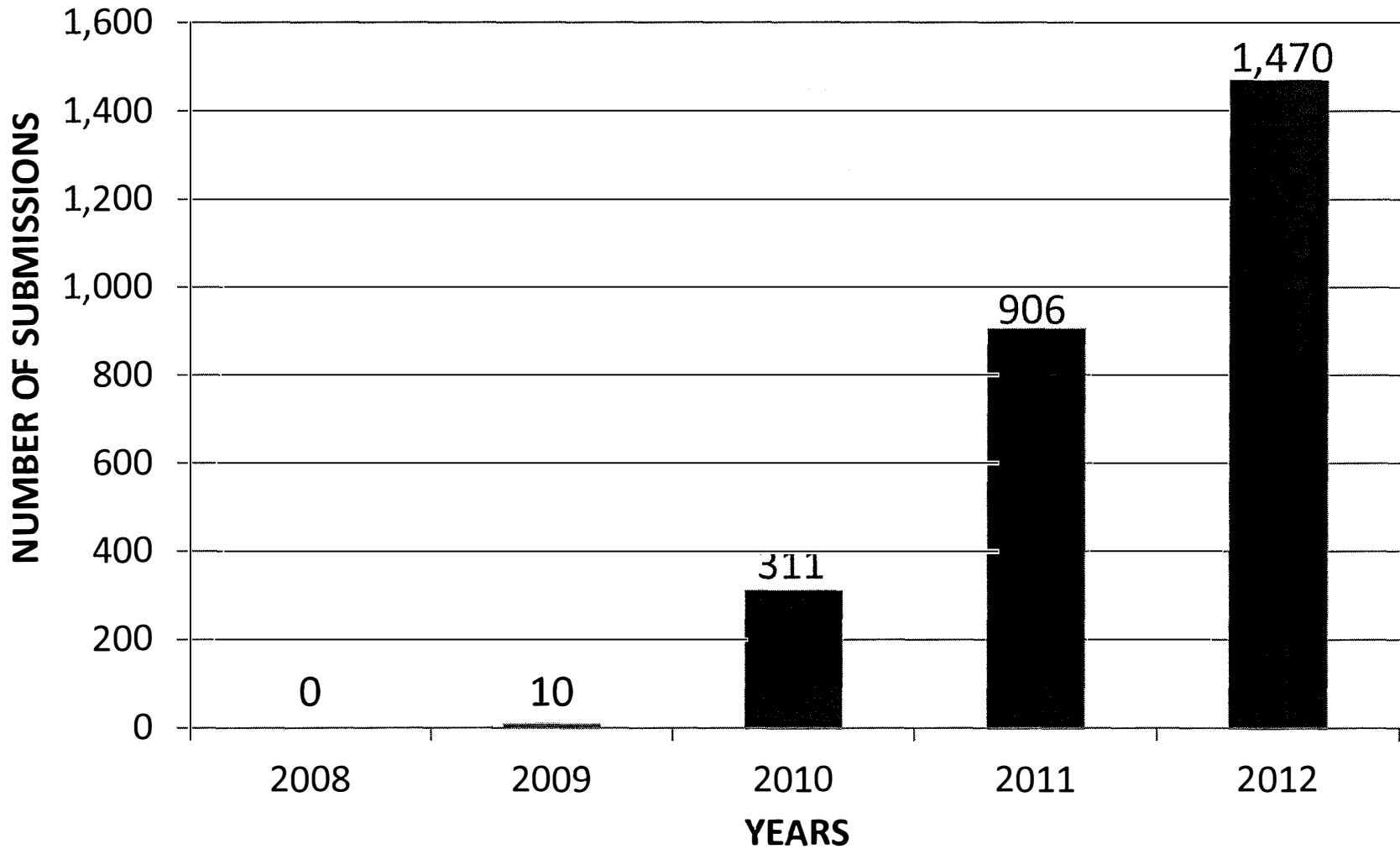
The illegal diversion and use of prescription narcotics has become a major focus of drug investigations and seemingly knows no socioeconomic or age boundaries. The abuse and sale of these drugs is occurring with children and adults in all walks of life. Those abusing and dealing these drugs steal prescription pads from doctors, forge prescriptions, steal painkillers and other drugs from friends, neighbors and family members, and even steal identities in order to obtain these narcotics. They barter with one another to obtain other drugs of choice. This new, frightening trend is another major focus of many of the office's drug investigations.

The annual number of state deaths from prescription drugs is now exceeding the number of homicides, which indicates the incredible impact of this trend. **In 2012, 41 deaths were attributed to prescription drugs compared to 17 homicides.** In 2012, North Dakotans were 2.4 times more likely to die from prescription drug overdose than from a homicide and those numbers are increasing. In 2010, North Dakotans were twice as likely to die from prescription drug overdoses.

## ➤ State and Federal Mandates

When federal mandates such as the Adam Walsh Act, and state mandates such as the Missing Children Repository are implemented, it has an impact on the office's business and technological staff resources. Computerized business rewrites and other such projects seriously needed are substantially delayed. Given the current staffing level, the office must look at available money and how many projects office staff can realistically manage using consultants to do the majority of the mandated work.

# SYNTHETIC DRUG SUBMISSIONS FROM 2008 TO 2012

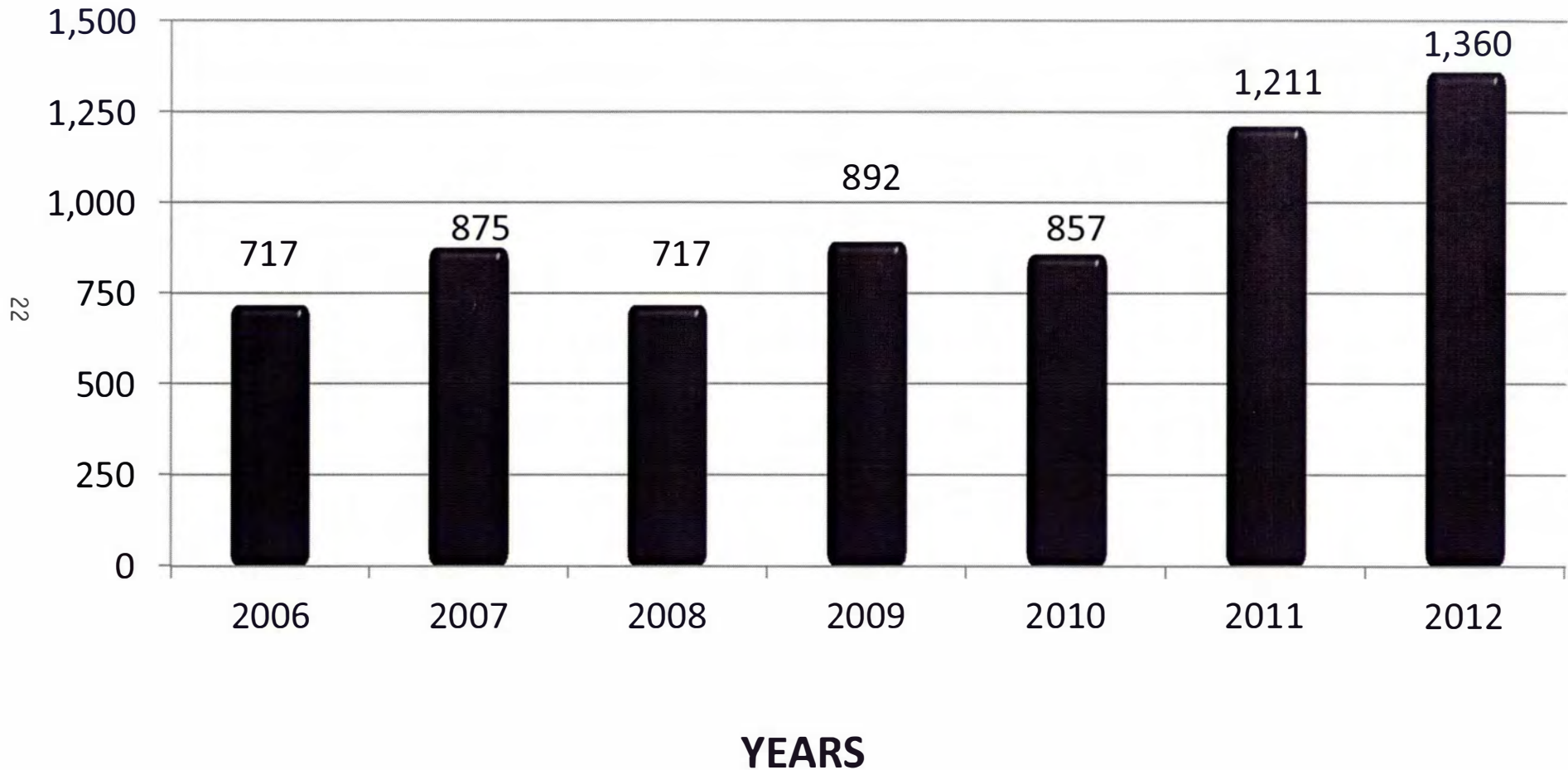


**TOP 25 NARCOTICS CONSUMED IN NORTH DAKOTA  
FOR THE PERIOD FROM JANUARY 2012 TO NOVEMBER 2012**

<b><u>DESCRIPTION</u></b>	<b><u>TOTAL</u></b>	<b><u>PERCENT</u></b>
CANNABIS	4,432	47.53%
METHAMPHETAMINE	1,437	15.41%
AM-2201 (1-(5-FLUOROPENTYL)-3-(1-NAPHTHOYL)INDOLE)	247	2.65%
XLR-11 (1-(5-FLUOROPENTYL-1H-3-YL)(2,2,3,3-TETRAMETHYLCYCLOPROPYL)METHANONE)	243	2.61%
DIMETHYLSULFONE	218	2.34%
COCAINE	209	2.24%
AKB48 (N-(1-ADAMANTYL)-1-PENTYL-1H-INDAZOLE-3-CARBOXAMIDE)	178	1.91%
UR-144 ((1-PENTYLINDOL-3-YL)-(2,2,3,3-TETRAMETHYLCYCLOPROPYL)METHANONE)	156	1.67%
ACETAMINOPHEN	129	1.38%
URB754 (6-METHYL-2-[(4-METHYLPHENYL)AMINO]-1-BENZOXAZIN-4-ONE)	117	1.25%
HYDROCODONE	111	1.19%
OXYCODONE	110	1.18%
MAM-2201 (1-(5-FLUOROPENTYL)-3-(4-METHYL-1-NAPHTHOYL)INDOLE)	103	1.10%
JWH-122 (1-PENTYL-3-(4-METHYL-1-NAPHTHOYL)INDOLE)	93	1.00%
JWH-018 (1-PENTYL-3-(1-NAPHTHOYL)INDOLE)	65	0.70%
N,N-DIALLYL-5-METHOXYTRYPTAMINE (5-MEO-DALT)	64	0.69%
MORPHINE	61	0.65%
ALPRAZOLAM	60	0.64%
URB-602 (CYCLOHEXYL BIPHENYL-3-YLCARBAMATE)	59	0.63%
AMPHETAMINE	45	0.48%
CLONAZEPAM	41	0.44%
PHENYLIMIDOTHIAZOLE ISOMER UNDETERMINED	41	0.44%
CAFFEINE	39	0.42%
JWH-210 (1-PENTYL-3-(4-ETHYL-1-NAPHTHOYL)INDOLE)	39	0.42%
HYDROMORPHONE	37	0.40%
<b>TOTAL TOP 25 DRUGS CONSUMED IN NORTH DAKOTA</b>	<b>8,334</b>	<b>89.37%</b>
<b>TOTAL ALL NARCOTICS CONSUMED IN NORTH DAKOTA</b>	<b>9,325</b>	

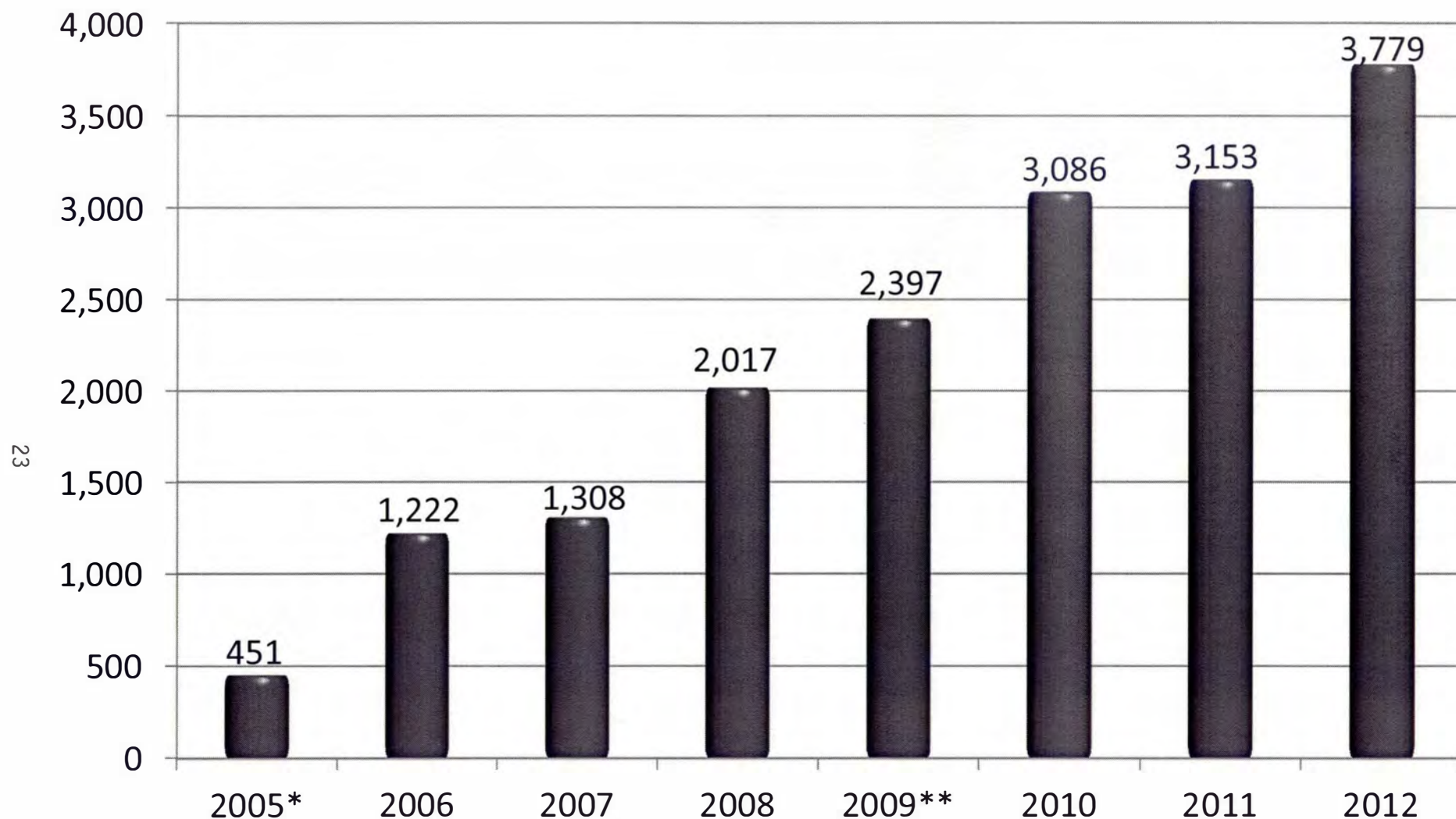
# HIGHWAY SAFETY, SEXUAL ASSAULT, AND CORONER DRUG ANALYSIS SUBMISSIONS

NUMBER OF  
SUBMISSIONS





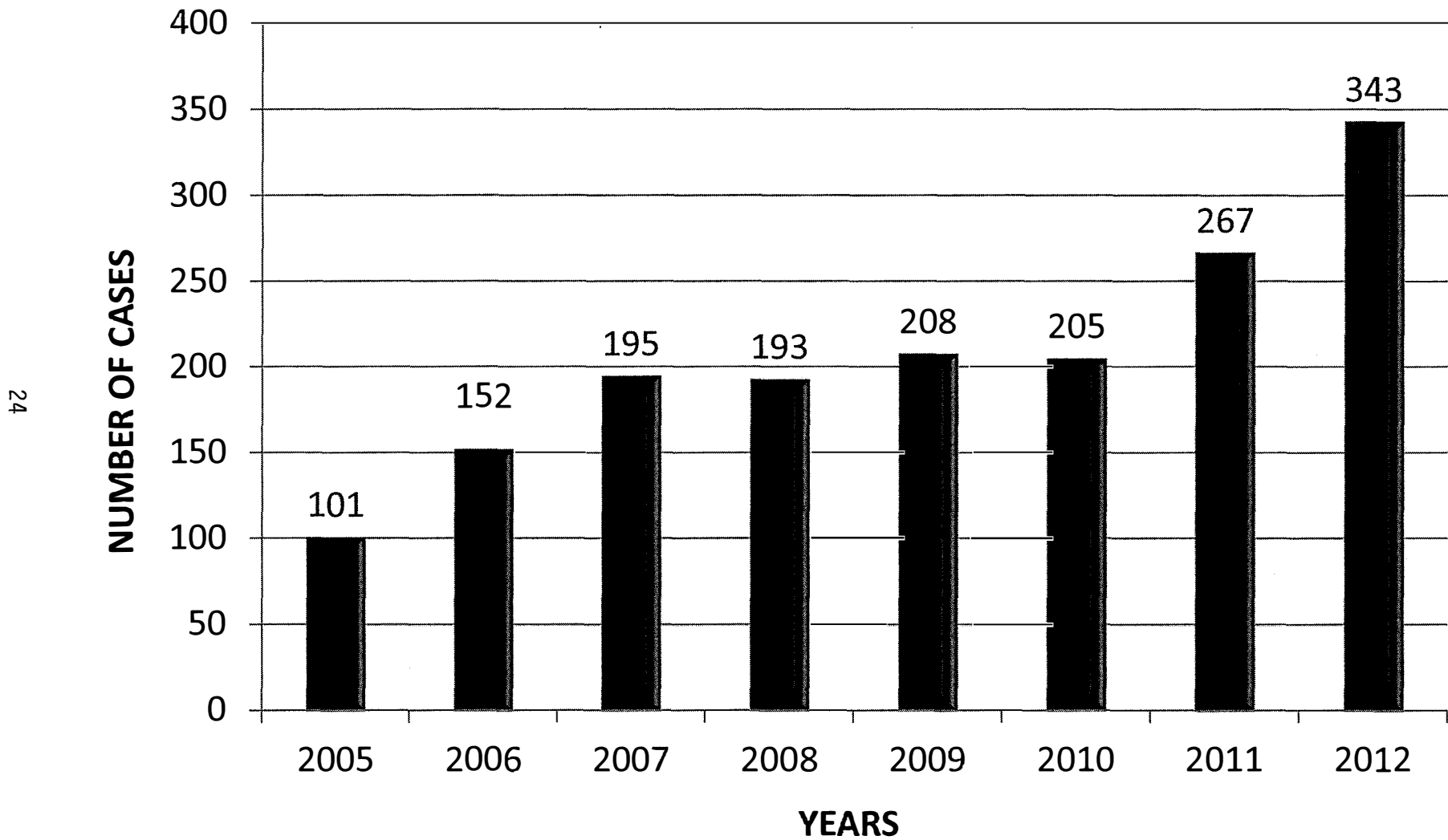
# OFFENDER SAMPLES WORKLOAD



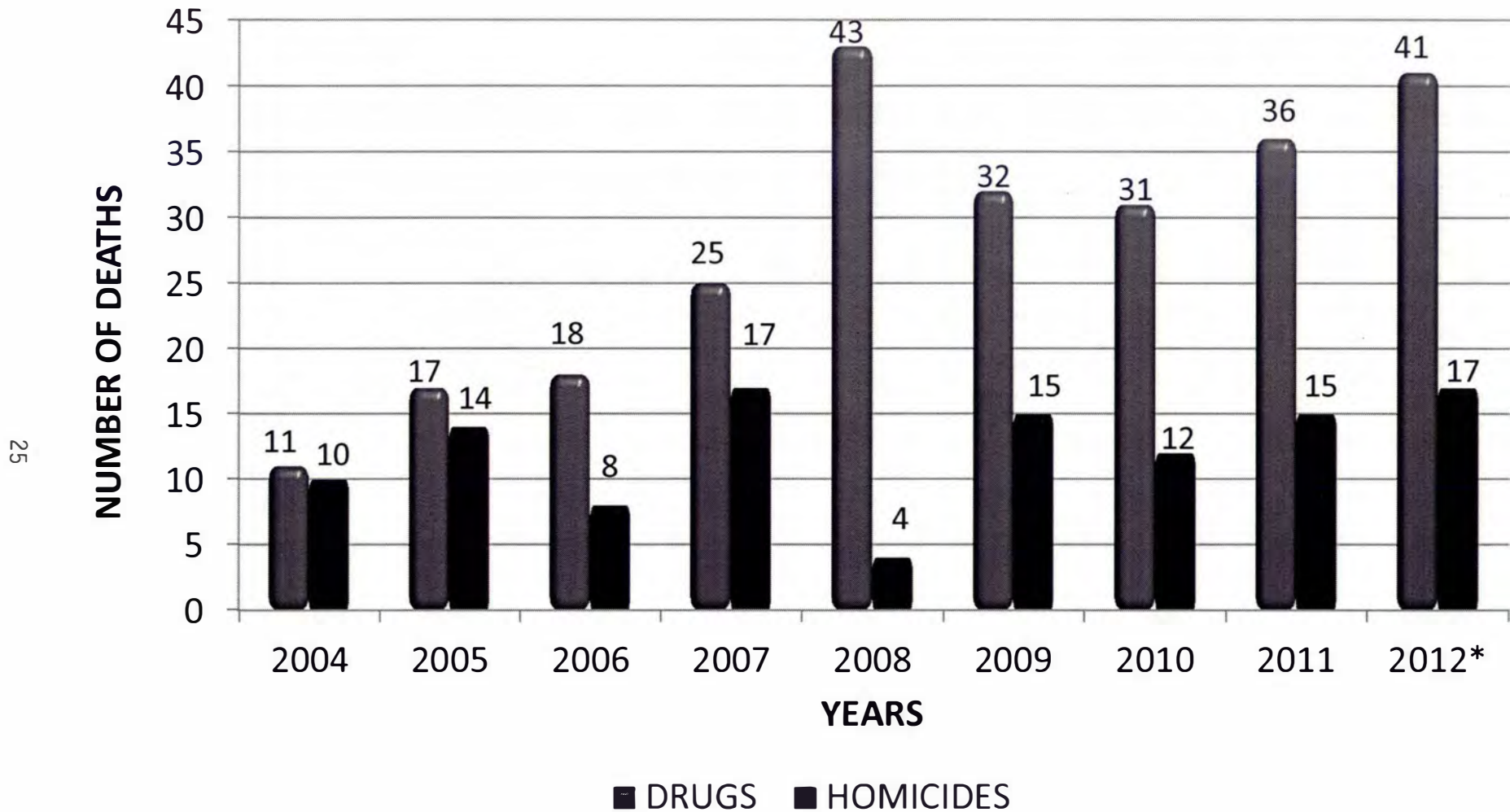
\*In 2005, in addition to violent felony offenders (2001) and sex offenders (1995), convicted felony offenders were required to provide a DNA sample.

\*\*In 2009, all felony arrestees were required to provide a DNA sample.

# DNA SUBMITTED CASES

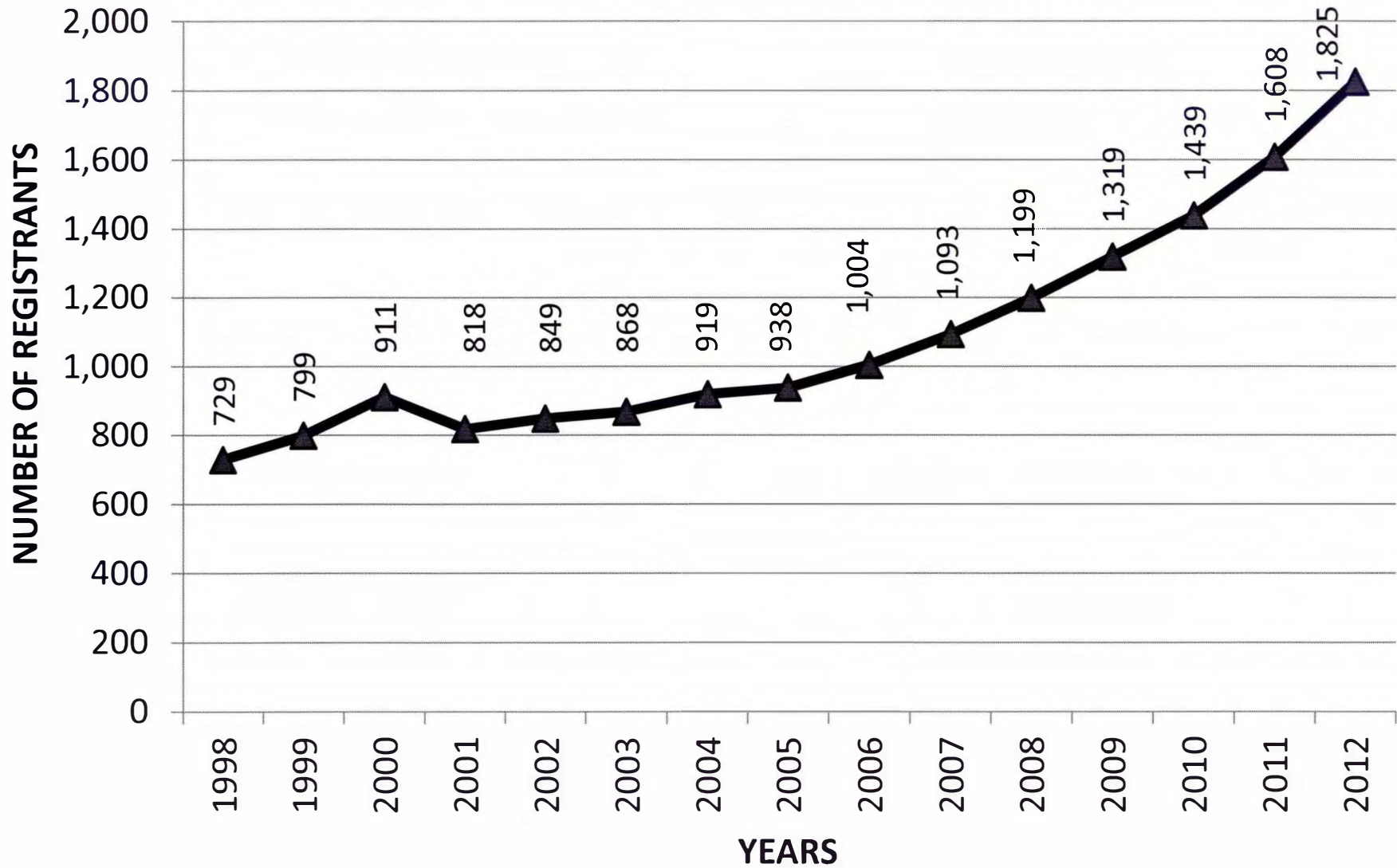


# STATE PRESCRIPTION DEATHS VS. HOMICIDES

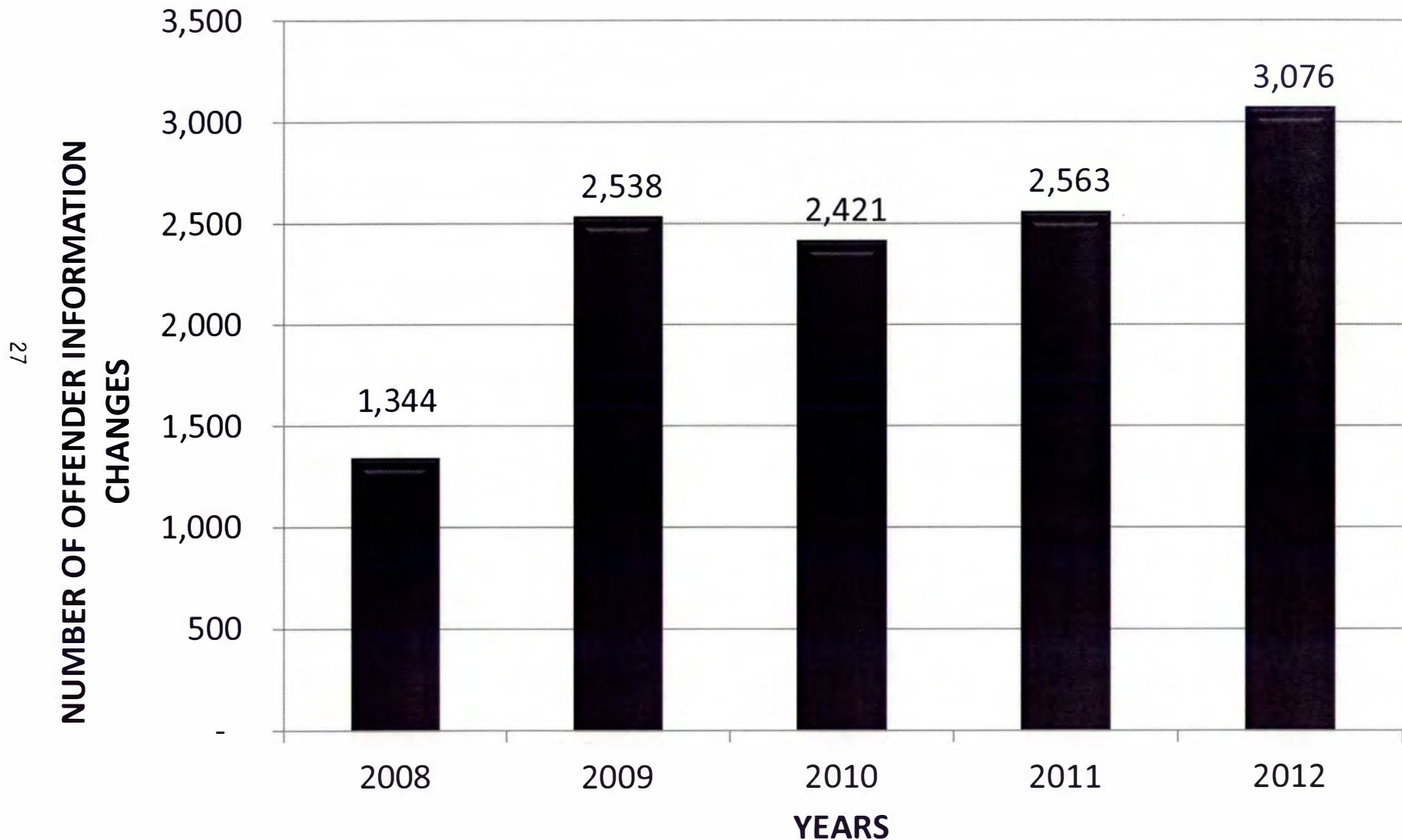


\* The prescription deaths total excludes 2 deaths resulting from synthetic drug use since these drugs are not considered prescription drugs.

# NUMBER OF SEX OFFENDERS AND OFFENDERS AGAINST CHILDREN REGISTRANTS

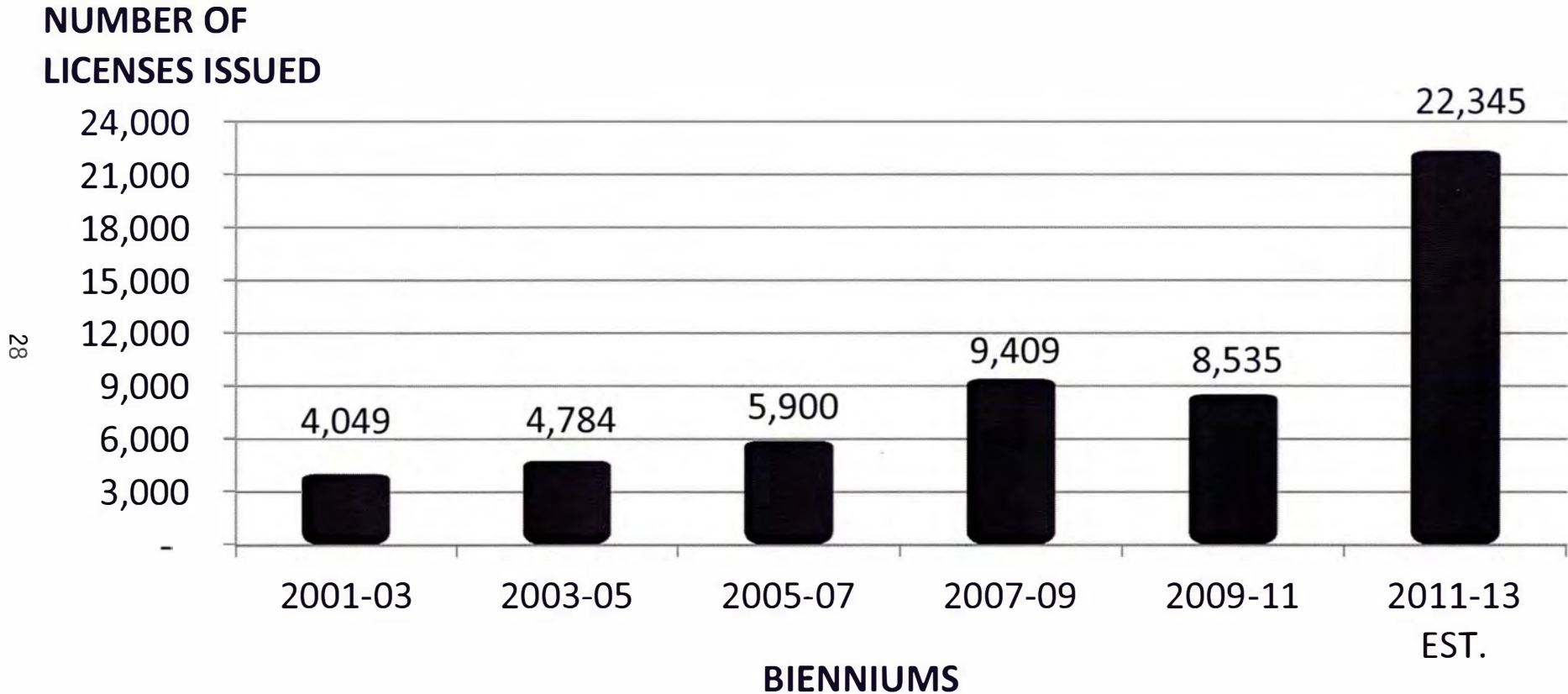


# NUMBER OF INFORMATION CHANGES FOR SEX OFFENDERS & OFFENDERS AGAINST CHILDREN

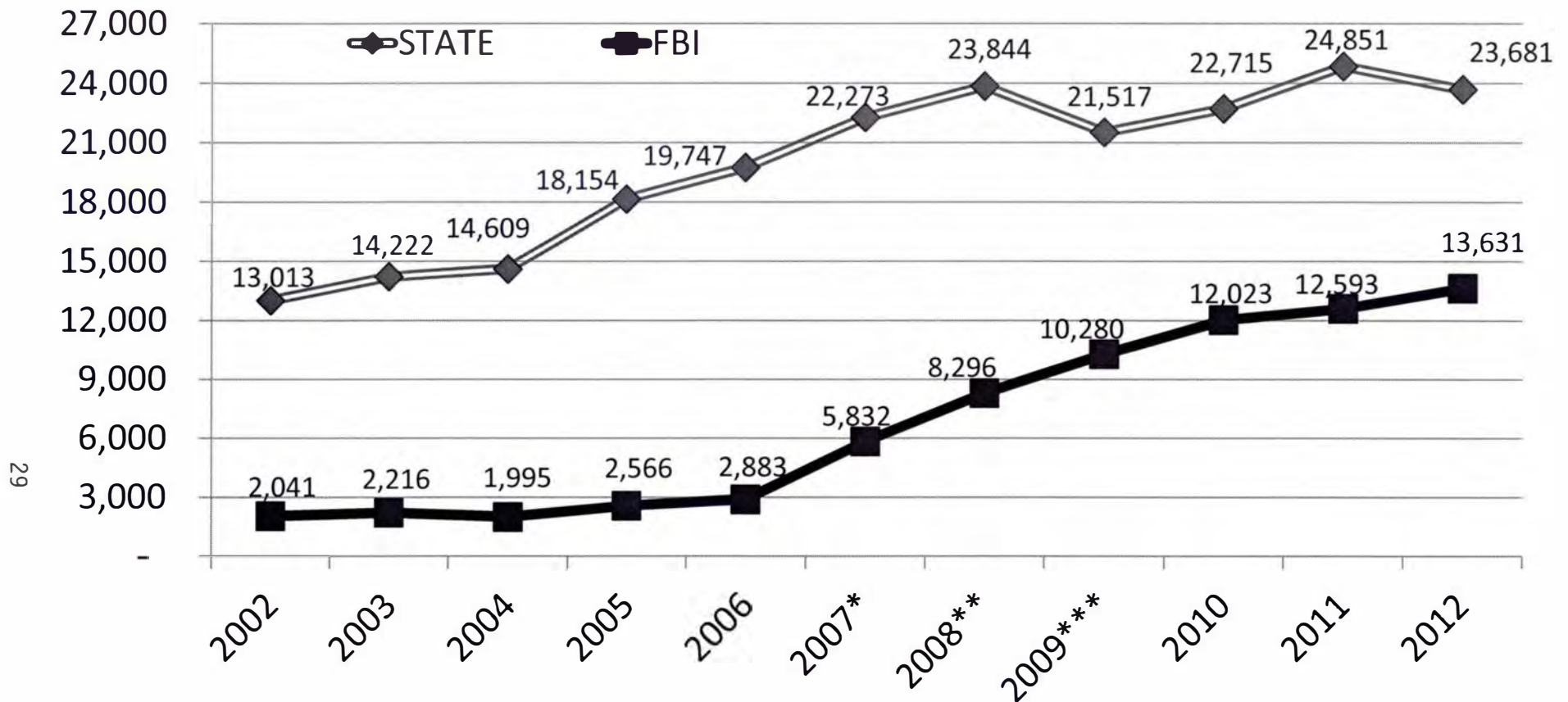




# CONCEALED WEAPON LICENSES ISSUED



# STATE & FBI RECORD CHECKS

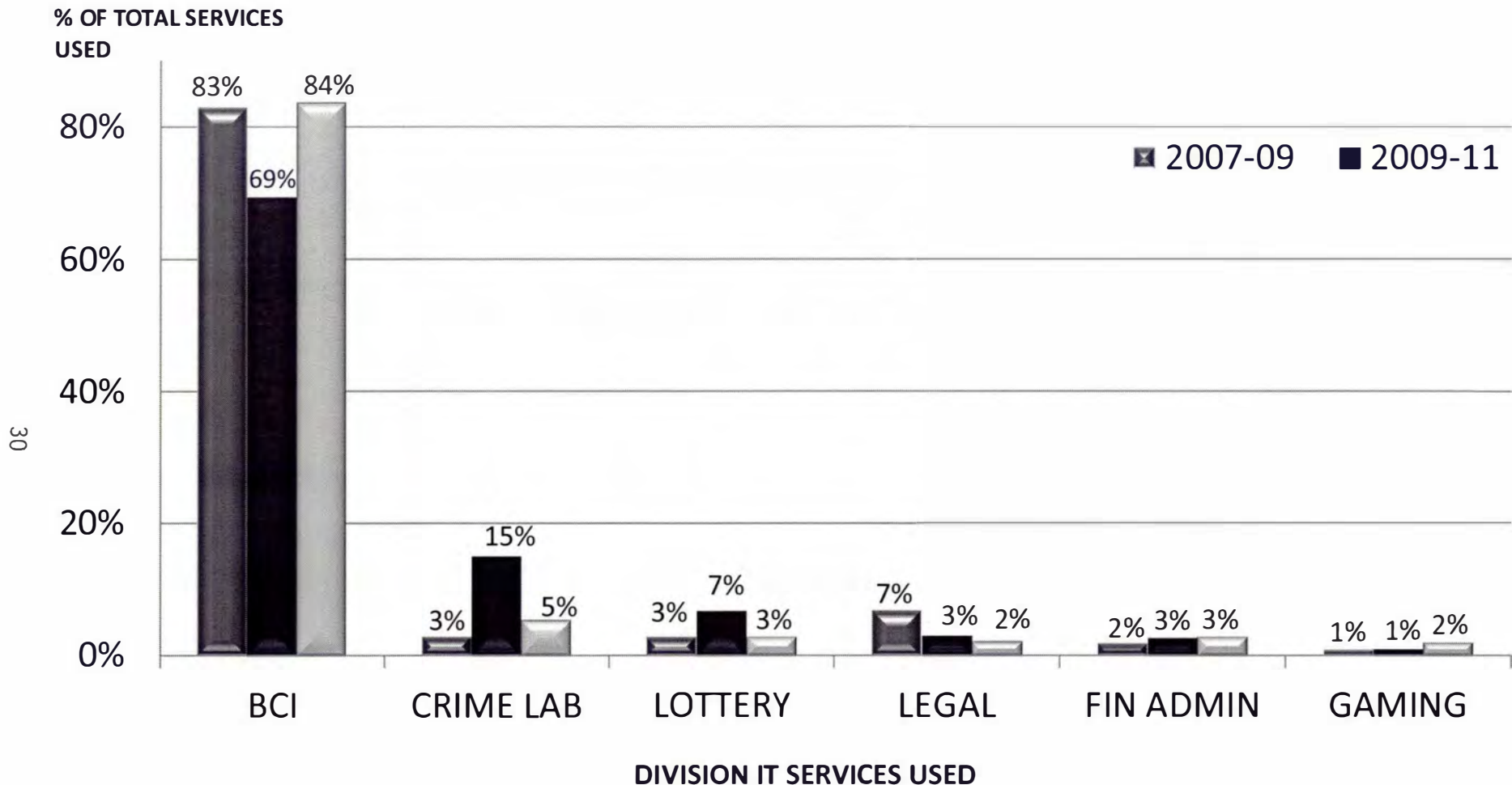


\* In 2007, public schools and corrections entities were authorized to request record checks.

\*\* In 2008, Board of Nursing, Real Estate Commission and Board of Social Workers were authorized to request record checks.

\*\*\* In 2009, the University System and Department of Human Services, including daycare providers, were authorized to request record checks.

# OFFICE TECHNOLOGY SERVICES USAGE



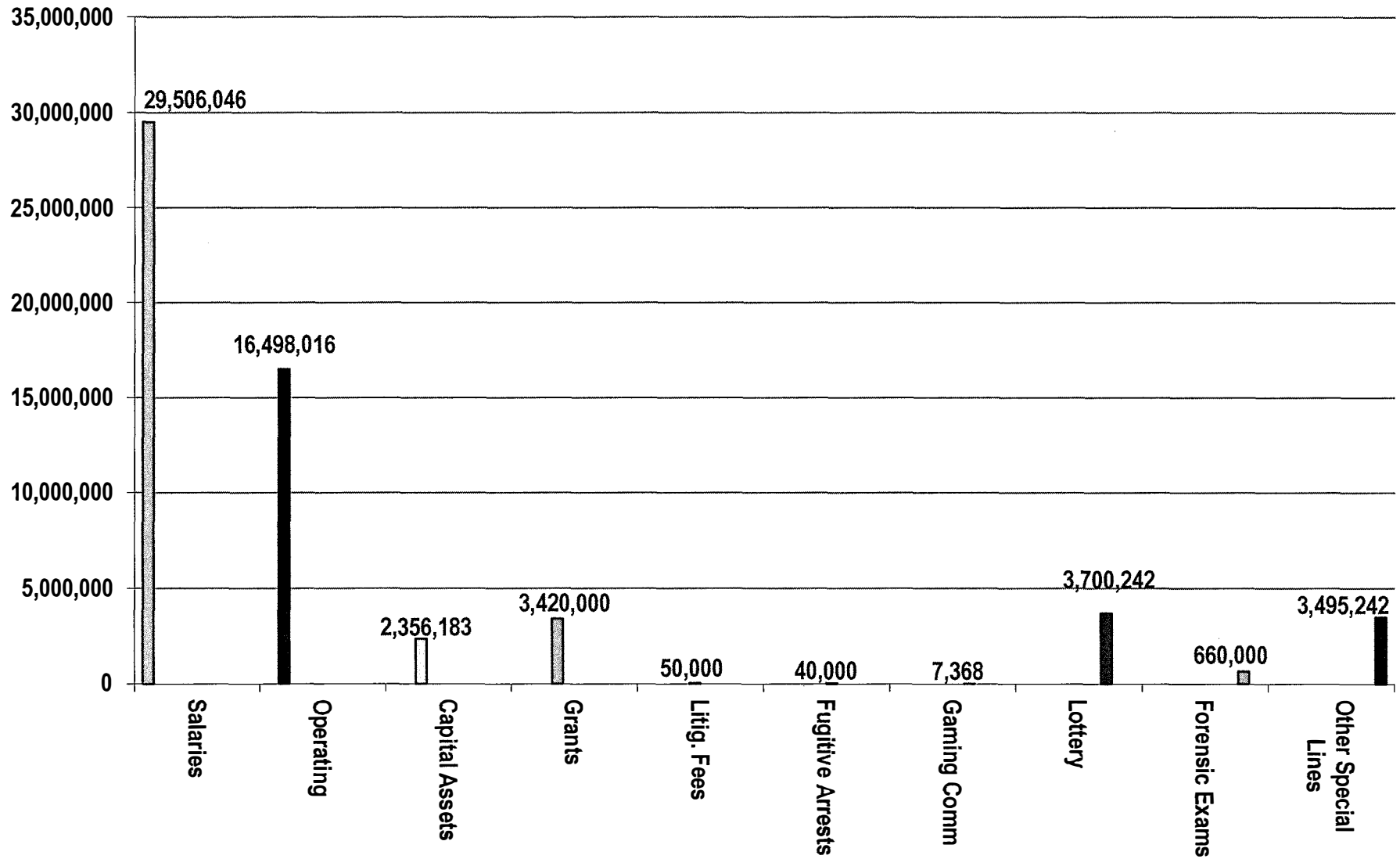
For the 2007-09 biennium BCI & Crime Lab technology services used totaled 86% of total services provided. For the 2009-11 biennium BCI & Crime Lab technology services used totaled 84% of total services provided. For the 2011-13 biennium BCI & Crime Lab technology services used totaled 89% of total services provided through December 2012.

# Office of Attorney General 2011-2013 Biennium

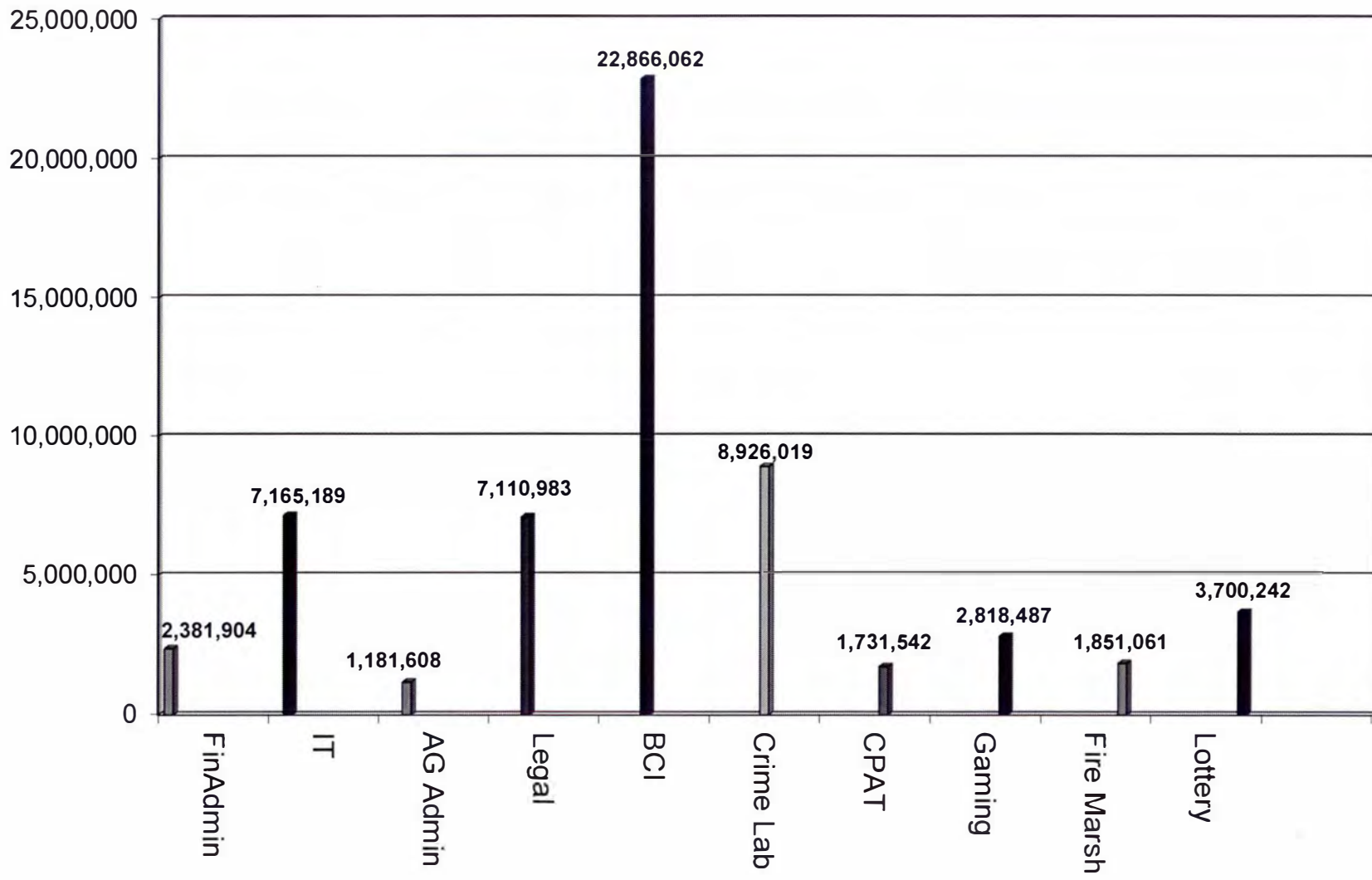
## Appropriation By Line Item –

### Total \$59,733,097

31

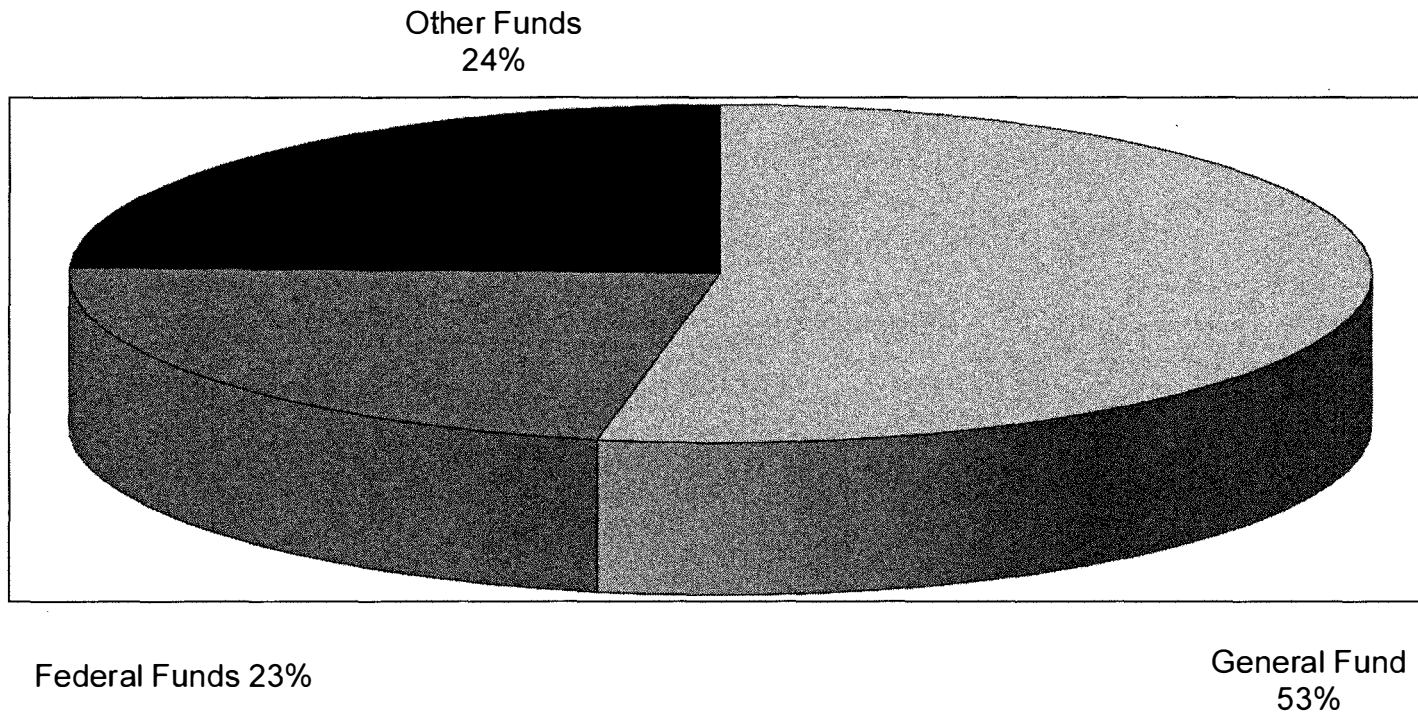


Office of Attorney General  
2011 - 2013 Biennium Appropriation  
By Division – Total \$59,733,097

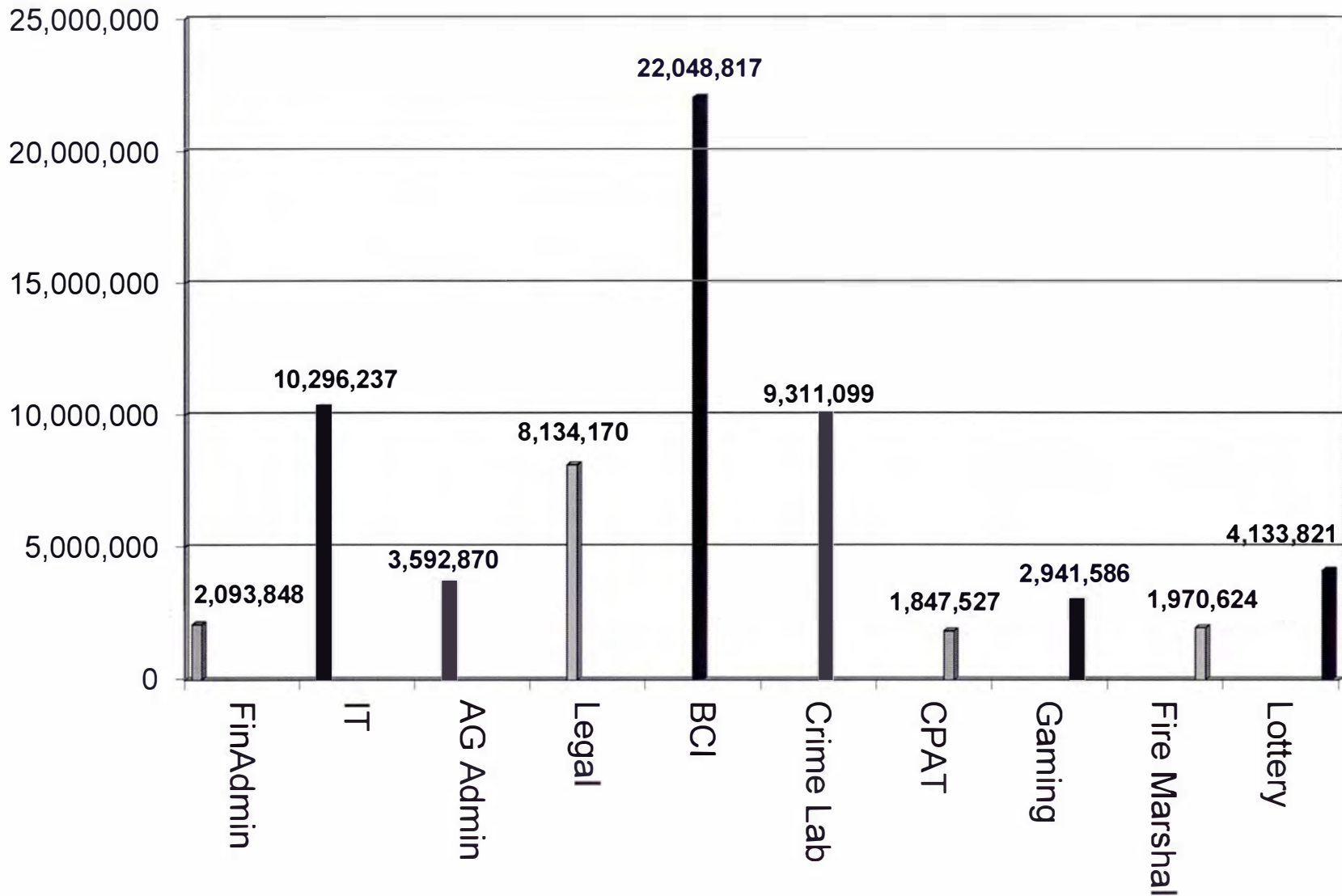




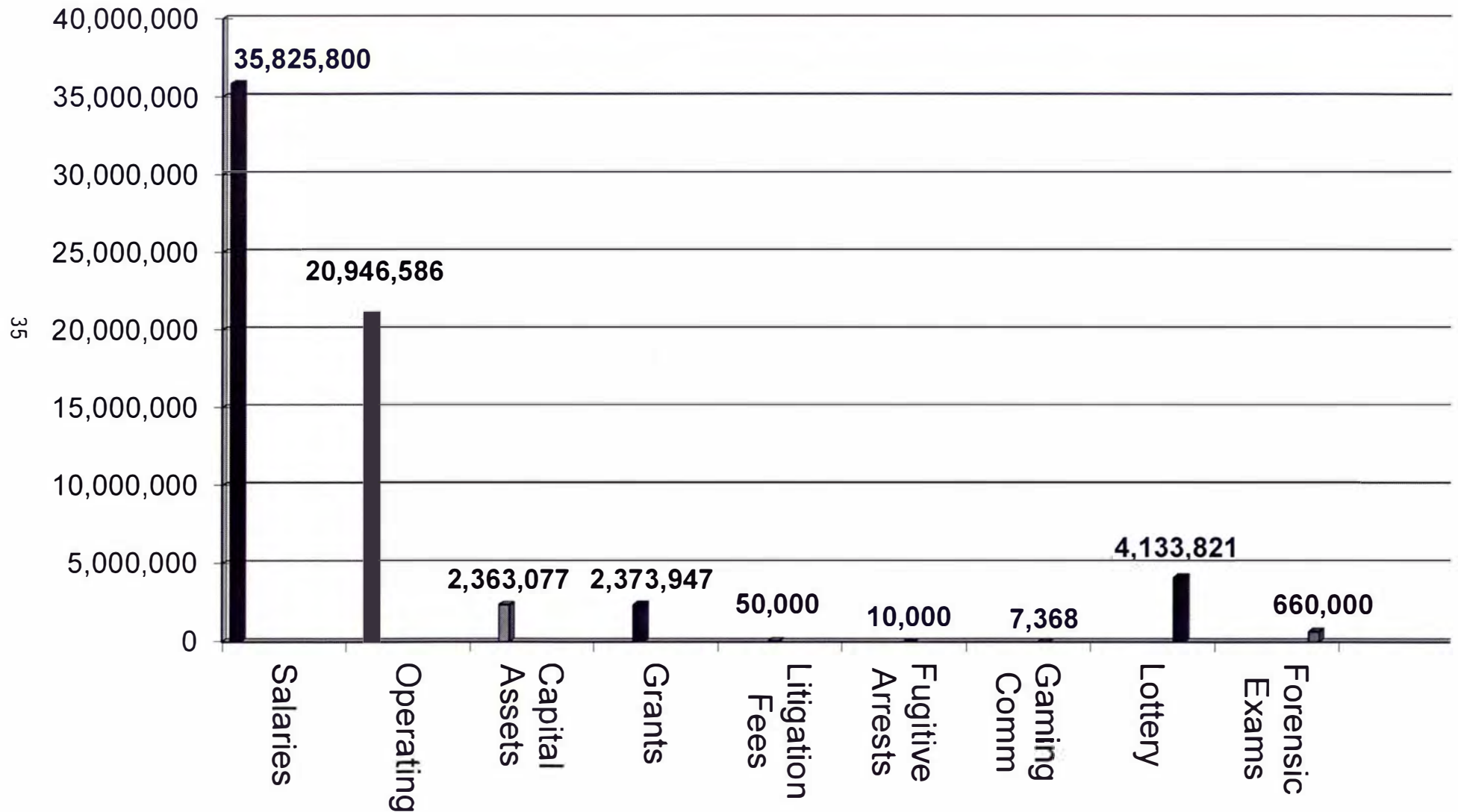
Office of Attorney General  
2011-2013 Biennium Appropriation  
By Funding Source  
Total \$59,733,097



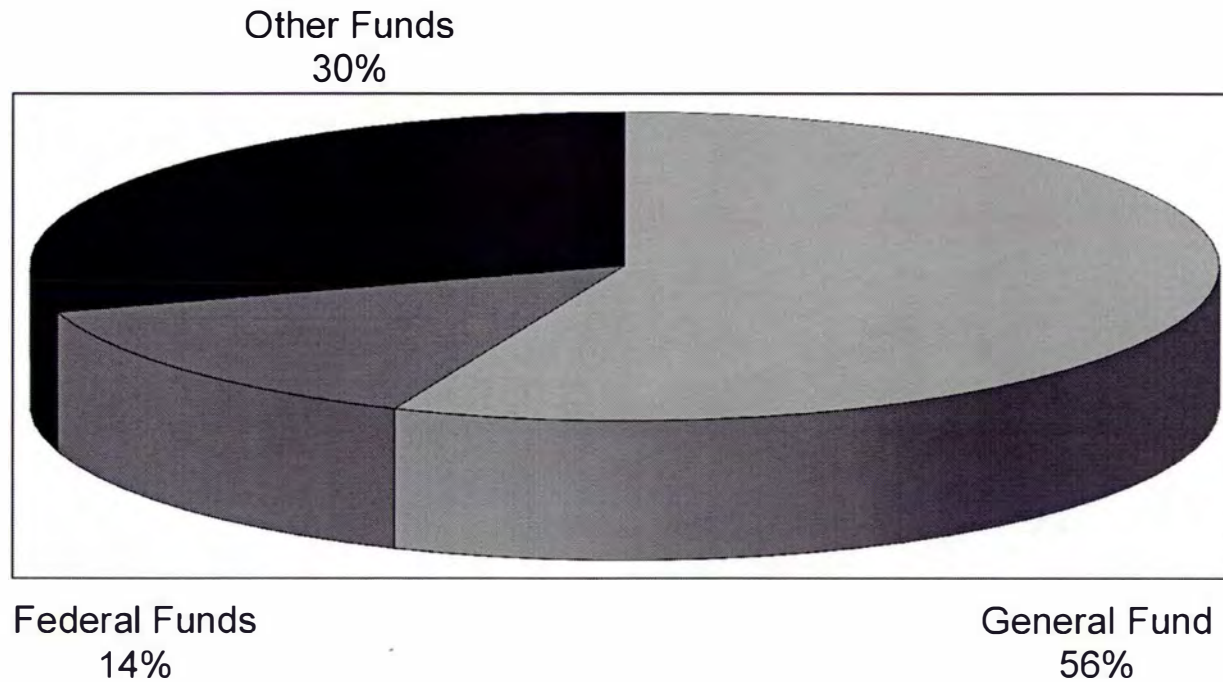
Office of Attorney General  
2013-2015 Biennium Recommendation  
By Division  
Total \$66,370,599



Office of Attorney General 2013-2015 Biennium  
Recommendation By Line Item –  
Total \$66,370,599



Office of Attorney General  
2013-2015 Biennium Recommendation  
By Funding Source  
Total \$66,370,599



## **SUMMARY OF OFFICE OF ATTORNEY GENERAL MAJOR ACCOMPLISHMENTS**

### ➤ **Methamphetamine and other illicit drugs**

Methamphetamine (meth) continues to be a serious drug problem challenging North Dakota law enforcement; however, the number of methamphetamine laboratory seizures in North Dakota remained relatively low at 9 in 2011, compared to 297 in 2003. The use of this drug is on the increase, with the majority of meth being trafficked into the state. During the 2009-2011 biennium, 51% of office investigations were drug related (marijuana being the most prevalent), and meth was involved in 27% of those cases. Other drug trafficking and use has increased as well, including prescription drug abuse, cocaine and high potency marijuana.

Most local agencies rely heavily on the office to provide its expertise in the drug enforcement area. The office has collaborated with local law enforcement partners in establishing task forces which are having a significant impact on major trafficking organizations.

The Office of Attorney General continues to participate as a member of the Midwest High Intensity Drug Trafficking Area (HIDTA) network, a regional network that includes the states of North Dakota, South Dakota, Iowa, Nebraska, Kansas, and Missouri. This partnership provides for regional collaboration, demand reduction, and intelligence activities. The association with HIDTA has provided a tremendous boost to the efforts to combat drugs by allowing the office to maintain additional HIDTA staff, including two investigators, one intelligence analyst located and two forensic scientists at the Crime Lab.

### ➤ **Statewide Law Enforcement Intelligence Center (SLIC)**

In an effort to utilize local, state, and federal resources more effectively, a State and Local Intelligence Center (SLIC) was formed. This center allows the state to more effectively provide state and local law enforcement support that leads to identifying, investigating, and prosecuting criminal activities, including out-of-state drug suppliers and homeland security threats. Many crimes typically involve conspiracies, several layers of networks, and individuals who utilize the same routes and modes of transportation. The SLIC facilitates information sharing between task forces, analysts across the nation, the northern border International Border Enforcement Teams (IBET), and many local, state, and federal agencies. It is a multi-agency team consisting of Border Patrol, Homeland Security Investigation (HSI), the Bureau of Criminal



Investigation (BCI), the North Dakota Highway Patrol, the North Dakota National Guard, and the Division of Emergency Management.

### ➤ **Concealed Weapon Licenses**

As of December 31, 2012, the office estimates a total of 22,300 individuals held North Dakota concealed weapon licenses. This is an increase of 250% compared to the March 1, 2004, total of 6,421 licenses. In the 2009-2011 biennium, a total of 8,535 licenses were issued, which is up 45% from the 2005-2007 biennium when a total of 5,900 new or renewal licenses were issued.

### ➤ **Criminal History Record Information Requests**

As of December 2012, the BCI processed 37,312 requests for state and FBI criminal history record information. Of those, 23,681 were requests for state record checks and 13,631 were requests for fingerprint based searches of the FBI database. In addition to an increase in the State of North Dakota record checks this period, the number of fingerprint based searches of the FBI database allowed under N.D.C.C. § 12-60-24 has increased by 134% as of December 2012. The number of fingerprint based searches of the FBI database allowed under N.D.C.C. § 12-60-24 for the 2007-2009 biennium increased by 116%.

### ➤ **24/7 Sobriety Program**

After a successful pilot program was implemented in the 2007-2009 biennium, the 2009 Legislature authorized the Attorney General to implement a statewide sobriety program called 24/7 Sobriety, with the goal being to remove intoxicated drivers from the road and ultimately improve their ability to succeed in their treatment choices. Offenders who are court-ordered to participate are required to submit to twice-per-day breath tests or electronic alcohol monitoring, seven days per week, as long as the court order mandates. Participants are also required to pay a fee for the monitoring, which in turn is used to pay for law enforcement equipment (intoximeters), electronic monitoring devices, and other program costs.

As of January 14, 2013, 4,255 offenders have participated in the program, with 2,876 successfully completing the program, and 469 currently active. This program has been very well received and supported by law enforcement, the courts, and the participants.

### ➤ **Pharmaceutical Take Back and Take Away Programs**

In December 2009, the office launched the Prescription Drug (RX) Take Back Pilot Program. The Take Back program provides disposal units for people to dispose of their unused medications. The units, which are similar to the needle disposal containers in hospital rooms (on a much larger scale) are located in police department lobbies. The program is operated by the office at no cost to the communities or the local law enforcement agencies. Once the container is full, the law enforcement agency contacts the office to collect the drugs for disposal. The RX drugs are disposed of at the same

time as seized drugs. The office is responsible for the Federal Drug Enforcement Agency required documentation relating to collection and disposal of controlled substances deposited into the containers.

Designed to remove unwanted and frequently abused narcotics from circulation, the program was immediately popular with residents and law enforcement alike. The program accepts all over-the-counter and prescription medications – but focuses on collecting controlled substances. The pilot program launched in five cities - Minot, Bismarck, Grand Forks, West Fargo and Fargo – has proven so popular with residents and law enforcement that it has expanded into 22 communities located across the state. In the first twelve months of operation, the program has collected more than a half-ton of unused and unwanted medications. As of November 2012, 3,943 pounds of prescription drugs have been destroyed.

In April 2010, this office joined the North Dakota Pharmacists Association and the Board of Pharmacy in implementing the new pharmaceutical “Take Away” program launched by this office in December 2009. The Take Away program provides participating pharmacists with a container for customers to dispose of their unused and unwanted medicines.

### ➤ **Do Not Call Enforcement**

The office’s Consumer Protection Division continues to pursue enforcement of the do not call laws through business and consumer education, investigations, and legal actions. From July 1, 2009, to December 31, 2010, 175 complaints for solicitations to consumers registered on the national and state do not call registry, 124 complaints for pre-recorded messages and 19 text message complaints were received. The Division conducted 37 investigations and reached 32 settlements with \$43,500 collected in civil penalties.

### ➤ **Automated Fingerprint Information System Upgrade Completed**

During this biennium, the BCI completed an upgrade to the Automated Fingerprint Identification System (AFIS). This fingerprint matching system interfaces with state criminal history, offender registration, concealed weapon licenses, and other databases. North Dakota, South Dakota and Minnesota share an AFIS system and manage that system under the Midwest Automated Fingerprint Identification Network (MAFIN). The upgrade involved complete replacement of all equipment and AFIS software in the three states. In North Dakota, the office also replaced the livescan units that had reached end of life and expanded the use of livescan technology by deploying 14 additional livescan units for use at local police departments and sheriff’s offices. With technological changes, BCI anticipates needing to update the AFIS system within the next 6 years.

HB1003  
January 15, 2012  
Attachment 2

**TOP 25 NARCOTICS CONSUMED IN NORTH DAKOTA FOR THE  
PERIOD FROM JANUARY 2012 TO NOVEMBER 2012**

<u>DESCRIPTION</u>	<u>TOTAL</u>	<u>PERCENT</u>
CANNABIS	4,432	47.53%
METHAMPHETAMINE	1,437	15.41%
AM-2201 (1-(5-FLUOROPENTYL)-3-(1-	247	2.65%
XLR-11 (1-(5-FLUOROPENTYL-1H-3-YL)(2,2,3,3- TETRAMETHYLCYCLOPROPYL)METHANONE)	243	2.61%
DIMETHYLSULFONE	218	2.34%
COCAINE	209	2.24%
AKB48 (N-(1-ADAMANTYL)-1-PENTYL-1H-INDAZOLE-3-	178	1.91%
UR-144 ((1-PENTYLINDOL-3-YL)-(2,2,3,3- TETRAMETHYLCYCLOPROPYL)METHANONE)	156	1.67%
ACETAMINOPHEN	129	1.38%
URB754 (6-METHYL-2-[(4-METHYLPHENYL)AMINO]-1- BENZOXAZIN-4-ONE)	117	1.25%
HYDROCODONE	111	1.19%
OXYCODONE	110	1.18%
MAM-2201 (1-(5-FLUOROPENTYL)-3-(4-METHYL-1- NAPHTHOYL)INDOLE)	103	1.10%
JWH-122 (1-PENTYL-3-(4-METHYL-1-NAPHTHOYL)INDOLE)	93	1.00%
JWH-018 (1-PENTYL-3-(1-NAPHTHOYL)INDOLE)	65	0.70%
N,N-DIALLYL-5-METHOXYTRYPTAMINE (5-MEO-DALT)	64	0.69%
MORPHINE	61	0.65%
ALPRAZOLAM	60	0.64%
URB-602 (CYCLOHEXYL BIPHENYL-3-YLCARBAMATE)	59	0.63%
AMPHETAMINE	45	0.48%
CLONAZEPAM	41	0.44%
PHENYLIMIDOTHIAZOLE ISOMER UNDETERMINED	41	0.44%
CAFFEINE	39	0.42%
JWH-210 (1-PENTYL-3-(4-ETHYL-1-NAPHTHOYL)INDOLE)	39	0.42%
HYDROMORPHONE	37	0.40%
<b>TOTAL TOP 25 DRUGS CONSUMED IN NORTH DAKOTA</b>	<b>8,334</b>	<b>89.37%</b>
<b>TOTAL ALL NARCOTICS CONSUMED IN NORTH DAKOTA</b>	<b>9,325</b>	

HB1005  
January 15, 2013  
Attachment 3

**CONCEALED WEAPONS LICENSES (NEW AND RENEWAL) ISSUED:**

<b>Oil-Producing Counti</b>	<b>2005</b>	<b>2006</b>	<b>2007</b>	<b>2008</b>	<b>2009</b>	<b>2010</b>	<b>2011</b>	<b>2012</b>
Billings	4	5	4	9	10	13	23	34
Bottineau	23	38	60	49	98	64	65	186
Bowman	59	52	52	93	78	49	78	126
Burke	6	23	5	12	43	9	30	78
Divide	20	36	36	40	47	25	31	131
Dunn	10	27	22	21	50	31	24	185
Golden Valley	3	2	5	3	34	5	14	83
Hettinger	9	20	16	39	69	18	35	96
Mchenry	15	21	66	53	72	66	82	165
Mckenzie	17	24	42	38	70	49	83	232
Mclean	59	75	88	115	244	96	128	373
Mercer	42	89	67	66	222	79	131	325
Mountrail	44	45	66	60	90	71	91	215
Renville	3	13	23	20	47	31	49	126
Slope	6	23	11	11	30	10	18	46
Stark	47	114	82	80	252	148	188	927
Ward	153	268	430	398	869	527	846	1431
Williams	32	60	69	208	363	170	459	923

**Other Counties**

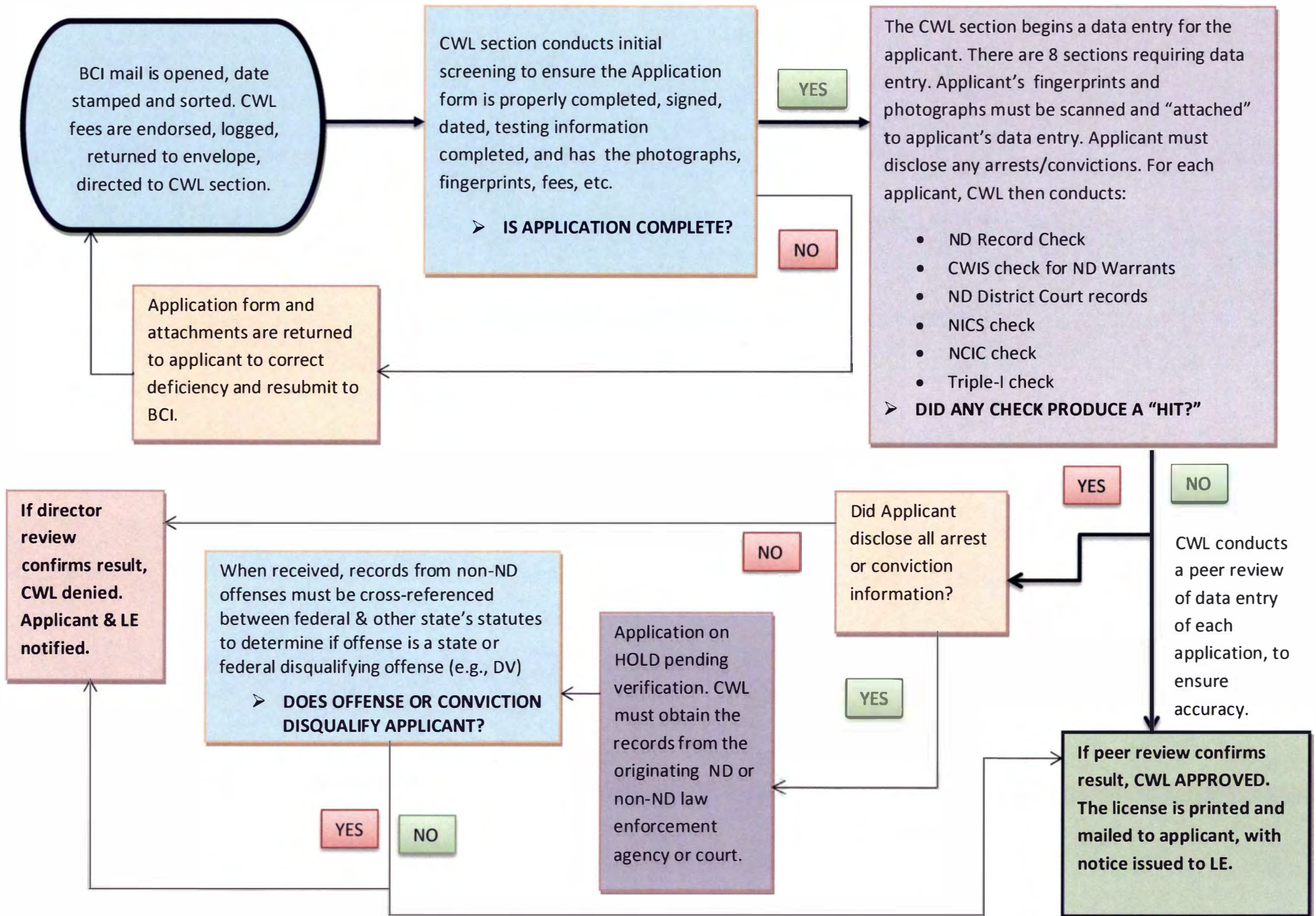
Adams	14	19	45	18	48	53	28	90
Barnes	25	46	73	39	59	83	62	116
Benson	18	33	34	31	44	32	41	61
Burleigh	267	430	470	492	934	515	674	1941
Cass	326	386	398	434	608	419	582	1067
Cavalier	28	24	27	33	39	26	44	38
Dickey	7	13	9	17	21	20	35	113
Eddy	9	9	22	18	15	13	13	20
Emmons	7	5	10	13	28	9	20	42
Foster	25	23	12	25	36	9	34	68
Grand Forks	237	294	328	313	408	314	389	573
Grant	8	13	19	14	29	14	23	59
Griggs	3	16	4	5	32	5	17	44
Kidder	5	6	10	5	12	21	17	44
Lamoure	14	20	13	32	26	21	32	52
Logan	5	5	5	6	10	8	21	25
Mcintosh	5	7	5	6	21	4	14	71
Morton	110	198	174	185	383	183	269	720
Nelson	13	33	13	27	33	11	36	66
Oliver	10	10	20	20	33	19	17	86
Pembina	53	49	106	69	82	92	80	108
Pierce	27	29	17	54	37	27	52	99
Ramsey	61	94	127	99	198	132	137	193
Ransom	9	21	17	19	22	20	16	75

Richland	27	31	33	60	58	57	64	126
Rolette	34	36	32	39	63	24	25	73
Sargent	6	10	16	18	13	18	30	129
Sheridan	2	3	12	4	13	25	14	46
Sioux	2	4	3	7	4	3	5	6
Steele	14	9	12	12	14	9	14	31
Stutsman	49	43	65	110	87	89	106	185
Towner	17	25	26	28	35	31	24	78
Traill	18	32	29	24	45	38	45	38
Walsh	64	98	83	98	135	78	110	134
Wells	16	20	33	29	56	37	55	116
<u>Non-ND resident</u>	<u>92</u>	<u>249</u>	<u>236</u>	<u>154</u>	<u>293</u>	<u>146</u>	<u>114</u>	<u>199</u>
<b>GRAND TOTAL:</b>	<b>2179</b>	<b>3278</b>	<b>3682</b>	<b>3872</b>	<b>6662</b>	<b>4066</b>	<b>5634</b>	<b>12614</b>



# Concealed Weapon License Application Processing

4421003  
January 15, 2003  
Attachment 4





HB1003

January 16, 2003  
Attachment 5

# IMPACT OF POPULATION GROWTH ON LAW ENFORCEMENT IN THE WILLISTON BASIN REGION

Joint Product: Montana All Threat Intelligence Center & North Dakota State  
and Local Intelligence Center



August 17, 2012

#### Appendices:

- Appendix 1: Methodology, page A1-1
- Appendix 2: Results, page A2-1
- Appendix 3: North Dakota Arrests by Jurisdiction, page A3-1
- Appendix 4: UCR Index Offenses by Jurisdiction, page A4-1



## PURPOSE

This product intends to assist law enforcement administrators and policy makers in understanding the impacts that population growth and development of the Bakken oilfield could have on law enforcement in the vicinity of the Williston Basin region<sup>1</sup>.

## SCOPE

This product is a baseline assessment representing the analytic judgments of the Montana All Threat Intelligence Center (MATIC) and the North Dakota State and Local Intelligence Center (NDSLIC) regarding the impacts on law enforcement<sup>2</sup> resulting from the continued development of the Bakken oilfield. The joint assessment is based on a limited sampling of data collected in North Dakota and Montana from 2005 through May 2012 and includes the results from a survey of the Montana and North Dakota law enforcement agencies as well as information detailing the growth in the oilfield, the demographics of the Williston Basin and the impact on law enforcement. This assessment is limited in scope as it will only focus on impacts the oil "boom" has had on law enforcement and no other aspects of the Williston Basin region.

## KEY FINDINGS

- Based on historical information and projected growth estimates, the MATIC and NDSLIC (collectively referred to throughout this assessment as the fusion centers) assess that expansion of the oil industry will increase steadily westward into the Montana portion of the Bakken, continuing in Richland County and expanding in Roosevelt and Sheridan Counties, with Sidney emerging as a secondary population hub with growth similar in proportion to Williston, North Dakota.
- The fusion centers assess that increases in population in the Williston Basin region are a direct consequence of the increased job availability and economic growth fueled by the development of the Bakken oilfields.
- The United States Geologic Service has estimated that there are 3.5 billion barrels of oil in the Bakken oilfield. Based on current trends, population within the Bakken oilfield will continue to rise as long as oil exploration and production remain steady.
- With the increase in population there has been an increase in arrests, criminal activity and vehicle crashes. The fusion centers assess that these increases will likely require additional law enforcement resources.
- Law enforcement organizations within the Williston Basin region have seen a large increase in calls for service per sworn officer.

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<sup>1</sup> The **Williston Basin region** is defined as the following counties in North Dakota: Divide, Burke, Renville, Bottineau, Williams, Mountrail, Ward, McHenry, McKenzie, Dunn, Mercer, McLean, Golden Valley, Billings, Stark, Morton, Slope, Hettinger, Grant, Bowman, and Adams. Montana includes the following counties: Valley, Daniels, Sheridan, Roosevelt, Garfield, McCone, Richland, Dawson, Prairie, Wibaux, Custer, and Fallon. These counties have active oil drilling in the Bakken formation or are experiencing an increase in populations seeking permanent or temporary residence while working directly for the oil extraction industry.

<sup>2</sup> **Law enforcement impact** for the purpose of this assessment means any effect, influence or alteration of the workload, type of work, or pace of that work, for the sworn officers, non-sworn civilian employees, and administrators within Police Departments, Sheriff's Offices, Highway Patrol, State Bureaus, or Probation and Parole in and around the Williston Basin.

- Law enforcement organizations in the Williston Basin region are experiencing increased staffing needs in both sworn and non-sworn positions. The fusion centers assess that increased calls for service, combined with significant turnover and recruitment issues will continue to contribute to staffing challenges.

## **EXECUTIVE SUMMARY**

Population is on the rise in the Williston Basin region and census data and trends suggest that the population will continue to rise in the region as long as oil exploration and production continues. Job availability data, as well as federal and state population estimates, reflect that the population in the Williston Basin region has increased at a rate of 17% since 2005. While a variety of factors have contributed to this increase, the fusion centers assess that population growth in the Williston Basin region is directly attributable to the industrial and economic activity surrounding oil exploration and production within the region. Historic development of this activity within the region and geologic estimates of untapped shale oil reserves suggest that oil exploration and production will continue to increase and expand steadily westward into the Montana portion of the Bakken oilfields, continuing in Richland County and expanding further into Roosevelt and Sheridan Counties, with Sidney emerging as a secondary population hub. The fusion centers predict Sidney will experience growth proportionately similar to that of Williston, North Dakota.

Increases in calls for service, arrests, index crimes, fatal and non-fatal motor vehicle crashes, and sexual offenders, as well as significant turnover and recruitment issues have exacerbated the challenges experienced by law enforcement agencies. Law enforcement officials attribute much of the turnover and recruitment difficulties to employees seeking employment outside of law enforcement, low salary, and lack of available housing. The majority of law enforcement agencies reported a need for additional sworn and non-sworn positions within the next year and indicated a need for additional protective equipment and training. Law enforcement agencies operating within the Williston Basin region will continue to experience significant impacts due to the increasing population.

## WILLISTON BASIN EXPLORATION AND PRODUCTION

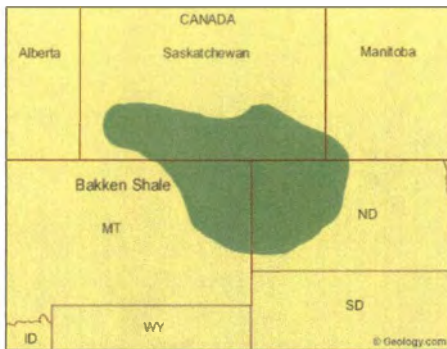


Figure 1: Bakken Shale Formation  
Source: Geology.com

Much of the oil in the Williston Basin is currently extracted from the Bakken formation<sup>3</sup> which covers parts of Montana, North Dakota, and Saskatchewan (see Figure 1). This find, discovered by geologists in 1951, was the first major discovery in a geologic basin since before World War II. Despite the early discovery, the site remained mostly undeveloped until 2006 when drillers perfected the horizontal well drilling method which increased the likelihood of striking oil and the overall yield life of the wells.<sup>i</sup> As the potential profitability of the basin was recognized, oil companies started leasing the land for drilling and increased their development and production operations.<sup>ii</sup> Initial exploration and development

in the Bakken Shale Formation has centered on the North Dakota portion of the Bakken formation because geologists have shown there is larger amounts of mature oil in North Dakota (See Figure 2). It is likely exploration of mature oil in the Montana portion of the Bakken formation will increase in the near future.

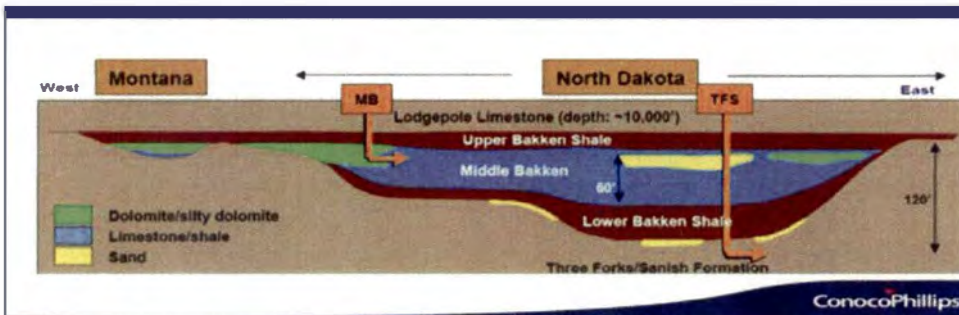


Figure 2: Bakken Formation Mature Oil  
Source: Conoco Phillips

### North Dakota

As of May 15, 2012, there were approximately 41 oil companies employing workers drilling active rigs in North Dakota, not including trucking companies or drivers that haul resources to the rig/well sites. Williston, North Dakota, serves as the unofficial hub of oil exploration and production activity in the Bakken Oil patch. Williams, Mountrail, Ward, and Richland Counties are seeing large population increases because of their proximity to Williston, North Dakota (see Figures 3 & 5). The fusion centers assess with high confidence that population increases in the Williston Basin region are directly attributable to oil exploration and production activities. Government sector economic information indicates that oilfield production and



Figure 3: North Dakota Counties in the Williston Basin Region

<sup>3</sup> The Bakken formation, initially described by geologist J.W. Nordquist in 1953, is a rock unit from the Late Devonian to Early Mississippian age occupying about 200,000 square miles of the subsurface of the Williston Basin. North Dakota geologists estimate this formation contains 11 billion of barrels of oil. Continental Resources estimate the Bakken contains 20-24 billion barrels of oil. (Center for Strategic and International Studies, 2012)



employment is on the rise in North Dakota. This growth trend is expected to continue through the year 2020.

- Since 2005, an increase in oil rigs of 488% has resulted in an increase of annual oil production of 218% within the Williston Basin region. The increase in production has placed North Dakota as the number two oil producing state.<sup>iii</sup>

- There has been a significant increase in exploration and production job growth within the region as reflected by annual oil production increases of 488% in North Dakota (See Figure 4). The North Dakota Department of Mineral Resources estimates that there are currently between 35,000 and 40,000 positions directly related to exploration and production. By 2020, jobs related to exploration and production are expected to peak at 63,000.<sup>iv</sup>

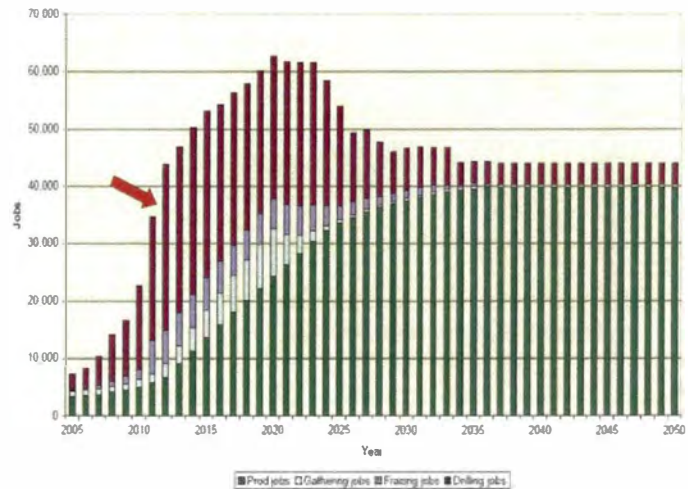


Figure 4: North Dakota Oil Industry Jobs

Source: North Dakota Industrial Commission, Division of Oil and Gas

- The number of active wells in the Williston Basin region has increased by 90% since 2005. The number of active wells increased by 102% in North Dakota. Oil rigs have increased by 1089% in North Dakota and decreased by 17% in Montana since 2005.<sup>v</sup> (See Appendix 2, Table 108-A,B)

### Montana

Although populations on the Montana side of the Williston Basin region increased; oil production, oil well permits, and oil rig counts between 2005 and 2011 decreased. In 2005, Montana was at peak oil production followed by a rapid decline, and in 2012 a gradual increase. Much of the oil activity that was occurring in Montana in 2005 moved to North Dakota causing Montana's oil production to drop significantly. This undulating trend in Montana occurred because the mature and more highly pressurized oil is located in smaller quantities within the Montana portion of the Bakken formation (See Figure 2). Industry experts assess, however, that as exploration in North Dakota begins to play-out, oilfield companies will continue to move the highly mobile rigs back into Montana and expand their exploration west. This process may have already started as indicated by the recent increase of drilling rigs in Montana.<sup>vi</sup>



Figure 5: Montana Counties in the Williston Basin Region

- From 2005 to 2012, a decrease of 42% in oil well permits

resulted in a projected decrease of annual oil production of 8% in Montana. Overall, Montana has seen a 17% reduction in oil rigs. (See Appendix 2, Table 108-A,B)

Based on the information gathered, the fusion centers judge that oilfield exploration and production in the Williston Basin region will continue to develop with a corresponding growth in the communities of the Williston Basin region until the year 2020. The fusion centers assess that oil activity will increase steadily to

the west and back into Montana. Population increases on the Montana side of the Williston Basin region are due to the steady move west for oil as well as the lack of available housing in and around Williston.

## IMPACTS ON POPULATION

According to US Census data, population in the Williston Basin region has increased by 7.8% since 2005. The counties in the Williston Basin region seeing the largest population increases are Williams, McKenzie, Mountrail, Stark, Ward, and Richland counties. (See Appendix 2, Tables 1 & 2)

As a result of availability of jobs within the Williston Basin region and national media attention there has been an influx of job seekers into the area. In order to substantiate the increase in job availability, the fusions centers looked at five key sector job categories of the US Census Bureau's North American Industry Classification System (NAICS). The categories utilized were: Mining Quarrying and Oil and Gas Extraction, Construction, Wholesale Trade, Transportation and Warehousing, Real Estate/ Rental and Leasing<sup>vii</sup>. A comparison of key sector job activity in Williams County (Williston), ND, and Richland County (Sidney), MT, shows that Sidney will emerge as a secondary population hub experiencing growth similar in proportion to Williston, ND. (See Appendix 2, Tables 55 & 76)

### ***The National Media Takes Notice***

In 2011, NBC and CNBC completed a series of media reports addressing the job growth in the Williston Basin region with one segment titled "Unemployed? Go to North Dakota." Other major US media outlets such as *USA Today*, *CNN* and the *Wall Street Journal* have carried multiple stories with a similar story line.

- The job availability data shows that within the Williston Basin region counties, key sector job availability rose 138% as opposed to a 16% increase for the Populous Comparison Group<sup>4</sup> counties. (See Appendix 2, Table 53)
- In May 2012, the average unemployment rate for the North Dakota counties in the Williston Basin region was 2.2% while the Montana counties were at 3.76%. When compared to the national rate of 8.2% for the same period, the Williston Basin region is experiencing near 100% employment for jobseekers.<sup>viii</sup>

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<sup>4</sup> The **Populous Comparison Group** is defined as the following law enforcement agencies in North Dakota; Ramsey County Sheriff's Office, Grand Forks Police Department, Valley City Police Department, West Fargo Police Department, Cass County Sheriff's Office, Jamestown Police Department, Devils Lake Police Department, Stutsman County Sheriff's Office, Grand Forks County Sheriff's Office, Fargo Police Department, Bismarck Police Department, and Burleigh County Sheriff's Office. These ND agencies operate in highly populated areas that are experiencing steady but noticeable increases in their population during the period of time being assessed. The industrial growth being driven by oil activity is not directly impacting these agencies though population increases in these jurisdictions are substantial enough to likely have impact on law enforcement. These agencies are a comparison group to the Williston Basin region in all areas of this assessment.

The fusion centers believe that US Census data does not accurately reflect the dynamic nature of the population because it does not account for the transient oilfield worker populations within the Williston Basin region. Burgeoning demand for oilfield labor has created a significant housing shortage in the Williston Basin region. Temporary housing facilities, referred to as “man camps,” have sprung up to meet this demand. In addition to job availability data, Covenant Consulting Group in Bismarck, ND, reported that three different independent sources estimated man-camp numbers at approximately 24,000 beds on the North Dakota side of the Williston Basin region. Revised population increases in the Williston Basin region of 17% and the Populous Comparison Group of 9.5% will be used going forward in this assessment.

- The addition of an estimated 23,500 incoming oilfield workers to fill key sector jobs in the Williston Basin region, the population increase in that region is 17% as compared to the 7.8% increase reported in US Census data from 2005 to 2011.
- The addition of an estimated 4,500 workers to fill key sector jobs in the Populous Comparison Group yields a population increase in that region of 9.5% as compared to the 8.1% increase reported in US Census data from 2005 to 2011. (See Appendix 2, Table 54)

## IMPACTS ON LAW ENFORCEMENT

The role of population growth in the provision of law enforcement services has been the subject of debate for decades. Since recent studies have demonstrated a correlation between the demand for law enforcement services and population growth, this study will evaluate the overall effects of the increase in population in the Williston Basin by taking a more comprehensive look at the areas of highest concern covered by regional law enforcement agencies--crimes and arrests, motor vehicle crashes, sexual offenders and calls for service as a function of the increases in population since 2005.<sup>ix</sup> The assessment will also, briefly discuss the results of the spring of 2012 survey of law enforcement agencies operating in the Williston Basin region initiated by Montana and North Dakota Fusion Centers.

### ***Uniform Crime Report (UCR) Index Crimes and Arrests***

There are two conflicting views on whether population growth influences crime rate. Some studies have found that crime is higher in high density populations while other studies suggest that the fact that there is more surveillance makes crime less prevalent. In the Williston Basin, empirical data suggests that there is a positive correlation between the growth in population and the increase in crimes. Part I Index Crimes as reported by the UCR increased in the Williston Basin region by 32% since January 1, 2005; the Populous Comparison Group increased by 5% since 2005.<sup>x</sup> Of all the UCR measures examined, this comparison shows a stark contrast between the demonstrated impacts on law enforcement in the Williston Basin region compared to the Populous Comparison Group. (See Appendix 2, Tables 40 & 41).

#### **Uniform Crime Report (UCR)**

On a yearly basis, The Federal Bureau of Investigation (FBI) publishes the nationwide Uniform Crime Report (UCR). The UCR program is a cooperative effort to collect crime statistics. States follow the same guidelines to collect alike information for the UCR. Part I Index Crimes are broken down into two categories: violent and property crimes. Part I Violent Index Crimes include; murder, aggravated assault, forcible rape, and robbery. Part I Property Index Crimes include; arson, burglary, larceny-theft and motor vehicle theft.

- Part I Violent Index Crimes increased in the Williston Basin region by 121% since 2005; the Populous Comparison Group increased by 98% since 2005.<sup>xi</sup> (See Appendix 2, Tables 43, 44 & 45)



- The Williston Basin region reported a 19% increase in arrests since 2005. The Populous Comparison Group reported a 13% decrease in arrests during the same period.<sup>xii</sup> (See Appendix 2, Tables 37-38)

### ***Motor Vehicle Crashes***

The Williston Basin region has registered a dramatic increase in crashes, likely due to an increase in vehicles traveling on the roads. Additional factors contributing to the increase in crashes include: increased traffic on rural roads, reduced visibility, and deteriorating roads, due to increased traffic volume. Whatever the combination of causes, the rapid increase in fatal and non-fatal crashes in the Williston Basin region is impacting the law enforcement officers required to respond to all such crashes. (See Appendix 2, Tables 46-49)

- According to Montana Highway Patrol and North Dakota Department of Transportation reports, motor vehicle crashes on state and interstate highways in the Williston Basin region increased by 58% since 2006.<sup>xiii</sup> As a point of comparison, motor vehicle crashes have increased in the Populous Comparison Group by 7% since 2006.
- Fatal motor vehicle crashes have increased by 72% in the Williston Basin region since 2006, as compared to a decrease in fatal vehicle crashes of 21% in the Populous Comparison Group since 2006.<sup>xiv</sup>

### ***Sexual Offenders***

Available data on sexual offenders within the Williston Basin region is limited to information from 2010 to 2012. Local law enforcement agencies register sexual offenders in their jurisdiction. These agencies dedicate resources to register the offenders and monitor the offender's present locations within their communities.

- There is a 20% increase in registered sexual offenders in the Williston Basin region since 2010. The Populous Comparison Group has an 11% increase since 2010.<sup>xv</sup> (See Appendix 2, Table 50 and 52)

### ***Implications for Law Enforcement***

As the regional population continues to grow, the rise in population density is contributing to rising crime figures within the Williston Basin region. Local communities are raising concern that infrastructure and public services are overburdened by the rapid growth in population and traffic. The Williston Basin region has been one of the fastest growing regional areas in the United States given the employment availability and business opportunities that it has to offer. The substantial population growth has seen an increase in arrests and offenses over the past seven years. Increases in sexual offenders and motor vehicle accidents occurred during the same time frame. Crime rates have gone up proportionately to population increases though crime rates in North Dakota and Montana are some of the lowest in the nation. Increases in arrests, sexual offenders and motor vehicle crashes to any jurisdiction require additional workload for that agency and generally precipitate an increased impact on local law enforcement. The empirical data suggests that the future needs and demands of the Williston Basin region for law enforcement services could be crucial in addressing the region's current and projected crime profile.

### **Survey Results**

In the spring of 2012, the Montana and North Dakota Fusion Centers sent a survey to all law enforcement agencies operating in the Williston Basin region. The NDSLIC also sent surveys to the 12 agencies that represent the Populous Comparison Group. The survey was sent to 71 agencies. Of those agencies, 53 responded; 24 Police Departments and 29 Sheriff's Offices. See Appendix 2, Table 3.1 and 3.2 for a complete list of agencies asked to participate in the survey and those who responded. Additionally, agencies ranked the level of influence that different factors had on crime in their jurisdictions over the past 12 months. Both the Williston Basin region and the Populous Comparison Group listed their top two factors as being alcohol and drugs. The remaining top five factors differed completely. (See Appendix 2, Table 34) The survey revealed significant trends with regards to personnel staffing (recruiting, turnover and experience), calls for service and equipment/facilities requirements which are summarized below.

### **Staffing**

Responding agencies reported significant staffing needs in both sworn and non-sworn positions as well as high levels of turnover. Pursuit of employment outside of law enforcement was reported as the primary reason for the high turnover. Desire for higher salaries and a lack of available housing were also cited in the surveys as the number one and two obstacles, respectively, for recruiting new law enforcement personnel in the Williston Basin region. (See Appendix 2, Tables 10 - 16). Additionally, Williston Basin region law enforcement agencies reported comparatively low levels of field experience for their officers.

- 46% of all Williston Basin region sworn officers working have no more than 5 years of experience compared to 25% in the Populous Comparison Group. (See Appendix 2, Table 6)
- 37% of the Williston Basin region agencies indicated they were experiencing significant turnover. (See Appendix 2, Table 10-12)
- 75% of agencies in the Williston Basin region are experiencing recruitment issues. (See Appendix 2, Table 13-15)

### **Homicide and the Oilfield**

Since January of 2011 there have been a series of events involving individuals who have moved to the Williston Basin for work that have caused concern in the region.

- January 28, 2011 – The bodies of four individuals are discovered in two separate residences in Ward County, North Dakota. A 27-year-old oilfield worker is charged with the murders.
- March 12, 2011 – A 28-year-old oilfield worker is alleged to have stabbed and killed a coworker at a hotel in Minot, ND. Both the victim and the suspect were from Texas.
- January 7, 2012 - A school teacher from Sidney, MT was kidnapped and murdered. Her body was later located near Williston, ND. Two individuals who had traveled to the Williston Basin region to look for work in the oilfield have been charged with the murder.
- January 20, 2012 - The body of a 49-year-old oilfield worker was found in a roadside ditch in rural Roosevelt County, MT. A 46-year-old co-worker from Florida has been charged with the death.
- July 7, 2012 - A 27-year-old oilfield worker is shot and killed in Plentywood, MT after pointing a firearm at law enforcement.
- July 9, 2012 - An 8-year-old boy and his 5 year-old brother were killed when they were run over in a North Dakota campground. Also injured in the crash was the boys' 28-year-old father. The family had traveled to North Dakota to visit the father who was employed in the oilfield. The individual who was driving the vehicle that hit the family is believed to have been drunk at the time of the incident.



- 80% of Williston Basin region agencies reported needing one or more sworn officers and 51% reported needing one or more non-sworn staff positions by the year 2013. (See Appendix 2, Table 19)
- 51% of the agencies in the Williston Basin region reported needing five or more sworn officers by 2018 and 34% needing five or more non-sworn staff positions by 2018. (See Appendix 2, Table 19)

### ***Calls for Service***

In 2011, the Williston Basin region surpassed the Populous Comparison Group for calls for service per sworn officer. All of the agencies within the Williston Basin region registered calls for service above 600 per officer with the Killdeer, Stanley, Baker, and Dickinson Police Departments registering calls for service near or above 1000. (See Appendix 2, Table 25) Considering that the number of sworn officers in the Williston Basin region increased by 16% between 2006 and 2011, that is a rate of one officer added for every additional 1,781 calls for service. In comparison, between 2006 and 2011, the Populous Comparison Group sworn officer numbers increased 11% at a rate of one officer added for every additional 547 calls for service.

- Between 2006 and 2011, the Williston Basin region saw a 103% increase in calls for service while the Populous Comparison Group saw an increase of 15%. (See Appendix 2, Table 25)

### ***Calls for Service Rate***

The average Calls for Service Rate (CFSR) per sworn officer in the Williston Basin region (divide each agencies reported calls for service by number of sworn officers) went up from 386 in 2006 to 572 in 2011. The Populous Comparison Group saw an increase from 470 in 2006 to 515 in 2011. (See Appendix 2, Table 104)

- Between 2006 and 2011, the Williston Basin saw a 48% increase in its average CFSR while the Populous Comparison Group saw an increase of 10% over that same time period.

### ***Arrest Rate***

The average Arrest Rate (AR) per sworn officer in the Williston Basin region (divide each agencies number of arrests by number of sworn officers) dropped from 19.94 in 2005 to 18.16 in 2011. The Populous Comparison Group saw a decrease from 29.92 in 2005 to 22.83 in 2011. (See Appendix 2, Table 105)

- Between 2005 and 2011, the Williston Basin region saw a 9% decrease in its average AR while the Populous Comparison Group saw a decrease of 24% over that same time period.

### ***Equipment and Facilities***

34% of the agencies in the Williston Basin region reported they did not have all of the necessary equipment to protect themselves. The Populous Comparison Group reported only half this amount with 17% of the agencies stating they did not have all the necessary equipment needed to protect themselves. (See Appendix 2, Table 28)

## **CONCLUSION**

The ongoing growth within the Williston Basin region will continue to impact the need for law enforcement services. While “booms” are traditionally viewed as short periods of time, the current

exploration of the Bakken oilfield will have long term impacts in the Williston Basin region. As the population continues to expand in response to the ongoing development of the Williston Basin oil reservoir, local, state and federal law enforcement agencies will continue to see increased requests for services and will be required to grow in order to keep pace with the corresponding service requests.

Challenges such as recruitment and retention of staff will have to be overcome by each agency. Agencies that adopt innovative solutions to the issues that cause retention and recruitment problems will be successful. Sheriff Scott Busching of Williams County has a program of providing housing to staff. That program is one such example of innovation.

## INTELLIGENCE GAPS

- ***The fusion centers lack a clear understanding of the total number of personnel and demographic composition of Montana's man camps.*** Is there a Montana agency tasked with tracking the number and composition of the man camps?
- ***The fusion centers lack a consolidated database that tracks and registers crime statistics to assist analysts to identify emerging trends in security issues.*** While the FBI's UCR program collects and tracks all of the relevant crime statistics, many jurisdictions in the Williston Basin region only recently started reporting their crime statistics and several jurisdictions have not reported at all. Due to the lack of reporting in the Williston Basin region, the UCR data is currently a limited depiction of crime in the Williston Basin region. When will all agencies report to UCR?
- ***The fusion centers lack a clear understanding of the oilfield worker populations and their respective man camps.*** The fusion centers question whether the US Census data accurately reflects the incoming oilfield worker populations within the Williston Basin region. In an attempt to offset the perceived shortcomings of the data, the fusion centers extrapolated from three different independent sources including job availability data to estimate population numbers in the Williston Basin region. Is there an alternate mechanism (government or private sector agency) that tracks increases in population due to oil or industrial activity?
- ***The fusion centers lack a clear understanding of each agencies method for tracking and quantifying calls for service.*** The fusion centers chose to use calls for service to measure ground level impact on the law enforcement agencies. However, not all agencies surveyed provided calls for service numbers.

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- <sup>i</sup> Seifert, L. (2009) A Basic Analysis of the Bakken Oil Boom: Precautions and Planning. Unpublished Master's Project University of Minnesota, December 2009.
- <sup>ii</sup> Mason, James. 2012. Oil Production Potential of the North Dakota Bakken. Prepared for publication in the Oil and Gas Journal.
- <sup>iii</sup> Wall Street Journal Online. "North Dakota Tops Alaska in Oil Output", May 2012.
- <sup>iv</sup> North Dakota Industrial Commission Division of Oil and Gas website [www.dmr.nd.gov/oilgas/](http://www.dmr.nd.gov/oilgas/), 2012
- <sup>v</sup> Montana Board of Oil & Natural Gas and North Dakota Industrial Commission Division of Oil and Gas
- <sup>vi</sup> Personal Communication with Tom Richmond, Administrator Montana Board of Oil and Natural Gas, July 2012.
- <sup>vii</sup> United States Census Bureau, North American Industry Classification System
- <sup>viii</sup> North Dakota Job Service and Montana Department of Labor, May 2012
- <sup>ix</sup> Property Crimes and Violence in United States: An Analysis of the influence of Population density, Keith Harries, University of Maryland, Baltimore County, USA
- <sup>x</sup> Montana Board of Crime Control and FBI 2005-2011
- <sup>xi</sup> Montana Board of Crime Control and FBI 2005-2011
- <sup>xii</sup> Montana Board of Crime Control and FBI 2005-2011
- <sup>xiii</sup> North Dakota Highway Patrol & Montana Highway Patrol, 2012
- <sup>xiv</sup> North Dakota Highway Patrol & Montana Highway Patrol, 2012
- <sup>xv</sup> North Dakota Bureau of Criminal Investigation & Montana Division of Criminal Investigation

## **APPENDIX 1: METHODOLOGY**

On January 19, 2012, the Montana All Threat Intelligence Center (MATIC) and the North Dakota State and Local Intelligence Center (NDSLIC) held a conference call to discuss the creation of a joint intelligence product designed to assist law enforcement decision makers attempting to address the population concerns and issues occurring in the eastern and western parts of their states. Also in attendance was North Dakota's Deputy Attorney General, members of the North Dakota Highway patrol, Department of Homeland Security intelligence Officers assigned to Montana and North Dakota, and the research analysts who compile each of the state's crime statistics for reporting to the FBI. During the meeting, a decision was made that both centers would conduct a joint risk assessment to address the following key topic question:

### **What will be the impact of continued long term population growth in the Williston Basin on Law Enforcement (LE) resources in Montana and North Dakota?**

This key topic question asked is due to a large influx of individuals into previously rural, lower populated areas in Montana and North Dakota. This large influx is a result of the growth in areas of the two states where technological advancements allow for access to oil reserves which were not previously recoverable. Though the catalyst for the rapid population growth in these areas is likely oil rig presence and activity, the focal point for law enforcement is the people who are relocating to the affected areas and the activities they engage in while here.

**Evolving Process:** After considering a risk assessment as the primary means to answer the question, the fusion centers made a decision to conduct an overall assessment of the areas that have been impacted by population growth. Once the changes that have occurred have been identified, a follow-up course of action could be to produce a risk assessment that looked at specific threats, vulnerabilities, and consequences of certain scenarios.

This comprehensive assessment is the starting point for the collection and analysis of data for determining what secondary questions will need to be asked. The goal for this joint product is to provide North Dakota and Montana with a tool to engage in informed decision making as current and future impacts to law enforcement are addressed.

### **MEASURING LAW ENFORCEMENT IMPACT:**

NDSLIC and MATIC began preliminary research by examining various open source material. Many of the articles published by the Associated Press focused on the negative impact of the population increase, and the effect on law enforcement and their communities. The fusion centers determined that utilization of this information for general knowledge and understanding of the situation is valuable. However at no point would any media information be included in the assessment as a factual basis. The determination of the facts as well as perceptions of law enforcement came from the following sources:

- **Population**
- **Survey/Needs Assessment**
- **UCR Data**
- **Infrastructure Data**
- **Outside Agency Data**

Aside from analyzing the data from the above sources using percent change and rate analysis, the goal of the fusion centers was to standardize a method to measure "utilization" or "workload" changes over



the period of time under examination. This process is discussed in A1F of this appendix. The fusion centers' hope was that such a measure could be used as a standard method to be applied aggregately across the jurisdictions and state borders. This process would accurately identify fluctuations in factors contributing to increased stress on manpower, along with serving as an indicator when other resources need to be diverted to alleviate emerging needs until longer term solutions are determined.

**A1A: POPULATION:** Population was the key denominator in assessing the law enforcement impact and establishing the Utilization Measure critical to this assessment. Although Census Bureau data was a critical component in this assessment, the fusion centers believed capturing the true measure of a predominantly transient population would require a different approach. The fusion centers considered capturing school enrollment data, sewage volume data in key cities, and contacting the Secretary of State's office to obtain a listing of all new businesses. The fusion centers decided to utilize data from the North Dakota Industrial Commission's Oil and Gas Division, Williston city government, and the Williston Development organization for determining the actual working population energy companies require to staff all phases of the oil and gas extraction process. For instance, it is known that each drilling rig requires 122 workers during the drilling phase.<sup>i</sup> Officials know how long the phases will last and the number of rigs active in the Williston Basin region. Therefore, they are able to calculate the employees required to complete the work of the drilling, fracking, and trucking companies that are active in the Williston Basin region.

The fusion centers also utilized the U.S. Census Local Employment Dynamics NAICS based statistics on workforce indicators to determine the change in the availability of jobs, both overall and by key sectors, within the Williston Basin Region and the selected non-rural comparison counties in North Dakota. Looking at the data from 2005 through the 2nd quarter of 2011, reveals what jobs need to be filled each year.<sup>ii</sup> To further validate the fusion centers' approach to accurately measuring transient populations, NDSLIC and MATIC contacted Rod Backman, CPA, CFP with Covenant Consulting group and Richard Rathge, a Professor with NDSU's Department of Agribusiness & Applied Economics. Both individuals confirmed that attempts to accurately measure any temporary workforce, by tabulating beds and equating the bed count with workers in "work-camps" is an inappropriate approach to measuring population. Professor Rathge stated they are currently composing an economics study which will be released in the fall of 2012, which focuses on the same jobs data that analysts from the fusion centers have been evaluating. Professor Rathge stated that attempts to gain accurate tabulations outside estimations as, drawing from sewage usage or schooling numbers would take too long and be subject to many limitations. As a result, they opted like the fusion centers to focus on the same US Census job availability data because an available job can be filled by one body.

**A1B: SURVEY/ NEEDS ASSESSMENT:** The media has quoted some law enforcement officials from the impacted areas regarding the impact that population growth has had on their own jurisdictions. However, the fusion centers wanted to measure the impact that population growth has had on law enforcement throughout the Williston Basin region. To accomplish this goal, the fusion centers distributed a 38 question Survey/Needs Assessment to Sheriff's, Chiefs, and selected Highway Patrol representatives. Intelligence analysts and liaison personnel in both fusion centers designed the needs assessment questionnaire to determine any consistencies or reveal differences in perceptions within and around the Williston Basin region.

#### **Calls for Service:**

The key component, and the request requiring the most work on the part of the survey respondent, was to provide calls for service numbers from 2005-2012. The needs assessment questionnaire focused

heavily on determining the change in calls for service since the population growth occurred in each jurisdiction. This may indicate the amount of an increase in workload occurring in the impacted jurisdictions. This information will be critical in determining best practices in areas employing strategic risk mitigation.

**Survey Population and Sampling method:**

The population receiving the survey was comprised of law enforcement agencies in 21 counties in North Dakota within the Williston Basin region, 12 Montana counties within the Williston Basin region, as well as agencies located in 6 counties in eastern North Dakota who have documented steady population increases over the same period of time (2005-2011/12). 71 agencies (were sent the questionnaire. 53 agencies responded for a 75% return rate. Respondents sent the survey results back by email or through the US Postal Service.

**Question Types:** The assessment asked a combination of dichotomous, multiple choice, rank order scaling, constant sum (designed to show ratio data), and open ended questions in an effort to show activity within the jurisdiction that may not have representation in formal reports. This was critical in determining how much of an increase in workload has occurred in the impacted jurisdictions.

**A1C: UCR DATA:** Much attention has been given to increases in crime; both in types and quantities. The abduction of Sherry Arnold was a high profile and critical event in formulating opinions about the possible crime rate increase of those impacted counties. The fusion centers examined the 2005 to 2011 UCR data in detail to determine any changes to quantity of arrests, types of arrests, and crimes committed within the impacted jurisdictions. The goal was to look at this UCR data and cross-reference calls for service to determine a measure for workload increases on the law enforcement officers and staff. For the purpose of this assessment, the fusion centers obtained Part I Index Crime information for the jurisdictions that encompass the Williston Basin region. The fusion centers requested raw working data in the form of excel worksheets created by the research analysts who created the formal UCR report. As a result, there may be occasional differences between what was officially published from year to year for 2005-2011, compared to what was entered into the working spreadsheet. The differences were minimal and did not cause any noteworthy differences in the data that influenced this assessment. An important consideration to note is that the fusion centers were not able to isolate arrest or index crime data by jurisdiction for drug task forces, or Highway Patrol. Those numbers are not attributable to any jurisdiction as they are included in the remaining state activity.

**A1D: INFRASTRUCTURE DATA:** The increased traffic volume on roads and highways as it relates to the transportation of materials to and from worksites scattered throughout the Williston Basin region has had a large impact on law enforcement. The fusion centers determined that gathering infrastructure data within and around the Williston Basin region for 2005 to 2011 was critical. The North Dakota and Montana Departments of Transportation were cooperative in providing this data. The intention was to examine the data for significance, specifically the year to year numbers for total crashes and fatalities, broken down by county and or jurisdiction within the Williston Basin region.

**A1E: OUTSIDE AGENCY DATA:** The fusion centers contacted "outside agencies" for data showing both a direct and indirect impact on law enforcement. Information was obtained from Departments of Transportation for both states, the ND Bureau of Criminal Investigation and the MT Division of Criminal Investigation, and state probation and parole offices.

**A1F: UTILIZATION MEASURES:** NDSLIC analyzed the staffing numbers in the impacted jurisdictions, along with the population increases by county and city, in an attempt to determine a utilization rate per officer. Though the utilization measures calculated for each agency provided some measure of value to that agency, the larger purpose of establishing this measure was to evaluate how utilization changed from year to year throughout the Williston Basin region. Equally important was determining those utilization values for the Populous Comparison Group. There were two methods in determining this value; each was examined separately, but both were taken into consideration when making decisions regarding this utilization measure.

**A) CALLS FOR SERVICE RATE (CFSR)**

By presenting calls for service for each agency by each year divided by the number of sworn officers for the corresponding year, it can be observed individually or as part of an average across the group. Standardizing these numbers allowed for determination of the calls for service rate as a number of calls per service per 1 sworn officer for that year.

$CFS/SWO = CFSR$

Example:  $2000\ CFS / 27\ SWO = 74$  calls per service per Sworn Officer.

**B) ARREST RATE (AR)**

By presenting arrests made for each agency by each year divided by the number of sworn officers for the corresponding year, it can be observed individually or as part of an average across the group. Standardizing these numbers allowed for determination of the rate of arrest per 1 sworn officer for that year.

$AR/SWO = AR$

Example:  $350\ AR / 27\ SWO = 12.96$  Arrests per Sworn Officer.

These numbers change each year. The critical assumption is they reflect a change in population, but that population change impacts law enforcement equally regardless of population type. They do not reflect the makeup of that population, merely the impact that population change has on sworn law enforcement. For this to be accurate, populations and calls for service need to be accurate.

**A1G: COORDINATION AND COMPLETION OF JOINT PRODUCT:**

This assessment was a joint venture between the NDSLIC and the MATIC and could not have been accomplished without the assistance of the Montana and North Dakota agencies who shared their data with the two fusion centers.

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<sup>i</sup> North Dakota Oil & Gas

<sup>ii</sup> QWI Online Source: <http://lehd.did.census.gov/led/datatools/qwiapp.html>



## APPENDIX 2: RESULTS

### POPULATION

According to the US census, population in the Williston Basin region went from 252,264 in 2005 to 272,053 in 2011, a total increase of 7.8%. According to the US census, population in the Populous Comparison Group went from 319,832 in 2005 to 345,681 in 2011, a total increase of 8.1%

**TABLE 1: NORTH DAKOTA-WILLISTON BASIN REGION & POPULOUS COMPARISON GROUP COUNTIES  
POPULATION CHANGE 2005-2011**

COUNTY	2005	2006	2007	2008	2009	2010	2011	Percent Change (from 2005 to 2011)
Adams	2405	2366	2362	2343	2325	2343	2307	(-4.1%)
Billings	773	741	762	768	796	783	816	5.6%
Bottineau	6650	6526	6428	6370	6390	6429	6443	(-3.1%)
Bowman	3046	3020	3050	3158	3137	3151	3134	2.8%
Burke	2042	1975	1933	1902	1962	1968	2033	(-0.4%)
Divide	2116	2083	2041	2022	2020	2071	2125	.43%
Dunn	3422	3432	3429	3470	3513	3536	3720	8.71%
Golden Valley	1709	1670	1670	1650	1650	1680	1752	2.5%
Grant	2599	2519	2478	2440	2399	2394	2337	(-10.1%)
Hettinger	2587	2577	2524	2479	2481	2477	2515	(2.8%)
McHenry	5568	5507	5370	5355	5373	5395	5505	(-1.13%)
McKenzie	5721	5727	5812	5908	6159	6360	7019	22.7%
McLean	8815	8767	8811	8883	8860	8962	9068	2.87%
Mercer	8366	8309	8351	8295	8390	8424	8449	1%
Morton	25576	25910	26310	26696	27043	27471	27734	8.4%
Mountrail	6840	6826	6991	7153	7439	7673	8097	18.4%
Renville	2519	2499	2415	2387	2432	2470	2490	(-1.2%)
Slope	732	744	711	730	718	727	718	(1.9%)
Stark	22671	22770	23176	23375	23786	24199	25177	11.1%
Ward	57878	58030	58297	58670	60213	61675	64072	10.7%
Williams	19855	20122	20547	20928	21820	22398	24374	22.8%
<b>Williston Basin region Total</b>	<b>191890 29.7%</b>	<b>192120 29.6%</b>	<b>193468 29.6%</b>	<b>194982 29.7%</b>	<b>198906 29.9%</b>	<b>202586 30.1%</b>	<b>209885 30.7%</b>	<b>9.4% or + 17,995 people</b>
Barnes	11171	11106	11057	11027	11028	11066	11056	(-1%)
Burleigh	74375	75940	77473	78678	80122	81308	83145	11.8%
Cass	135181	138340	141316	144290	147872	149778	152368	12.7%
Grand Forks	66629	67096	66333	66917	66518	66861	66598	(-.5%)
Ramsey	11344	11298	11320	11434	11328	11451	11452	
Stutsman	21132	21115	20876	20812	21009	21100	21062	(-.3%)
<b>Populous Comparison Group Total</b>	<b>319832 49.5%</b>	<b>324895 50%</b>	<b>328375 50.3%</b>	<b>333158 50.7%</b>	<b>337877 50.8%</b>	<b>341564 50.7%</b>	<b>345681 50.5%</b>	<b>8.1% or +25,849 people</b>



Total Remaining State Jurisdictions	134367 20.8%	132407 20.4%	130979 20.1%	129429 19.6%	128185 19.3%	128441 19.1%	128366 18.8%	(-4.5%)
Total North Dakota State Population	646089 100%	649422 100%	652822 100%	657569 100%	664968 100%	672591 100%	683932 100%	5.9%

Source: US Census Bureau

**TABLE 2: MONTANA-WILLISTON BASIN REGION COUNTIES POPULATION CHANGE 2005-2011**

COUNTY	2005	2006	2007	2008	2009	2010	2011	Percent Change (from 2005-2011)
Fallon	2712	2722	2768	2807	2882	2893	2956	9%
Sheridan	3573	3507	3469	3385	3387	3384	3460	(-3%)
Daniels	1782	1748	1702	1704	1732	1751	1763	(-1%)
Valley	7367	7272	7332	7415	7349	7376	7487	2%
Garfield	1202	1233	1234	1205	1240	1193	1251	4%
Prairie	1098	1098	1083	1123	1139	1190	1159	6%
McCone	1778	1765	1767	1720	1705	1738	1711	4%
Roosevelt	10437	10285	10166	10129	10334	10458	10527	1%
Richland	9207	9267	9356	9430	9679	9753	10128	10%
Dawson	8800	8853	8944	8925	9008	8939	8989	2%
Wibaux	995	984	1014	986	1030	1009	985	(-1%)
Custer	11423	11395	11480	11515	11646	11710	11752	3%
Williston Basin region Total	60374 6.4%	60129 6.3%	57547 5.9%	60344 6.1%	61131 6.2%	61394 6.1%	62168 6.2%	3% or + 1,821 people
Total Remaining State Jurisdictions	879728 93.6%	892563 93.7%	907159 94.1%	916071 93.9%	922851 93.8%	929564 93.9%	936031 93.8%	6%
Total Montana State Population	940102	952692	964706	976415	983982	990958	998199	6%

Source: US Census Bureau

## SURVEY RESULTS

**TABLE 3.1: AGENCIES WHO RESPONDED TO SURVEY**

Tioga PD	Bottineau CO
McKenzie CO	Renville CO
Ward CO	McHenry CO
McLean CO	Fallon CO
Williston PD	Sheridan CO
Stark CO	Garfield CO
Mandan PD	Prairie CO
Killdeer PD	McCone CO
Adams CO	Richland CO
Burke CO	Miles City PD
Minot PD	Glendive PD
Watford City PD	Glasgow PD
Stanley PD	Wolf Point PD
Bowman CO	Baker PD
Kenmare PD	Ramsey CO
Dickinson PD	Grand Forks PD
Medora PD	Valley City PD
South Heart PD	West Fargo PD
Mercer CO	Cass CO
Grant CO	Jamestown PD
Burlington PD	Devils Lake PD
Williams CO	Stutsman CO
Divide CO	Grand Forks CO
Morton CO	Fargo PD
Billings CO	Bismarck PD
Slope CO	Burleigh CO

**TABLE 3.2: AGENCIES WHO DID NOT RESPONDED TO SURVEY**

Bowman PD	Valley CO
Dunn CO	Roosevelt CO (received after deadline)
Golden Valley CO	Wibaux CO
Hettinger CO	Custer CO
Hazen PD	Sidney PD
Beulah PD	Circle PD
Mountrail CO	Fairview PD
Barnes CO	Poplar PD
Daniels CO	Brockton PD

## Section 1: Demographics

TABLE 3.3: RESPONDER RANK

AGENCY	RANK OF RESPONDER
Adams CO	Sheriff
Billings CO	Sheriff
Bottineau CO	Sheriff
Bowman CO	Sheriff
Burke CO	Sheriff
Dawson CO	Undersheriff
Divide CO	Chief Deputy
Fallon CO	Undersheriff
Garfield CO	Sheriff
Grant CO	Sheriff
McCone CO	Sheriff
McHenry CO	Sheriff
McKenzie CO	Sheriff
McLean CO	Sheriff
Mercer CO	Colonel
Morton CO	Chief Deputy
Prairie CO	Sheriff
Renville CO	Chief Deputy
Richland CO	Undersheriff
Sheridan CO	Sheriff
Slope CO	Sheriff
Stark CO	Sheriff
Ward CO	Sheriff
Williams CO	Chief Deputy
Baker PD	Chief
Burlington PD	Chief
Dickinson PD	Chief
Glasgow PD	Capt./Assist Chief
Glendive PD	Chief
Kenmare PD	Chief
Killdeer PD	Chief
Mandan PD	Chief
Medora PD	Chief
Miles City PD	Chief
Minot PD	Chief
South Heart PD	Commissioner
Stanley PD	Chief
Tioga PD	Chief
Watford City PD	Chief
Williston PD	Chief
Wolf Point PD	Chief
Bismarck PD	Intelligence officer
Burleigh CO	Major Chief Deputy
Cass CO	Lt. Colonel
Devils Lake PD	Chief
Fargo PD	Detective
Grand Forks CO	Office Coordinator
Grand Forks PD	Lieutenant
Jamestown PD	Chief
Ramsey CO	Sheriff
Stutsman CO	Sheriff
Valley City PD	Chief
West Fargo PD	Chief

## **Section 2: Personnel Staffing and Operations**

**2.1) Please list the number of Sworn Officers and Non-Sworn Staff members employed by your agency or department in each of the years shown: (years: 2005-2012 YTD)**

- From 2005-2012 YTD, agencies in the Williston Basin region gained 88.5 sworn officers and 69 non-sworn staff.
- In the same time period, agencies in the Populous Comparison Group gained 86 sworn officers and 16 non-sworn staff.

**TABLE 4: STAFFING CHANGES 2005-2012**

AGENCY	Sworn/ Non	2005	2006	2007	2008	2009	2010	2011	2012	STAFF CHANGE
Adams CO	Sworn	4	4	4	4	4	4	4	4	0
	NSworn	8	8	8	8	8	8	8	8	0
Billings CO	Sworn	4	4	4	4	4	4	4	4	0
	NSworn	0	0	0	0	0	0	0	0	0
Bottineau CO	Sworn	10	10	9	9	10	10	10	10	0
	NSworn	0	0	0	0	0	0	0	0	0
Bowman CO	Sworn	2.5	3.5	3.5	3.5	3.5	3.5	3.5	4	1.5
	NSworn	0	0	0	0	0	0	0	5	5
Burke CO	Sworn	4	4	4	4	4	4	5	6	2
	NSworn	1	1	1	1	1	1	1	1	0
Dawson CO	Sworn	6	6	6	6	6	6	6	7	1
	NSworn	2	2	2	2	2	1	1	1	-1
Divide CO	Sworn	3	3	3	3	4	5	6	7	4
	NSworn	0	0	0	0	0	0	0	0	0
Fallon CO	Sworn	2	3	3	3	3	3	4	4	2
	NSworn	1	1	1	1	1	1	1	1	0
Garfield CO	Sworn	4	4	4	3	2	2	2	2	-2
	NSworn	1	1	1	1	1	1	1	1	0
Grant CO	Sworn	3	3	3	3	3	3	4	4	1
	NSworn	0	0	0	0	0	0	0	0	0
McCone CO	Sworn	4	4	4	4	4	4	5	4	0
	NSworn	0	0	0	0	0	0	0	0	0
McHenry CO	Sworn	6	6	7	7	7	7	7	7	1
	NSworn	1	1	0	0	0	0	0	0	-1
McKenzie CO	Sworn	5	5	7	8	8	9	12	12	7
	NSworn	7	7	8	8	6	8	8	8	1
McLean CO	Sworn	19	19	19	19	19	19	19	18	-1
	NSworn	10	10	10	10	10	15	15	16	6
Mercer CO	Sworn	15	15	16	16	16	16	16	17	2
	NSworn	9	9	9	10	10	10	11	11	2
Morton CO	Sworn	19	20	18	18	20	20	21	23	4
	NSworn	13	13	13	13	13	15	13	15	2
Prairie CO	Sworn	3	3	3	3	3	3	3	3	0
	NSworn	0	0	0	0	0	0	0	0	0
Renville CO	Sworn	5	4	4	5	5	5	5	6	1
	NSworn	0	0	0	0	0	0	0	0	0
Richland CO	Sworn	8	8	8	8	8	8	8	7	-1
	NSworn	11	12	13	13	13	21	40	32	21
Sheridan CO	Sworn	5	4	4	7	6	7	7	6	1
	NSworn	2	3	3	3	3	3	3	3	1
Slope CO	Sworn	2	2	2	2	2	2	2	2	0
	NSworn	1	1	1	1	1	1	1	1	0
Stark CO	Sworn	10	10	10	11	12	13	14	17	7
	NSworn	3	3	3	3	3	3	3	3	0



AGENCY	Sworn/ Non	2005	2006	2007	2008	2009	2010	2011	2012	STAFF CHANGE
Ward CO	Sworn	20	21	21	N/A	21	22	22	25	5
	NSworn	21	22	21	N/A	30	30	30	30	9
Williams CO	Sworn	19	17	16	17	N/A	20	27	33	14
	NSworn	1	11	12	11	N/A	14	N/A	17	16
Baker PD	Sworn	3	3	3	3	3	3	3	3	0
	NSworn	0	0	0	0	0	0	0	0	0
Burlington PD	Sworn	2	2	2	2	2	2	2	2	0
	NSworn	0	0	0	0	0	0	0	0	0
Dickinson PD	Sworn	27	27	27	29	29	30	32	36	9
	NSworn	14	14	14	14	14	14	15	15	1
Glasgow PD	Sworn	7	7	7	7	8	11	11	9	2
	NSworn	1	1	1	1	1	3	3	3	2
Glendive PD	Sworn	9	9	9	9	9	9	9	9	0
	NSworn	6	6	6	6	6	6	6	6	0
Kenmare PD	Sworn	3	3	3	3	3	3	3	3	0
	NSworn	0	0	0	0	0	0	0	0	0
Killdeer PD	Sworn	2	2	2	2	2	2	3	3	1
	NSworn	0	0	0	0	0	0	0	0	0
Mandan PD	Sworn	29	29	29	29	29	29	29	30	1
	NSworn	12	12	11	11	6	6	6	6	-6
Medora PD	Sworn	1	2	2	2	2	2	2	2	1
	NSworn	0	0	0	0	0	0	0	0	0
Miles City PD	Sworn	15	15	17	17	17	17	17	17	2
	NSworn	7	7	7	7	7	7	7	7	0
Minot PD	Sworn	60	60	60	60	60	60	65	65	5
	NSworn	23	23	23	23	24	24	24	25	2
South Heart PD	Sworn	1	1	1	1	1	1	1	0	-1
	NSworn	1	1	1	1	1	1	1	0	-1
Stanley PD	Sworn	2	2	2	3	3	3	3	3	1
	NSworn	0	0	0	0	0	0	0	0	0
Tioga PD	Sworn	2	2	2	2	2	3	3	5	3
	NSworn	0	0	0	0	0	0	3	3	3
Watford City PD	Sworn	4	4	4	4	4	5	7	9	5
	NSworn	0	0	0	0	0	0	0	1	1
Williston PD	Sworn	22	22	22	23	23	26	26	32	10
	NSworn	8	8	8	8	8	8	9	12	4
Wolf Point PD	Sworn	8	8	8	8	8	8	7	7	-1
	NSworn	1	1	1	1	1	1	1	1	0
<b>TOTAL: Williston Basin region</b>	Sworn									<b>88.5</b>
	NSworn									<b>69</b>
Bismarck PD	Sworn	87	88	89	85	94	101	96	103	16
	NSworn	24	26	28	28	28	28	28	28	4
Burleigh CO	Sworn	38	39	39	42	42	43	45	47	9
	NSworn	33	31	35	35	36	36	37	37	4
Cass CO	Sworn	63	67	67	69	70	72	73	76	13
	NSworn	58	58	62	64	66	66	66	66	8
Devils Lake PD	Sworn	16	16	16	16	16	16	16	16	0
	NSworn	2.5	2.5	2.5	2.5	2.5	2.5	2.5	2.5	0
Fargo PD	Sworn	124	127	129	131	135	141	144	145	21
	NSworn	18	18	18	18	18	18	18	19	1
Grand Forks CO	Sworn	27	30	29	30	29	33	35	36	9
	NSworn	6	6	6	6	7	7	7	8	2
Grand Forks PD	Sworn	74	74	76	80	80	82	82	82	8
	NSworn	15	15	16	14	14	14	13	13	-2
Jamestown PD	Sworn	28	28	28	28	29	29	29	29	1
	NSworn	5	5	5	5	5	5	5	5	0
Ramsey CO	Sworn	6	6	6	6	6	6	6	6	0
	NSworn	1	1	1	1	1	1	1	1	0
Stutsman CO	Sworn	9	9	9	9	9	9	9	9	0
	NSworn	2	2	2	2	2	2	2	2	0

AGENCY	Sworn/ Non	2005	2006	2007	2008	2009	2010	2011	2012	STAFF CHANGE
Valley City PD	Sworn	12	12	12	12	12	13	13	13	1
	NSworn	8	8	8	8	8	8	8	8	0
West Fargo PD	Sworn	29	30	31	32	34	35	36	38	9
	NSworn	11	12	12	10	10	10	10	10	-1
TOTAL: Populous Comparison Group	Sworn									86
	NSworn									16

**TABLE 5: STAFFING CHANGES**

2005 -2012 Sworn Officer Activity	2005-2012
Williston Basin region	88.5
Populous Comparison Group	86

2005 -2012 Non-Sworn Officer Activity	2005-2012
Williston Basin region	69
Populous Comparison Group	16

**2.2) Please indicate by number of employees, your Sworn Officers years of experience in each of the categories: (categories: 0-2 Years, 3-5 Years, 6-10 Years, 11-20 Years, and Over 20 Years)**

- The Williston Basin region reported 37% of Sworn Officers have **0-2 Years** of experience.
- The Populous Comparison Group reported 11% of Sworn Officers have **0-2 Years** of experience.

**TABLE 6: EXPERIENCE OF CURRENT SWORN OFFICERS IN YEARS**

AGENCY	0-2	3-5	6-10	11-20	20+
Adams CO	3	0	0	1	0
Billings CO	0	0	0	0	3
Bottineau CO	1	3	0	3	3
Bowman CO	1	1	0	0	2
Burke CO	4	0	1	0	1
Dawson CO	2	0	2	4	0
Divide CO	3	2	0	1	1
Fallon CO	1	0	2	0	1
Garfield CO	1	0	1	1	0
Grant CO	1	1	0	0	2
McCone CO	0	0	2	1	0
McHenry CO	4	1	0	1	1
McKenzie CO	6	1	0	1	4
McLean CO	2	3	3	0	10
Mercer CO	2	0	2	12	1
Morton CO	5	2	4	3	8
Prairie CO	1	1	0	1	0
Renville CO	4	0	0	1	1
Richland CO	1	2	1	0	3
Sheridan CO	3	3	1	0	0
Slope CO	0	0	0	0	2
Stark CO	7	4	2	1	2
Ward CO	6	4	6	3	6
Williams CO	21	3	2	5	2
Baker PD	1	1	0	0	1
Burlington PD	1	0	0	1	0
Dickinson PD	3	11	8	4	4

AGENCY	0-2	3-5	6-10	11-20	20+
Glasgow PD	1	1	5	0	2
Glendive PD	2	4	0	3	0
Kenmare PD	1	0	1	0	1
Killdeer PD	2	1	0	0	0
Mandan PD	7	6	5	3	9
Medora PD	0	1	0	0	1
Miles City PD	9	2	3	1	2
Minot PD	24	4	12	12	13
South Heart PD	0	0	0	0	1
Stanley PD	1	1	0	0	1
Tioga PD	2	1	1	0	1
Watford City PD	6	1	1	1	0
Williston PD	19	4	1	2	6
Wolf Point PD	2	1	2	2	0
<b>TOTAL WB</b>	<b>160</b>	<b>38</b>	<b>68</b>	<b>68</b>	<b>95</b>
<b>PERCENT</b>	<b>37%</b>	<b>9%</b>	<b>16%</b>	<b>16%</b>	<b>22%</b>
Bismarck PD	N/A	N/A	N/A	N/A	N/A
Burleigh CO	9	7	5	14	12
Cass CO	3	6	22	16	29
Devils Lake PD	5	4	1	1	5
Fargo PD	8	0	41	27	24
Grand Forks CO	5	7	6	9	9
Grand Forks PD	6	22	12	25	17
Jamestown PD	9	4	4	3	9
Ramsey CO	2	1	1	1	1
Stutsman CO	0	0	5	2	2
Valley City PD	1	1	4	2	5
West Fargo PD	3	9	5	15	6
<b>TOTAL PCG</b>	<b>51</b>	<b>61</b>	<b>106</b>	<b>115</b>	<b>119</b>
<b>PERCENT</b>	<b>11%</b>	<b>14%</b>	<b>24%</b>	<b>25%</b>	<b>26%</b>

**2.3) During the course of a normal work week, how many hours, approximately, do your sworn officers collectively spend engaged in proactive police work? (I.E. regular neighborhood patrols, bar checks, school resource programs, traffic safety programs, sobriety check points, compliance checks, consensual contacts, etc.) (Choices: 0 Hours, 1-5 Hours, 6-10 Hours, 16-20 Hours, Over 20 Hours)**

- 49% of the Williston Basin region reported spending **Over 20 Hours** per week engaged in proactive police work.
- 33% of the Populous Comparison Group reported spending **Over 20 Hours** per week engaged in proactive police work.

**TABLE 7: TIME SPENT IN PROACTIVE POLICING BY SWORN OFFICERS**

PROACTIVE POLICING	0	1-5	6-10	16	20	TOTALS
Williston Basin region	2	11	6	2	20	41
<b>Percent</b>	<b>5%</b>	<b>27%</b>	<b>15%</b>	<b>5%</b>	<b>49%</b>	<b>77%</b>
Populous Comparison Group	0	4	4	0	4	12
<b>Percent</b>	<b>0%</b>	<b>33%</b>	<b>33%</b>	<b>0%</b>	<b>33%</b>	<b>23%</b>



**2.4) Please check the most appropriate rating that best reflects the current morale among the Sworn Officers in your Office or Department as it pertains to any change brought on by the industrial growth? (Choices: Very High, Somewhat High, Neutral, Somewhat Low, Very Low)**

- The majority of the Williston Basin region reported morale of Sworn Officers to be **Neutral** at 40%. The Populous Comparison Group also reported morale of Sworn Officers as **Neutral** with 67%. One agency (4%) in the Williston Basin region reported morale of Sworn Officers to be **Very Low**. There were no agencies in the Populous Comparison Group who reported morale of sworn officers to be **Very Low**.

**TABLE 8: SWORN OFFICER MORALE**

SWORN OFFICER MORALE	Very High	Somewhat High	Neutral	Somewhat Low	Very Low	TOTALS
Williston Basin region	4	11	16	8	1	40
Percent	5%	27%	15%	5%	49%	75%
Populous Comparison Group	3	9	5	15	6	12
Percent	8%	17%	67%	8%	0%	23%

**2.5) How would you rate the current morale among the Non-Sworn Staff in your office or department related to any change brought on by the industrial growth? (Choices: Very High, Somewhat High, Neutral, Somewhat Low, Very Low)**

- The majority of the Williston Basin region reported morale of non-sworn staff to be **Neutral** at 44%. The Populous Comparison Group also reported morale of non-sworn staff as **Neutral** with 58%. One agency (3%) in the Williston Basin region reported morale of non-sworn to be **Very Low**. There were no agencies in the Populous Comparison Group who reported morale of non-sworn staff to be **Very Low**.

**TABLE 9: NON-SWORN STAFF MORALE**

NON-SWORN STAFF MORALE	Very High	Somewhat High	Neutral	Somewhat Low	Very Low	TOTALS
Williston Basin region	3	7	14	8	1	32
Percent	9%	22%	40%	20%	4%	
Populous Comparison Group	1	2	7	2	0	12
Percent	8%	17%	58%	17%	0%	

**2.6) Are you experiencing employee turnover in your office or department? (Choices: No, Yes Minimal, Yes Significant)**

- 80% of the Williston Basin region reported experiencing either **Minimal** or **Significant** turnover at 44% and 36% respectively.
- 66% in the Populous Comparison Group reported experiencing either **Minimal** or **Significant** turnover at 58% and 8% respectively.



TABLE 10: EMPLOYEE TURNOVER

TURNOVER	No	Yes, Minimal	Yes, Significant	Totals
Williston Basin region	8	18	15	41
Percent	20%	44%	37%	
Populous Comparison Group	4	7	1	12
Percent	33%	58%	8%	

**2.7) If you answered yes to question 2.6, which group has been most affected by turnover? (Choices: Sworn Officers, Non-Sworn, Both)**

- The Williston Basin region reported **Sworn Officers** as being most affected by turnover at 48%.
- The Populous Comparison Group reported **Sworn Officers** and **Both** as being most affected by turnover, each at 50%.

TABLE 11: TURNOVER AFFECT

TURNOVER AFFECT	Sworn	Non-Sworn	Both	Totals
Williston Basin region	16	18	15	33
Percent	48%	18%	33%	
Populous Comparison Group	4	0	4	8
Percent	50%	0%	50%	

**2.8) Please rank (1,2,3,4 – with 1 being the greatest and 4 being the least) the following reasons for turnover. (Reasons: Retirement, Gained Employment at Another Law Enforcement Agency, Sought Employment Outside Law Enforcement, Termination)**

- The majority of the Williston Basin region and the Populous Comparison Group ranked **Sought Employment Outside Law Enforcement** as their number one reason for turnover at 49% and 50% respectively.
- **Termination** was ranked 4<sup>th</sup> among 84% of the Populous Comparison Group and among the Williston Basin region **Retirement** and **Termination** split the bottom ranking with 46% each.

TABLE 12: TURNOVER REASONS RANKED

TURNOVER REASONS RANKED	1	2	3	4
<b>RETIREMENT</b>				
Williston Basin region	22%	8%	24%	46%
Populous Comparison Group	33%	8%	42%	17%
<b>LEFT FOR ANOTHER LAW ENFORCEMENT AGENCY</b>				
Williston Basin region	37%	39%	13%	11%
Populous Comparison Group	33%	33%	17%	17%
<b>LEFT FOR JOB OUTSIDE LAW ENFORCEMENT</b>				
Williston Basin region	49%	35%	8%	8%
Populous Comparison Group	50%	25%	17%	8%
<b>TERMINATION</b>				
Williston Basin region	14%	9%	31%	46%
Populous Comparison Group	17%	17%	8%	84%

**2.9) Are you experiencing recruitment difficulties in your office or department? (Choices: No, Yes Minimal, Yes Significant)**

- 75% of the Williston Basin region reported experiencing either **Minimal** or **Significant** recruitment difficulties at 29% and 46% respectively.
- 41% of the Populous Comparison Group reported experiencing either **Minimal** or **Significant** recruitment difficulties at 33% and 8% respectively.

**TABLE 13: RECRUITMENT DIFFICULTIES**

RECRUITMENT DIFFICULTIES	No	Yes, Minimal	Yes, Significant	Total
Williston Basin region	10	12	19	41
Percent	24%	29%	46%	
Populous Comparison Group	7	4	1	12
Percent	59%	33%	8%	

**2.10) If you answered yes to question 2.9, check the box that corresponds with the group most affected by any recruitment difficulties. (Choices: Sworn Officers, Non-Sworn, Both)**

- The Williston Basin region reported **Sworn Officers** as being most affected by recruitment difficulties at 48%.
- The Populous Comparison Group reported **Sworn Officers** as being most affected by recruitment difficulties at 80%.

**TABLE 14: RECRUITMENT IMPACT**

RECRUITMENT IMPACT	Sworn	Non-Sworn	Both	Total
Williston Basin region	15	4	12	31
Percent	48%	13%	39%	
Populous Comparison Group	4	0	1	5
Percent	80%	0%	20%	

**2.11) Please rank (1,2,3,4 – with 1 being the greatest and 4 being the least) the reasons for any recruitment difficulties. (Reasons: Salary, Lack of Available Housing, Benefits, Candidate Issues)**

- Both the Williston Basin region and the Populous Comparison Group listed **Salary** as the number one reason for recruitment difficulties. The Williston Basin region listed **Lack of Available Housing** as the number two reason for recruitment difficulties while the Populous Comparison Group listed **Benefits** as the number two reason.

**TABLE 15: RECRUITMENT ISSUES RANKED 1-4 FOR PREVALENCE**

RECRUITMENT ISSUES	1	2	3	4
<b>SALARY</b>				
Williston Basin region	53%	23%	15%	10%
Populous Comparison Group	58%	8%	17%	17%
<b>BENEFITS</b>				
Williston Basin region	23%	23%	25%	30%
Populous Comparison Group	25%	42%	33%	8%
<b>HOUSING</b>				
Williston Basin region	28%	35%	8%	18%
Populous Comparison Group	17%	8%	8%	67%
<b>CANDIDATE</b>				
Williston Basin region	23%	18%	28%	31%
Populous Comparison Group	42%	25%	17%	17%

**TABLE 16: RECRUITMENT ISSUE PREVALENCE**

RECRUITMENT ISSUE PREVALENCE	1	2	3	4
Williston Basin region	Salary	Housing	Benefits	Candidate
Populous Comparison Group	Salary	Benefits	Candidate	Housing

**2.12) Place a check in front of the category that most accurately depicts the level of training your department is currently able to give new employees prior to placing them in the field without immediate supervision. (Choices: Training is Not an Issue, We Are Able to Exceed the Minimum Training Requirements or Training is an Issue, Meeting the Minimum Training Requirements is a Challenge)**

- 41% of the Williston Basin region reported that Training was an issue while 59% reported that Training was not an issue for their agency.
- 100% of the Populous Comparison Group reported that Training was not an issue.

**TABLE 17: TRAINING**

TRAINING	Issue	Not	Total
Williston Basin region	16	23	39
Percent	41%	59%	
Populous Comparison Group	0	12	12
Percent	0%	100%	

**2.13) Currently, are all available Full Time Employee (FTE) positions in your office or department filled?**

- 44% of the Williston Basin region reported unfilled full time (FTE) positions. While 56% reported no vacant full time positions.
- 33% of the Populous Comparison Group reported unfilled full time positions; while 67% reported all full time positions currently filled.

**TABLE 18: FTE POSITIONS FILLED**

TRAINING	Issue	Not	Total
Williston Basin region	23	18	41
Percent	56%	44%	
Populous Comparison Group	8	4	12
Percent	67%	33%	

**2.14) Regardless of your current staffing status (vacancies), how many additional full time employee positions do you need for adequate staffing over the next 8 years? Please indicate by number for each year. (2013 – 2020, Sworn Officers and Non-Sworn Staff)**

- 80% of the Williston Basin region reported needing 1 or more sworn officers by 2013.
- 50% of the Williston Basin region reported needing 5 or more sworn officers by 2018.
- 51% of the Williston Basin region reported needing 1 or more non-sworn staff by 2013.
- 34% of the Williston Basin region reported needing 5 or more non-sworn staff by 2018.
- 58% of the Populous Comparison Group reported needing 1 or more sworn officers by 2013.
- 42% of the Williston Basin region reported needing 5 or more sworn officers by 2018.
- 33% of the Williston Basin region reported needing 1 or more non-sworn staff by 2013.
- 8% of the Williston Basin region reported needing 5 or more non-sworn staff by 2018.

**TABLE 19: STAFFING NEEDS EXPECTED NEXT 8 YEARS**

AGENCY	Sworn/ Non	2013	2014	2015	2016	2017	2018	2019	2020
Adams CO	Sworn	1	0	0	1	0	0	0	0
	NSworn	0	0	0	0	0	0	0	0
Billings CO	Sworn	1	1	0	0	0	0	0	0
	NSworn	0	0	0	0	0	0	0	0
Bottineau CO	Sworn	1	1	0	0	0	0	0	2
	NSworn	2	0	1	0	0	0	0	1
Bowman CO	Sworn	1	0	0	0	0	0	0	0
	NSworn	1	0	0	0	0	0	0	0
Burke CO	Sworn	2	1	0	0	0	0	0	0
	NSworn	0	0	0	0	0	0	0	0
Dawson CO	Sworn	0	1	0	1	0	1	2	2
	NSworn	0	0	0	0	0	0	0	0
Divide CO	Sworn	3	2	1	1	1	1	1	1
	NSworn	1	1	1	1	0	0	0	1
Fallon CO	Sworn	1	1	1	2	2	3	3	4
	NSworn	1	1	1	1	1	1	1	1
Garfield CO	Sworn	4	4	0	0	0	0	5	0
	NSworn	1	1	1	1	1	1	1	1
Grant CO	Sworn	0	0	2	0	0	0	0	0
	NSworn	0	1	0	0	0	0	0	0
McCone CO	Sworn	NO ANSWER							
	NSworn	NO ANSWER							
McHenry CO	Sworn	4	2	2	2	2	2	2	2
	NSworn	0	0	0	0	0	0	0	0
McKenzie CO	Sworn	0	3	0	2	0	0	0	0
	NSworn	6	3	0	0	0	0	0	0
McLean CO	Sworn	5	0	0	0	0	0	0	0
	NSworn	0	1	0	0	0	0	0	0
Mercer CO	Sworn	1	1	1	0	0	0	0	0
	NSworn	0	0	1	0	0	0	0	0
Morton CO	Sworn	1	1	1	1	1	1	1	1
	NSworn	0	0	0	0	0	0	0	0



AGENCY	Sworn/ Non	2013	2014	2015	2016	2017	2018	2019	2020
Prairie CO	Sworn	1	1	1	0	0	0	0	0
	NSworn	0	1	1	0	0	0	0	0
Renville CO	Sworn	1	0	1	0	0	1	0	0
	NSworn	1	0	0	0	0	0	0	0
Richland CO	Sworn	NO ANSWER							
	NSworn	NO ANSWER							
Sheridan CO	Sworn	2	0	2	0	0	0	0	0
	NSworn	3	0	2	0	0	0	0	0
Slope CO	Sworn	1	0	0	0	0	0	0	0
	NSworn	0	0	0	0	0	0	0	0
Stark CO	Sworn	2	2	2	2	2	2	2	2
	NSworn	1	0	1	0	0	1	1	1
Ward CO	Sworn	2	3	1	1	?	?	?	?
	NSworn	3	3	4	4	?	?	?	?
Williams CO	Sworn	5	4	4	4	4	0	0	0
	NSworn	4	4	4	4	0	0	0	0
Baker PD	Sworn	3	0	1	0	0	0	0	0
	NSworn	1	0	0	0	0	0	0	0
Burlington PD	Sworn	4	0	0	2	0	0	0	0
	NSworn	0	0	0	0	0	0	0	0
Dickinson PD	Sworn	8	3	1	0	1	0	0	0
	NSworn	3	2	2	0	1	0	0	0
Glasgow PD	Sworn	0	1	1	0	0	1	1	0
	NSworn	0	1	1	0	0	0	0	0
Glendive PD	Sworn	1	0	1	0	0	1	0	0
	NSworn	2	0	0	0	0	0	0	0
Kenmare PD	Sworn	1	1	1	1	1	1	1	1
	NSworn	1	1	1	1	1	1	1	1
Killdeer PD	Sworn	1	2	2	2	2	2	2	2
	NSworn	0	1	1	1	1	1	1	1
Mandan PD	Sworn	2	0	0	2	0	0	0	2
	NSworn	0	0	0	2	0	0	0	2
Medora PD	Sworn	0	0	0	0	0	0	0	0
	NSworn	0	0	0	0	0	0	0	0
Miles City PD	Sworn	3	0	1	0	2	0	0	0
	NSworn	2	2	0	0	0	1	0	0
Minot PD	Sworn	15	10	10	10	0	0	0	0
	NSworn	3	2	0	0	0	0	0	0
South Heart PD	Sworn	2	2	2	2	3	3	3	3
	NSworn	1	1	1	1	1.5	1.5	1.5	1.5
Stanley PD	Sworn	2	2	0	1	0	1	0	1
	NSworn	0	0	0	0	0	0	0	0
Tioga PD	Sworn	2	1	3	4	2	1	2	3
	NSworn	1	1	1	2	2	2	4	5
Watford City PD	Sworn	2	4	0	0	0	0	0	0
	NSworn	2	2	0	0	0	0	0	0
Williston PD	Sworn	1	?	?	?	?	?	?	?
	NSworn	1	?	?	?	?	?	?	?
Wolf Point PD	Sworn	NO ANSWER							
	NSworn	NO ANSWER							
Bismarck PD	Sworn	0	0	0	0	0	0	0	0
	NSworn	0	0	0	0	0	0	0	0
Burleigh CO	Sworn	2	4	2	?	?	?	?	?
	NSworn	4	1	0	?	?	?	?	?
Cass CO	Sworn	5	0	1	2	0	1	0	2
	NSworn	1	0	0	2	0	0	1	0
Devils Lake PD	Sworn	1	1	1	1	1	2	2	2
	NSworn	0.5	0.5	0.5	0.5	0.5	1	1	1
Fargo PD	Sworn	0	1	1	2	2	0	2	2
	NSworn	0	1	1	0	0	1	0	0

AGENCY	Sworn/ Non	2013	2014	2015	2016	2017	2018	2019	2020
Grand Forks CO	Sworn	0	0	0	1	0	1	0	0
	NSworn	0	0	0	0	1	0	0	0
Grand Forks PD	Sworn	0	0	2	0	2	0	0	0
	NSworn	0	0	1	0	0	0	0	0
Jamestown PD	Sworn	0	1	0	0	0	0	0	0
	NSworn	0	0	0	0	0	0	0	0
Ramsey CO	Sworn	2	0	0	0	0	0	0	0
	NSworn	1	0	0	0	0	0	0	0
Stutsman CO	Sworn	1	0	1	0	0	0	0	0
	NSworn	0	0	0	0	0	0	0	0
Valley City PD	Sworn	1	0	0	0	0	0	0	0
	NSworn	2	0	0	0	0	0	0	0
West Fargo PD	Sworn	2	1	1	1	2	1	1	1
	NSworn	0	0	1	0	0	0	0	1

**2.15) During the course of a current, normal work week, how many hours of overtime is your agency or office collectively paying its sworn officer?**

- 60% of the Williston Basin region indicated they pay between 0-15 overtime hours collectively to sworn officers, 28% indicated they pay 15-30 hours, 8% indicated 30-45 hours, 0% indicated 45-60 hours, and 5% indicated paying 60+ hours in overtime.
- 50% of the Populous Comparison Group indicated they pay between 0-15 overtime hours collectively to sworn officer, 17% indicated they pay 15-30 hours, 0 indicated 30-45 hours, 8% indicated 45-60 hours, and 25% indicated paying 60+ hours in overtime.

**TABLE 20: COLLECTIVE OVERTIME**

COLLECTIVE OVERTIME	0-15	15-30	30-45	45-60	60+	TOTAL
Williston Basin region	24	11	3	0	2	40
Percent	60%	28%	8%	0%	5%	
Populous Comparison Group	6	2	0	1	3	12
Percent	50%	17%	0%	8%	25%	

**2.16) Please indicate the average number of overtime hours an individual officer or staff member is asked to work each week.**

- 40% of the Williston Basin region reported 0 overtime hours, 43% reported 1-7 hours of overtime, 15% reported 7-15 hours, 0 reported 15-25, and 3% reported over 25 overtime hours.
- 17% of the Populous Comparison Group reported 0 overtime hours, 83% reported 1-7 hours of overtime, 0 reported 7-15 hours, 0 reported 15-25, and 0 reported over 25 overtime hours.

**TABLE 21 INDIVIDUAL OVERTIME**

INDIVIDUAL OVERTIME	0	1-7	7-15	15-25	25+	TOTAL
Williston Basin region	16	17	6	0	1	40
Percent	40%	43%	15%	0%	3%	
Populous Comparison Group	2	10	0	0	0	12
Percent	17%	83%	0%	0%	0%	

**2.17) Does the Dispatch Center your office or department uses, operate 24 hours a day, 7 days a week?**

- 98% of the Williston Basin region reported utilizing 24-hour Dispatch Centers, while only 2% reported a non-24 hour Dispatch Center.
- 100% of the Populous Comparison Group reported utilizing a 24-hour Dispatch Center.

**TABLE 22: 24 HOUR DISPATCH**

24 HOUR DISPATCH	Yes	No	Total
Williston Basin region	16	1	41
Percent	98%	2%	
Populous Comparison Group	12	0	12
Percent	100%	0%	

**2.18) Is the Dispatch Center your office or department uses fully staffed.**

- 50% of the Williston Basin region indicated their Dispatch Center was fully staffed.
- 75% of the Populous Comparison Group indicated their Dispatch Center was fully staffed.

**TABLE 23: DISPATCH STAFFING**

DISPATCH FULLY STAFFED	Yes	No	Total
Williston Basin region	20	20	40
Percent	50%	2%	
Populous Comparison Group	9	3	12
Percent	75%	25%	

**2.19) Does your office or department have a canine unit(s)?**

- The Williston Basin region reported that 80% of their offices or departments do not have a canine unit.
- The Populous Comparison Group indicated that only 42% of their offices or departments lack a canine unit.

**TABLE 24: CANINE UNITS**

CANINE UNITS	Yes	No	Total
Williston Basin region	8	33	41
Percent	50%	2%	
Populous Comparison Group	7	5	12
Percent	75%	25%	



### **Section 3: Calls for Service / Officer Initiated Calls**

**3.1) Please provide total number of "Calls for Service" and "Officer Initiated Calls" in each cell within each column for each year. If your department does not differentiate between "Calls for Service" and "Officer Initiated", please place the total for both in the Calls for Service section and cross off Officer Initiated. Section 3 of this questionnaire is the most time consuming, but we encourage you to be as thorough and accurate as possible because these numbers will reflect the volume of work conducted by your agency or department.**

- Calls for Service in the Williston Basin region increased by 117,209 or 135% between 2005 and 2011. However, when those jurisdictions who did not report calls for service from 2005 are excluded from the 2011 Tabulation, the increase is 82% or 70,571 calls.
- The Populous Comparison Group experienced 54,824 or 24% more calls for service in 2011 than in 2005.

**TABLE 25: REPORTED CALLS FOR SERVICE**

AGENCY	2005	2006	2007	2008	2009	2010	2011	PERCENT CHANGE
Tioga PD	44	24	39	88	74	166	161	266% +120
McKenzie CO	2754	2846	3036	3417	3180	4371	6941	152% + 4187
Ward CO	1015	1188	1138	973	918	1096	1316	30% + 301
McLean CO	0	5380	9455	9396	9451	9099	12266	+12,266
Williston PD	3796	4163	4579	5522	6089	16495	15954	320% +12,158
Stark CO	6322	7373	8462	7831	8142	7856	7820	24%+1498
Mandan PD	0	0	0	9355	9462	10935	11458	+11,458
Killdeer PD	629	472	618	458	303	2103	3109	394%+ 2480
Minot PD	29128	30181	29520	29171	29225	30363	33727	16%+ 4599
Watford City PD	0	41	67	25	22	2343	3938	+3,938
Stanley PD	4340	3865	4762	6745	6384	7496	14198	227%+ 9858
Kenmare PD	0	0	0	0	824	849	789	+789
Dickinson PD	16495	18290	20095	20378	21531	23366	28991	76%+ 12,496
Medora PD	0	0	248	320	531	522	552	+552
Mercer CO	0	0	3712	4247	4188	4154	3904	+3904
Grant CO	325	335	320	365	485	565	720	+395
Burlington PD	440	379	407	437	415	350	445	+5
Williams CO	0	0	0	693	1136	1426	2476	+2476
Divide CO	76	72	79	70	141	177	303	+227
Morton CO	3972	4019	3970	7647	7379	5591	16001	302%+12029
Billings CO	650	625	681	601	571	597	709	+59
McHenry CO	0	0	0	0	0	2368	2596	+2596
Fallon CO	610	704	1340	1454	1273	1520	1524	150%+914
Sheridan CO	0	0	0	1883	2126	1827	2073	+2073



AGENCY	2005	2006	2007	2008	2009	2010	2011	PERCENT CHANGE
Prairie CO	799	602	620	810	982	628	849	+50
McCone CO	0	0	492	840	1353	1350	1633	+1633
Richland CO	1428	1444	1435	1255	1300	1284	1595	12% + 167
Dawson CO	2825	3317	3725	3663	3301	3449	4593	63%+1768
Miles City PD	0	0	5060	5310	5613	5171	5036	+5036
Glendive PD	5727	5755	6009	5970	5358	6339	6944	21% + 1217
Glasgow PD	2620	5748	2721	2758	2769	2638	2706	3%+86
Wolf Point PD	1342	2463	3331	5351	5290	5491	5356	299%+4014
Baker PD	1232	1034	2550	2914	3000	3126	3175	158%+1943
<b>TOTAL: Williston Basin region</b>	<b>86569</b>	<b>100320</b>	<b>118471</b>	<b>139947</b>	<b>142816</b>	<b>165111</b>	<b>203858</b>	<b>135% + 117209</b>
Ramsey CO	1633	1963	1912	1722	2739	2630	2308	41% + 675
Grand Forks PD	53556	57200	55428	52784	50120	51388	53826	1%
West Fargo PD	11987	12980	14218	11396	11533	11711	15924	33% + 3937
Cass CO	6030	13407	8137	3788	9868	4382	24473	306% 18,443
Jamestown PD	9455	14658	14512	14306	14657	15366	15836	67% + 6381
Devils Lake PD	7650	7488	6959	6668	9503	10183	10677	40% + 3027
Stutsman CO	3084	2791	3006	2609	3246	3681	6739	118% + 3655
Grand Forks CO	10708	12926	12888	12452	12247	12515	13603	27% + 2895
Fargo PD	42483	43478	44751	46183	48062	47534	51215	21%+8732
Bismarck PD	75958	73962	69850	66974	67471	70536	74161	-2%
Burleigh CO	7694	7717	11276	11997	13155	13595	16301	112% + 8607
<b>TOTAL: Populous Comparison Group</b>	<b>230238</b>	<b>248570</b>	<b>242937</b>	<b>230879</b>	<b>242601</b>	<b>243521</b>	<b>285063</b>	<b>24% +54,825</b>

**3.2) If your office or department keeps track of calls by “call-type”, please provide a breakdown of the total number of “Calls for Service” and “officer initiated calls” including traffic stops for each cell within each column for each year in the two tables below. If the categories do not match how your office or department keeps track of this information, please do your best to place your numbers in one of the available categories. If that is not possible, assign the number to the “Other” category.**

**TABLE 26: CALLS FOR SERVICE BY TYPE**

Not enough agencies were able to break down calls for service by type so no table was created.

**3.3) Does your office or department respond to Medical Calls? (Choices: Yes-all, Yes-certain, No)**

- 39% of all offices or departments in the Williston Basin region reported responding to **all** medical calls, 56% reported responding to **certain** medical calls, and 5% reported not reporting to medical calls.
- 36% of the Populous Comparison Group reported responding to **all** medical calls, 64% responded to **certain** medical calls, and 0 indicated they do not respond to medical calls.

**TABLE 27: MEDICAL CALLS**

MEDICAL CALLS	Yes, All	Yes, Certain	No	Totals
Williston Basin region	16	23	2	41
Percent	39%	56%	5%	
Populous Comparison Group	4	7	0	11
Percent	36%	64%	0%	

**Section 4: Equipment / Facilities**

**4.1) Does your office or department (officers and staff) have all necessary equipment to protect themselves and the public?**

- 34% of the offices and departments in the Williston Basin region reported they did not have all the necessary equipment to protect themselves, while 66% indicated they have the necessary protective equipment.
- 17% of the Populous Comparison Group indicated their offices and departments did not have all the necessary equipment to protect themselves, while 83% reported having the necessary protective equipment.

**TABLE 28: EQUIPMENT**

EQUIPMENT	Yes	No	Totals
Williston Basin region	27	14	41
Percent	66%	34%	
Populous Comparison Group	10	2	12
Percent	83%	17%	

**4.2) If your office runs a jail, how many inmates does the jail house to capacity?**

- The Williston Basin region reported 467 beds, while 66% of agencies reported no jail or did not answer the question.
- The Populous Comparison Group reported 589 beds and 75% reported no jail or did not answer the question.

**TABLE 29: JAIL NUMBERS**

JAILS	Beds	No Jail or No Answer
Williston Basin region	467	66%
Populous Comparison Group	580	75%

**4.3) How often is the jail your office or department uses at capacity?**

- The Williston Basin region reported being at 100% capacity 9% of the time, 75% capacity 23% of the time, 50% capacity 18% of the time, 25% capacity 32% of the time, and 0% capacity 18% of the time.
- The Populous Comparison Group reported being at 100% capacity 13% of the time, 75% capacity 63% of the time, 50% capacity 13% of the time, 25% capacity 0% of the time, and 0% capacity 13% of the time.

**TABLE 30: JAIL CAPACITY**

JAIL CAPACITY	100%	75%	50%	25%	0%	TOTAL
Williston Basin region	2	5	4	7	4	22
Percent	9%	23%	18%	32%	18%	
Populous Comparison Group	1	5	1	0	1	8
Percent	13%	63%	13%	0%	13%	

**Section 5: Trends, Perceptions and Needs****5.1) Has there been an increase in Concealed Weapon Permits in your jurisdiction?**

- Both the Williston Basin region and Populous Comparison Group indicated an increase in Concealed Weapon Permits.

**5.2) If you answered Yes to question 5.1 has this increase affected enforcement issues in your jurisdiction?**

- 18% of jurisdictions within the Williston Basin region reported the increase in Concealed Weapon Permits has affected enforcement issues, while 75% reported no affect to enforcement issues.
- 100% of the Populous Comparison Group indicated no affect to enforcement issues.

**TABLE 31: CONCEALED WEAPON IMPACT**

CONCEALED WEAPONS IMPACT	Yes	No	N/A	Total
Williston Basin region	7	30	3	40
Percent	18%	75%	7%	
Populous Comparison Group	0	12	0	12
Percent	0%	100%	0%	

**5.3) If applicable, please indicate the number of sex offenders registered in your jurisdiction for each year.**

- Answers excluded: See tables 50-52 for sex offender data.

**5.4) Have you seen an increase in the number of persons moving into your jurisdiction who are under supervision of parole or probation?**

- 62% of the Williston Basin region reported an increase in persons under the supervision of Montana parole or probation moving into their jurisdictions.
- 58% of the Populous Comparison Group also indicated an increase.

**TABLE 32: PAROLE AND PROBATION**

PAROLE AND PROBATION	Yes	No	Unknown	Total
Williston Basin region	26	6	8	42
Percent	62%	14%	19%	
Populous Comparison Group	7	1	3	12
Percent	58%	8%	25%	

**5.5) Have you seen an increase in the number of persons moving into your jurisdiction who are under supervision of another state's parole or probation?**

- 65% of the offices or departments within the Williston Basin region reported an increase in persons under the supervision of another state's parole or probation moving into their jurisdiction.
- 45% of the Populous Comparison Group also reported an increase in the number of persons under the supervision of another state's parole and probation moving into their jurisdiction.

**TABLE 33: INCREASE IN PAROLE AND PROBATION**

OUT OF STATE PAROLE & PROBATION	Yes	No	Unknown	Total
Williston Basin region	26	5	9	40
Percent	65%	13%	22%	
Populous Comparison Group	5	1	5	11
Percent	45%	9%	45%	



5.6) Please Rank (1,2,3,4,5, etc.) the level of influence each factor has had on crime in your jurisdiction for the past 12 months with 1 being the factor that has had the most influence. Multiple factors may be ranked the same. If a factor has no influence in your jurisdiction, please place an x beside that factor.

TABLE 34: RANKING OF SOURCE FOR CRIMINAL IMPACT

WILLISTON BASIN REGION				POPULOUS COMPARISON GROUP			
RANK	FACTOR	SCORE	STRENGTH	RANK	FACTOR	SCORE	STRENGTH
			.05 and 1				.05 and 1
1	Alcohol	56/800	0.07	1	Alcohol	16/240	0.07
2	Drugs	91/800	0.11	2	Drugs	21/240	0.09
3	Pop Increase	169/800	0.21	3	Parole Prob	49/240	0.21
4	Lm Police Presence	172/800	0.22	4	Sex Offender	54/240	0.23
5	Short term Labor	207/800	0.26	5	Youth Prob	67/240	0.28
6	Youth Prob	246/800	0.31	6	Narc Traffic	71/240	0.29
7	Parole/Prob	268/800	0.34	7	Short term Labor	87/240	0.36
8	Value change	291/800	0.36	8	Low Income	91/240	0.38
9	Low Income	300/800	0.38	9	Pop Increase	97/240	0.41
10	Sex Offender	353/800	0.44	10	Illegal Immigrant	98/240	0.41
11	Public Perception	364/800	0.46	11	Prostitution	105/240	0.44
12	Illegal Immigrant	383/800	0.48	12	Limited Police Presence	106/240	0.44
13	High Income	392/800	0.49	13	Value Change	117/240	0.49
14	Prostitution	518/800	0.65	14	Human Traffic	130/240	0.54
15	Narc Traffic	541/800	0.68	15	Public Perception	134/240	0.56
16	Youth Gang	601/800	0.75	16	OMG	138/240	0.58
17	OMG	617/800	0.77	16	Organized Crime	138/240	0.58
18	Human Traffic	636/800	0.79	16	Youth Gang	138/240	0.58
19	Organized Crime	646/800	0.81	19	High Income	150/240	0.63

**Factors attributed to Population influx.**

.05 to .25 = Very strong

.26 to .40 = Strong

.41 to .5 = Neutral

.51 to .75 = Weak

.76 to 1 = None

5.7) Please indicate the timeframe for each item your office or department needs to obtain or maintain effective levels of law enforcement in your jurisdiction.

**TABLE 35: NEED PRIORTIZATION IN WILLISTON BASIN REGION**

WILLISTON BASIN REGION NEEDS	1year need	2-4 years	5+ years
Personnel-Salary/Benefit Increase	78%		
Personnel-Housing Assistance	73%		
Facilities-New Building to Replace Old			
Facilities-New, Additional Buildings			
Facilities-Expansion/Remodel	30%	30%	
Equipment-Vehicle/Vehicle Related	42%	51%	
Equipment-Computers and Software	54%	35%	
Equipment-Communication/Radio Related	51%	30%	
Equipment-Weapons and Protective Wear	51%		
Training-Cultural Awareness	32%	43%	
Training-Narcotics Related	62%		
Training-Human Trafficking/Prostitution	35%		
Training-Secondary Language	32%	43%	
Training-General Tactics and Procedures	54%		
Training-Time and Stress Management	43%	43%	
Training-Energy Industry Specific	51%	35%	
Training-Grant Writing	43%		
Intelligence-Intelligence Lead Policing	46%	30%	
Intelligence-Access and Increased Sharing	49%	32%	
Assistance-Planning for Technology Needs	49%	35%	
Assistance-Planning for Spacing/Building Needs	43%	38%	
Assistance-Planning Critical Incident	49%	41%	
Other			

**TABLE 36: NEED PRIORTIZATION IN POPULOUS COMPARISON GROUP**

POPULOUS COMPARISON GROUP NEEDS	1 year need	2-4 years	5+ years
Personnel-Salary/Benefit Increase	42%		
Personnel-Housing Assistance			
Facilities-New Building to Replace Old			50%
Facilities-New, Additional Buildings		50%	
Facilities-Expansion/Remodel		42%	
Equipment-Vehicle/Vehicle Related	75%		
Equipment-Computers and Software	67%		
Equipment-Communication/Radio Related		42%	
Equipment-Weapons and Protective Wear			
Training-Cultural Awareness	42%		
Training-Narcotics Related	67%		
Training-Human Trafficking/Prostitution			36%
Training-Secondary Language			
Training-General Tactics and Procedures	50%		

POPULOUS COMPARISON GROUP NEEDS	1 year need	2-4 years	5+ years
Training-Time and Stress Management	50%		
Training-Energy Industry Specific			
Training-Grant Writing			
Intelligence-Intelligence Lead Policing	67%		
Intelligence-Access and Increased Sharing	83%		
Assistance-Planning for Technology Needs	83%		
Assistance-Planning for Spacing/Building Needs	42%		
Assistance-Planning Critical Incident	42%		
Other			

## **Section 6: Miscellaneous**

**6.1) Are there any items pertaining to the Industrial/Population Growth not covered in this questionnaire that you would like to comment on or you see needs to be addressed?**

**TABLE 36: MISC: FREE TEXT CONCERNS PRESENTED UNEDITED.**

- **McKenzie County** – “Some type of training should be initiated at the State level that would bring State Commissioners and Sheriff’s to the same table. By making it a State requirement, the persons controlling the budget would be required to sit with the persons needing the funds, and both could see the point made by the other. In short, the County Commissioner and Sheriffs need to know the issues the other is facing.”
- **McLean County** – “More funding to be able to adjust to the increase pop. Due to oil field.”
- **Williston Police Department** – “Traffic, zoning ordinance, trouble with hiring dispatchers, HOUSING”
- **Stark County** – “XRMS, Increase Fines, truck regs, concealed weapons, civil issues, HOUSING, Man power needs”
- **Minot Police Department** – “Assist w/direct grants, hire additional staff, more BCI agents, Expand jail, juvenile corrections, traffic fines”
- **Stanley Police Department** – “Housing”
- **Bowman County** – “Civil and Criminal Process increase, hard to find defendants, jail bills”
- **Dickinson Police Department** – “Population increase, Housing”
- **Grant County** – “No overtime pay, use comp time method, no secretary”
- **Williams County** – “Prisoner apprehension and transport, mental health services, civil process, corrections”
- **Billings County** – “Housing for employees, TRAFFIC”

- **Sheridan County** – “Beginning in 2007, the Plentywood PD disbanded and the Sheridan County Sheriff’s Office contracted for services with Plentywood. We have since combined records systems and some of the data was not entered to help with statistical purposes.”
- **Prairie County** – “Prairie County is along I-94. Calls for service have increased greatly. We have only 3 sworn officers to cover 24/7, including the Sheriff. The increase in traffic to and from the oil fields has caused officers to work an average of 200 hours a month. Prairie County has roughly 48% public land so our tax base is small so hiring additional officers is difficult. The calls for service do not reflect calls made to officers directly. All 3 sworn officers receive calls for service on their cell phones. Over the last 1.5 years the actual calls for service is probably 40-50% higher.”
- **McCone County** – “At this time we have more calls on bad and unsafe truck driving. Also our housing is all filled up. It is impossible for me at this time to project the impact due to how far the formation merits production. We have been told that when the pipeline is approved we will have a 600 man camp near our town. This coupled with the influx of people with the oil boom could put us in a terrific strain. We are operating on a thin budget and can see no way to get more ready without additional funding.”
- **Richland County** – “Due to increase in population and folks with standards different to ours we see a marked increase in criminal activity as well as disturbances etc. As the ‘old guys’ retire we have a force of in-experience so training is paramount for our rural offices and department.”
- **Miles City Police Department** – “The Police Department was recently given a major salary adjustment to slow down the turnover and prevent retirement of three older officers. \*2008 is when we started using the swift program for record keeping (August -December 08) \*some stats are lower due to vacancies in the department certain years.”
- **Ramsey County** – “Increase Pop. Increase in seasonal work-See paper survey”
- **Valley City Police Department** – “People from Western ND are moving to Eastern parts of ND”
- **Jamestown Police Department** – “Traffic”
- **Stutsman County** – “Increase traffic, airline addition, direct flight to Williston, increase population”
- **Burleigh County** – “Burleigh is impacted greatly by energy”

## UCR/NIBRS DATA

### Arrests

- The Williston Basin region has an overall increase of 19% in arrest rates from 2005 to 2011. The Populous Comparison Group reported a 13% decrease in arrest rates from 2005 to 2011.
- Montana reported an overall decrease of 8% in arrest rates since 2005, while North Dakota also reported a decrease of 1.3% since 2005.



**TABLE 37: ND WILLISTON BASIN REGION TOTAL ARRESTS BY AGENCY 2005-2011**

AGENCY	2005	2006	2007	2008	2009	2010	2011	Change 2005 to 2012
Adams CO	37	26	19	33	16	31	44	19% + 7 Arrests
Billings CO	N/A	N/A	N/A	N/A	1	4	5	+ 5 Arrests
Medora PD	N/A	N/A	N/A	N/A	N/A	10	14	+ 14 Arrests
Bottineau CO	N/A	N/A	N/A	N/A	N/A	N/A	108	+ 108 Arrests
Bowman CO	N/A	1	N/A	N/A	8	4	0	
Bowman PD	N/A	N/A	N/A	N/A	15	0	N/A	
Burke CO	54	32	38	36	0	43	53	
Divide CO	N/A	N/A	N/A	N/A	N/A	N/A	0	
Crosby PD	N/A	N/A	N/A	N/A	N/A	N/A	0	
Dunn CO	7	19	16	17	N/A	N/A	0	
Killdeer PD	N/A	N/A	N/A	N/A	N/A	23	0	
Golden Valley CO	N/A	N/A	N/A	N/A	N/A	8	26	+ 26 Arrests
Grant CO	2	8	4	8	22	19	10	+ 8 Arrests
Hettinger CO	10	15	15	1	3	6	9	
McHenry CO	37	31	36	51	18	35	85	130% + 48 Arrests
McKenzie CO	20	38	28	26	30	3	88	340% + 68 Arrests
Watford City PD	37	36	44	42	35	155	246	565% + 209 Arrests
McLean CO	55	106	209	214	235	201	226	311% + 171 Arrests
Mercer CO	37	40	97	95	112	92	100	170% + 63 Arrests
Hazen PD	N/A	N/A	N/A	N/A	N/A	N/A	0	
Beulah PD	112	97	96	95	86	108	56	(-50%) - 56 Arrests
Morton CO	263	243	265	262	190	190	358	36% + 95 Arrests
Mandan PD	978	966	972	1083	1062	671	1048	7% + 70 Arrests
Mountrail CO	61	75	22	95	109	174	222	264% + 161 Arrests
Renville CO	86	21	28	37	38	56	33	(-61%) - 53 Arrests
Slope CO	N/A	N/A	N/A	N/A	N/A	1	0	
Stark CO	803	905	610	539	389	333	477	(-41%) - 326 Arrests
Belfield PD	N/A	N/A	N/A	N/A	N/A	15	13	+ 13 Arrests
Dickinson PD	1015	932	1140	950	761	895	1062	5% + 47 Arrests
South Heart PD	N/A	N/A	N/A	N/A	N/A	8	1	
Ward CO	395	474	327	354	323	350	293	(-26%) - 102 Arrests
Burlington PD	N/A	N/A	24	23	8	9	7	+7 Arrests
Kenmare PD	N/A	N/A	N/A	N/A	N/A	3	1	
Minot PD	2611	2366	2796	2361	1716	1694	2029	(-22%) - 582 Arrests
Williams CO	120	110	83	105	86	205	376	213% + 256 Arrests
Williston PD	434	461	556	466	619	622	488	12% + 54 Arrests
<b>Williston Basin region Total</b>	<b>7172</b>	<b>6994</b>	<b>7421</b>	<b>6885</b>	<b>5860</b>	<b>5916</b>	<b>7478</b>	<b>4% + 306 Arrests</b>

Source: North Dakota Bureau of Criminal Investigation

**TABLE 38: MT WILLISTON BASIN REGION TOTAL ARRESTS BY COUNTY 2005-2011**

COUNTY	2005	2006	2007	2008	2009	2010	2011	Change 2005-2011
Custer CO	N/A	N/A	N/A	164	536	490	402	+402 Arrests
Daniels CO	N/A	N/A	N/A	4	10	16	12	+12 Arrests
Dawson CO	806	684	638	585	572	510	556	(-31%) -250 Arrests
Fallon CO	1	1	69	71	54	51	48	+48 Arrests
Garfield CO	15	9	4	13	6	1	N/A	-15 Arrests
McCone CO	N/A	N/A	11	7	25	14	27	+27 Arrests
Prairie CO	N/A	N/A	N/A	14	9	8	9	+9 Arrests
Richland CO	N/A	N/A	N/A	N/A	45	361	254	+254 Arrests
Roosevelt CO	74	174	378	496	701	701	707	855% +633 Arrests
Sheridan CO	44	53	62	49	45	72	103	134% + 59 Arrests
Valley CO	187	220	221	260	335	254	300	60% + 113 Arrests
Wibaux CO	N/A	N/A	7	14	9	3	2	+2 Arrests
<b>Williston Basin region Total</b>	<b>1127</b>	<b>1141</b>	<b>1390</b>	<b>1677</b>	<b>2347</b>	<b>2481</b>	<b>2420</b>	<b>115% + 1293 Arrests</b>
<b>Montana State Total</b>	<b>31,399</b>	<b>33,693</b>	<b>36,485</b>	<b>35,393</b>	<b>34,662</b>	<b>32,533</b>	<b>30,981</b>	<b>(-1%)</b>

Source: Montana Board of Crime Control



**TABLE 39: POPULOUS COMPARISON GROUP TOTAL ARRESTS BY AGENCY 2005-2011**

AGENCY	2005	2006	2007	2008	2009	2010	2011	Change 2005 to 2012	
Barnes CO	52	44	24	38	21	11	21	(-60%)	-31 Arrests
Valley City PD	243	276	242	198	161	149	137	(-44%)	- 106 Arrests
Burleigh CO	644	831	697	768	740	833	827	28%	+ 183 Arrests
Bismarck PD	3419	3870	3716	3513	3394	3905	3670	7%	+ 251 Arrests
Cass CO	314	273	264	255	283	244	252	(-20%)	- 62 Arrests
Fargo PD	5007	5093	5113	5305	5183	5808	4313	(-14%)	-694 Arrests
West Fargo PD	848	790	741	807	854	791	596	(-30%)	-57 Arrests
Grand Forks CO	1791	1486	1148	1021	1219	708	1063	(-41%)	-728 Arrests
Grand Forks PD	2372	2402	2107	2027	2141	2231	1966	(-17%)	- 406 Arrests
Ramsey CO	121	182	179	147	198	50	27	(-78%)	- 94 Arrests
Devils Lake PD	1197	1238	1088	924	993	1021	1054	(-12%)	-176 Arrests
Stutsman CO	122	100	126	160	81	93	106	(-13%)	-16 Arrests
Jamestown PD	1208	1161	1124	1078	1012	1055	1096	(-9%)	- 112 Arrests
Populous Comparison Group Total	17338	17746	16569	16241	16280	16899	15128	(-13%)	- 2210 Arrests
Remaining State Jurisdictions Total	7325	7603	6970	6208	6785	6589	6654	(-9%)	- 671 Arrests
North Dakota State Total	31835	32343	30780	29334	28925	29404	29260	(-8%)	- 2575 Arrests

Source: North Dakota Bureau of Criminal Investigation

- A breakdown of arrest types by county in North Dakota can be seen in Appendix 3.

#### UCR Index Crimes

- The Williston Basin region reported an overall increase of 32% in UCR Index Crimes since 2005. The Populous Comparison Group reported an increase of 5% in the UCR Index Crimes.
- Montana reported a 21% decrease in UCR Index Crimes since 2005, while North Dakota reported a 6% increase in UCR Index Crimes since 2005.

**TABLE 40: ND WILLISTON BASIN REGION TOTAL UCR INDEX OFFENSES BY AGENCY 2005-2011**

AGENCY	2005	2006	2007	2008	2009	2010	2011	Change 2005 to 2012	
Adams CO	18	13	13	13	10	12	20	11%	+2 Offenses
Billings CO	N/A	N/A	N/A	N/A	1	3	4		+4 Offenses
Bottineau CO	68	83	42	21	50	25	23	(-68%)	-45 Offenses
Bowman CO	4	1	0	1	2	1	0		
Bowman PD	N/A	N/A	N/A	N/A	N/A	N/A	N/A		N/A
Burke CO	27	32	19	21	21	26	20	(-26%)	-7 Offenses
Divide CO	N/A	N/A	N/A	N/A	N/A	N/A	N/A		N/A
Crosby PD	N/A	N/A	N/A	N/A	N/A	N/A	N/A		N/A
Dunn CO	N/A	N/A	N/A	N/A	N/A	N/A	N/A		N/A
Golden Valley CO	N/A	N/A	N/A	N/A	N/A	11	12		+12 Offenses
Grant CO	5	5	1	6	10	13	6		
Hettinger CO	2	9	15	9	5	8	14		+ 12 Offenses
McHenry CO	52	44	32	24	16	12	39	(-25%)	
McKenzie CO	46	47	34	31	30	1	75	63%	+ 29 Offenses
Watford City PD	12	10	11	6	2	42	61	425%	+ 51 Offenses
McLean CO	53	80	124	141	91	116	86	62%	+ 33 Offenses
Mercer CO	24	19	10	20	40	36	26		
Hazen PD	N/A	N/A	N/A	N/A	N/A	N/A	N/A		N/A
Beulah PD	40	27	45	44	50	48	68	70%	+28 Offenses
Morton CO	118	76	79	89	80	49	136	15%	+16 Offenses
Mandan PD	435	455	470	423	413	326	538	24%	+ 103 Offenses
Mountrail CO	54	42	26	59	65	76	111	106%	+ 57 Offenses
Renville CO	13	13	15	6	14	18	25	92%	+ 12 Offenses
Slope CO	1	0	2	0	4	2	2		
Stark CO	59	42	29	80	41	34	39	(-34%)	- 20 Offenses



AGENCY	2005	2006	2007	2008	2009	2010	2011	Change 2005 to 2012
Belfield PD	N/A	N/A	N/A	N/A	N/A	6	23	+23 Offenses
Dickinson PD	556	578	469	351	333	462	493	(-11%) - 63 Offenses
South Heart PD	N/A	N/A	N/A	N/A	N/A	3	1	
Ward CO	168	181	117	129	166	191	201	20% +33 Offenses
Burlington PD	N/A	N/A	N/A	4	1	3	3	
Kenmare PD	N/A	N/A	N/A	N/A	N/A	1	0	0
Minot PD	1129	984	956	808	750	832	907	(-20%) -222 Offenses
Williams CO	76	90	76	117	69	95	172	(126%) + 96 Offenses
Williston PD	203	186	219	230	367	344	452	(123%) + 249 Offenses
Williston Basin region Total	3163	3017	2804	2633	2631	2796	3559	(13%) + 396 Offenses

Source: North Dakota Bureau of Criminal Investigation

TABLE 41: MT WILLISTON BASIN REGION TOTAL UCR INDEX OFFENSES BY AGENCY 2005-2011

AGENCY	2005	2006	2007	2008	2009	2010	2011	Change 2005 to 2012
Custer CO	0	0	3	15	56	43	42	+42 Offenses
Miles City PD	0	2	0	137	318	222	231	+231 Offenses
Daniels CO	0	0	0	4	7	3	2	
Dawson CO	45	84	86	92	61	56	77	67% +32 Offenses
Glendive PD	145	163	184	176	179	166	157	8% +12 Offenses
Fallon CO	9	11	8	7	8	9	16	+ 7 Offenses
Baker PD	25	21	17	16	13	23	29	
Garfield CO	0	0	1	0	4	2	0	
McCone CO	0	13	16	16	21	12	20	+20 Offenses
Prairie CO	0	0	0	4	3	5	7	+7 Offenses
Richland CO	0	0	0	2	15	24	37	+37 Offenses
Sidney PD	0	0	0	2	107	82	113	+113 Offenses
Fairview PD	0	0	0	0	0	0	0	
Roosevelt CO	20	34	43	42	43	47	79	295% + 59 Offenses
Poplar PD	2	8	3	0	8	1	4	
Wolf Point PD	0	4	6	67	148	156	153	+153 Offenses
Brockton PD	0	0	0	0	0	0	0	
Sheridan CO	26	23	30	95	67	61	76	192% + 50 Offenses
Valley CO	32	28	54	19	26	24	32	
Glasgow PD	86	66	74	64	76	69	51	(-41%) - 17 Offenses
Wibaux CO	9	9	3	3	4	2	3	-6 Offenses
Williston Basin region Total	399	466	528	761	1164	1007	1129	283% + 730 Offenses
Montana State Total	23659	21562	21963	20690	19422	19143	18712	-21% - 4947 Offenses

Source: Montana Board of Crime Control

TABLE 42: POPULOUS COMPARISON GROUP TOTAL UCR INDEX OFFENSES BY AGENCY

AGENCY	2005	2006	2007	2008	2009	2010	2011	Change 2005 to 2012
Barnes CO	43	30	32	29	15	17	46	+ 3 Offenses
Valley City PD	82	97	98	92	60	84	66	(-20%) - 16 Offenses
Burleigh CO	179	157	143	180	201	151	212	18% + 33 Offenses
Bismarck PD	1550	1749	1665	1784	1741	1760	2059	33% + 509 Offenses
Cass CO	231	203	188	190	189	207	184	(-20%) - 47 Offenses
Fargo PD	2760	3049	3126	3313	3614	3295	3247	18% + 487 Offenses
West Fargo PD	376	392	518	586	611	493	483	28% + 107 Offenses
Grand Forks CO	151	125	123	79	128	69	97	(-35%) -54 Offenses
Grand Forks PD	2363	2077	2016	2058	1807	1719	1832	(-22%) - 531 Offenses
Ramsey CO	26	37	25	33	23	21	17	-9 Offenses
Devils Lake PD	345	354	285	295	325	331	391	+ 46 Offenses
Stutsman CO	67	65	55	54	45	20	37	-30 Offenses
Jamestown PD	372	357	323	369	322	378	338	-34 Offenses
Populous Comparison Group Total	8,545	8,692	8,597	9,062	9,081	8,545	9,009	5% + 464 Offenses
Remaining State Jurisdictions Total	1,344	1,478	1,174	1,182	1,170	1,124	1,210	(-10%) - 134 Offenses
North Dakota State Total	12,979	13,009	12,532	12,850	12,822	12,427	13,778	6% + 799 Offenses

Source: North Dakota Bureau of Criminal Investigation

### Violent UCR Index Crimes

- The Williston Basin region reported an overall increase of 121% in Violent UCR Index Crimes since 2005. The Populous Comparison Group reported an increase of 98% since 2005.
- Montana reported a 5% decrease in Violent UCR Index Crimes since 2005, while North Dakota reported a 98% increase.

**TABLE 43: ND WILLISTON BASIN REGION TOTAL VIOLENT UCR INDEX OFFENSES BY AGENCY 2005-2011**

AGENCY	2005	2006	2007	2008	2009	2010	2011	Change 2005 to 2011
Adams CO	0	2	3	4	2	1	1	
Billings CO	0	0	0	0	0	0	0	
Bottineau CO	0	2	1	0	0	0	0	
Bowman CO	0	0	0	0	0	0	0	
Bowman PD	0	0	0	0	0	0	0	
Burke CO	0	0	3	0	0	3	3	+3 Offenses
Divide CO	0	0	0	0	0	0	0	
Crosby PD	0	0	0	0	0	0	0	
Dunn CO	0	0	0	0	0	0	0	
Golden Valley CO	0	0	0	0	0	0	2	+2 Offenses
Grant CO	0	1	0	0	0	0	2	+2 Offenses
Hettinger CO	0	1	2	0	0	0	2	+2 Offenses
McHenry CO	5	1	2	0	2	0	5	
McKenzie CO	3	2	0	0	0	0	8	+5 Offenses
Watford City PD	2	1	1	1	0	2	7	+5 Offenses
McLean CO	2	0	2	14	6	6	4	+2 Offenses
Mercer CO	2	3	1	2	0	0	5	+3 Offenses
Hazen PD	0	0	0	0	0	0	0	
Beulah PD	4	2	3	7	6	2	2	-2 Offenses
Morton CO	17	7	10	11	6	1	14	- 3 Offenses
Mandan PD	31	34	34	35	45	40	42	+11 Offenses
Mountrail CO	1	0	0	3	3	0	6	+5 Offenses
Renville CO	1	0	0	0	1	0	0	
Slope CO	0	0	0	0	0	0	0	
Stark CO	3	2	4	6	1	4	4	
Belfield PD	0	0	0	0	0	0	0	
Dickinson PD	11	7	7	30	32	44	51	364% +40 Offenses
South Heart PD	0	0	0	0	0	0	0	
Ward CO	7	13	21	18	18	28	32	357% +25 Offenses
Burlington PD	0	0	0	0	0	0	0	
Kenmare PD	0	0	0	0	0	0	0	
Minot PD	83	58	91	76	107	113	121	46% +38 Offenses
Williams CO	2	4	5	12	10	8	19	850% +17 Offenses
Williston PD	15	14	17	29	36	41	57	280% +42 Offenses
<b>Williston Basin region Total</b>	<b>189</b>	<b>154</b>	<b>207</b>	<b>248</b>	<b>275</b>	<b>293</b>	<b>387</b>	<b>105% +198 Offenses</b>

Source: North Dakota Bureau of Criminal Investigation



**TABLE 44: MT WILLISTON BASIN REGION TOTAL VIOLENT UCR INDEX OFFENSES BY AGENCY 2005-2011**

AGENCY	2005	2006	2007	2008	2009	2010	2011	Change 2005 to 2011
Custer CO	0	0	0	3	1	6	1	
Miles City PD	0	1	0	11	19	20	23	+23 Offenses
Daniels CO	0	0	0	0	2	3	2	+2 Offenses
Dawson CO	6	7	9	8	4	8	10	+4 Offenses
Glendive PD	10	11	13	6	6	7	13	+3 Offenses
Fallon CO	0	0	1	0	1	1	0	
Baker PD	4	3	2	1	2	2	5	
Garfield CO	0	0	0	0	1	0	0	
McCone CO	0	1	1	1	0	2	1	
Prairie CO	0	0	0	0	0	1	1	
Richland CO	0	0	0	0	1	0	0	
Sidney PD	0	0	0	0	12	6	12	+12 Offenses
Fairview PD	0	0	0	0	0	0	0	
Roosevelt CO	2	3	10	13	2	5	23	1050% + 21 Offenses
Poplar PD	0	2	1	0	4	0	0	
Wolf Point PD	0	1	3	15	15	21	11	+11 Offenses
Brockton PD	0	0	0	0	0	0	0	
Sheridan CO	1	1	4	9	7	5	7	+6 Offenses
Valley CO	7	5	4	2	0	1	7	
Glasgow PD	10	4	14	7	7	6	3	-7 Offenses
Wibaux CO	0	1	0	0	0	0	0	
<b>Williston Basin region Total</b>	<b>40</b>	<b>40</b>	<b>62</b>	<b>76</b>	<b>84</b>	<b>94</b>	<b>119</b>	<b>198% +79 Offenses</b>
<b>Montana State Total</b>	<b>2726</b>	<b>2785</b>	<b>2963</b>	<b>2619</b>	<b>2597</b>	<b>2539</b>	<b>2586</b>	<b>(-5%) -140 Offenses</b>

Source: Montana Board of Crime Control

**TABLE 45: POPULOUS COMPARISON GROUP TOTAL VIOLENT UCR OFFENSES BY AGENCY 2005-2011**

AGENCY	2005	2006	2007	2008	2009	2010	2011	Change 2005 to 2011
Barnes CO	5	2	0	1	2	0	1	-4 Offenses
Valley City PD	3	6	9	7	4	4	0	-3 Offenses
Burleigh CO	17	11	20	22	11	16	14	-3 Offenses
Bismarck PD	52	139	108	155	158	210	175	23 + 123 Offenses
Cass CO	10	24	12	4	5	17	17	+7 Offenses
Fargo PD	172	235	243	270	304	315	398	131% +226 Offenses
West Fargo PD	29	15	29	39	63	38	52	80% +23 Offenses
Grand Forks CO	13	8	6	7	12	3	11	-2 Offenses
Grand Forks PD	71	96	123	143	147	123	135	90% +64 Offenses
Ramsey CO	3	1	3	1	3	4	1	-2 Offenses
Devils Lake PD	26	19	13	12	29	23	33	27% +7 Offenses
Stutsman CO	7	4	3	3	6	5	9	+2 Offenses
Jamestown PD	34	32	25	47	19	43	30	-4 Offenses
<b>Populous Comparison Group Total</b>	<b>442</b>	<b>592</b>	<b>594</b>	<b>711</b>	<b>763</b>	<b>801</b>	<b>876</b>	<b>98% +434 Offenses</b>
<b>Remaining State Jurisdictions Total</b>	<b>56</b>	<b>56</b>	<b>80</b>	<b>73</b>	<b>72</b>	<b>65</b>	<b>91</b>	<b>63% + 35 Offenses</b>
<b>North Dakota State Total</b>	<b>687</b>	<b>802</b>	<b>881</b>	<b>1032</b>	<b>1110</b>	<b>1159</b>	<b>1356</b>	<b>97% + 669 Offenses</b>

Source: North Dakota Bureau of Criminal Investigation

## INFRASTRUCTURE DATA

### Highway Patrol Crash Data

- The Williston Basin region reported a 58% increase in vehicle crashes since 2005, while the Populous Comparison Group reported a 7% increase.
- Montana reported a 70% increase in vehicle crashes since 2005 and North Dakota reported a 25% increase.

TABLE 46: ND CRASHES BY COUNTY 2005-2011

COUNTY	2005	2006	2007	2008	2009	2010	2011	Change 2006 to 2011
Adams	31	35	29	41	45	29	38	9% + 3 Crashes
Billings	25	34	54	50	42	40	53	56% + 19 Crashes
Bottineau	200	195	156	166	193	168	168	(-14%) - 27 Crashes
Bowman	59	79	78	84	66	48	68	(-14%) - 11 Crashes
Burke	33	57	50	45	62	62	84	47% + 27 Crashes
Divide	27	31	39	34	30	44	38	23% + 7 Crashes
Dunn	57	71	100	110	121	145	197	178% + 126 Crashes
Golden Valley	31	45	33	37	46	38	53	18% + 8 Crashes
Grant	40	35	33	18	32	32	28	(-20%) - 7 Crashes
Hettinger	44	57	61	55	70	62	65	14% + 8 Crashes
McHenry	227	210	210	225	203	191	206	(-2%) -4 Crashes
McKenzie	129	140	149	168	168	221	445	218% +305 Crashes
McLean	249	245	236	267	302	236	271	11% + 26 Crashes
Mercer	193	205	170	185	241	177	197	(-4%) -7 Crashes
Morton	572	652	711	685	682	673	745	14% + 93 Crashes
Mountrail	152	138	185	240	205	255	394	186% + 256 Crashes
Renville	57	50	48	56	78	72	83	66% + 33 Crashes
Slope	24	30	23	21	38	25	27	(-10%) - 3 Crashes
Stark	480	514	532	563	740	670	856	67% + 342 Crashes
Ward	1589	1231	1611	1581	1708	1823	2156	75% + 925 Crashes
Williams	442	461	496	588	602	883	1357	194% + 896 Crashes
<b>Williston Basin region Total</b>	<b>4661</b>	<b>4515</b>	<b>5004</b>	<b>5219</b>	<b>5674</b>	<b>5894</b>	<b>7529</b>	<b>67% + 3014 Crashes</b>
Barnes	294	262	247	226	350	292	309	18% + 47 Crashes
Burleigh	2000	2019	2054	2368	2762	2580	2376	18% + 357 Crashes
Cass	3175	2927	3281	3226	3265	3278	3012	3% + 85 Crashes
Grand Forks	1594	1464	1518	1500	1547	1503	1482	1% + 18 Crashes
Ramsey	430	432	425	343	380	346	348	(-19%) - 84 Crashes
Stutsman	617	563	662	658	767	631	711	26% + 148 Crashes
<b>Populous Comparison Group Total</b>	<b>8110</b>	<b>7667</b>	<b>8187</b>	<b>8321</b>	<b>9071</b>	<b>8630</b>	<b>8238</b>	<b>7% + 571 Crashes</b>
<b>Remaining State Total</b>	<b>3068</b>	<b>2912</b>	<b>3077</b>	<b>2852</b>	<b>2928</b>	<b>2552</b>	<b>3056</b>	<b>5% + 144 Crashes</b>
<b>North Dakota State Total</b>	<b>15839</b>	<b>15094</b>	<b>16229</b>	<b>16392</b>	<b>17673</b>	<b>17076</b>	<b>18823</b>	<b>25% + 3729 Crashes</b>

Source: North Dakota Highway Patrol

TABLE 47: MT CRASHES BY COUNTY 2006-2011

COUNTY	2006	2007	2008	2009	2010	2011	Change 2006 to 2011
Fallon	43	22	21	23	27	23	(-47%) - 20 Crashes
Sheridan	55	63	49	57	60	84	52% + 29 Crashes
Daniels	21	17	24	29	35	37	76% + 16 Crashes
Valley	128	109	122	121	95	85	(34%) - 43 Crashes
Garfield	8	7	14	11	15	16	100% + 8 Crashes
Prairie	49	37	41	42	44	43	-6 Crashes
McCone	20	18	17	22	23	25	+ 5 Crashes
Roosevelt	108	115	108	132	113	170	57% + 62 Crashes
Richland	255	237	272	230	291	414	62% + 159 Crashes
Dawson	223	215	266	236	207	295	57% + 72 Crashes
Wibaux	34	16	39	22	31	39	+ 5 Crashes
Custer	237	279	264	183	218	212	(-11%) - 25 Crashes
<b>Williston Basin region Total</b>	<b>1181</b>	<b>1135</b>	<b>1237</b>	<b>1108</b>	<b>1159</b>	<b>1443</b>	<b>22% + 262 Crashes</b>
<b>Remaining State Total</b>	<b>9822</b>	<b>8688</b>	<b>11684</b>	<b>17934</b>	<b>17858</b>	<b>17295</b>	<b>76% + 7473 Crashes</b>
<b>Montana State Total</b>	<b>11003</b>	<b>9823</b>	<b>12921</b>	<b>19042</b>	<b>19017</b>	<b>18738</b>	<b>70% + 7735 Crashes</b>

Source: Montana Highway Patrol



### Highway Patrol Fatal Crash Data

- The Williston Basin region reported a 72% increase in fatal vehicle crashes since 2005. The Populous Comparison Group reported a 21% decrease in fatal vehicle crashes since 2005.
- Montana reported an overall decrease of 21% in vehicle crash fatalities since 2005, while North Dakota reported a 33% increase overall since 2005.

**TABLE 48: ND FATALITIES RESULTING FROM A CRASH BY COUNTY 2005-2011**

COUNTY	2005	2006	2007	2008	2009	2010	2011	Change 2006 to 2011
Adams	0	0	0	1	0	2	0	
Billings	6	1	0	1	2	0	1	
Bottineau	2	1	0	2	0	0	5	+4 Fatalities
Bowman	2	2	5	1	1	2	0	
Burke	0	1	1	1	3	2	0	
Divide	0	0	0	1	0	0	2	+2 Fatalities
Dunn	0	2	3	3	1	5	7	+5 Fatalities
Golden Valley	0	1	0	0	1	0	0	
Grant	2	1	0	0	0	0	1	
Hettinger	0	1	0	0	0	1	1	
McHenry	3	3	0	1	3	1	6	+ 3 Fatalities
McKenzie	4	6	4	7	8	8	16	+10 Fatalities
McLean	2	5	4	3	5	1	0	-5 Fatalities
Mercer	1	2	1	3	3	2	1	
Morton	7	5	7	3	2	2	8	+3 Fatalities
Mountrail	2	2	5	6	13	5	8	+6 Fatalities
Renville	0	0	2	1	2	0	2	+2 Fatalities
Slope	0	0	2	0	0	1	1	+1 Fatality
Stark	3	6	4	4	4	4	1	-5 Fatalities
Ward	6	5	7	8	13	3	13	+ 8 Fatalities
Williams	2	2	3	1	4	3	10	+ 8 Fatalities
<b>Williston Basin region Total</b>	<b>42</b>	<b>46</b>	<b>48</b>	<b>47</b>	<b>65</b>	<b>42</b>	<b>83</b>	<b>81% +37 Fatalities</b>
Barnes	2	7	1	3	1	1	1	-6 Fatalities
Burleigh	5	3	5	5	9	7	2	
Cass	14	6	7	5	6	12	10	+4 Fatalities
Grand Forks	5	8	4	5	5	8	2	-6 Fatalities
Ramsey	2	2	1	1	3	2	2	
Stutsman	5	2	3	1	3	5	5	+3 Fatalities
<b>Populous Comparison Group Total</b>	<b>33</b>	<b>28</b>	<b>21</b>	<b>20</b>	<b>27</b>	<b>35</b>	<b>22</b>	<b>-21% -6 Fatalities</b>
<b>Remaining State Total</b>	<b>49</b>	<b>37</b>	<b>42</b>	<b>37</b>	<b>48</b>	<b>28</b>	<b>43</b>	<b>16% + 6 Fatalities</b>
<b>North Dakota State Total</b>	<b>124</b>	<b>111</b>	<b>111</b>	<b>104</b>	<b>140</b>	<b>105</b>	<b>148</b>	<b>33% + 37 Fatalities</b>

Source: North Dakota Highway Patrol

**TABLE 49: MT FATALITIES RESULTING FROM A CRASH BY COUNTY 2006-2011**

COUNTY	2006	2007	2008	2009	2010	2011	Change 2006-2011
Fallon	0	0	0	1	0	1	+1 Fatality
Sheridan	1	1	0	0	2	0	-1 Fatality
Daniels	0	0	0	0	0	1	+1 Fatality
Valley	3	1	1	2	3	1	-2 Fatalities
Garfield	0	1	0	1	0	1	+1 Fatality
Prairie	1	1	1	1	0	3	+2 Fatalities
McCone	0	0	1	0	1	1	+1 Fatality
Roosevelt	3	4	3	5	2	4	+1 Fatality
Richland	4	3	6	0	1	6	+2 Fatalities
Dawson	0	2	1	2	4	3	+3 Fatalities
Wibaux	2	0	0	0	0	0	-2 Fatalities
Custer	1	6	4	2	2	1	0
<b>Williston Basin region Total</b>	<b>15</b>	<b>19</b>	<b>17</b>	<b>14</b>	<b>15</b>	<b>22</b>	<b>47% +7 Fatalities</b>
<b>Remaining State Total</b>	<b>248</b>	<b>257</b>	<b>212</b>	<b>207</b>	<b>174</b>	<b>187</b>	<b>(-25%) -61 Fatalities</b>
<b>Montana State Total</b>	<b>263</b>	<b>276</b>	<b>229</b>	<b>221</b>	<b>189</b>	<b>209</b>	<b>(-21%) -54 Fatalities</b>

Source: Montana Highway Patrol

## OUTSIDE AGENCY DATA

### *Sex Offender Data*

- The Williston Basin region reported a 20% increase in the number of sex offenders within their jurisdictions since 2010. The Populous Comparison Group reported an 11% increase during this same period of time (see tables 50 & 52).
- Montana reported an overall increase of 47% since 2006, while North Dakota reported an overall increase of 85% (see table 50).

**TABLE 50: WILLISTON BASIN REGION SEX OFFENDERS 2006 -2012**

SEX OFFENDERS ND & MT	2006	2007	2008	2009	2010	2011	2012	CHANGE
Williston Basin region – Montana	93	97	127	131	154	172	165	77%
Williston Basin region – North Dakota	NA	NA	NA	NA	377	NA	474	26% (2010-2012)
Williston Basin region Total	NA	NA	NA	NA	531	NA	639	20% (2010-2012)
Montana State Total	1404	1531	1634	1692	1842	1989	2068	47%
North Dakota State Total	1496	1570	1764	1966	2195	2420	2765	85%

Source: Montana Division of Criminal Investigation, North Dakota Bureau of Criminal Investigation



**TABLE 51: ND SEX OFFENDER DATA – JANUARY 2005-JANUARY 2012**

SEX OFFENDER TYPE	2005	2006	2007	2008	2009	2010	2011	2012	Change 2005 to 2012
<b>OFFENDERS NOT INCARCERATED</b>	759	774	812	909	978	1085	1171	1336	76% + 577 Offenders
----Against Children	73	73	84	95	107	114	123	122	67% +49 Offenders
----Sexual Offenders	686	701	728	814	871	971	1048	1214	77% + 528 Offenders
----Lifetime Registrars	82	90	90	146	177	186	209	208	153% + 126 Offenders
----Juvenile	60	55	63	82	80	94	102	114	90% + 54 Offenders
<b>OFFENDERS INCARCERATED</b>	119	137	161	176	209	221	248	269	126% + 150 Offenders
<b>DELINQUENT REGISTRARS</b>	38	35	25	20	19	14	16	14	(-63%) - 24 Offenders
<b>UNREGISTERED OFFENDERS</b>	163	167	169	210	219	223	254	257	58% + 94 Offenders
----Not Incarcerated	7	4	3	4	2	3	5	5	-2 Offenders
----Incarcerated	156	163	166	206	217	220	249	252	62% + 96 Offenders
<b>OUT OF STATE OFFENDERS</b>	357	383	403	449	541	652	731	868	143% + 511 Offenders
<b>NORTH DAKOTA STATE TOTAL</b>	<b>1436</b>	<b>1496</b>	<b>1570</b>	<b>1764</b>	<b>1966</b>	<b>2195</b>	<b>2420</b>	<b>2765</b>	<b>93% 1329 Offenders</b>

Source: North Dakota Bureau of Criminal Investigation

**TABLE 52: ND SEX OFFENDERS BY COUNTY 2010-2012**

COUNTY	OCT 2010	JAN 2012	FEB 2012	APRIL 2012	MAY 2012	Change Oct 2010- May 2012
Adams	3	2	2	2	2	+1 Offender
Billings	0	1	1	1	2	+2 Offenders
Bottineau	8	9	9	9	9	+1 Offender
Bowman	3	5	5	5	5	+2 Offenders
Burke	1	2	3	3	3	+2 Offenders
Divide	2	0	0	0	0	-2 Offenders
Dunn	13	14	14	14	15	+2 Offenders
Golden Valley	2	3	3	3	4	+2 Offenders
Grant	3	6	7	6	6	+3 Offenders
Hettinger	0	3	3	3	3	+3 Offenders
McHenry	7	9	10	10	11	+3 Offenders
McKenzie	10	25	25	28	30	+20 Offenders
McLean	7	15	16	14	14	+ 14 Offenders
Mercer	8	11	9	9	8	
Morton	64	68	69	71	72	+ 8 Offenders
Mountrail	30	39	44	46	46	+ 16 Offenders
Renville	2	2	1	1	1	-1 Offender
Slope	0	0	0	0	0	
Stark	45	61	60	59	59	+ 14 Offenders
Ward	82	92	92	90	91	+ 9 Offenders
Williams	87	87	86	92	93	+ 6 Offenders
<b>Williston Basin region Total</b>	<b>377</b>	<b>454</b>	<b>459</b>	<b>466</b>	<b>474</b>	<b>+97 Offenders</b>
Barnes	16	20	21	25	22	+ 6 Offenders
Burleigh	134	159	171	171	173	+ 39 Offenders
Cass	204	221	216	207	215	+ 11 Offenders
Grand Forks	84	80	82	84	81	-3 Offenders

COUNTY	OCT 2010	JAN 2012	FEB 2012	APRIL 2012	MAY 2012	Change Oct 2010- May 2012
Ramsey	32	4	36	37	34	+2 Offenders
Stutsman	58	59	57	59	62	+4 Offenders
Populous Comparison Group Total	528	543	583	583	587	11% + 59 Offenders
Remaining State Total	231	235	233	232	235	2% + 4 Offenders
North Dakota State Total	702	889	891	899	921	31% + 219 Offenders

Source: NDBCI SEX OFFENDER REGISTRATION PROGRAM

#### Available Jobs Data

- The Williston Basin region reported a 138% increase in available jobs since 2005. The Populous Comparison Group reported a 16% increase since 2005. In 2005, the Williston Basin region reported 13,165 jobs, in the 2<sup>nd</sup> Quarter of 2011 there were approximately 21,968 jobs available.

TABLE 53: WILLISTON BASIN REGION JOB AVAILABILITY DATA BY SECTOR

WILLISTON BASIN REGION	2005	2006	2007	2008	2009	2010	2011	2011 2 <sup>nd</sup> Quarter	Percent Change (from 2005 to Q2 2011)
ALL SECTOR TOTAL JOBS	97,277	99,493	102,814	105,539	109,749	111,487	123,274	129,913	34% or + 32,636 Jobs
Energy-Oil-Gas-Mining	4,054	4,670	5,363	5,913	7,773	7,992	14,170	15,831	291% or + 11,777 Jobs
Construction	4,340	4,678	4,951	5,355	6,044	6,089	7,439	8,688	100% or + 4,348 Jobs
Transportation-Warehousing	2,295	2,399	2,744	2,988	3,577	3,809	5,421	6,207	170% or + 3,912 Jobs
Wholesale- Trading	5,286	5,570	5,675	5,692	6,098	6,378	7,514	7,935	50% or + 2,649 Jobs
Real Estate	911	966	1,027	1,089	1,194	1,295	1,603	1,766	94% or + 855 Jobs
KEY SECTOR TOTAL JOBS	17,010	18,370	19,863	21,141	24,773	25,585	36,235	40,521	138% or + 23,511 Jobs

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].

TABLE 54: POPULOUS COMPARISON GROUP JOB AVAILABILITY DATA BY SETOR

POPULOUS COMPARISON GROUP	2005	2006	2007	2008	2009	2010	2011	2011 2 <sup>nd</sup> Quarter	Percent Change (from 2005 to Q2 2011)
ALL SECTOR TOTAL JOBS	183,777	190,056	194,896	200,834	200,323	200,374	205,361	210,026	14% or + 26,249 Jobs
Energy-Oil-Gas-Mining	72	78	32	95	98	34	134	202	180% or + 130 Jobs
Construction	9,599	10,241	10,653	11,023	10,532	10,802	10,807	11,313	18% or + 1,714 Jobs
Transportation-Warehousing	5,400	5,776	5,822	6,122	6,242	6,113	6,489	6,560	22% or + 1,160 Jobs
Wholesale- Trading	10,437	10,610	10,749	10,992	11,127	10,880	11,522	11,879	14% or + 1,442 Jobs
Real Estate	2,393	2,373	2,442	2,433	2,478	2,427	2,494	2,458	3% or + 65 Jobs
KEY SECTOR TOTAL JOBS	27,901	29,078	29,698	30,655	30,477	30,524	31,446	32,412	16% or + 4,511 Jobs

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].



*Job Availability Data By County – Williston Basin region*

**TABLE 55**

WILLIAMS COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 <sup>nd</sup> Quarter	Percent Change (from 2005 to Q2 2011)
<b>ALL SECTORS TOTAL JOBS</b>	<b>9,048</b>	<b>9,988</b>	<b>10,612</b>	<b>11,473</b>	<b>12,987</b>	<b>13,315</b>	<b>18,880</b>	<b>20,595</b>	<b>127% + 11,547 Jobs</b>
Energy-Oil-Gas-Mining	1,335	1,726	2,117	2,545	3,487	3,444	6,653	7,179	438% + 5,844 Jobs
Construction	320	350	401	488	615	724	1,198	1,632	410% + 1,312 Jobs
Transportation-Warehousing	248	245	317	391	532	613	951	1,118	283%+ 870 Jobs
Wholesale- Trading	641	693	735	793	934	1,012	1,694	1,912	198%+ 1,271 Jobs
Real Estate	113	203	204	283	375	359	551	648	473%+ 535 Jobs
<b>WILLIAMS KEY SECTOR TOTAL JOBS</b>	<b>2,657</b>	<b>3,217</b>	<b>3,774</b>	<b>4,500</b>	<b>5,943</b>	<b>6,152</b>	<b>11,047</b>	<b>12,489</b>	<b>370%+ 9,832 Jobs</b>

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].

**TABLE 56**

STARK COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 <sup>nd</sup> Quarter	Percent Change (from 2005 to Q2 2011)
<b>ALL SECTORS TOTAL JOBS</b>	<b>10,872</b>	<b>11,098</b>	<b>11,432</b>	<b>11,886</b>	<b>12,414</b>	<b>12,563</b>	<b>14,148</b>	<b>15,180</b>	<b>40% + 4,308 Jobs</b>
Energy-Oil-Gas-Mining	347	373	452	541	889	896	1843	2190	531% + 1,843 Jobs
Construction	519	516	641	719	640	676	812	963	86%+ 444 Jobs
Transportation-Warehousing	338	363	387	462	618	612	812	957	183%+ 619 Jobs
Wholesale- Trading	539	569	609	578	609	638	772	822	52% + 283 Jobs
Real Estate	81	88	84	84	91	113	139	150	85%+ 69 Jobs
<b>STARK KEY SECTOR TOTAL JOBS</b>	<b>1,824</b>	<b>1,909</b>	<b>2,173</b>	<b>2,384</b>	<b>2,847</b>	<b>2,935</b>	<b>4,378</b>	<b>5,082</b>	<b>179% + 3,258 Jobs</b>

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].

**TABLE 57**

MCKENZIE COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 <sup>nd</sup> Quarter	Percent Change (from 2005 to Q2 2011)
<b>ALL SECTOR TOTAL JOBS</b>	<b>1,384</b>	<b>1,417</b>	<b>1,728</b>	<b>1,944</b>	<b>2,123</b>	<b>2,289</b>	<b>3,198</b>	<b>3,547</b>	<b>156% + 2,163 Jobs</b>
Energy-Oil-Gas-Mining	127	169	290	408	434	466	854	1009	694% + 882 Jobs
Construction	35	38	38	68	121	166	296	342	877% + 307 Jobs
Transportation-Warehousing	75	74	122	210	303	357	607	679	805% + 604 Jobs
Wholesale- Trading	105	107	124	132	135	146	200	198	89% + 93 Jobs
Real Estate	17	11	N/A	N/A	N/A	24	36	55	224% + 38 Jobs
<b>MCKENZIE KEY SECTOR TOTAL JOBS</b>	<b>359</b>	<b>399</b>	<b>574</b>	<b>818</b>	<b>993</b>	<b>1159</b>	<b>1993</b>	<b>2283</b>	<b>536% + 1,924 Jobs</b>

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].

TABLE 58

MOUNTRAIL COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 <sup>nd</sup> Quarter	Percent Change (from 2005 to Q2 2011)
ALL SECTOR TOTAL JOBS	2,948	2,833	2,808	3,009	3,556	3,985	5,039	5,252	78% + 2,304 Jobs
Energy-Oil-Gas-Mining	35	36	31	34	261	454	820	893	2451% + 858 Jobs
Construction	168	59	40	59	183	195	514	549	227% + 381 Jobs
Transportation-Warehousing	15	10	9	11	47	98	356	439	2827% + 424 Jobs
Wholesale- Trading	134	143	113	120	124	159	179	194	45% + 60 Jobs
Real Estate	66	76	70	78	69	72	69	78	19% + 12 Jobs
MOUNTRAIL KEY SECTOR TOTAL JOBS	418	324	263	302	684	978	1938	2153	415% + 1,735 Jobs

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].

TABLE 59

WARD COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 <sup>nd</sup> Quarter	Percent Change (from 2005 to Q2 2011)
ALL SECTOR TOTAL JOBS	25,142	25,556	26,239	26,294	26,860	27,245	28,097	29,215	17% + 4,073 Jobs
Energy-Oil-Gas-Mining	364	351	340	293	405	364	761	901	60% + 537 Jobs
Construction	1096	1255	1252	1388	1487	1572	1687	1845	68% + 749 Jobs
Transportation-Warehousing	447	469	498	533	578	619	896	1002	124% + 555 Jobs
Wholesale- Trading	1335	1340	1378	1390	1433	1448	1578	1629	22% + 294 Jobs
Real Estate	330	308	327	322	345	365	368	397	20% + 67 Jobs
WARD KEY SECTOR TOTAL JOBS	3572	3723	3795	3926	4248	4368	5290	5774	62% + 2,202 Jobs

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].

TABLE 60

DUNN COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 <sup>nd</sup> Quarter	Percent Change (from 2005 to Q2 2011)
ALL SECTOR TOTAL JOBS	843	914	872	900	1,010	997	1,421	1,594	89% + 1,594 Jobs
Energy-Oil-Gas-Mining	69	69	67	76	167	181	398	462	570%+ 393 Jobs
Construction	21	23	28	49	54	42	107	128	510%+ 107 Jobs
Transportation-Warehousing	18	15	21	27	32	46	118	169	839%+ 151 Jobs
Wholesale- Trading	40	30	25	31	32	32	44	46	15% + 6 Jobs
Real Estate	N/A	N/A	N/A	N/A	N/A	N/A	40	35	+ 35 Jobs
DUNN KEY SECTOR TOTAL JOBS	148	137	141	183	285	301	707	840	468% + 692 Jobs

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].



TABLE 61

MCLEAN COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 <sup>nd</sup> Quarter	Percent Change (from 2005 to Q2 2011)
<b>ALL SECTOR TOTAL JOBS</b>	<b>2,575</b>	<b>2,587</b>	<b>2,781</b>	<b>2,758</b>	<b>2,764</b>	<b>2,944</b>	<b>3,005</b>	<b>3,187</b>	<b>24% + 612 Jobs</b>
Energy-Oil-Gas-Mining	N/A	N/A	N/A	N/A	N/A	N/A	N/A	351	+ 351 Jobs
Construction	182	233	364	248	201	319	249	399	119% + 217 Jobs
Transportation-Warehousing	25	26	31	29	28	25	29	35	+ 10 Jobs
Wholesale- Trading	147	154	164	157	160	169	161	172	+ 25 Jobs
Real Estate	5	N/A	N/A	N/A	N/A	N/A	N/A	N/A	- 5 Jobs
<b>MCLEAN KEY SECTOR TOTAL JOBS</b>	<b>359</b>	<b>413</b>	<b>559</b>	<b>434</b>	<b>389</b>	<b>513</b>	<b>439</b>	<b>957</b>	<b>167% + 598 Jobs</b>

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].

TABLE 62

BOTTINEAU COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 <sup>nd</sup> Quarter	Percent Change (from 2005 to Q2 2011)
<b>ALL SECTOR TOTAL JOBS</b>	<b>2,041</b>	<b>1,997</b>	<b>2,045</b>	<b>2,062</b>	<b>2,142</b>	<b>2,155</b>	<b>2,453</b>	<b>2,293</b>	<b>12% + 252 Jobs</b>
Energy-Oil-Gas-Mining	146	138	146	193	225	260	525	362	148% + 216 Jobs
Construction	56	63	74	69	87	69	84	73	+ 17 Jobs
Transportation-Warehousing	25	25	60	59	61	54	67	72	+ 47 Jobs
Wholesale- Trading	147	154	164	157	160	169	161	172	+ 25 Jobs
Real Estate	11	10	10	7	7	9	14	14	+ 3 Jobs
<b>BOTTINEAU KEY SECTOR TOTAL JOBS</b>	<b>385</b>	<b>390</b>	<b>454</b>	<b>485</b>	<b>540</b>	<b>561</b>	<b>851</b>	<b>693</b>	<b>80% + 308 Jobs</b>

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].

TABLE 63

MERCER COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 <sup>nd</sup> Quarter	Percent Change (from 2005 to Q2 2011)
<b>ALL SECTOR TOTAL JOBS</b>	<b>4,097</b>	<b>4,240</b>	<b>4,161</b>	<b>4,198</b>	<b>4,731</b>	<b>4,371</b>	<b>4,247</b>	<b>4,507</b>	<b>10% + 410 Jobs</b>
Energy-Oil-Gas-Mining	513	523	531	524	556	541	542	603	18% + 90 Jobs
Construction	226	361	260	261	746	355	284	447	98% + 221 Jobs
Transportation-Warehousing	30	32	32	27	25	27	27	31	+ 1 Jobs
Wholesale- Trading	102	97	93	81	94	91	102	108	+ 6 Jobs
Real Estate	12	15	12	10	9	8	9	8	- 4 Jobs
<b>MERCER KEY SECTOR TOTAL JOBS</b>	<b>883</b>	<b>1,028</b>	<b>928</b>	<b>903</b>	<b>1,430</b>	<b>1,022</b>	<b>964</b>	<b>1,197</b>	<b>36% + 314 Jobs</b>

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].

TABLE 64

BURKE COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 <sup>nd</sup> Quarter	Percent Change (from 2005 to Q2 2011)
ALL SECTOR TOTAL JOBS	419	436	446	452	469	471	544	593	41% + 174 Jobs
Energy-Oil-Gas-Mining	36	41	48	59	63	65	88	124	244% + 88 Jobs
Construction	10	11	10	9	15	13	26	25	+ 15 Jobs
Transportation-Warehousing	59	56	36	42	53	49	60	66	+ 7 Jobs
Wholesale- Trading	37	38	46	45	45	43	48	47	+ 10 Jobs
Real Estate	5	6	4	6	5	7	6	8	+ 3 Jobs
BURKE KEY SECTOR TOTAL JOBS	147	152	144	161	181	177	228	270	84% + 123 Jobs

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].

TABLE 65

RENNVILLE COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 <sup>nd</sup> Quarter	Percent Change (from 2005 to Q2 2011)
ALL SECTOR TOTAL JOBS	717	746	768	788	801	792	818	859	20% + 142 Jobs
Energy-Oil-Gas-Mining	24	46	54	59	98	89	91	97	304% + 73 Jobs
Construction	14	17	17	15	15	18	27	20	+ 6 Jobs
Transportation-Warehousing	3	N/A	N/A	N/A	N/A	N/A	N/A	8	+ 5 Jobs
Wholesale- Trading	96	111	122	128	151	159	142	141	+ 45 Jobs
Real Estate	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
RENNVILLE KEY SECTOR TOTAL JOBS	137	174	193	202	264	266	260	266	94% + 129 Jobs

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].

TABLE 66

BILLINGS COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 <sup>nd</sup> Quarter	Percent Change (from 2005 to Q2 2011)
ALL SECTOR TOTAL JOBS	165	146	174	187	234	258	244	297	44% or + 132 Jobs
Energy-Oil-Gas-Mining	N/A	N/A	30	34	63	85	50	58	+ 58 Jobs
Construction	N/A	N/A	N/A	N/A	N/A	N/A	11	21	+ 21 Jobs
Transportation-Warehousing	13	N/A	N/A	N/A	N/A	N/A	11	16	+ 3 Jobs
Wholesale- Trading	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Real Estate	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
BILLINGS KEY SECTOR TOTAL JOBS	13	N/A	30	34	63	85	72	95	86% + 82 Jobs

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].

TABLE 67

SLOPE COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 <sup>nd</sup> Quarter	Percent Change (from 2005 to Q2 2011)
ALL SECTOR TOTAL JOBS	106	91	97	169	140	132	183	199	88% + 93 Jobs
Energy-Oil-Gas-Mining	N/A	N/A	N/A	N/A	N/A	N/A	58	57	+ 57 Jobs
Construction	N/A	6	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Transportation-Warehousing	N/A	N/A	24	31	41	40	74	85	+ 85 Jobs
Wholesale- Trading	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Real Estate	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
SLOPE KEY SECTOR TOTAL JOBS	N/A	6	24	31	41	40	132	142	+ 142 Jobs

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].

TABLE 68

BOWMAN COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 <sup>nd</sup> Quarter	Percent Change (from 2005 to Q2 2011)
ALL SECTOR TOTAL JOBS	1,281	1,317	1,373	1,387	1,391	1,408	1,484	1,566	22% + 285 Jobs
Energy-Oil-Gas-Mining	85	83	69	70	79	68	121	133	+ 48 Jobs
Construction	44	51	129	106	73	93	106	109	+ 65 Jobs
Transportation-Warehousing	20	21	23	23	29	29	38	39	+ 19 Jobs
Wholesale- Trading	167	173	169	176	189	192	199	206	+ 39 Jobs
Real Estate	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
BOWMAN KEY SECTOR TOTAL JOBS	316	328	390	375	370	382	464	487	54% + 171 Jobs

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].

TABLE 69

ADAMS COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 <sup>nd</sup> Quarter	Percent Change (from 2005 to Q2 2011)
ALL SECTOR TOTAL JOBS	943	953	993	1,004	1,042	991	981	991	+ 48 Jobs
Energy-Oil-Gas-Mining	N/A	N/A	N/A	N/A	N/A	N/A	27	26	+ 26 Jobs
Construction	6	8	10	11	9	19	15	15	+ 9 Jobs
Transportation-Warehousing	7	7	6	8	9	10	9	7	0%
Wholesale- Trading	25	53	58	52	61	61	75	74	+ 49 Jobs
Real Estate	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
ADAMS KEY SECTOR TOTAL JOBS	38	68	74	71	79	90	126	122	221% + 84 Jobs

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].



TABLE 70

HETTINGER COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 <sup>nd</sup> Quarter	Percent Change (from 2005 to Q2 2011)
ALL SECTOR TOTAL JOBS	531	511	527	511	522	549	583	605	14% + 74 Jobs
Energy-Oil-Gas-Mining	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Construction	13	13	16	17	14	22	23	30	+ 17 Jobs
Transportation-Warehousing	21	16	19	15	14	13	12	13	- 8 Jobs
Wholesale- Trading	62	73	74	72	69	72	84	91	+ 29 Jobs
Real Estate	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
HETTINGER KEY SECTOR TOTAL JOBS	96	102	109	104	97	107	119	134	40% + 38 Jobs

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].

TABLE 71

MCHENRY COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 <sup>nd</sup> Quarter	Percent Change (from 2005 to Q2 2011)
ALL SECTOR TOTAL JOBS	981	970	1,030	1,254	1,266	1,290	1,352	1,382	41% + 401 Jobs
Energy-Oil-Gas-Mining	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Construction	31	42	60	44	42	41	47	51	+ 20 Jobs
Transportation-Warehousing	12	13	16	15	15	13	18	19	+ 7 Jobs
Wholesale- Trading	120	126	128	130	137	155	153	157	+ 37 Jobs
Real Estate	10	11	10	9	9	10	10	11	+ 1 Jobs
MCHENRY KEY SECTOR TOTAL JOBS	173	192	214	198	203	219	228	238	38% + 65 Jobs

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].

TABLE 72

DIVIDE COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 <sup>nd</sup> Quarter	Percent Change (from 2005 to Q2 2011)
ALL SECTOR TOTAL JOBS	647	628	594	545	544	539	625	707	9% + 60 Jobs
Energy-Oil-Gas-Mining	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Construction	14	13	13	15	10	11	28	34	+ 20 Jobs
Transportation-Warehousing	N/A	N/A	N/A	N/A	8	9	46	92	+ 92 Jobs
Wholesale- Trading	42	50	48	42	39	42	46	50	+ 8 Jobs
Real Estate	6	4	4	3	N/A	3	N/A	4	- 2 Jobs
DIVIDE KEY SECTOR TOTAL JOBS	62	67	65	60	57	65	120	180	190% + 118 Jobs

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].



TABLE 73

GOLDEN VALLEY COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 <sup>nd</sup> Quarter	Percent Change (from 2005 to Q2 2011)
ALL SECTOR TOTAL JOBS	603	577	595	602	623	633	638	617	+ 14 Jobs
Energy-Oil-Gas-Mining	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Construction	27	20	15	23	6	8	13	11	- 16 Jobs
Transportation-Warehousing	N/A	N/A	8	10	17	17	24	25	+ 25 Jobs
Wholesale- Trading	80	81	77	44	82	86	84	92	+ 12 Jobs
Real Estate	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
GOLDEN V KEY SECTOR TOTAL JOBS	107	101	100	107	105	121	121	128	+ 21 Jobs

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].

TABLE 74

GRANT COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 <sup>nd</sup> Quarter	Percent Change (from 2005 to Q2 2011)
ALL SECTOR TOTAL JOBS	556	601	592	591	591	575	577	597	+ 41 Jobs
Energy-Oil-Gas-Mining	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Construction	5	4	N/A	4	5	6	5	5	
Transportation-Warehousing	10	10	12	13	14	12	12	11	+ 1 Jobs
Wholesale- Trading	56	79	71	64	59	58	62	63	+ 7 Jobs
Real Estate	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
GRANT KEY SECTOR TOTAL JOBS	71	93	83	81	78	76	79	79	+ 8 Jobs

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].

TABLE 75

MORTON COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 <sup>nd</sup> Quarter	Percent Change (from 2005 to Q2 2011)
ALL SECTOR TOTAL JOBS	8,071	8,233	8,286	8,505	8,494	8,680	8,949	9,175	or + 1,104 Jobs
Energy-Oil-Gas-Mining	58	65	52	46	N/A	N/A	N/A	N/A	- 58 Jobs
Construction	561	557	588	604	629	621	638	677	+ 116 Jobs
Transportation-Warehousing	228	225	190	196	195	189	219	236	+ 8 Jobs
Wholesale- Trading	494	508	513	543	559	563	517	498	+ 4 Jobs
Real Estate	49	48	50	52	55	66	67	66	+ 17 Jobs
MORTON KEY SECTOR TOTAL JOBS	1,390	1,403	1,393	1,441	1,438	1,439	1,441	1,477	+ 87 Jobs

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].

# BEGIN MONTANA COUNTIES

TABLE 76

RICHLAND COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 <sup>nd</sup> Quarter	Percent Change (from 2005 to Q2 2011)
ALL SECTOR TOTAL JOBS	4,396	4,449	4,926	4,897	4,883	5,089	5,451	5,538	26% + 1142 Jobs
Energy-Oil-Gas-Mining	480	480	552	506	492	489	523	563	17% + 83 jobs
Construction	247	226	257	297	310	341	416	423	71% + 176 Jobs
Transportation-Warehousing	193	231	330	274	328	328	409	441	128% + 248 Jobs
Wholesale- Trading	164	173	186	209	210	236	258	266	62% + 102 Jobs
Real Estate	66	62	102	108	93	118	158	145	120% + 79 Jobs
RICHLAND KEY SECTOR TOTAL JOBS	1,150	1,172	1,427	1,394	1,433	1,512	1,764	1,838	60% + 688 Jobs

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].

TABLE 77

ROOSEVELT COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 <sup>nd</sup> Quarter	Percent Change (from 2005 to Q2 2011)
ALL SECTOR TOTAL JOBS	3,230	3,091	3,094	3,240	3,242	3,333	3,381	3,448	7% +218 Jobs
Energy-Oil-Gas-Mining	N/A	N/A	11	17	20	12	13	13	+ 13 Jobs
Construction	95	82	80	106	113	130	135	165	+ 70 Jobs
Transportation-Warehousing	73	61	62	58	56	58	65	70	- 3 Jobs
Wholesale- Trading	68	76	51	54	73	60	70	72	+ 4 Jobs
Real Estate	56	53	50	50	63	72	75	81	+ 25 Jobs
ROOSEVELT KEY SECTOR TOTAL JOBS	292	272	254	285	325	332	358	401	37% +109 Jobs

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].

TABLE 78

DAWSON COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 <sup>nd</sup> Quarter	Percent Change (from 2005 to Q2 2011)
ALL SECTOR TOTAL JOBS	3,930	4,151	4,177	4,190	4,208	4,174	4,279	4,386	12% + 456 Jobs
Energy-Oil-Gas-Mining	235	280	258	130	124	119	146	144	- 91 Jobs
Construction	148	145	148	192	175	179	179	193	+ 45 Jobs
Transportation-Warehousing	162	163	178	206	197	203	197	208	+ 46 Jobs
Wholesale- Trading	204	219	223	220	244	237	239	245	+ 41 Jobs
Real Estate	30	31	35	30	34	30	32	33	+ 3 Jobs
DAWSON KEY SECTOR TOTAL JOBS	779	838	842	778	774	768	793	823	+ 44 Jobs

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].

TABLE 79

SHERIDAN COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 <sup>nd</sup> Quarter	Percent Change (from 2005 to Q2 2011)
<b>ALL SECTOR TOTAL JOBS</b>	<b>1,148</b>	<b>1,107</b>	<b>1,097</b>	<b>1,194</b>	<b>1,135</b>	<b>1,096</b>	<b>1,117</b>	<b>1,151</b>	<b>+ 3 Jobs</b>
Energy-Oil-Gas-Mining	31	31	24	36	38	30	37	44	+ 13 Jobs
Construction	65	49	41	104	65	36	35	40	- 15 Jobs
Transportation-Warehousing	5	4	11	7	7	11	10	10	+ 5 Jobs
Wholesale- Trading	59	46	42	55	57	44	46	51	- 8 Jobs
Real Estate	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
<b>SHERIDAN KEY SECTOR TOTAL JOBS</b>	<b>160</b>	<b>130</b>	<b>118</b>	<b>202</b>	<b>167</b>	<b>121</b>	<b>128</b>	<b>145</b>	<b>- 15 Jobs</b>

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].

TABLE 80

DANIELS COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 <sup>nd</sup> Quarter	Percent Change (from 2005 to Q2 2011)
<b>ALL SECTOR TOTAL JOBS</b>	<b>521</b>	<b>502</b>	<b>523</b>	<b>526</b>	<b>521</b>	<b>550</b>	<b>548</b>	<b>593</b>	<b>+ 72 Jobs</b>
Energy-Oil-Gas-Mining	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Construction	11	28	23	15	11	12	10	13	+ 2 Jobs
Transportation-Warehousing	3	6	7	3	4	6	N/A	N/A	N/A
Wholesale- Trading	58	65	60	44	48	41	35	53	- 5 Jobs
Real Estate	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
<b>DANIELS KEY SECTOR TOTAL JOBS</b>	<b>72</b>	<b>99</b>	<b>90</b>	<b>62</b>	<b>63</b>	<b>59</b>	<b>45</b>	<b>66</b>	<b>- 6 Jobs</b>

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].

TABLE 81

FALLON COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 <sup>nd</sup> Quarter	Percent Change (from 2005 to Q2 2011)
<b>ALL SECTOR TOTAL JOBS</b>	<b>1,199</b>	<b>1,302</b>	<b>1,374</b>	<b>1,415</b>	<b>1,461</b>	<b>1,452</b>	<b>1,637</b>	<b>1,628</b>	<b>36% + 429 Jobs</b>
Energy-Oil-Gas-Mining	135	248	291	342	355	294	362	342	153% + 207 Jobs
Construction	142	131	149	130	114	131	188	167	+ 25 Jobs
Transportation-Warehousing	73	82	104	101	128	138	115	114	+ 41 Jobs
Wholesale- Trading	60	98	81	74	76	102	157	169	+ 109 Jobs
Real Estate	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
<b>FALLON KEY SECTOR TOTAL JOBS</b>	<b>410</b>	<b>559</b>	<b>625</b>	<b>647</b>	<b>673</b>	<b>665</b>	<b>822</b>	<b>792</b>	<b>93% + 382 Jobs</b>

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].



TABLE 82

WIBAUX COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 <sup>nd</sup> Quarter	Percent Change (from 2005 to Q2 2011)
ALL SECTOR TOTAL JOBS	251	205	230	221	244	270	265	271	+ 20 Jobs
Energy-Oil-Gas-Mining	N/A	N/A	N/A	N/A	17	15	16	18	+ 18 Jobs
Construction	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Transportation-Warehousing	N/A	N/A	N/A	18	26	27	27	29	+ 29 Jobs
Wholesale- Trading	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Real Estate	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
WIBAUX KEY SECTOR TOTAL JOBS	N/A	N/A	N/A	18	43	42	43	47	+ 47 Jobs

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].

TABLE 83

PRAIRIE COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 <sup>nd</sup> Quarter	Percent Change (from 2005 to Q2 2011)
ALL SECTOR TOTAL JOBS	229	248	248	245	266	253	273	235	+ 6 Jobs
Energy-Oil-Gas-Mining	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Construction	8	11	10	N/A	8	8	11	14	+ 6 Jobs
Transportation-Warehousing	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Wholesale- Trading	4	4	4	5	6	6	N/A	N/A	- 4 Jobs
Real Estate	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
PRAIRIE KEY SECTOR TOTAL JOBS	12	15	14	5	14	14	11	14	+ 2 Jobs

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].

TABLE 84

VALLEY COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 <sup>nd</sup> Quarter	Percent Change (from 2005 to Q2 2011)
ALL SECTOR TOTAL JOBS	2,657	2,593	2,725	2,726	2,653	2,601	2,683	2,701	+ 44 Jobs
Energy-Oil-Gas-Mining	34	11	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Construction	83	99	102	95	84	87	89	87	+ 4 Jobs
Transportation-Warehousing	33	37	26	22	21	19	22	25	- 8 Jobs
Wholesale- Trading	120	140	154	128	142	154	191	194	+ 74 Jobs
Real Estate	16	N/A	14	N/A	N/A	N/A	N/A	3	- 13 Jobs
VALLEY KEY SECTOR TOTAL JOBS	286	287	296	245	247	260	302	309	+ 23 Jobs

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].



TABLE 85

CUSTER COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 <sup>nd</sup> Quarter	Percent Change (from 2005 to Q2 2011)
ALL SECTOR TOTAL JOBS	4,952	5,127	5,460	5,613	5,658	5,710	5,901	6,177	25% + 1225 Jobs
Energy-Oil-Gas-Mining	N/A	N/A	N/A	N/A	N/A	120	242	262	+ 262 Jobs
Construction	173	218	157	192	180	161	176	179	+ 6 Jobs
Transportation-Warehousing	143	164	172	152	148	156	161	162	+ 19 Jobs
Wholesale- Trading	196	187	193	174	189	192	192	190	- 6 Jobs
Real Estate	38	40	51	47	39	39	29	30	- 8 Jobs
CUSTER/ KEY SECTOR TOTAL JOBS	550	609	573	565	556	668	800	823	+ 273 Jobs

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].

TABLE 86

GARFIELD COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 <sup>nd</sup> Quarter	Percent Change (from 2005 to Q2 2011)
ALL SECTOR TOTAL JOBS	249	229	250	232	241	245	253	261	+ 12 Jobs
Energy-Oil-Gas-Mining	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Construction	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Transportation-Warehousing	16	12	11	13	13	N/A	N/A	N/A	- 16 Jobs
Wholesale- Trading	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Real Estate	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
GARFIELD KEY SECTOR TOTAL JOBS	16	12	11	13	13	N/A	N/A	N/A	- 16 Jobs

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].

TABLE 87

MCCONE COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 <sup>nd</sup> Quarter	Percent Change (from 2005 to Q2 2011)
ALL SECTOR TOTAL JOBS	545	600	557	521	533	532	540	566	+ 21 Jobs
Energy-Oil-Gas-Mining	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Construction	20	49	28	27	32	34	30	31	+ 11 Jobs
Transportation-Warehousing	33	32	32	32	30	31	29	29	- 4 Jobs
Wholesale- Trading	65	59	68	55	53	62	64	70	+ 5 Jobs
Real Estate	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
MCCONE KEY SECTOR TOTAL JOBS	118	140	128	114	115	127	123	130	+ 12 Jobs

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].

*Job Availability Data By County – Populous Comparison Group*

**TABLE 88**

BURLEIGH COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 <sup>nd</sup> Quarter	Percent Change (from 2005 to Q2 2011)
<b>ALL SECTOR TOTAL JOBS</b>	44,949	47,039	48,462	49,340	49,129	49,836	51,018	52,553	17% + 7,604 Jobs
Energy-Oil-Gas-Mining	N/A	N/A	32	33	23	34	45	91	+ 91 Jobs
Construction	2,457	2,643	2,795	2,908	2,787	2,783	3,060	3,288	39% + 831 Jobs
Transportation-Warehousing	1,144	1,157	1,213	1,307	1,301	1,279	1,368	1,390	22% + 246 Jobs
Wholesale- Trading	1,725	1,781	1,825	1,890	1,914	1,896	1,905	1,964	14 % + 239 Jobs
Real Estate	434	460	459	443	457	469	452	443	+ 9 Jobs
<b>BURLEIGH KEY SECTOR TOTAL JOBS</b>	<b>5760</b>	<b>6041</b>	<b>6324</b>	<b>6581</b>	<b>6482</b>	<b>6461</b>	<b>6830</b>	<b>7176</b>	<b>25% + 1,416 Jobs</b>

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].

**TABLE 89**

BARNES COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 <sup>nd</sup> Quarter	Percent Change (from 2005 to Q2 2011)
<b>ALL SECTOR TOTAL JOBS</b>	4,309	4,295	4,395	4,544	4,637	5,045	4,792	5,046	17% + 737 Jobs
Energy-Oil-Gas-Mining	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Construction	323	327	372	380	452	762	410	475	47% + 152 Jobs
Transportation-Warehousing	107	126	127	131	128	123	126	140	+ 33 Jobs
Wholesale- Trading	208	219	230	256	242	252	283	293	+ 85 Jobs
Real Estate	30	28	27	25	26	25	23	25	- 5 Jobs
<b>BARNES KEY SECTOR TOTAL JOBS</b>	<b>668</b>	<b>700</b>	<b>756</b>	<b>792</b>	<b>848</b>	<b>1162</b>	<b>842</b>	<b>933</b>	<b>40% + 265 Jobs</b>

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].

**TABLE 90**

CASS COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 <sup>nd</sup> Quarter	Percent Change (from 2005 to Q2 2011)
<b>ALL SECTOR TOTAL JOBS</b>	84,521	87,817	90,539	94,879	95,087	94,136	96,944	99,218	17% + 14,697 Jobs
Energy-Oil-Gas-Mining	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Construction	4,376	4,902	5,095	5,439	4,999	4,927	4,894	5,108	17% + 732 Job
Transportation-Warehousing	2,845	3,116	3,086	3,245	3,354	3,298	3,519	3,525	24% + 680 Jobs
Wholesale- Trading	6,595	6,611	6,775	6,890	6,951	6,697	7,204	7,432	13% + 837 Jobs
Real Estate	1,449	1,436	1,501	1,511	1,514	1,443	1,540	1,528	5% + 79 Jobs
<b>CASS KEY SECTOR TOTAL JOBS</b>	<b>15,265</b>	<b>16,065</b>	<b>16,457</b>	<b>17,085</b>	<b>16,818</b>	<b>16,635</b>	<b>17,157</b>	<b>17,593</b>	<b>15% + 2,328 Jobs</b>

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].

TABLE 91

GRAND FORKS COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 <sup>nd</sup> Quarter	Percent Change (from 2005 to Q2 2011)
<b>ALL SECTOR TOTAL JOBS</b>	<b>34,743</b>	<b>35,503</b>	<b>36,062</b>	<b>36,592</b>	<b>36,012</b>	<b>35,783</b>	<b>36,781</b>	<b>37,097</b>	<b>7% + 2,354 Jobs</b>
Energy-Oil-Gas-Mining	72	78	N/A	62	75	N/A	89	111	+ 39 Jobs
Construction	1,987	1,880	1,904	1,825	1,804	1,782	1,829	1,851	-7% - 136 Jobs
Transportation-Warehousing	894	981	986	1,041	1,104	1,073	1,114	1,125	26% + 231 Jobs
Wholesale- Trading	1,271	1,336	1,310	1,277	1,303	1,337	1,376	1,428	12% + 157 Jobs
Real Estate	324	315	314	329	332	339	366	352	+ 28 Jobs
<b>GRAND FKS KEY SECTOR TOTAL JOBS</b>	<b>4,548</b>	<b>4,590</b>	<b>4,514</b>	<b>4,534</b>	<b>4,618</b>	<b>4,531</b>	<b>4,774</b>	<b>4,867</b>	<b>7% + 319 Jobs</b>

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].

TABLE 92

RAMSEY COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 <sup>nd</sup> Quarter	Percent Change (from 2005 to Q2 2011)
<b>ALL SECTOR TOTAL JOBS</b>	<b>5,378</b>	<b>5,314</b>	<b>5,331</b>	<b>5,410</b>	<b>5,389</b>	<b>5,390</b>	<b>5,625</b>	<b>5,637</b>	<b>5% + 259Jobs</b>
Energy-Oil-Gas-Mining	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Construction	195	206	201	203	206	219	313	270	38% + 75 Jobs
Transportation-Warehousing	40	24	19	23	39	32	41	46	+ 6 Jobs
Wholesale- Trading	236	238	206	224	233	229	237	236	0 Jobs
Real Estate	53	48	48	46	67	76	40	39	- 14 Jobs
<b>RAMSEY KEY SECTOR TOTAL JOBS</b>	<b>524</b>	<b>516</b>	<b>474</b>	<b>496</b>	<b>545</b>	<b>556</b>	<b>631</b>	<b>591</b>	<b>+ 67 Jobs</b>

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].

TABLE 93

STUTSMAN COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 <sup>nd</sup> Quarter	Percent Change (from 2005 to Q2 2011)
<b>ALL SECTOR TOTAL JOBS</b>	<b>9,877</b>	<b>10,088</b>	<b>10,080</b>	<b>10,129</b>	<b>10,069</b>	<b>10,184</b>	<b>10,201</b>	<b>10,475</b>	<b>6% + 598 Jobs</b>
Energy-Oil-Gas-Mining	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Construction	261	283	286	268	284	327	301	321	23% + 60 Jobs
Transportation-Warehousing	370	372	391	375	316	308	321	334	- 36 Jobs
Wholesale- Trading	402	425	403	455	484	469	517	526	31% + 124Jobs
Real Estate	103	86	93	79	82	75	73	71	- 32 Jobs
<b>STUTSMAN KEY SECTOR TOTAL JOBS</b>	<b>1,136</b>	<b>1,166</b>	<b>1,173</b>	<b>1,177</b>	<b>1,166</b>	<b>1,179</b>	<b>1,212</b>	<b>1,252</b>	<b>10% + 116 Jobs</b>

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].



**TABLE 94: ALL JOBS BY COUNTY**

COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 qtr.	CHANGE
Williams	9,048	9,988	10,612	11,473	12,987	13,315	18,880	20,595	128% + 11547
Stark	10,872	11,098	11,432	11,886	12,414	12,563	14,148	15,180	40% + 4308
McKenzie	1,384	1,417	1,728	1,944	2,123	2,289	3,198	3,547	156% + 2199
Mountrail	2,948	2,833	2,808	3,009	3,556	3,985	5,039	5,252	78% + 2304
Ward	25,142	25,556	26,239	26,294	26,860	27,245	28,097	29,215	16% + 4073
Dunn	843	914	872	900	1,010	997	1,421	1,594	89% + 751
McLean	2,575	2,587	2,781	2,758	2,764	2,944	3,005	3,187	24% + 612
Bottineau	2,041	1,997	2,045	2,062	2,142	2,155	2,453	2,293	12% + 252
Mercer	4,097	4,240	4,161	4,198	4,731	4,371	4,247	4,507	10% + 410
Burke	419	436	446	452	469	471	544	593	42% + 174
Renville	717	746	768	788	801	792	818	859	20% + 142
Billings	165	146	174	187	234	258	244	297	80% + 135
Slope	106	91	97	169	140	132	183	199	88% + 93
Bowman	1,281	1,317	1,373	1,387	1,391	1,408	1,484	1,566	22% + 285
Adams	943	953	993	1,004	1,042	991	981	991	5%
Hettinger	531	511	527	511	522	549	583	605	14%
McHenry	981	970	1,030	1,254	1,266	1,290	1,352	1,382	41% + 401
Divide	647	628	594	545	544	539	625	707	9%
Golden Valley	603	577	595	602	623	633	638	617	2%
Grant	556	601	592	591	591	575	577	597	7%
Morton	8,071	8,233	8,286	8,505	8,494	8,680	8,949	9,175	14%
Richland	4,396	4,449	4,926	4,897	4,883	5,089	5,451	5,538	26% + 1142
Roosevelt	3,230	3,091	3,094	3,240	3,242	3,333	3,381	3,448	7% + 218
Dawson	3,930	4,151	4,177	4,190	4,208	4,174	4,279	4,386	12% + 456
Sheridan	1,148	1,107	1,097	1,194	1,135	1,096	1,117	1,151	<1%
Daniels	521	502	523	526	521	550	548	593	14% + 72
Wibaux	251	205	230	221	244	270	265	271	8%
Prairie	229	248	248	245	266	253	273	235	3%
Fallon	1,199	1,302	1,374	1,415	1,461	1,452	1,637	1,628	36% + 429
Valley	2,657	2,593	2,725	2,726	2,653	2,601	2,683	2,701	2%
Custer	4,952	5,127	5,460	5,613	5,658	5,710	5,901	6,177	25% + 1225
Garfield	249	229	250	232	241	245	253	261	5%
McCone	545	600	557	521	533	532	540	566	4%
<b>Williston Basin region Total</b>	<b>97,277</b>	<b>99,443</b>	<b>102,814</b>	<b>105,539</b>	<b>109,749</b>	<b>111,487</b>	<b>123,794</b>	<b>129,913</b>	<b>34% + 32,636</b>
Burleigh	44,949	47,039	48,462	49,340	49,129	49,836	51,018	52,553	17% + 7,604
Barnes	4,309	4,295	4,395	4,544	4,637	5,045	4,792	5,046	17% + 737
Cass	84,521	87,817	90,539	94,879	95,087	94,136	96,944	99,218	17% + 14,679
Grand Forks	34,743	35,503	36,062	36,592	36,012	35,783	36,781	37,097	8%
Ramsey	5,378	5,314	5,331	5,410	5,389	5,390	5,625	5,637	5%
Stutsman	9,877	10,088	10,080	10,129	10,069	10,184	10,201	10,475	6%
<b>Populous Comparison Group Total</b>	<b>183,777</b>	<b>190,056</b>	<b>194,869</b>	<b>200,894</b>	<b>200,323</b>	<b>200,374</b>	<b>205,361</b>	<b>210,026</b>	<b>14% + 26,249</b>

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].



**TABLE 95: KEY SECTOR JOBS BY COUNTY**

COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 qtr.	CHANGE
Williams	2,657	3,217	3,774	4,500	5,943	6,152	11,047	12,489	370% + 9832
Stark	1,824	1,909	2,173	2,384	2,847	2,935	4,378	5,082	179% + 3258
McKenzie	359	399	574	818	993	1159	1993	2283	536% + 1924
Mountrail	418	324	263	302	684	978	1938	2153	415% + 1735
Ward	3572	3723	3795	3926	4248	4368	5290	5774	62% + 2202
Dunn	148	137	141	183	285	301	707	840	468% + 692
McLean	369	424	564	447	404	474	488	1004	172% + 635
Bottineau	385	390	454	485	540	561	851	693	80% + 308
Mercer	883	1,028	928	903	1,430	1,022	964	1,197	36% + 314
Burke	147	152	144	161	181	177	228	270	84% + 123
Renville	137	174	193	202	264	266	260	266	94% + 129
Billings	13	N/A	30	34	63	85	72	95	631% + 82
Slope	N/A	6	24	31	41	40	132	142	+ 142
Bowman	316	328	390	375	370	382	464	487	54% + 177
Adams	38	68	74	71	79	90	126	122	221% + 84
Hettinger	96	102	109	104	97	107	119	134	40% + 38
McHenry	173	192	214	198	203	219	228	238	38% + 65
Divide	62	67	65	60	57	65	120	180	190% + 118
Golden Valley	107	101	100	107	105	121	121	128	20%
Grant	71	93	83	81	78	76	79	79	11%
Morton	1,390	1,403	1,393	1,441	1,438	1,439	1,441	1,477	6%
Richland	1,150	1,172	1,427	1,394	1,433	1,512	1,764	1,838	60% + 688
Roosevelt	292	272	254	285	325	332	358	401	37% + 109
Dawson	779	838	842	778	774	768	793	823	6%
Sheridan	160	130	118	202	167	121	128	145	(-9%)
Daniels	72	99	90	62	63	59	45	66	(-8%)
Wibaux	N/A	N/A	N/A	18	43	42	43	47	+ 42
Prairie	12	15	14	5	14	14	11	14	17%
Fallon	410	559	625	647	673	665	822	792	93% + 382
Valley	286	287	296	245	247	260	302	309	8%
Custer	550	609	573	565	556	668	800	823	50% + 273
Garfield	16	12	11	13	13	N/A	N/A	N/A	
McCone	118	140	128	114	115	127	123	130	10%
<b>Williston Basin region Total</b>	<b>17,010</b>	<b>18,370</b>	<b>19,863</b>	<b>21,141</b>	<b>24,773</b>	<b>25,585</b>	<b>36,235</b>	<b>40,521</b>	<b>138% + 23,511</b>
Burleigh	5760	6041	6324	6581	6482	6461	6830	7176	25% + 1416
Barnes	668	700	756	792	848	1162	842	933	40% + 265
Cass	15,265	16,065	16,457	17,085	16,818	16,635	17,157	17,593	15% + 2337
Grand Forks	4,548	4,590	4,514	4,534	4,618	4,531	4,774	4,867	7% + 319
Ramsey	524	516	474	496	545	556	631	591	13% + 67
Stutsman	1,136	1,166	1,173	1,177	1,166	1,179	1,212	1,252	10% + 116
<b>Populous Comparison Group Total</b>	<b>27,901</b>	<b>29,078</b>	<b>29,698</b>	<b>30,665</b>	<b>30,477</b>	<b>30,524</b>	<b>31,446</b>	<b>32,412</b>	<b>16% + 4,511</b>

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].

**TABLE 96: ENERGY JOBS BY COUNTY**

COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 qtr.	CHANGE
Williams	1,335	1,726	2,117	2,545	3,487	3,444	6,653	7,179	438% + 5844
Stark	347	373	452	541	889	896	1843	2190	531% + 1843
McKenzie	127	169	290	408	434	466	854	1009	694% + 882
Mountrail	35	36	31	34	261	454	820	893	2451%+ 858
Ward	364	351	340	293	405	364	761	901	148% + 537
Dunn	69	69	67	76	167	181	398	462	570% + 393
McLean	N/A	N/A	N/A	N/A	N/A	N/A	N/A	351	+ 351
Bottineau	146	138	146	193	225	260	525	362	148% + 216
Mercer	513	523	531	524	556	541	542	603	18% + 90
Burke	36	41	48	59	63	65	88	124	244% + 88
Renville	24	46	54	59	98	89	91	97	304% + 73
Billings	N/A	N/A	30	34	63	85	50	58	+ 58
Slope	N/A	N/A	N/A	N/A	N/A	N/A	58	57	+ 57
Bowman	85	83	69	70	79	68	121	133	56% + 48
Adams	N/A	N/A	N/A	N/A	N/A	N/A	27	26	+ 56
Hettinger	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
McHenry	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
Divide	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
Golden Valley	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
Grant	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
Morton	58	65	52	46	N/A	N/A	N/A	N/A	
Richland	480	480	552	506	492	489	523	563	17% + 83
Roosevelt	N/A	N/A	11	17	20	12	13	13	
Dawson	235	280	258	130	124	119	146	144	(-39%)
Sheridan	31	31	24	36	38	30	37	44	42% + 13
Daniels	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
Wibaux	N/A	N/A	N/A	N/A	17	15	16	18	+ 18
Prairie	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
Fallon	135	248	291	342	355	294	362	342	153%+ 207
Valley	34	11	N/A	N/A	N/A	N/A	N/A	N/A	
Custer	N/A	N/A	N/A	N/A	N/A	120	242	262	+ 262
Garfield	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
McCone	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
<b>Williston Basin region Total</b>	<b>4,054</b>	<b>4,670</b>	<b>5,363</b>	<b>5,913</b>	<b>7,773</b>	<b>7,992</b>	<b>14,170</b>	<b>15,831</b>	<b>291% + 11,777</b>
Burleigh	N/A	N/A	32	33	23	34	45	91	+ 91
Barnes	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
Cass	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
Grand Forks	72	78	N/A	62	75	N/A	89	111	54% + 39
Ramsey	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
Stutsman	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
<b>Populous Comparison Group Total</b>	<b>72</b>	<b>78</b>	<b>32</b>	<b>95</b>	<b>98</b>	<b>34</b>	<b>134</b>	<b>202</b>	<b>180% + 130</b>

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].



**TABLE 97: CONSTRUCTION JOBS BY COUNTY**

COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 qtr.	CHANGE
Williams	320	350	401	488	615	724	1,198	1,632	410%+ 1312
Stark	519	516	641	719	640	676	812	963	86% + 444
McKenzie	35	38	38	68	121	166	296	342	877%+ 307
Mountrail	168	59	40	59	183	195	514	549	232%+ 381
Ward	1096	1255	1252	1388	1487	1572	1687	1845	78% + 749
Dunn	21	23	28	49	54	42	107	128	510%+ 107
McLean	182	233	364	248	201	319	249	399	119%+ 217
Bottineau	56	63	74	69	87	69	84	73	30%
Mercer	226	361	260	261	746	355	284	447	98% + 221
Burke	10	11	10	9	15	13	26	25	150%
Renville	14	17	17	15	15	18	27	20	43%
Billings	N/A	N/A	N/A	N/A	N/A	N/A	11	21	
Slope	N/A	6	N/A	N/A	N/A	N/A	N/A	N/A	
Bowman	44	51	129	106	73	93	106	109	134% + 65
Adams	6	8	10	11	9	19	15	15	150%
Hettinger	13	13	16	17	14	22	23	30	131%
McHenry	31	42	60	44	42	41	47	51	65%
Divide	14	13	13	15	10	11	28	34	143%
Golden Valley	27	20	15	23	6	8	13	11	(-59%)
Grant	5	4	N/A	4	5	6	5	5	0%
Morton	561	557	588	604	629	621	638	677	21%+ 116
Richland	247	226	257	297	310	341	416	423	71%+ 176
Roosevelt	95	82	80	106	113	130	135	165	74%+ 70
Dawson	148	145	148	192	175	179	179	193	30%
Sheridan	65	49	41	104	65	36	35	40	(-38%)
Daniels	11	28	23	15	11	12	10	13	18%
Wibaux	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Prairie	8	11	10	N/A	8	8	11	14	75%
Fallon	142	131	149	130	114	131	188	167	18%+ 21
Valley	83	99	102	95	84	87	89	87	5%
Custer	173	218	157	192	180	161	176	179	3%
Garfield	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
McCone	20	49	28	27	32	34	30	31	55%
<b>Williston Basin region Total</b>	<b>4,340</b>	<b>4,678</b>	<b>4,951</b>	<b>5,355</b>	<b>6,044</b>	<b>6,089</b>	<b>7,439</b>	<b>8,688</b>	<b>100% + 4344</b>
Burleigh	2,457	2,643	2,795	2,908	2,787	2,783	3,060	3,288	34% + 741
Barnes	323	327	372	380	452	762	410	475	47%+ 152
Cass	4,376	4,902	5,095	5,439	4,999	4,927	4,894	5,108	17%+ 732
Grand Forks	1,987	1,880	1,904	1,825	1,804	1,782	1,829	1,851	(-7%)
Ramsey	195	206	201	203	206	219	313	270	38%+ 118
Stutsman	261	283	286	268	284	327	301	321	23%+ 60
<b>Populous Comparison Group Total</b>	<b>9,599</b>	<b>10,241</b>	<b>10,653</b>	<b>11,023</b>	<b>10,532</b>	<b>10,800</b>	<b>10,807</b>	<b>11,313</b>	<b>18% + 1714</b>

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].

**TABLE 98: WHOLESALE TRADING JOBS BY COUNTY**

COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 qtr.	CHANGE
Williams	641	693	735	793	934	1,012	1,694	1,912	198% + 1271
Stark	539	569	609	578	609	638	772	822	53% + 283
McKenzie	105	107	124	132	135	146	200	198	89% + 93
Mountrail	134	143	113	120	124	159	179	194	45% + 60
Ward	1335	1340	1378	1390	1433	1448	1578	1629	22% + 294
Dunn	40	30	25	31	32	32	44	46	15%
McLean	157	165	169	170	175	190	210	219	40% + 62
Bottineau	147	154	164	157	160	169	161	172	17%
Mercer	11	10	10	7	7	9	14	14	27%
Burke	37	38	46	45	45	43	48	47	27%
Renville	96	111	122	128	151	159	142	141	47% + 42
Billings	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Slope	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Bowman	167	173	169	176	189	192	199	206	23%
Adams	25	53	58	52	61	61	75	74	196% + 49
Hettinger	62	73	74	72	69	72	84	91	47% + 29
McHenry	120	126	128	130	137	155	153	157	31% + 37
Divide	42	50	48	42	39	42	46	50	19%
Golden Valley	80	81	77	44	82	86	84	92	15%
Grant	56	79	71	64	59	58	62	63	13%
Morton	494	508	513	543	559	563	517	498	1%
Richland	164	173	186	209	210	236	258	266	62% + 102
Roosevelt	68	76	51	54	73	60	70	72	6%
Dawson	204	219	223	220	244	237	239	245	20% + 41
Sheridan	59	46	42	55	57	44	46	51	(-14%)
Daniels	58	65	60	44	48	41	35	53	(-9%)
Wibaux	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
Prairie	4	4	4	5	6	6	N/A	N/A	
Fallon	60	98	81	74	76	102	157	169	182% + 109
Valley	120	140	154	128	142	154	191	194	62% + 74
Custer	196	187	193	174	189	192	192	190	(-3%)
Garfield	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
McCone	65	59	68	55	53	62	64	70	8%
<b>Williston Basin region Total</b>	<b>5,286</b>	<b>5,570</b>	<b>5,695</b>	<b>5,692</b>	<b>6,098</b>	<b>6,368</b>	<b>7,514</b>	<b>7,935</b>	<b>50% + 2649</b>
Burleigh	1,725	1,781	1,825	1,890	1,914	1,896	1,905	1,964	14%
Barnes	208	219	230	256	242	252	283	293	41%
Cass	6,595	6,611	6,775	6,890	6,951	6,697	7,204	7,432	13%
Grand Forks	1,271	1,336	1,310	1,277	1,303	1,337	1,376	1,428	12%
Ramsey	236	238	206	224	233	229	237	236	0%
Stutsman	402	425	403	455	484	469	517	526	31%
<b>Populous Comparison Group Total</b>	<b>10,437</b>	<b>10,610</b>	<b>10,749</b>	<b>10,992</b>	<b>11,127</b>	<b>10,880</b>	<b>11,522</b>	<b>11,879</b>	<b>14% + 1442</b>

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].



**TABLE 99: REAL ESTATE JOBS BY COUNTY**

COUNTY	2005	2006	2007	2008	2009	2010	2011	2011 2 qtr.	CHANGE
Williams	113	203	204	283	375	359	551	648	473% + 535
Stark	81	88	84	84	91	113	139	150	8%
McKenzie	17	11	N/A	N/A	N/A	24	36	55	224% + 38
Mountrail	66	76	70	78	69	72	69	78	18% + 12
Ward	330	308	327	322	345	365	368	397	20% + 67
Dunn	N/A	N/A	N/A	N/A	N/A	N/A	40	35	
McLean	5	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
Bottineau	11	10	10	7	7	9	14	14	27%
Mercer	12	15	12	10	9	8	9	8	(-33%)
Burke	5	6	4	6	5	7	6	8	60%
Renville	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
Billings	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
Slope	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
Bowman	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
Adams	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
Hettinger	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
McHenry	10	11	10	9	9	10	10	11	10%
Divide	6	4	4	3	N/A	3	N/A	4	(-33%)
Golden Valley	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
Grant	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
Morton	49	48	50	52	55	66	67	66	35% + 17
Richland	66	62	102	108	93	118	158	145	120% + 79
Roosevelt	56	53	50	50	63	72	75	81	45% + 25
Dawson	30	31	35	30	34	30	32	33	10%
Sheridan	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
Daniels	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
Wibaux	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
Prairie	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
Fallon	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
Valley	16	N/A	14	N/A	N/A	N/A	N/A	3	(-81%)
Custer	38	40	51	47	39	39	29	30	(-21%)
Garfield	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
McCone	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
<b>Williston Basin region Total</b>	<b>911</b>	<b>966</b>	<b>1,027</b>	<b>1,089</b>	<b>1,194</b>	<b>1,295</b>	<b>1,603</b>	<b>1,766</b>	<b>94% + 855</b>
Burleigh	434	460	459	443	457	469	452	443	3%
Barnes	30	28	27	25	26	25	23	25	(-17%)
Cass	1,449	1,436	1,501	1,511	1,514	1,443	1,540	1,528	5% + 79
Grand Forks	324	315	314	329	332	339	366	352	9% + 28
Ramsey	53	48	48	46	67	76	40	39	(-26%)
Stutsman	103	86	93	79	82	75	73	71	(-31%)
<b>Populous Comparison Group Total</b>	<b>2,393</b>	<b>2,373</b>	<b>2,442</b>	<b>2,433</b>	<b>2,478</b>	<b>2,427</b>	<b>2,494</b>	<b>2,458</b>	<b>3% + 65</b>

Source: U.S. Census Bureau Local Employment Dynamics QWI Online [NAICS – based statistics].

#### ***Concealed Carry Permits***

- Since 2005, Concealed Weapon Permits within the Williston Basin region have increased by 264%. The Populous Comparison Group reported a 103% increase since 2005.
- Montana reported an increase of 153% statewide and North Dakota reported a 160% increase statewide in Concealed Weapon Permits since 2005.

**TABLE 100: ND CARRY CONCEAL PERMITS ISSUED 2005-JUNE 2012**

COUNTY	2005	2006	2007	2008	2009	2010	2011	2012 YTD 6-12-12	Change 2005 to 2011
Adams	14	19	45	18	48	53	28	30	+ 14 Permits
Billings	4	5	4	9	10	13	23	27	+ 19 Permits
Bottineau	23	38	60	49	98	64	65	113	+ 42 Permits
Bowman	59	52	52	93	78	49	78	90	+ 19 Permits
Burke	6	23	5	12	43	9	30	52	+ 24 Permits
Divide	20	36	36	40	47	25	31	85	+ 11 Permits
Dunn	10	27	22	21	50	31	24	153	+ 14 Permits
Golden Valley	3	2	5	3	34	5	14	62	+ 11 Permits
Grant	8	13	19	14	29	14	23	33	+ 15 Permits
Hettinger	9	20	16	39	69	18	35	43	+ 26 Permits
McHenry	15	21	66	53	72	66	82	111	+ 67 Permits
McKenzie	17	24	42	38	70	49	83	162	+ 66 Permits
McLean	59	75	88	115	244	96	128	226	+ 69 Permits
Mercer	42	89	67	66	222	79	131	217	+ 89 Permits
Morton	110	198	174	185	383	183	269	410	+159 Permits
Mountrail	44	45	66	60	90	71	91	109	+ 47 Permits
Renville	3	13	23	20	47	31	49	110	+ 46 Permits
Slope	6	23	11	11	30	10	18	28	+ 12 Permits
Stark	47	114	82	80	252	148	188	497	+ 141 Permits
Ward	153	268	430	398	869	527	846	805	+ 693 Permits
Williams	32	60	69	208	363	170	459	671	+ 427 Permits
<b>Williston Basin region Total</b>	<b>684</b>	<b>1165</b>	<b>1382</b>	<b>1532</b>	<b>3148</b>	<b>1711</b>	<b>2695</b>	<b>4034</b>	<b>334% + 2011 Permits</b>
<b>Barnes</b>	<b>25</b>	<b>46</b>	<b>73</b>	<b>39</b>	<b>59</b>	<b>83</b>	<b>62</b>	<b>66</b>	<b>+ 41 Permits</b>
<b>Burleigh</b>	<b>267</b>	<b>430</b>	<b>470</b>	<b>492</b>	<b>934</b>	<b>515</b>	<b>674</b>	<b>1032</b>	<b>+ 407 Permits</b>
<b>Cass</b>	<b>326</b>	<b>386</b>	<b>398</b>	<b>434</b>	<b>608</b>	<b>419</b>	<b>582</b>	<b>561</b>	<b>+ 256 Permits</b>
<b>Grand Forks</b>	<b>237</b>	<b>294</b>	<b>328</b>	<b>313</b>	<b>408</b>	<b>314</b>	<b>389</b>	<b>334</b>	<b>+ 152 Permits</b>
<b>Ramsey</b>	<b>61</b>	<b>94</b>	<b>127</b>	<b>99</b>	<b>198</b>	<b>132</b>	<b>137</b>	<b>109</b>	<b>+ 76 Permits</b>
<b>Stutsman</b>	<b>49</b>	<b>47</b>	<b>70</b>	<b>109</b>	<b>91</b>	<b>89</b>	<b>113</b>	<b>113</b>	<b>+ 64 Permits</b>
<b>Populous Comparison Group Total</b>	<b>965</b>	<b>1297</b>	<b>1466</b>	<b>1486</b>	<b>2298</b>	<b>1552</b>	<b>1957</b>	<b>2215</b>	<b>103% + 992 Permits</b>
<b>Remaining State Jurisdictions Total</b>	<b>529</b>	<b>844</b>	<b>876</b>	<b>852</b>	<b>1242</b>	<b>807</b>	<b>1004</b>	<b>1119</b>	<b>91% + 475 Permits</b>
<b>North Dakota State Total</b>	<b>2178</b>	<b>3306</b>	<b>3724</b>	<b>3870</b>	<b>6688</b>	<b>4070</b>	<b>5656</b>	<b>7368</b>	<b>160% + 3478 Permits</b>

Source: North Dakota Bureau of Criminal Investigation



**TABLE 101: MONTANA CONCEALED CARRY PERMITS ISSUED 2005-JUNE 2012**

COUNTY	2005	2006	2007	2008	2009	2010	2011	2012	Change 2005-2011
Custer County	28	46	44	66	116	89	91	109	+ 63 Permits
Daniels County	11	7	11	43	31	21	29	71	+ 18 Permits
Dawson County	48	53	43	91	117	117	102	107	+ 54 Permits
Fallon County	20	14	44	72	57	59	44	310	+ 24 Permits
Garfield County	13	19	13	30	29	24	18	24	+ 5 Permits
McCone County	11	14	14	28	29	37	28	32	+ 17 Permits
Prairie County	9	9	4	20	18	21	16	7	+ 7 Permits
Richland County	25	42	46	79	79	55	117	222	+ 92 Permits
Roosevelt County	29	52	20	40	45	58	41	68	+12 Permits
Sheridan County	3	11	5	18	26	25	34	55	+ 31 Permits
Valley County	21	28	25	60	64	41	63	47	+ 42 Permits
Wibaux County	5	9	14	15	27	16	25	25	+ 20 Permits
Williston Basin region Total	223	304	283	562	638	563	608	1077	173% + 385 Permits
Remaining State Jurisdictions Total	2586	3042	2684	5545	7219	6465	6511	2784	153% +3925 Permits
Montana State Total	2809	3346	2967	6107	7857	7028	7119	3861	153% + 4310 Permits

Source: Montana Department of Justice

**DCI/BCI Case Load**

- The case load for DCI/BCI in the Williston Basin region has increased 21% since 2007. The Populous Comparison Group reported a 4% decrease in DCI/BCI case loan since 2007.
- Montana reported a statewide increase in cases of 15%, while North Dakota reported an increase of 9%.

**TABLE 102: NDBCI NEW CASES OPENED BY COUNTY 2007-2011**

COUNTY	2007	2008	2009	2010	2011	Change 2007 to 2011
Adams	2	4	3	1	4	+2 Cases
Billings	1	3	2	3	2	
Bottineau	6	5	7	11	19	+13 Cases
Bowman	0	2	0	1	2	+2Cases
Burke	3	2	1	2	2	
Divide	2	4	5	2	3	
Dunn	7	1	12	8	4	-3 Cases
Golden Valley	8	4	2	3	3	-5 Cases
Grant	2	1	4	3	3	
Hettinger	7	1	2	4	6	
McHenry	5	16	14	7	13	+8 Cases
McKenzie	8	6	9	17	17	+9 Cases
McLean	4	5	5	1	2	-2 Cases
Mercer	2	1	1	1	1	
Morton	39	20	29	37	21	
Mountrail	8	4	7	12	6	
Renville	4	1	5	2	1	
Slope	0	1	1	0	0	
Stark	35	27	31	62	62	+27 Cases
Ward	73	60	73	82	62	-11 Cases
Williams	25	30	34	45	53	+28 Cases
Williston Basin region Total	241	198	247	304	286	+47 Cases
Barnes	6	8	8	11	18	+12 Cases
Burleigh	63	71	53	63	65	
Cass	139	148	112	113	103	-36 Cases

Grand Forks	76	65	73	70	86	+10 Cases
Ramsey	24	31	34	49	23	
Stutsman	15	19	26	25	15	
<b>Populous Comparison Group Total</b>	<b>323</b>	<b>342</b>	<b>306</b>	<b>331</b>	<b>310</b>	<b>-13 Cases</b>

Source: North Dakota Bureau of Criminal Investigation

**TABLE 103: MTDCI NEW CASES OPENED BY COUNTY 2007-2011**

COUNTY	2007	2008	2009	2010	2011	Change 2007 to 2011
Custer	23	28	24	29	36	+13 Cases
Daniels	0	1	0	0	0	
Dawson	23	17	22	22	23	
Fallon	4	6	2	5	5	
Garfield	0	0	0	1	0	
McCone	0	0	3	1	0	
Prairie	1	5	3	3	3	+2 Cases
Richland	3	3	0	3	7	+4 Cases
Roosevelt	1	5	2	1	0	
Sheridan	1	3	1	2	1	
Valley	1	4	1	2	1	
Wibaux	1	0	0	1	0	
<b>Williston Basin region Total</b>	<b>58</b>	<b>72</b>	<b>58</b>	<b>69</b>	<b>76</b>	<b>+22 Cases</b>

Source: Montana Division of Criminal Investigation

#### **Probation and Parole**

- The Williston Basin region Probation and Parole Caseload has decreased by 8% since 2005.
- Montana Probation and Parole caseloads have increased by 11%, while North Dakota reports an increase of 5.5% since 2005.

**TABLE 103-A**

REGION AND TYPE	2005	2006	2007	2008	2009	2010	2011	Percent Change (from 2005 to 2011)
MT REGION 6	599	604	659	668	716	725	729	22%
ND WILLISTON BASIN REGION	1276	1398	1422	1409	1332	1185	998	-22%
<b>TOTAL: WILLISTON BASIN TOTAL</b>	<b>1875</b>	<b>2002</b>	<b>2081</b>	<b>2077</b>	<b>2048</b>	<b>1910</b>	<b>1727</b>	<b>-8%</b>
TOTAL: MT INTERSTATE COMPACT	N/A	N/A	N/A	15	26	35	27	+12 Cases 2008-2011
TOTAL: ND INTERSTATE COMPACT	N/A	N/A	N/A	N/A	N/A	440	518	+78 Cases 2010-2011
<b>MONTANA STATE TOTALS</b>	<b>4781</b>	<b>4826</b>	<b>5032</b>	<b>4883</b>	<b>4822</b>	<b>5027</b>	<b>5321</b>	<b>11%</b>
<b>NORTH DAKOTA STATE TOTALS</b>	<b>11521</b>	<b>12180</b>	<b>12722</b>	<b>12778</b>	<b>12663</b>	<b>12495</b>	<b>12150</b>	<b>5.5%</b>

Source: Montana Department of Corrections, North Dakota Parole and Probation



**TABLE 103-B: WILLISTON BASIN FEDERAL PROBATION CASELOAD, MONTANA ONLY 2005-2011**

COUNTY	2005	2006	2007	2008	2009	2010	2011	Percent Change 2005-2011
Valley	7	7	7	7	9	11	11	57%
Sheridan	0	1	1	3	2	1	1	100%
Roosevelt	124	117	104	107	98	92	103	-17%
Prairie	0	0	2	2	1	1	1	100%
McCone	3	3	1	1	1	1	0	-300%
Garfield	1	0	0	0	0	0	0	-100%
Fallon	0	0	0	1	1	2	2	200%
Dawson	4	4	4	6	8	8	9	125%
Custer	9	5	6	10	7	7	6	-33%
Richland	1	3	8	11	11	9	7	600%
Daniels	0	0	0	0	0	0	0	NA
Wibaux	0	0	0	0	0	0	0	NA
<b>MONTANA</b>	<b>979</b>	<b>983</b>	<b>977</b>	<b>934</b>	<b>960</b>	<b>954</b>	<b>988</b>	<b>1%</b>

Source: US Probation District of MT

***Calls For Service & Arrest Rates***

**TABLE 104: CALLS FOR SERVICE PER SWORN OFFICER RATE (CFSR): 2006, 2009 & 2011**

AGENCY	STAFFING	CFSR06	2009	CFSR09	2011	CFSR11
Tioga PD	2	12	2	37	3	54
McKenzie CO	5	569	8	398	12	578
Ward CO	21	57	21	459	22	60
McLean CO	19	307	19	497	19	646
Williston PD	22	189	23	265	26	613
Stark CO	10	737	12	678	14	559
Mandan PD			29	326	29	395
Killdeer PD	2	236	2	151	3	1036
Minot PD	60	503	60	487	65	518
Watford City PD	4	10	4	6	7	563
Stanley PD	2	1932	3	2128	3	4733
Kenmare PD			3	275	3	263
Dickinson PD	27	701	29	742	32	906
Medora PD			2	266	2	276
Mercer CO			16	262	16	244
Grant CO	3	112	3	162	4	180
Burlington PD	2	190	2	208	2	223
Williams CO			18	63	27	92
Divide CO	3	24	4	35	6	51
Morton CO	20	201	20	369	21	762
Billings CO	4	156	4	143	4	177
Fallon CO	3	293	3	424	4	381
Sheridan CO			6	354	7	296
Prairie CO	3	201	3		3	283
McCone CO			4	338	5	327

AGENCY	STAFFING	CFSR06	2009	CFSR09	2011	CFSR11
Richland CO	8	181	8	163	8	199
Dawson CO	6	553	6	550	6	766
Miles City PD			17	330	17	296
Glendive PD	9	639	9	595	9	772
Glasgow PD	7	821	8	346	11	246
Wolf Point PD	8	308	8	661	7	765
Baker PD	3	345	3	1000	3	1058
<b>Williston Basin region Total</b>		<b>9277</b>		<b>12718</b>		<b>18318</b>
<b>Williston Basin region Average</b>		<b>386</b>		<b>410</b>		<b>572</b>
Agency	STAFFING	CFSR06	2009	CFSR09	2011	CFSR11
Ramsey CO	6	327	6	457	6	385
Grand Forks PD	74	773	80	627	82	656
West Fargo PD	30	433	34	339	36	442
Cass CO	67	200	70	141	73	335
Jamestown PD	28	524	29	523	29	546
Devils Lake PD	16	505	16	594	16	667
Stutsman CO	9	330	9	361	9	749
Grand Forks CO	30	431	29	422	35	389
Fargo PD	127	342	135	356	144	356
Bismarck PD	88	840	94	718	96	773
Burleigh			42	313	45	362
<b>Populous Comparison Group Total</b>		<b>4705</b>		<b>4851</b>		<b>5660</b>
<b>Populous Comparison Group Average</b>		<b>470</b>		<b>441</b>		<b>515</b>

**TABLE 105: ARREST RATE (AR) PER SWORN OFFICER 2005-2011**

AGENCY		2005	2006	2007	2008	2009	2010	2011
McKenzie CO	Sworn	5	5	7	8	8	9	12
	ARRESTS	20	38	28	26	30	3	88
	AR	4	7.6	4	3.25	3.75	0.33	7.33
Ward CO	Sworn	20	21	21	N/A	21	22	22
	ARRESTS	395	474	327	351	323	350	293
	AR	19.75	22.57	15.57	N/A	15.38	15.9	13.3
McLean CO	Sworn	19	19	19	19	19	19	19
	ARRESTS	55	106	209	214	235	201	226
	AR	2.89	5.58	11	11.26	12.37	10.58	11.89
Williston PD	Sworn	22	22	22	23	23	26	26
	ARRESTS	434	431	556	466	619	622	488
	AR	19.72	19.59	25.27	20.26	26.91	23.92	18.76
Stark CO	Sworn	10	10	10	11	12	13	14
	ARRESTS	803	905	610	539	389	333	477
	AR	80.3	90.5	61	49	32.42	25.62	34.07

AGENCY		2005	2006	2007	2008	2009	2010	2011
Mandan PD	Sworn	29	29	29	29	29	29	29
	ARRESTS	978	966	972	1083	1062	671	1048
	AR	33.72	33.31	33.52	37.34	36.62	23.13	36.17
Killdeer PD	Sworn	2	2	2	2	2	2	3
	ARRESTS	N/A	N/A	N/A	N/A	N/A	23	N/A
	AR	N/A	N/A	N/A	N/A	N/A	11.5	N/A
Adams CO	Sworn	4	4	4	4	4	4	4
	ARRESTS	37	26	19	33	16	31	44
	AR	9.25	6.5	4.75	8.25	4	7.75	11
Burke CO	Sworn	4	4	4	4	4	4	5
	ARRESTS	54	32	38	36	0	43	53
	AR	13.5	8	9.5	9	0	10.75	10.6
Minot PD	Sworn	60	60	60	60	60	60	65
	ARRESTS	2611	2366	2796	2361	1716	1694	2029
	AR	43.51	39.43	46.6	39.35	28.6	28.32	31.22
Watford City PD	Sworn	4	4	4	4	4	5	7
	ARRESTS	37	36	44	42	35	155	246
	AR	9.25	9	11	10.5	8.75	31	35.14
Dickinson PD	Sworn	27	27	27	29	29	30	32
	ARRESTS	1015	932	1140	950	761	895	1062
	AR	37.59	34.52	42.22	32.75	26.24	29.83	33.19
Mercer CO	Sworn	15	15	16	16	16	16	16
	ARRESTS	37	40	97	95	112	92	100
	AR	2.47	2.67	6.06	5.94	7	5.75	6.25
Grant CO	Sworn	3	3	3	3	3	3	4
	ARRESTS	2	8	4	8	22	19	10
	AR	0.67	2.67	1.33	2.67	7.33	6.33	2.5
Williams CO	Sworn	19	17	16	17	N/A	20	27
	ARRESTS	120	110	83	105	86	205	376
	AR	6.32	6.47	5.19	6.18	N/A	10.25	13.92
Morton CO	Sworn	19	20	18	18	N/A	20	21
	ARRESTS	263	243	265	262	190	190	358
	AR	13.84	12.15	14.72	14.55	N/A	9.5	17.05
Renville CO	Sworn	5	4	4	5	5	5	5
	ARRESTS	86	21	28	37	38	56	33
	AR	17.2	5.25	7	7.4	7.6	11.2	6.6
McHenry CO	Sworn	6	6	7	7	7	7	7
	ARRESTS	37	31	36	51	18	35	85
	AR	6.17	5.17	5.14	7.29	2.58	5	12.14
Fallon CO	Sworn	5	6	6	6	6	6	7
	ARRESTS	1	1	69	71	54	51	48
	AR	5	6	11.5	11.83	9	8.5	6.86



AGENCY		2005	2006	2007	2008	2009	2010	2011
Dawson CO	Sworn	15	15	15	15	15	15	15
	ARRESTS	806	684	638	585	572	510	556
	AR	53.73	45.6	42.53	39	38.13	34	37.07
Ramsey CO	Sworn	6	6	6	6	6	6	6
	ARRESTS	121	182	179	147	198	50	27
	AR	20.17	30.33	29.83	24.5	33	8.33	4.5
Grand Forks PD	Sworn	74	74	76	80	80	82	82
	ARRESTS	2372	2402	2107	2027	2141	2231	1966
	AR	32.05	32.46	27.72	25.34	26.76	27.2	23.97
Valley City PD	Sworn	12	12	12	12	12	13	13
	ARRESTS	243	276	242	198	161	149	137
	AR	20.25	23	20.17	16.5	13.42	11.46	10.54
West Fargo PD	Sworn	29	30	31	32	34	35	36
	ARRESTS	848	790	741	807	854	791	596
	AR	29.24	26.33	23.9	25.21	25.12	22.6	16.55
Cass CO	Sworn	63	67	67	69	70	72	73
	ARRESTS	314	273	264	255	283	244	252
	AR	4.98	4.07	3.94	3.7	4.04	3.39	3.45
Jamestown PD	Sworn	28	28	28	28	29	29	29
	ARRESTS	1208	1161	1124	1078	1012	1055	1096
	AR	43.14	41.46	40.14	38.5	34.9	36.38	37.79
Devils Lake PD	Sworn	16	16	16	16	16	16	16
	ARRESTS	1197	1238	1088	924	993	1021	1054
	AR	74.81	77.38	68	57.75	62.1	63.81	65.89
Stutsman CO	Sworn	9	9	9	9	9	9	9
	ARRESTS	122	100	126	160	81	93	106
	AR	13.56	11.11	14	17.78	9	10.33	11.77
Grand Forks CO	Sworn	27	30	29	30	29	33	35
	ARRESTS	1791	1486	1148	1021	1219	708	1063
	AR	24.2	20.08	15.1	12.76	15.24	8.63	12.96
Fargo PD	Sworn	124	127	129	131	135	141	144
	ARRESTS	5007	5093	5113	5305	5183	5808	4313
	AR	40.38	40.1	39.64	40.5	38.39	41.19	29.95
Bismarck PD	Sworn	87	88	89	85	94	101	96
	ARRESTS	3419	3870	3716	3513	3394	3905	3670
	AR	39.29	43.97	41.75	41.33	36.11	38.66	38.23
Burleigh CO	Sworn	38	39	39	42	42	43	45
	ARRESTS	644	831	697	768	740	833	827
	AR	16.95	21.3	17.87	18.29	17.62	19.37	18.38



**TABLE 106: AVERAGE ARREST TO SWORN OFFICER RATE 2005-2011**

AGENCY	2005	2006	2007	2008	2009	2010	2011
McKenzie CO	4	7.6	4	3.25	3.75	0.33	7.33
Ward CO	19.75	22.57	15.57	N/A	15.38	15.9	13.3
McLean CO	2.89	5.58	11	11.26	12.37	10.58	11.89
Williston PD	19.72	19.59	25.27	20.26	26.91	23.92	18.76
Stark CO	80.3	90.5	61	49	32.42	25.62	34.07
Mandan PD	33.72	33.31	33.52	37.34	36.62	23.13	36.17
Adams CO	9.25	6.5	4.75	8.25	4	7.75	11
Burke CO	13.5	8	9.5	9	0	10.75	10.6
Minot PD	43.51	39.43	46.6	39.35	28.6	28.32	31.22
Watford City PD	9.25	9	11	10.5	8.75	31	35.14
Dickinson PD	37.59	34.52	42.22	32.75	26.24	29.83	33.19
Mercer CO	2.47	2.67	6.06	5.94	7	5.75	6.25
Grant CO	0.67	2.67	1.33	2.67	7.33	6.33	2.5
Williams CO	6.32	6.47	5.19	6.18	N/A	10.25	13.92
Morton CO	13.84	12.15	14.72	14.55	N/A	9.5	17.05
Renville CO	17.2	5.25	7	7.4	7.6	11.2	6.6
McHenry CO	6.17	5.17	5.14	7.29	2.58	5	12.14
Fallon CO	5	6	11.5	11.83	9	8.5	6.86
Dawson CO	53.73	45.6	42.53	39	38.13	34	37.07
<b>TOTAL</b>	<b>378.88</b>	<b>362.58</b>	<b>357.9</b>	<b>315.82</b>	<b>266.68</b>	<b>297.66</b>	<b>345.06</b>
<b>AVERAGE AR</b>	<b>19.94</b>	<b>19.08</b>	<b>18.84</b>	<b>16.63</b>	<b>14.04</b>	<b>15.67</b>	<b>18.16</b>
Ramsey CO	20.17	30.33	29.83	24.5	33	8.33	4.5
Grand Forks PD	32.05	32.46	27.72	25.34	26.76	27.2	23.97
Valley City PD	20.25	23	20.17	16.5	13.42	11.46	10.54
West Fargo PD	29.24	26.33	23.9	25.21	25.12	22.6	16.55
Cass CO	4.98	4.07	3.94	3.7	4.04	3.39	3.45
Jamestown PD	43.14	41.46	40.14	38.5	34.9	36.38	37.79
Devils Lake PD	74.81	77.38	68	57.75	62.1	63.81	65.89
Stutsman CO	13.56	11.11	14	17.78	9	10.33	11.77
Grand Forks CO	24.2	20.08	15.1	12.76	15.24	8.63	12.96
Fargo PD	40.38	40.1	39.64	40.5	38.39	41.19	29.95
Bismarck PD	39.29	43.97	41.75	41.33	36.11	38.66	38.23
Burleigh CO	16.95	21.3	17.87	18.29	17.62	19.37	18.38
<b>TOTAL</b>	<b>359.02</b>	<b>371.59</b>	<b>342.06</b>	<b>322.16</b>	<b>315.7</b>	<b>291.35</b>	<b>273.98</b>
<b>AVERAGE AR</b>	<b>29.92</b>	<b>30.97</b>	<b>28.51</b>	<b>26.85</b>	<b>26.31</b>	<b>24.28</b>	<b>22.83</b>

**TABLE 107: ND HP TROOPER ONLY STAFFING JANUARY 2005- AUGUST 2012**

COUNTY	Jan 2005	Jan 2006	Jan 2007	Jan 2008	Jan 2009	Jan 2010	Jan 2011	Jan 2012	Aug 2012	Change from Jan 05 to Aug 12
Adams	1	1	1	1	1	1	1	1	1	0
Billings	0	0	0	0	0	0	0	0	0	0
Bottineau	1	1	1	1	1	1	1	1	1	0
Bowman	1	1	1	1	0	1	1	1	1	0
Burke	0	0	0	0	0	0	0	0	0	0
Divide	1	0	1	1	0	1	1	1	1	0
Dunn	1	1	1	1	1	1	1	1	1	0
Golden Valley	1	1	1	0	0	1	1	1	1	0
Grant	1	1	1	1	1	0	1	1	0	-1
Hettinger	0	0	0	0	0	0	0	0	0	0
McHenry	1	0	1	1	1	1	1	0	1	0
McKenzie	1	1	1	0	1	0	1	2	2	1
McLean	3	3	3	3	3	3	3	3	3	0
Mercer	1	0	0	0	0	0	1	1	1	0
Morton	2	2	2	1	1	1	1	1	2	0
Mountrail	1	1	1	1	1	1	1	2	2	1
Renville	1	1	1	1	1	1	1	1	1	0
Slope	0	0	0	0	0	0	0	0	0	0
Stark	7	6	6	6	7	7	7	10	9	2
Ward	12	12	10	12	11	13	12	13	13	1
Williams	9	7	7	7	6	6	8	9	10	1
<b>Williston Basin region Total</b>	<b>45</b>	<b>39</b>	<b>39</b>	<b>38</b>	<b>36</b>	<b>39</b>	<b>43</b>	<b>49</b>	<b>50</b>	<b>5</b>
<b>Barnes</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>3</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>0</b>
<b>Burleigh</b>	<b>11</b>	<b>12</b>	<b>10</b>	<b>16</b>	<b>15</b>	<b>15</b>	<b>16</b>	<b>16</b>	<b>16</b>	<b>5</b>
<b>Cass</b>	<b>15</b>	<b>14</b>	<b>15</b>	<b>15</b>	<b>18</b>	<b>19</b>	<b>18</b>	<b>18</b>	<b>17</b>	<b>2</b>
<b>Grand Forks</b>	<b>12</b>	<b>12</b>	<b>13</b>	<b>13</b>	<b>13</b>	<b>12</b>	<b>11</b>	<b>11</b>	<b>11</b>	<b>-1</b>
<b>Ramsey</b>	<b>6</b>	<b>6</b>	<b>5</b>	<b>7</b>	<b>8</b>	<b>8</b>	<b>8</b>	<b>8</b>	<b>8</b>	<b>2</b>
<b>Stutsman</b>	<b>6</b>	<b>6</b>	<b>7</b>	<b>6</b>	<b>6</b>	<b>5</b>	<b>7</b>	<b>7</b>	<b>7</b>	<b>1</b>
<b>Populous Comparison Group Total</b>	<b>52</b>	<b>52</b>	<b>52</b>	<b>59</b>	<b>63</b>	<b>61</b>	<b>62</b>	<b>62</b>	<b>61</b>	<b>9</b>
<b>TOTAL : REMAINING STATE</b>	<b>34</b>	<b>28</b>	<b>31</b>	<b>30</b>	<b>28</b>	<b>29</b>	<b>32</b>	<b>31</b>	<b>32</b>	
<b>Recruits at LETA</b>	<b>0</b>	<b>14</b>	<b>16</b>	<b>8</b>	<b>12</b>	<b>10</b>	<b>0</b>	<b>0</b>	<b>0</b>	
<b>Vacancies</b>	<b>5</b>	<b>3</b>	<b>0</b>	<b>5</b>	<b>1</b>	<b>2</b>	<b>5</b>	<b>6</b>	<b>5</b>	
<b>Authorized</b>	<b>136</b>	<b>136</b>	<b>138</b>	<b>140</b>	<b>140</b>	<b>141</b>	<b>142</b>	<b>148</b>	<b>148</b>	



**TABLE 108: STATE TROOPER SWORN STAFFING ND AND MT COMPARED**

STATE	2005	2006	2007	2008	2009	2010	2011	2012	Percent Change 2005-2011
<b>MONTANA</b>	206	227	227	227	228	228	237		15% + 31 Troopers
<b>NORTH DAKOTA</b>	136	136	138	140	140	141	142	148	8.8 % + 12 Troopers

***Oil Production***

**TABLE 108-A: ND AVERAGE DAILY/MONTHLY/ANNUAL OIL PRODUCTION IN BARRELS BY COUNTY 2005-2012**

COUNTY: MONTH OF MAY PRODUCTION	2005	2006	2007	2008	2009	2010	2011	2012 Projected	Projected 2005 to 2012
Adams	0	0	0	0	0	0	0	0	0
Billings	4701403	4709812	4772862	4375523	3895691	3572898	3891141	4445664	(-5%)
Bottineau	2261030	2094295	1874233	2033381	1940073	2063644	1785833	1791057	(-21%)
Bowman	12721820	16585530	17758740	16374980	13322950	11211003	9905361	9344052	(-27%)
Burke	646735	836114	888581	1145313	1591799	1883962	2269885	2960832	358%
Divide	651978	756590	810578	1022055	1539427	3200948	5234104	7282233	1017%
Dunn	814042	984863	2019877	5600938	8869114	15163710	22525770	31719200	3797%
Golden Valley	792397	807190	692088	632856	549532	594221	658068	851364	7%
Grant	0	0	0	0	0	0	0	0	0
Hettinger	0	0	0	0	0	0	0	0	0
McHenry	22991	27657	26962	30439	30498	24859	25849	23316	1%
McKenzie	5410251	5560428	6293702	7584535	10114116	16224317	30092730	46261800	755%
McLean	53872	48354	41729	69754	116514	360899	747222	1570026	2814%
Mercer	0	0	0	0	2107	5049	2111	1254	N/A
Morton	0	0	0	0	0	0	0	0	0
Mountrail	223220	442172	2422109	16044980	29710460	46192700	51213530	61159440	27,299%
Renville	655076	714934	775946	771320	778003	813192	851317	829896	27%
Slope	573974	638653	466656	438540	52374	491947	562543	608523	6%
Stark	2210784	1893621	1612571	1433247	1229757	1371280	2389631	2753493	15%
Ward	60864	57014	571157	56139	60512	52351	38845	58818	(-3%)
Williams	3421253	3678250	4531491	5123092	5654635	9863690	20775510	29398890	7559%
<b>TOTAL ND DAILY BARRELS PROD</b>	<b>98,000</b>	<b>109,000</b>	<b>124,000</b>	<b>172,000</b>	<b>219,000</b>	<b>310,000</b>	<b>419,000</b>	<b>575,000 May 2012</b>	<b>487%</b>
<b>TOTAL ND ANNUAL PRODUCTION YEAR END</b>	<b>35,675,288</b>	<b>39,945,849</b>	<b>45,121,213</b>	<b>62,761,771</b>	<b>79,790,456</b>	<b>113,065,176</b>	<b>152,907,010</b>	<b>209,875,000 Projected</b>	<b>488%</b>
<b>TOTAL ND ACTIVE WELLS</b>	<b>3284</b>	<b>3422</b>	<b>3660</b>	<b>3880</b>	<b>4182</b>	<b>4638</b>	<b>5318</b>	<b>6636 May 2012</b>	<b>102%</b>
<b>TOTAL ND RIG COUNT</b>	<b>18</b>	<b>33</b>	<b>41</b>	<b>53</b>	<b>73</b>	<b>83</b>	<b>163</b>	<b>214 May 2012</b>	<b>1089%</b>

Source: North Dakota Industrial Commission Division of Oil and Gas

**TABLE 108-B: MT AVERAGE DAILY & ANNUAL OIL PRODUCTION IN BARRELS BY COUNTY 2005-2012**

COUNTY	2005 ANNUAL	2006 ANNUAL	2007 ANNUAL	2008 ANNUAL	2009 ANNUAL	2010 ANNUAL	2011 ANNUAL	2012 Projected	Projected 2005 to 2012
Custer	0	0	0	0	0	0	0	0	0
Daniels	19384	11759	10033	13637	4938	4411	3230	3404	(-82%)
Dawson	601609	618046	540988	430112	396533	441045	594834	690296	15%
Fallon	7547096	7868360	7251298	6619702	6064627	5338956	4836878	6173596	(-18%)
Garfield	18159	17224	14733	14124	15484	11828	13159	11584	(-36%)
McCone	12832	13286	13226	10311	5978	5624	4200	6032	(-53%)
Prairie	123405	110850	93051	80043	73478	71335	63325	85756	(-31%)
Richland	18145986	20970082	20193251	17600734	15041447	13062877	11983867	14932000	(-18%)
Roosevelt	1401396	1492455	1399047	1348204	1250844	1300943	1788908	2937600	110%
Sheridan	1466859	1679749	1733888	1690870	1403196	1393298	1248128	1233100	(-16%)
Valley	155570	119549	122077	120539	108552	108575	100346	108176	(-30%)
Wibaux	824004	828922	791879	739324	683784	816544	741512	906884	10%
Total MT Williston Basin region	30,316,300	33,730,282	32,163,471	28,667,600	25,048,861	22,555,436	21,378,387	27,088,000	(-11%)
TOTAL MONTANA DAILY BARRELS PROD	90,000	99,000	98,000	87,000	76,000	69,000	66,000	83,000	(-8%)
TOTAL MT ANNUAL PRODUCTION YEAR END	32,787,135	36,294,047	34,906,917	31,596,064	27,835,275	25,330,556	24,111,769	30,200,000 PROJECTED	(-8%)
TOTAL MONTANA ACTIVE WELLS (PERMITS)	313	278	247	199	80	225	232	182	(-42%)
TOTAL MONTANA RIG COUNT	23	21	18	11	3	9	9	19	(-17%)

Source: Montana Petroleum Association & Montana Board of Oil & Gas Conservation



## **APPENDIX 3: NORTH DAKOTA ARRESTS BY JURISDICTION**

### **NORTH DAKOTA ONLY ARREST DATA BROKEN DOWN BY JURISDICTION**

**Areas of high increase in percentage and or number of arrests are highlighted in RED.**

**TABLES 109-150**

TABLE 109

ADAMS CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder/Non-Neg. Mansl.	0	0	0	0	0	0	0	
Negligent Mansl.	0	0	0	0	0	0	0	
Forcible Rape	0	0	1	2	0	0	0	
Robbery	0	0	0	0	0	0	0	
Aggravated Assault	0	2	1	2	1	0	0	
Burglary	0	0	1	0	1	0	0	
Larceny/Theft	2	0	0	1	1	0	0	
Motor Vehicle Theft	0	0	0	0	0	0	1	
Other Assault	4	6	1	0	1	7	8	+ 4 Arrests
Arson	0	0	0	0	0	0	0	
Forgery/Counterfeiting	1	0	0	0	1	1	0	
Fraud	0	0	0	0	0	0	0	
Embezzlement	0	0	0	0	0	0	0	
Stolen Property Offenses	0	0	0	0	0	0	0	
Vandalism	0	0	0	0	0	0	0	
Weapons Offenses	0	0	1	0	0	0	0	
Prostitution	0	0	0	0	0	1	0	
Other Sex Offenses	0	2	0	1	0	3	1	
Drug Abuse Violations	6	1	1	3	2	0	5	
Gambling Violations	0	0	0	0	0	0	0	
Off. Against Family and Children	0	0	0	0	0	0	0	
DUI	6	8	8	11	6	12	22	+ 14 Arrests
Liquor Law Violations	12	6	4	8	2	4	5	
Disorderly Conduct	1	0	0	0	0	3	0	
Vagrancy	0	0	0	0	0	0	0	
All Other Offenses	3	1	1	2	1	0	2	
Suspicion	0	0	0	0	0	0	0	
Curfew/Loitering	2	0	0	3	0	0	0	
Runaway	0	0	0	0	0	0	0	
TOTAL ADAMS CO ARRESTS	37	26	19	33	16	31	44	+ 7 Arrests

TABLE 110

BILLINGS CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder/Non-Neg. Mansl.	0	0	0	0	0	0	0	
Negligent Mansl.	0	0	0	0	0	0	0	
Forcible Rape	0	0	0	0	0	0	0	
Robbery	0	0	0	0	0	0	0	
Aggravated Assault	0	0	0	0	0	0	0	
Burglary	0	0	0	0	0	0	0	
Larceny/Theft	0	0	0	0	0	0	0	
Motor Vehicle Theft	0	0	0	0	0	0	0	
Other Assault	0	0	0	0	0	2	1	
Arson	0	0	0	0	0	0	0	
Forgery/Counterfeiting	0	0	0	0	0	0	0	
Fraud	0	0	0	0	0	0	0	
Embezzlement	0	0	0	0	0	0	0	
Stolen Property Offenses	0	0	0	0	0	0	0	
Vandalism	0	0	0	0	0	0	1	
Weapons Offenses	0	0	0	0	0	0	0	
Prostitution	0	0	0	0	0	0	0	
Other Sex Offenses	0	0	0	0	0	0	0	
Drug Abuse Violations	0	0	0	0	0	0	0	
Gambling Violations	0	0	0	0	0	0	0	
Off. Against Family and Children	0	0	0	0	0	0	0	
DUI	0	0	0	0	1	0	3	+3 Arrests
Liquor Law Violations	0	0	0	0	0	0	0	
Disorderly Conduct	0	0	0	0	0	0	0	
Vagrancy	0	0	0	0	0	0	0	
All Other Offenses	0	0	0	0	0	2	0	
Suspicion	0	0	0	0	0	0	0	
Curfew/Loitering	0	0	0	0	0	0	0	
Runaway	0	0	0	0	0	0	0	
TOTAL BILLINGS CO ARRESTS	0	0	0	0	1	4	5	+5 Arrests

TABLE 111

MEDORA PD	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder/Non-Neg. Mansl.	N/A	N/A	N/A	N/A	N/A	0	0	
Negligent Mansl.	N/A	N/A	N/A	N/A	N/A	0	0	
Forcible Rape	N/A	N/A	N/A	N/A	N/A	0	0	
Robbery	N/A	N/A	N/A	N/A	N/A	0	0	
Aggravated Assault	N/A	N/A	N/A	N/A	N/A	0	0	
Burglary	N/A	N/A	N/A	N/A	N/A	0	0	
Larceny/Theft	N/A	N/A	N/A	N/A	N/A	0	0	
Motor Vehicle Theft	N/A	N/A	N/A	N/A	N/A	0	0	
Other Assault	N/A	N/A	N/A	N/A	N/A	1	0	
Arson	N/A	N/A	N/A	N/A	N/A	0	0	
Forgery/Counterfeiting	N/A	N/A	N/A	N/A	N/A	0	0	
Fraud	N/A	N/A	N/A	N/A	N/A	0	0	
Embezzlement	N/A	N/A	N/A	N/A	N/A	0	0	
Stolen Property Offenses	N/A	N/A	N/A	N/A	N/A	0	0	
Vandalism	N/A	N/A	N/A	N/A	N/A	0	0	
Weapons Offenses	N/A	N/A	N/A	N/A	N/A	0	0	
Prostitution	N/A	N/A	N/A	N/A	N/A	0	0	
Other Sex Offenses	N/A	N/A	N/A	N/A	N/A	0	0	
Drug Abuse Violations	N/A	N/A	N/A	N/A	N/A	1	3	+3 Arrests
Gambling Violations	N/A	N/A	N/A	N/A	N/A	0	0	
Off. Against Family and Children	N/A	N/A	N/A	N/A	N/A	0	0	
DUI	N/A	N/A	N/A	N/A	N/A	5	7	+7 Arrests
Liquor Law Violations	N/A	N/A	N/A	N/A	N/A	0	0	
Disorderly Conduct	N/A	N/A	N/A	N/A	N/A	3	2	
Vagrancy	N/A	N/A	N/A	N/A	N/A	0	0	
All Other Offenses	N/A	N/A	N/A	N/A	N/A	0	1	
Suspicion	N/A	N/A	N/A	N/A	N/A	0	0	
Curfew/Loitering	N/A	N/A	N/A	N/A	N/A	0	0	
Runaway	N/A	N/A	N/A	N/A	N/A	0	0	
TOTAL MEDORA PD ARRESTS	N/A	N/A	N/A	N/A	N/A	10	14	+14 Arrests

TABLE 112

BOTTINEAU CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder/Non-Neg. Mansl.	0	0	0	0	0	0	0	
Negligent Mansl.	0	0	0	0	0	0	0	
Forcible Rape	0	0	0	0	0	0	0	
Robbery	0	0	0	0	0	0	0	
Aggravated Assault	0	0	0	0	0	0	0	
Burglary	1	7	2	0	3	2	0	
Larceny/Theft	4	1	2	1	8	5	4	
Motor Vehicle Theft	1	0	1	0	3	0	1	
Other Assault	3	2	0	0	0	1	0	
Arson	0	0	0	0	1	0	0	
Forgery/Counterfeiting	0	0	0	0	0	0	0	
Fraud	0	0	0	0	0	0	0	
Embezzlement	0	0	0	0	0	0	0	
Stolen Property Offenses	1	0	0	0	1	0	0	
Vandalism	0	1	0	1	1	0	0	
Weapons Offenses	1	0	0	0	0	0	0	
Prostitution	0	0	0	0	0	0	0	
Other Sex Offenses	0	0	0	0	1	4	0	
Drug Abuse Violations	18	12	17	3	3	0	3	(-83%) - 15 Arrests
Gambling Violations	0	0	0	0	0	0	0	
Off. Against Family and Children	0	0	0	0	0	0	0	
DUI	8	36	0	0	0	0	0	
Liquor Law Violations	52	70	109	101	99	108	99	90% + 47 Arrests
Disorderly Conduct	1	0	3	0	0	0	0	
Vagrancy	0	0	0	0	0	0	0	
All Other Offenses	10	15	10	2	3	6	1	
Suspicion	0	0	0	0	0	0	0	
Curfew/Loitering	0	0	0	0	0	0	0	
Runaway	0	0	0	0	0	0	0	
TOTAL BOTTINEAU CO ARRESTS	100	144	144	108	123	126	108	+8 Arrests



TABLE 113

BOWMAN CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder/Non-Neg. Mansl.	0	0	0	0	0	0	0	
Negligent Mansl.	0	0	0	0	0	0	0	
Forcible Rape	0	0	0	0	0	0	0	
Robbery	0	0	0	0	0	0	0	
Aggravated Assault	0	0	0	0	0	0	0	
Burglary	0	0	0	0	0	0	0	
Larceny/Theft	0	0	0	0	0	0	0	
Motor Vehicle Theft	0	0	0	0	0	0	0	
Other Assault	0	0	0	0	0	0	0	
Arson	0	0	0	0	0	0	0	
Forgery/Counterfeiting	0	0	0	0	0	0	0	
Fraud	0	0	0	0	0	0	0	
Embezzlement	0	0	0	0	0	0	0	
Stolen Property Offenses	0	0	0	0	0	0	0	
Vandalism	0	0	0	0	0	0	0	
Weapons Offenses	0	0	0	0	0	0	0	
Prostitution	0	0	0	0	0	0	0	
Other Sex Offenses	0	0	0	0	0	0	0	
Drug Abuse Violations	0	0	0	0	0	0	0	
Gambling Violations	0	0	0	0	0	0	0	
Off. Against Family and Children	0	0	0	0	0	0	0	
DUI	0	0	0	1	1	1	0	
Liquor Law Violations	2	0	7	7	7	1	0	
Disorderly Conduct	0	0	0	0	0	1	0	
Vagrancy	0	0	0	0	0	0	0	
All Other Offenses	0	1	0	0	0	1	0	
Suspicion	0	0	0	0	0	0	0	
Curfew/Loitering	0	0	0	0	0	0	0	
Runaway	0	0	0	0	0	0	0	
TOTAL BOWMAN CO ARRESTS	2	1	7	8	8	4	0	-2 Arrests

TABLE 114

BURKE CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder/Non-Neg. Mansl.	0	0	0	0	0	0	0	
Negligent Mansl.	0	0	0	0	0	0	0	
Forcible Rape	0	0	0	0	0	0	0	
Robbery	0	0	0	0	0	0	0	
Aggravated Assault	0	0	0	0	0	1	0	
Burglary	0	1	0	2	0	0	0	
Larceny/Theft	2	0	0	0	0	0	0	
Motor Vehicle Theft	0	0	0	1	0	0	0	
Other Assault	1	0	2	2	0	3	1	
Arson	0	0	0	0	0	0	0	
Forgery/Counterfeiting	0	0	0	0	0	0	0	
Fraud	0	1	0	1	0	1	1	
Embezzlement	0	0	0	0	0	0	0	
Stolen Property Offenses	0	0	0	0	0	0	0	
Vandalism	2	0	2	0	0	2	1	
Weapons Offenses	1	0	0	1	0	0	1	
Prostitution	0	0	0	0	0	0	0	
Other Sex Offenses	1	0	0	0	0	0	0	
Drug Abuse Violations	20	18	13	9	0	9	4	(-80%) - 16 Arrests
Gambling Violations	0	0	0	0	0	0	0	
Off. Against Family and Children	0	0	0	0	0	1	0	
DUI	4	1	1	0	0	6	18	350% + 14 Arrests
Liquor Law Violations	3	1	0	0	0	11	9	200% + 6 Arrests
Disorderly Conduct	0	0	0	0	0	0	3	
Vagrancy	0	0	0	0	0	0	0	
All Other Offenses	20	10	20	20	0	9	15	(-25%) - 5 Arrests
Suspicion	0	0	0	0	0	0	0	
Curfew/Loitering	0	0	0	0	0	0	0	
Runaway	0	0	0	0	0	0	0	
TOTAL BURKE ARRESTS	54	32	38	36	0	43	53	-1 Arrest



TABLE 115

DUNN CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder/Non-Neg. Mansl.	0	0	0	0	0	0	0	
Negligent Mansl.	0	0	0	0	0	0	0	
Forcible Rape	0	0	0	0	0	0	0	
Robbery	0	0	0	0	0	0	0	
Aggravated Assault	0	0	0	0	0	0	0	
Burglary	0	0	0	0	0	0	0	
Larceny/Theft	0	0	0	0	0	0	0	
Motor Vehicle Theft	0	0	0	0	0	0	0	
Other Assault	0	0	0	0	0	0	0	
Arson	0	0	0	0	0	0	0	
Forgery/Counterfeiting	0	0	0	0	0	0	0	
Fraud	0	0	0	0	0	0	0	
Embezzlement	0	0	0	0	0	0	0	
Stolen Property Offenses	0	0	0	0	0	0	0	
Vandalism	0	0	0	0	0	0	0	
Weapons Offenses	0	0	0	0	0	0	0	
Prostitution	0	0	0	0	0	0	0	
Other Sex Offenses	0	0	0	0	0	0	0	
Drug Abuse Violations	0	0	0	0	0	0	0	
Gambling Violations	0	0	0	0	0	0	0	
Off. Against Family and Children	0	0	0	0	0	0	0	
DUI	7	19	16	17	0	0	0	
Liquor Law Violations	0	0	0	0	0	0	0	
Disorderly Conduct	0	0	0	0	0	0	0	
Vagrancy	0	0	0	0	0	0	0	
All Other Offenses	0	0	0	0	0	0	0	
Suspicion	0	0	0	0	0	0	0	
Curfew/Loitering	0	0	0	0	0	0	0	
Runaway	0	0	0	0	0	0	0	
TOTAL DUNN ARRESTS	7	19	16	17	0	0	0	-7 Arrests

TABLE 116

KILDEER PD	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder/Non-Neg. Mansl.	N/A	N/A	N/A	N/A	N/A	0	0	
Negligent Mansl.	N/A	N/A	N/A	N/A	N/A	0	0	
Forcible Rape	N/A	N/A	N/A	N/A	N/A	0	0	
Robbery	N/A	N/A	N/A	N/A	N/A	0	0	
Aggravated Assault	N/A	N/A	N/A	N/A	N/A	0	0	
Burglary	N/A	N/A	N/A	N/A	N/A	0	0	
Larceny/Theft	N/A	N/A	N/A	N/A	N/A	0	0	
Motor Vehicle Theft	N/A	N/A	N/A	N/A	N/A	0	0	
Other Assault	N/A	N/A	N/A	N/A	N/A	5	0	
Arson	N/A	N/A	N/A	N/A	N/A	0	0	
Forgery/Counterfeiting	N/A	N/A	N/A	N/A	N/A	0	0	
Fraud	N/A	N/A	N/A	N/A	N/A	0	0	
Embezzlement	N/A	N/A	N/A	N/A	N/A	0	0	
Stolen Property Offenses	N/A	N/A	N/A	N/A	N/A	0	0	
Vandalism	N/A	N/A	N/A	N/A	N/A	0	0	
Weapons Offenses	N/A	N/A	N/A	N/A	N/A	0	0	
Prostitution	N/A	N/A	N/A	N/A	N/A	0	0	
Other Sex Offenses	N/A	N/A	N/A	N/A	N/A	0	0	
Drug Abuse Violations	N/A	N/A	N/A	N/A	N/A	1	0	
Gambling Violations	N/A	N/A	N/A	N/A	N/A	0	0	
Off. Against Family and Children	N/A	N/A	N/A	N/A	N/A	0	0	
DUI	N/A	N/A	N/A	N/A	N/A	15	0	
Liquor Law Violations	N/A	N/A	N/A	N/A	N/A	0	0	
Disorderly Conduct	N/A	N/A	N/A	N/A	N/A	2	0	
Vagrancy	N/A	N/A	N/A	N/A	N/A	0	0	
All Other Offenses	N/A	N/A	N/A	N/A	N/A	0	0	
Suspicion	N/A	N/A	N/A	N/A	N/A	0	0	
Curfew/Loitering	N/A	N/A	N/A	N/A	N/A	0	0	
Runaway	N/A	N/A	N/A	N/A	N/A	0	0	
TOTAL KILDEER ARRESTS	N/A	N/A	N/A	N/A	N/A	23	0	0

TABLE 117

GOLDEN VALLEY CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder/Non-Neg. Mansl.	0	0	0	0	0	0	0	
Negligent Mansl.	0	0	0	0	0	0	0	
Forcible Rape	0	0	0	0	0	0	0	
Robbery	0	0	0	0	0	0	0	
Aggravated Assault	0	0	0	0	0	0	3	
Burglary	0	0	0	0	0	0	0	
Larceny/Theft	0	0	0	0	0	0	2	
Motor Vehicle Theft	0	0	0	0	0	0	0	
Other Assault	0	0	0	0	0	3	1	
Arson	0	0	0	0	0	0	0	
Forgery/Counterfeiting	0	0	0	0	0	0	0	
Fraud	0	0	0	0	0	0	0	
Embezzlement	0	0	0	0	0	0	0	
Stolen Property Offenses	0	0	0	0	0	1	0	
Vandalism	0	0	0	0	0	0	0	
Weapons Offenses	0	0	0	0	0	0	0	
Prostitution	0	0	0	0	0	0	0	
Other Sex Offenses	0	0	0	0	0	0	0	
Drug Abuse Violations	0	0	0	0	0	0	3	+ 3 Arrests
Gambling Violations	0	0	0	0	0	0	0	
Off. Against Family and Children	0	0	0	0	0	0	0	
DUI	0	0	0	0	0	0	8	+8 Arrests
Liquor Law Violations	0	0	0	0	0	0	1	
Disorderly Conduct	0	0	0	0	0	0	0	
Vagrancy	0	0	0	0	0	0	0	
All Other Offenses	0	0	0	0	0	3	8	+8 Arrests
Suspicion	0	0	0	0	0	0	0	
Curfew/Loitering	0	0	0	0	0	0	0	
Runaway	0	0	0	0	0	1	0	
TOTAL GOLDEN V. ARRESTS	0	0	0	0	0	8	26	+26 Arrests

TABLE 118

GRANT CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder/Non-Neg. Mansl.	0	0	0	0	0	0	0	
Negligent Mansl.	0	0	0	0	0	0	0	
Forcible Rape	0	0	0	0	0	1	0	
Robbery	0	0	0	0	0	0	0	
Aggravated Assault	0	1	0	0	0	0	0	
Burglary	0	0	0	2	0	0	0	
Larceny/Theft	2	1	2	0	3	4	1	
Motor Vehicle Theft	0	0	0	0	0	0	0	
Other Assault	2	1	0	2	1	1	0	
Arson	0	0	0	0	0	0	0	
Forgery/Counterfeiting	0	0	0	0	0	0	0	
Fraud	0	0	0	0	0	0	0	
Embezzlement	0	0	0	0	0	0	0	
Stolen Property Offenses	2	0	0	0	0	0	0	
Vandalism	1	0	0	0	0	3	0	
Weapons Offenses	0	0	0	0	0	0	0	
Prostitution	0	0	0	0	0	0	0	
Other Sex Offenses	0	0	0	0	9	2	0	
Drug Abuse Violations	1	1	0	4	0	2	3	+ 2 Arrests
Gambling Violations	0	0	0	0	0	0	0	
Off. Against Family and Children	0	0	0	0	0	0	0	
DUI	2	0	0	0	1	0	1	
Liquor Law Violations	1	3	2	0	3	0	4	+3 Arrests
Disorderly Conduct	0	1	0	0	3	1	1	
Vagrancy	0	0	0	0	0	0	0	
All Other Offenses	1	0	0	0	2	5	0	
Suspicion	0	0	0	0	0	0	0	
Curfew/Loitering	0	0	0	0	0	0	0	
Runaway	0	0	0	0	0	0	0	
TOTAL GRANT CO ARRESTS	12	8	4	8	22	19	10	-2 Arrests



TABLE 119

HETTINGER CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder/Non-Neg. Mansl.	0	0	0	0	0	0	0	
Negligent Mansl.	0	0	0	0	0	0	0	
Forcible Rape	0	0	1	0	0	0	0	
Robbery	0	0	0	0	0	0	0	
Aggravated Assault	0	1	0	0	0	0	2	+2 Arrests
Burglary	0	0	0	1	0	0	0	
Larceny/Theft	0	0	3	0	0	0	0	
Motor Vehicle Theft	0	0	0	0	0	1	0	
Other Assault	3	3	2	0	1	0	2	
Arson	0	0	0	0	0	0	1	
Forgery/Counterfeiting	0	0	0	0	0	0	0	
Fraud	0	0	0	0	0	0	0	
Embezzlement	0	0	0	0	0	0	0	
Stolen Property Offenses	0	1	0	0	0	0	0	
Vandalism	0	0	1	0	0	0	0	
Weapons Offenses	0	0	0	0	0	0	0	
Prostitution	0	0	0	0	0	0	0	
Other Sex Offenses	0	0	0	0	0	0	1	
Drug Abuse Violations	1	1	0	0	2	0	0	
Gambling Violations	0	0	0	0	0	0	0	
Off. Against Family and Children	0	0	0	0	0	0	0	
DUI	1	4	1	0	0	3	1	
Liquor Law Violations	1	2	6	0	0	2	1	
Disorderly Conduct	1	0	1	0	0	0	0	
Vagrancy	0	0	0	0	0	0	0	
All Other Offenses	3	1	0	0	0	0	1	
Suspicion	0	0	0	0	0	0	0	
Curfew/Loitering	0	0	0	0	0	0	0	
Runaway	0	2	0	0	0	0	0	
TOTAL HETTINGER ARRESTS	10	15	15	1	3	6	9	-1 Arrest

TABLE 120

MCHENRY CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder/Non-Neg. Mansl.	0	0	0	0	1	0	0	
Negligent Mansl.	0	0	0	0	0	0	0	
Forcible Rape	0	0	0	0	0	0	0	
Robbery	0	0	0	0	0	0	0	
Aggravated Assault	0	1	0	0	0	0	2	+2 Arrests
Burglary	0	0	0	0	1	0	3	
Larceny/Theft	0	1	0	1	2	2	7	+7 Arrests
Motor Vehicle Theft	0	0	0	1	0	1	0	
Other Assault	7	4	7	2	2	6	5	
Arson	0	0	0	0	0	0	0	
Forgery/Counterfeiting	0	0	0	0	0	0	0	
Fraud	0	0	0	0	0	0	0	
Embezzlement	0	0	0	0	0	0	0	
Stolen Property Offenses	0	0	0	0	0	1	0	
Vandalism	0	0	1	0	0	0	6	+6 Arrests
Weapons Offenses	0	0	0	0	0	0	0	
Prostitution	0	0	0	0	0	0	0	
Other Sex Offenses	0	0	0	0	0	0	1	
Drug Abuse Violations	1	2	1	6	1	1	3	
Gambling Violations	0	0	0	0	0	0	0	
Off. Against Family and Children	0	0	0	0	0	0	0	
DUI	8	13	13	11	4	17	16	+8 Arrests
Liquor Law Violations	13	2	6	26	3	4	23	+10 Arrests
Disorderly Conduct	1	2	2	2	3	0	9	
Vagrancy	0	0	0	0	0	0	0	
All Other Offenses	7	6	6	2	1	3	10	+3 Arrests
Suspicion	0	0	0	0	0	0	0	
Curfew/Loitering	0	0	0	0	0	0	0	
Runaway	0	0	0	0	0	0	0	
TOTAL MCHENRY ARRESTS	37	31	36	51	18	35	85	130% + 48 Arrests



TABLE 121

MCKENZIE CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011	
Murder/Non-Neg. Mansl.	0	0	0	0	0	0	0		
Negligent Mansl.	0	0	0	0	0	0	0		
Forcible Rape	0	0	0	0	0	0	1		
Robbery	0	0	0	0	0	0	0		
Aggravated Assault	1	1	0	0	0	0	4	+3 Arrests	
Burglary	2	0	0	0	0	0	0		
Larceny/Theft	0	0	1	0	1	0	1		
Motor Vehicle Theft	0	1	0	1	0	0	1		
Other Assault	1	3	1	3	3	0	6	+5 Arrests	
Arson	0	0	0	0	0	0	0		
Forgery/Counterfeiting	0	0	0	0	0	0	0		
Fraud	1	0	1	0	0	0	1		
Embezzlement	0	0	0	0	0	0	0		
Stolen Property Offenses	0	0	0	0	0	0	0		
Vandalism	0	0	0	1	0	0	0		
Weapons Offenses	0	1	1	1	0	0	0		
Prostitution	0	0	0	0	0	0	0		
Other Sex Offenses	0	1	0	0	0	0	0		
Drug Abuse Violations	2	4	6	2	0	0	6	+4 Arrests	
Gambling Violations	0	0	0	0	0	0	0		
Off. Against Family and Children	0	0	0	0	0	0	0		
DUI	8	17	8	7	12	0	42	425%	+34 Arrests
Liquor Law Violations	5	7	5	9	9	3	18	260%	+13 Arrests
Disorderly Conduct	0	1	3	2	4	0	4	+4 Arrests	
Vagrancy	0	0	0	0	0	0	0		
All Other Offenses	0	1	2	0	1	0	4	+4 Arrests	
Suspicion	0	0	0	0	0	0	0		
Curfew/Loitering	0	0	0	0	0	0	0		
Runaway	0	1	0	0	0	0	0		
TOTAL MCKENZIE ARRESTS	20	38	28	26	30	3	88	340%	+ 68 Arrests

TABLE 122

WATFORD CITY PD	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011	
Murder/Non-Neg. Mansl.	0	0	0	0	0	0	0		
Negligent Mansl.	0	0	0	0	0	1	0		
Forcible Rape	0	0	0	0	0	0	1		
Robbery	0	0	0	0	0	0	0		
Aggravated Assault	1	1	1	2	0	1	2		
Burglary	1	1	0	0	1	0	0		
Larceny/Theft	1	0	1	3	2	4	7	+6 Arrests	
Motor Vehicle Theft	0	0	0	0	0	3	1		
Other Assault	4	5	6	0	1	18	21	425%	+ 17 Arrests
Arson	0	0	0	0	0	0	0		
Forgery/Counterfeiting	0	1	0	0	0	0	3		
Fraud	0	0	2	0	0	4	1		
Embezzlement	0	0	0	0	0	0	0		
Stolen Property Offenses	0	0	0	0	0	0	0		
Vandalism	4	0	1	0	1	3	1		
Weapons Offenses	0	2	0	1	0	8	3	+3 Arrests	
Prostitution	0	0	0	0	0	0	4		
Other Sex Offenses	0	0	0	0	0	1	2		
Drug Abuse Violations	3	0	6	6	2	26	21	600%	+ 18 Arrests
Gambling Violations	0	0	0	0	0	0	0		
Off. Against Family and Children	0	0	0	0	0	3	1		
DUI	3	12	11	13	18	46	109	3533%	+ 106 Arrests
Liquor Law Violations	9	9	6	13	4	15	32	256%	+ 23 Arrests
Disorderly Conduct	3	3	3	4	3	9	22	633%	+ 19 Arrests
Vagrancy	0	0	0	0	0	0	0		
All Other Offenses	6	0	4	0	0	13	14	133%	+ 8 Arrests
Suspicion	0	0	0	0	0	0	0		
Curfew/Loitering	2	1	3	0	3	0	0		
Runaway	0	1	0	0	0	0	1		
TOTAL WATFORD CITY PD ARRESTS	37	36	44	42	35	155	246	565%	+ 209 Arrests



TABLE 123

MCLEAN CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder/Non-Neg. Mansl.	0	0	0	0	0	0	0	
Negligent Mansl.	0	0	0	0	0	0	0	
Forcible Rape	0	0	0	1	0	1	0	
Robbery	0	0	0	0	0	0	0	
Aggravated Assault	0	0	1	5	1	2	4	+4 Arrests
Burglary	0	0	1	5	10	12	5	+5 Arrests
Larceny/Theft	1	3	9	10	9	4	8	+ 7 Arrests
Motor Vehicle Theft	0	1	3	1	2	0	2	
Other Assault	1	8	14	15	18	20	19	+18 Arrests
Arson	0	0	0	0	1	0	0	
Forgery/Counterfeiting	1	0	0	1	0	0	1	
Fraud	0	0	0	0	0	0	0	
Embezzlement	0	1	0	0	0	0	0	
Stolen Property Offenses	0	0	2	4	0	1	2	
Vandalism	0	14	3	14	10	14	9	+ 9 Arrests
Weapons Offenses	0	1	2	3	3	1	3	+3 Arrests
Prostitution	0	0	0	0	0	0	0	
Other Sex Offenses	0	0	0	1	0	1	0	
Drug Abuse Violations	7	2	11	12	31	8	24	243% + 17 Arrests
Gambling Violations	0	0	0	0	0	0	0	
Off. Against Family and Children	0	0	0	0	0	0	0	
DUI	18	22	48	43	41	48	69	283% + 51 Arrests
Liquor Law Violations	20	34	85	63	59	53	48	140% + 28 Arrests
Disorderly Conduct	2	9	9	14	21	7	7	
Vagrancy	0	0	0	0	0	0	0	
All Other Offenses	5	9	17	18	28	28	23	360% + 18 Arrests
Suspicion	0	0	0	0	0	0	0	
Curfew/Loitering	0	0	2	0	0	0	2	+2 Arrests
Runaway	0	2	2	4	1	1	0	
TOTAL MCLEAN CO ARRESTS	55	106	209	214	235	201	226	311% +171 Arrests

TABLE 124

MERCER CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder/Non-Neg. Mansl.	0	0	0	0	0	0	0	
Negligent Mansl.	0	0	0	0	0	0	0	
Forcible Rape	0	0	0	0	0	2	0	
Robbery	0	0	0	0	0	0	0	
Aggravated Assault	1	0	1	2	0	0	2	
Burglary	3	0	0	0	4	5	1	
Larceny/Theft	0	0	1	3	4	0	0	
Motor Vehicle Theft	0	1	0	0	2	0	0	
Other Assault	2	3	4	0	1	2	2	
Arson	0	1	0	0	0	0	0	
Forgery/Counterfeiting	0	0	0	2	0	0	0	
Fraud	0	0	0	0	0	0	0	
Embezzlement	0	0	0	0	0	0	0	
Stolen Property Offenses	0	0	0	1	0	1	0	
Vandalism	0	2	0	0	0	2	2	
Weapons Offenses	1	0	0	1	0	2	0	
Prostitution	0	0	0	0	0	0	0	
Other Sex Offenses	0	0	0	0	1	0	1	
Drug Abuse Violations	2	1	41	42	46	31	39	1850% + 37 Arrests
Gambling Violations	0	0	0	0	0	0	0	
Off. Against Family and Children	1	1	0	0	0	1	0	
DUI	12	9	13	16	19	13	23	92% +11 Arrests
Liquor Law Violations	12	11	3	8	5	10	7	
Disorderly Conduct	0	5	2	0	3	3	9	+ 9 Arrests
Vagrancy	5	0	0	0	0	0	0	
All Other Offenses	6	6	30	20	26	18	13	+ 7 Arrests
Suspicion	0	0	0	0	0	0	0	
Curfew/Loitering	0	0	1	0	0	0	1	
Runaway	0	0	1	0	1	2	0	
TOTAL MERCER CO ARRESTS	37	40	97	95	112	92	100	170% + 63 Arrests



TABLE 125

BEULAH PD	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder/Non-Neg. Mansl.	0	0	0	0	0	0	0	
Negligent Mansl.	0	0	0	0	0	0	0	
Forcible Rape	1	0	0	0	1	0	0	
Robbery	0	0	0	0	0	0	0	
Aggravated Assault	1	1	3	2	0	2	1	
Burglary	0	1	2	0	2	0	0	
Larceny/Theft	10	4	5	0	2	0	0	-10 Arrests
Motor Vehicle Theft	2	1	0	2	0	0	0	
Other Assault	6	8	7	5	11	15	4	
Arson	0	0	0	0	0	0	0	
Forgery/Counterfeiting	0	0	0	0	0	0	0	
Fraud	0	0	0	0	1	0	0	
Embezzlement	0	0	0	0	0	0	0	
Stolen Property Offenses	0	0	0	0	0	0	0	
Vandalism	0	0	0	0	0	0	1	
Weapons Offenses	0	0	0	0	0	0	0	
Prostitution	0	0	0	0	0	0	0	
Other Sex Offenses	0	0	0	0	0	0	0	
Drug Abuse Violations	4	0	0	0	0	0	0	
Gambling Violations	0	0	0	0	0	0	0	
Off. Against Family and Children	0	0	0	0	0	0	0	
DUI	31	32	42	40	25	41	29	
Liquor Law Violations	24	31	26	34	18	16	0	-24 Arrests
Disorderly Conduct	9	3	4	4	14	25	15	+ 4 Arrests
Vagrancy	0	0	0	0	0	0	0	
All Other Offenses	24	16	6	7	7	9	5	-19 Arrests
Suspicion	0	0	0	0	0	0	0	
Curfew/Loitering	0	0	1	1	4	0	1	
Runaway	0	0	0	0	1	0	0	
TOTAL BEULAH PD ARRESTS	112	97	96	95	86	108	56	(-50%) - 56 Arrests

TABLE 126

MORTON CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder/Non-Neg. Mansl.	0	0	0	0	0	0	0	
Negligent Mansl.	0	0	0	0	0	0	0	
Forcible Rape	2	2	0	1	0	0	0	
Robbery	0	0	0	0	0	0	0	
Aggravated Assault	5	2	1	2	3	0	3	
Burglary	1	5	2	3	1	0	3	
Larceny/Theft	10	5	4	5	7	1	2	-8 Arrests
Motor Vehicle Theft	1	0	1	0	1	2	0	
Other Assault	21	11	8	10	10	9	12	-9 Arrests
Arson	0	0	0	0	0	0	0	
Forgery/Counterfeiting	1	1	0	0	1	0	0	
Fraud	2	1	0	0	0	1	0	
Embezzlement	0	0	0	0	0	0	0	
Stolen Property Offenses	2	0	4	1	0	0	1	
Vandalism	3	8	10	6	4	1	7	+ 4 Arrests
Weapons Offenses	6	5	5	6	0	1	2	
Prostitution	0	0	0	0	0	0	0	
Other Sex Offenses	1	0	1	1	0	0	0	
Drug Abuse Violations	11	9	4	3	9	2	10	
Gambling Violations	0	0	0	0	0	0	0	
Off. Against Family and Children	0	0	0	2	0	0	1	
DUI	75	77	73	83	69	66	99	32% + 24 Arrests
Liquor Law Violations	73	69	90	71	38	25	85	16% + 12 Arrests
Disorderly Conduct	6	8	8	12	2	2	14	+ 7 Arrests
Vagrancy	0	0	0	0	0	0	0	
All Other Offenses	40	40	51	55	44	80	118	195% +78 Arrests
Suspicion	0	0	0	0	0	0	0	
Curfew/Loitering	0	0	0	0	0	0	0	
Runaway	3	0	3	1	1	0	1	
TOTAL MORTON CO ARRESTS	263	263	265	262	190	190	358	36% + 95 Arrests



TABLE 127

MANDAN PD	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011	
Murder/Non-Neg. Mansl.	0	1	0	0	0	0	0		
Negligent Mansl.	0	0	0	0	0	0	0		
Forcible Rape	0	3	1	1	3	1	2		
Robbery	0	0	0	2	0	1	0		
Aggravated Assault	6	9	6	4	9	14	13	+7 Arrests	
Burglary	1	8	3	14	15	5	5		
Larceny/Theft	35	22	24	23	27	26	48	+ 13 Arrests	
Motor Vehicle Theft	13	4	8	11	11	5	2		
Other Assault	72	72	58	101	105	62	121	68%	+ 49 Arrests
Arson	0	0	1	1	1	0	0		
Forgery/Counterfeiting	0	3	0	3	2	0	0		
Fraud	0	1	3	4	0	0	1		
Embezzlement	0	0	0	0	0	0	0		
Stolen Property Offenses	1	3	2	0	6	4	1		
Vandalism	27	44	19	31	35	6	7	(-74%)	-20 Arrests
Weapons Offenses	5	5	9	7	8	1	1		
Prostitution	0	0	0	0	0	0	0		
Other Sex Offenses	2	4	3	6	5	2	3		
Drug Abuse Violations	20	13	16	14	17	34	28	+ 8 Arrests	
Gambling Violations	0	0	0	0	0	0	0		
Off. Against Family and Children	0	4	6	5	11	17	3		
DUI	249	224	209	244	197	115	176	(-29%)	-73 Arrests
Liquor Law Violations	127	138	135	144	126	110	156	23%	+ 29 Arrests
Disorderly Conduct	50	63	61	70	41	54	99	98%	+ 49 Arrests
Vagrancy	0	0	0	0	0	0	0		
All Other Offenses	324	324	356	344	396	188	346	+22 Arrests	
Suspicion	0	0	0	0	0	0	0		
Curfew/Loitering	13	10	27	39	29	19	32	+19 Arrests	
Runaway	33	11	25	15	18	7	4	(-88%)	-29 Arrests
TOTAL MANDAN PD ARRESTS	978	966	972	1083	1062	671	1048	7%	+ 70 Arrests

TABLE 128

MOUNTRAIL CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011	
Murder/Non-Neg. Mansl.	0	0	0	0	0	0	0		
Negligent Mansl.	0	0	0	0	0	0	0		
Forcible Rape	0	0	0	0	0	0	0		
Robbery	0	0	0	0	0	0	0		
Aggravated Assault	1	0	0	2	2	0	3		
Burglary	3	0	0	0	1	0	2		
Larceny/Theft	0	1	0	1	2	2	3		
Motor Vehicle Theft	0	2	0	1	1	0	2		
Other Assault	2	2	1	5	7	6	8	+ 6 Arrests	
Arson	0	1	0	0	0	0	0		
Forgery/Counterfeiting	0	0	0	0	0	0	0		
Fraud	0	0	0	0	0	0	3		
Embezzlement	0	0	0	0	0	0	0		
Stolen Property Offenses	0	0	0	0	0	0	0		
Vandalism	3	1	2	1	2	6	5		
Weapons Offenses	0	0	1	1	2	3	11	+ 11 Arrests	
Prostitution	0	0	0	0	0	0	0		
Other Sex Offenses	0	0	0	0	0	0	0		
Drug Abuse Violations	5	6	0	2	0	8	8		
Gambling Violations	0	0	0	0	0	0	0		
Off. Against Family and Children	0	0	0	0	0	0	0		
DUI	17	18	8	46	58	93	93	447%	+76 Arrests
Liquor Law Violations	9	19	2	11	6	16	18	+9 Arrests	
Disorderly Conduct	2	3	0	4	8	5	9	+7 Arrests	
Vagrancy	0	0	0	0	0	0	0		
All Other Offenses	19	22	7	21	20	35	56	195%	+37 Arrests
Suspicion	0	0	0	0	0	0	0		
Curfew/Loitering	0	0	0	0	0	0	0		
Runaway	0	0	1	0	0	0	1		
TOTAL MOUNTRAIL CO ARRESTS	61	75	22	95	109	174	222	264%	+160 Arrests

TABLE 129

RENVILLE CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder/Non-Neg. Mansl.	0	0	0	0	0	0	0	
Negligent Mansl.	0	0	0	0	0	0	0	
Forcible Rape	0	0	0	0	0	0	0	
Robbery	0	0	0	0	0	0	0	
Aggravated Assault	0	0	0	0	0	0	0	
Burglary	0	0	0	0	0	1	0	
Larceny/Theft	1	1	0	1	0	1	0	
Motor Vehicle Theft	1	0	0	0	0	2	0	
Other Assault	2	0	1	3	1	2	3	
Arson	0	0	0	0	0	0	0	
Forgery/Counterfeiting	1	1	0	0	0	0	0	
Fraud	14	8	0	18	9	9	5	-9 Arrests
Embezzlement	0	0	0	0	0	1	0	
Stolen Property Offenses	0	0	0	0	0	0	0	
Vandalism	0	0	2	0	1	0	0	
Weapons Offenses	0	0	1	0	0	1	2	
Prostitution	0	0	0	0	0	0	0	
Other Sex Offenses	1	0	0	0	0	2	0	
Drug Abuse Violations	6	0	0	2	0	3	0	
Gambling Violations	0	0	0	0	0	0	0	
Off. Against Family and Children	0	0	0	0	0	0	0	
DUI	5	5	8	2	12	9	5	
Liquor Law Violations	0	0	2	0	12	15	12	+12 Arrests
Disorderly Conduct	1	0	0	1	1	2	2	
Vagrancy	0	0	0	0	0	0	0	
All Other Offenses	54	6	7	10	2	7	2	(-96%) -52 Arrests
Suspicion	0	0	0	0	0	0	0	
Curfew/Loitering	0	0	0	0	0	0	0	
Runaway	0	0	1	0	0	1	2	
TOTAL RENVILLE CO ARRESTS	86	21	22	37	38	56	33	(-62%) - 53 Arrests

TABLE 130

STARK CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder/Non-Neg. Mansl.	0	0	0	0	0	0	0	
Negligent Mansl.	0	0	0	0	0	0	0	
Forcible Rape	0	0	0	0	0	0	0	
Robbery	0	0	0	0	0	0	0	
Aggravated Assault	0	1	1	1	0	1	1	
Burglary	0	0	0	0	0	1	0	
Larceny/Theft	1	2	0	2	0	0	0	
Motor Vehicle Theft	0	0	1	1	0	1	0	
Other Assault	4	6	3	5	0	9	6	
Arson	0	0	0	0	0	0	0	
Forgery/Counterfeiting	0	1	0	0	0	0	1	
Fraud	438	403	148	73	134	99	3	(-99%) -435 Arrests
Embezzlement	0	0	0	1	0	0	0	
Stolen Property Offenses	0	0	0	1	0	0	0	
Vandalism	0	0	0	0	0	1	1	
Weapons Offenses	1	0	0	0	1	1	2	
Prostitution	0	0	0	0	0	0	0	
Other Sex Offenses	0	0	0	0	0	0	0	
Drug Abuse Violations	4	2	10	2	6	6	12	+ 8 Arrests
Gambling Violations	0	0	0	0	0	0	0	
Off. Against Family and Children	0	0	0	6	10	0	0	
DUI	35	23	25	36	56	68	69	97% + 34 Arrests
Liquor Law Violations	30	38	39	68	36	48	28	
Disorderly Conduct	2	0	1	11	18	6	2	
Vagrancy	0	0	0	0	0	0	0	
All Other Offenses	287	428	382	332	128	92	352	23% + 65 Arrests
Suspicion	0	0	0	0	0	0	0	
Curfew/Loitering	0	0	0	0	0	0	0	
Runaway	1	1	0	0	0	0	0	
TOTAL STARK CO ARRESTS	803	905	610	539	389	333	477	(-41%) -326 Arrests



TABLE 131

BELFIELD PD	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder/Non-Neg. Mansl.	N/A	N/A	N/A	N/A	0	0	0	
Negligent Mansl.	N/A	N/A	N/A	N/A	0	0	0	
Forcible Rape	N/A	N/A	N/A	N/A	0	0	0	
Robbery	N/A	N/A	N/A	N/A	0	0	0	
Aggravated Assault	N/A	N/A	N/A	N/A	0	0	0	
Burglary	N/A	N/A	N/A	N/A	0	0	0	
Larceny/Theft	N/A	N/A	N/A	N/A	0	0	1	
Motor Vehicle Theft	N/A	N/A	N/A	N/A	0	0	0	
Other Assault	N/A	N/A	N/A	N/A	2	2	1	
Arson	N/A	N/A	N/A	N/A	0	0	0	
Forgery/Counterfeiting	N/A	N/A	N/A	N/A	0	0	0	
Fraud	N/A	N/A	N/A	N/A	0	0	0	
Embezzlement	N/A	N/A	N/A	N/A	0	0	0	
Stolen Property Offenses	N/A	N/A	N/A	N/A	0	0	0	
Vandalism	N/A	N/A	N/A	N/A	0	0	0	
Weapons Offenses	N/A	N/A	N/A	N/A	0	0	0	
Prostitution	N/A	N/A	N/A	N/A	0	0	0	
Other Sex Offenses	N/A	N/A	N/A	N/A	0	0	0	
Drug Abuse Violations	N/A	N/A	N/A	N/A	0	2	0	
Gambling Violations	N/A	N/A	N/A	N/A	0	0	0	
Off. Against Family and Children	N/A	N/A	N/A	N/A	0	0	0	
DUI	N/A	N/A	N/A	N/A	0	10	5	+5 Arrests
Liquor Law Violations	N/A	N/A	N/A	N/A	0	1	3	+3 Arrests
Disorderly Conduct	N/A	N/A	N/A	N/A	0	0	1	
Vagrancy	N/A	N/A	N/A	N/A	0	0	0	
All Other Offenses	N/A	N/A	N/A	N/A	0	0	2	
Suspicion	N/A	N/A	N/A	N/A	0	0	0	
Curfew/Loitering	N/A	N/A	N/A	N/A	0	0	0	
Runaway	N/A	N/A	N/A	N/A	0	0	0	
TOTAL BELFIELD PD ARRESTS	N/A	N/A	N/A	N/A	2	15	13	+11 Arrests

TABLE 132

DICKINSON PD	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder/Non-Neg. Mansl.	0	0	0	0	2	0	0	
Negligent Mansl.	0	0	0	0	0	0	0	
Forcible Rape	0	0	0	0	0	0	0	
Robbery	0	1	0	0	4	2	0	
Aggravated Assault	3	2	8	9	18	11	16	+13 Arrests
Burglary	11	14	7	10	6	6	7	
Larceny/Theft	54	62	61	22	35	58	83	54% + 29 Arrests
Motor Vehicle Theft	7	6	3	4	5	2	4	
Other Assault	70	59	73	65	56	52	69	
Arson	0	1	0	0	0	1	0	
Forgery/Counterfeiting	11	8	14	2	7	7	3	
Fraud	50	51	48	21	25	32	35	-15 Arrests
Embezzlement	3	3	5	1	4	1	4	
Stolen Property Offenses	2	2	7	4	2	5	17	+ 15 Arrests
Vandalism	20	22	26	28	17	28	26	+ 6 Arrests
Weapons Offenses	8	7	8	7	3	7	7	
Prostitution	0	0	0	0	0	0	0	
Other Sex Offenses	8	2	5	1	6	5	3	
Drug Abuse Violations	38	33	41	43	48	42	82	116% + 44 Arrests
Gambling Violations	1	0	0	0	0	0	0	
Off. Against Family and Children	28	14	5	2	0	0	0	-28 Arrests
DUI	147	178	169	173	89	133	191	30% + 44 Arrests
Liquor Law Violations	218	227	332	219	144	132	117	(-46%) -101 Arrests
Disorderly Conduct	118	101	133	163	120	138	159	35% + 41 Arrests
Vagrancy	0	0	0	0	0	0	0	
All Other Offenses	144	102	114	173	165	231	234	63% + 90 Arrests
Suspicion	0	0	0	0	0	0	0	
Curfew/Loitering	7	3	2	0	0	0	0	
Runaway	67	34	79	3	5	2	5	(-93%) -62 Arrests
TOTAL DICKINSON PD ARRESTS	1015	932	1140	950	761	895	1062	5% + 47 Arrests



TABLE 133

WARD CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder/Non-Neg. Mansl.	1	0	0	0	0	1	0	
Negligent Mansl.	0	0	0	0	0	0	0	
Forcible Rape	0	1	1	2	1	0	1	
Robbery	0	0	0	0	1	1	0	
Aggravated Assault	2	3	7	6	2	7	9	+7 Arrests
Burglary	2	25	11	24	3	10	5	+3 Arrests
Larceny/Theft	10	23	11	9	17	26	14	+4 Arrests
Motor Vehicle Theft	5	4	2	3	5	5	3	
Other Assault	60	46	39	47	45	46	48	-12 Arrests
Arson	0	0	2	1	0	0	0	
Forgery/Counterfeiting	2	0	0	5	1	0	1	
Fraud	1	2	2	3	7	3	1	
Embezzlement	0	0	0	0	0	0	0	
Stolen Property Offenses	0	0	1	1	0	0	2	
Vandalism	8	17	8	18	21	18	9	
Weapons Offenses	0	1	1	2	3	1	1	
Prostitution	0	0	0	0	0	0	0	
Other Sex Offenses	0	2	3	3	4	1	2	
Drug Abuse Violations	11	27	16	14	10	13	17	+6 Arrests
Gambling Violations	0	0	0	0	0	0	0	
Off. Against Family and Children	1	1	2	1	0	1	0	
DUI	61	91	70	67	50	70	76	+ 15 Arrests
Liquor Law Violations	133	129	87	76	55	53	39	(-70%) -94 Arrests
Disorderly Conduct	25	16	9	29	22	27	21	
Vagrancy	0	0	0	0	0	0	0	
All Other Offenses	28	56	25	24	50	53	28	
Suspicion	0	0	0	0	0	0	0	
Curfew/Loitering	0	0	0	0	0	0	0	
Runaway	45	30	30	19	26	14	16	(-64%) -29 Arrests
TOTAL WARD CO ARRESTS	395	474	327	354	323	350	293	(-26%) -102 Arrests

TABLE 134

BURLINGTON PD	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder/Non-Neg. Mansl.	0	0	0	0	0	0	0	
Negligent Mansl.	0	0	0	0	0	0	0	
Forcible Rape	0	0	0	0	0	0	0	
Robbery	0	0	0	0	0	0	0	
Aggravated Assault	0	0	0	0	0	0	0	
Burglary	0	0	0	0	0	0	0	
Larceny/Theft	0	0	0	0	0	1	0	
Motor Vehicle Theft	0	0	0	0	0	0	0	
Other Assault	0	0	0	2	0	2	1	
Arson	0	0	2	0	0	0	0	
Forgery/Counterfeiting	0	0	0	0	0	0	0	
Fraud	0	0	0	0	0	0	0	
Embezzlement	0	0	0	0	0	0	0	
Stolen Property Offenses	0	0	0	0	0	0	0	
Vandalism	0	0	0	0	0	0	0	
Weapons Offenses	0	0	0	0	0	0	0	
Prostitution	0	0	0	0	0	0	0	
Other Sex Offenses	0	0	0	0	0	0	0	
Drug Abuse Violations	0	0	2	0	0	1	0	
Gambling Violations	0	0	0	0	0	0	0	
Off. Against Family and Children	0	0	0	0	0	0	0	
DUI	0	0	1	6	7	2	6	+6 Arrests
Liquor Law Violations	0	0	0	10	0	1	0	
Disorderly Conduct	0	0	2	0	0	0	0	
Vagrancy	0	0	0	0	0	0	0	
All Other Offenses	0	0	17	5	1	2	0	
Suspicion	0	0	0	0	0	0	0	
Curfew/Loitering	0	0	0	0	0	0	0	
Runaway	0	0	0	0	0	0	0	
TOTAL BURLINGTON PD ARRESTS	0	0	24	23	8	9	7	+ 7 Arrests



TABLE 135

MINOT PD	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder/Non-Neg. Mansl.	1	0	2	0	0	2	4	300% or 8 Cumulative since 05
Negligent Mansl.	0	0	1	0	0	0	0	
Forcible Rape	5	2	5	4	0	0	0	
Robbery	0	4	4	2	0	1	2	
Aggravated Assault	10	10	23	25	39	20	44	340% + 34 Arrests
Burglary	14	33	28	23	8	4	13	
Larceny/Theft	241	174	189	205	189	237	274	14% + 33 Arrests
Motor Vehicle Theft	20	20	12	8	11	9	12	
Other Assault	165	147	176	135	129	120	126	(-24%) - 39 Arrests
Arson	2	2	2	0	1	0	4	
Forgery/Counterfeiting	19	12	7	3	4	2	2	
Fraud	8	22	14	12	16	24	11	
Embezzlement	1	0	1	1	0	0	0	
Stolen Property Offenses	0	5	6	6	6	7	14	+14 Arrests
Vandalism	62	47	41	41	24	14	56	-10 Arrests
Weapons Offenses	32	12	4	34	16	4	16	-16 Arrests
Prostitution	0	0	0	0	0	0	0	
Other Sex Offenses	6	13	6	4	3	1	4	
Drug Abuse Violations	61	42	72	101	158	171	254	316 % + 193 Arrests
Gambling Violations	0	0	0	0	0	0	0	
Off. Against Family and Children	2	4	5	2	2	0	3	
DUI	318	313	400	363	338	389	372	17% + 54 Arrests
Liquor Law Violations	313	296	392	369	325	237	226	(-28%) - 87 Arrests
Disorderly Conduct	177	146	183	192	102	111	145	(-18%) - 32 Arrests
Vagrancy	0	0	0	0	0	0	0	
All Other Offenses	1043	974	1096	672	247	233	375	(-64%) - 668 Arrests
Suspicion	0	0	0	0	0	0	0	
Curfew/Loitering	21	20	35	37	1	0	0	
Runaway	90	68	92	122	97	108	72	(-20%)
TOTAL MINOT PD ARRESTS	2611	2366	2796	2361	1716	1694	2029	(-22%) - 582 Arrests

TABLE 136

WILLIAMS CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder/Non-Neg. Mansl.	0	1	0	0	0	0	0	
Negligent Mansl.	0	0	0	0	0	0	0	
Forcible Rape	2	1	0	1	0	0	0	
Robbery	0	0	2	0	0	0	0	
Aggravated Assault	0	1	1	4	5	5	8	+8 Arrests
Burglary	1	5	2	0	1	3	2	
Larceny/Theft	1	6	6	6	5	3	5	+ 4 Arrests
Motor Vehicle Theft	2	4	2	3	1	2	2	
Other Assault	25	15	10	16	12	17	23	
Arson	0	0	0	0	0	0	2	
Forgery/Counterfeiting	1	0	1	0	0	0	0	
Fraud	0	1	1	0	0	0	0	
Embezzlement	0	0	0	0	0	0	0	
Stolen Property Offenses	0	0	0	1	0	0	0	
Vandalism	7	5	1	1	0	3	7	
Weapons Offenses	0	1	1	1	1	0	5	+5 Arrests
Prostitution	0	0	0	0	0	0	0	
Other Sex Offenses	2	3	2	2	0	1	1	
Drug Abuse Violations	7	4	7	3	7	7	22	214% +15 Arrests
Gambling Violations	0	0	0	0	0	0	0	
Off. Against Family and Children	1	1	3	4	1	3	5	+4 Arrests
DUI	24	18	16	19	21	82	159	563% + 135 Arrests
Liquor Law Violations	24	24	14	11	18	46	83	246% + 59 Arrests
Disorderly Conduct	2	1	0	4	2	4	11	+8 Arrests
Vagrancy	0	0	0	0	0	0	0	
All Other Offenses	17	13	11	25	11	25	36	112% + 19 Arrests
Suspicion	0	0	0	0	0	0	0	
Curfew/Loitering	0	0	0	0	0	0	0	
Runaway	4	6	3	4	1	4	5	
TOTAL WILLIAMS CO ARRESTS	120	110	83	105	86	205	376	213% + 256 Arrests

TABLE 137

<b>WILLISTON PD</b>	<b>2005</b>	<b>2006</b>	<b>2007</b>	<b>2008</b>	<b>2009</b>	<b>2010</b>	<b>2011</b>	<b>Percent Change from 2005 - 2011</b>	
Murder/Non-Neg. Mansl.	0	0	0	0	0	0	0		
Negligent Mansl.	0	0	0	0	0	0	0		
Forcible Rape	0	1	0	7	7	2	2	<b>+19 Rapes cumulative 2005-2011</b>	
Robbery	0	0	3	1	2	0	0		
Aggravated Assault	<b>3</b>	<b>6</b>	<b>5</b>	<b>7</b>	<b>13</b>	<b>13</b>	<b>13</b>	<b>+10 Arrests</b>	
Burglary	1	6	7	7	12	2	4	<b>+ 3 Arrests</b>	
Larceny/Theft	<b>14</b>	<b>30</b>	<b>58</b>	<b>51</b>	<b>124</b>	<b>87</b>	<b>90</b>	<b>543%</b>	<b>+ 76 Arrests</b>
Motor Vehicle Theft	10	12	11	10	10	4	5	<b>-5 Arrests</b>	
Other Assault	<b>41</b>	<b>52</b>	<b>76</b>	<b>49</b>	<b>66</b>	<b>83</b>	<b>72</b>	<b>76%</b>	<b>+ 30 Arrests</b>
Arson	0	2	3	1	0	0	0		
Forgery/Counterfeiting	1	4	5	2	2	3	2		
Fraud	3	3	0	0	2	2	1		
Embezzlement	0	1	0	2	1	0	0		
Stolen Property Offenses	0	0	0	0	0	2	1		
Vandalism	20	20	17	20	26	12	19		
Weapons Offenses	1	4	3	0	1	7	1		
Prostitution	0	0	0	0	0	0	0		
Other Sex Offenses	2	1	0	2	6	4	3		
Drug Abuse Violations	2	3	4	0	3	2	3		
Gambling Violations	0	0	0	0	1	0	0		
Off. Against Family and Children	3	2	0	1	14	1	2		
DUI	<b>51</b>	<b>67</b>	<b>54</b>	<b>70</b>	<b>93</b>	<b>119</b>	<b>113</b>	<b>122%</b>	<b>+ 62 Arrests</b>
Liquor Law Violations	144	117	123	38	58	94	47	<b>(-67%)</b>	<b>-97 Arrest</b>
Disorderly Conduct	<b>15</b>	<b>9</b>	<b>19</b>	<b>17</b>	<b>29</b>	<b>56</b>	<b>50</b>	<b>233%</b>	<b>+ 35 Arrests</b>
Vagrancy	0	0	0	0	0	0	0		
All Other Offenses	105	86	117	133	94	81	51	<b>(-51%)</b>	<b>- 54%</b>
Suspicion	0	0	0	0	0	0	0		
Curfew/Loitering	9	15	33	21	35	30	3		
Runaway	9	20	18	27	20	18	6		
<b>TOTAL WILLISTON PD ARRESTS</b>	<b>434</b>	<b>461</b>	<b>556</b>	<b>466</b>	<b>619</b>	<b>622</b>	<b>488</b>	<b>12%</b>	<b>+54 Arrests</b>



**TOTAL ARRESTS BY JURISDICTION AND TYPE 2005-2011 (SELECTED EXISTING POPULOUS JURISDICTIONS)**

**TABLE 138**

<b>BARNES CO</b>	<b>2005</b>	<b>2006</b>	<b>2007</b>	<b>2008</b>	<b>2009</b>	<b>2010</b>	<b>2011</b>	<b>Percent Change from 2005 - 2011</b>
Murder/Non-Neg. Mansl.	0	0	0	0	0	0	0	
Negligent Mansl.	0	0	0	0	0	0	0	
Forcible Rape	0	0	0	0	0	0	0	
Robbery	0	0	0	0	0	0	0	
Aggravated Assault	0	0	0	0	1	0	0	
Burglary	1	1	0	1	1	0	0	
Larceny/Theft	2	1	2	0	0	0	2	
Motor Vehicle Theft	1	0	1	0	0	0	0	
Other Assault	2	3	0	3	0	2	2	
Arson	0	0	0	0	0	0	0	
Forgery/Counterfeiting	0	0	0	0	0	0	0	
Fraud	0	0	0	0	0	0	0	
Embezzlement	0	0	0	0	0	0	0	
Stolen Property Offenses	0	0	0	0	1	0	0	
Vandalism	1	2	1	0	0	0	0	
Weapons Offenses	3	0	1	0	0	0	0	
Prostitution	0	0	0	0	0	0	0	
Other Sex Offenses	0	0	0	0	0	0	0	
Drug Abuse Violations	5	1	2	2	1	0	0	
Gambling Violations	0	0	0	0	0	0	0	
Off. Against Family and Children	0	0	0	0	0	0	0	
DUI	11	17	5	9	10	6	3	-8 Arrests
Liquor Law Violations	19	16	6	15	7	3	8	-11 Arrests
Disorderly Conduct	0	1	1	0	0	0	2	
Vagrancy	0	0	0	0	0	0	0	
All Other Offenses	7	2	4	8	0	0	4	-3 Arrests
Suspicion	0	0	0	0	0	0	0	
Curfew/Loitering	0	0	0	0	0	0	0	
Runaway	0	0	1	0	0	0	0	
<b>TOTAL BARNES COUNTY ARRESTS</b>	<b>52</b>	<b>44</b>	<b>24</b>	<b>38</b>	<b>21</b>	<b>11</b>	<b>21</b>	<b>-31 Arrests</b>

**TABLE 139**

<b>VALLEY CITY PD</b>	<b>2005</b>	<b>2006</b>	<b>2007</b>	<b>2008</b>	<b>2009</b>	<b>2010</b>	<b>2011</b>	<b>Percent Change from 2005 - 2011</b>
Murder/Non-Neg. Mansl.	0	1	2	0	0	0	0	
Negligent Mansl.	0	0	0	0	0	0	0	
Forcible Rape	1	0	0	1	0	0	0	
Robbery	0	0	0	0	0	0	0	
Aggravated Assault	1	2	5	0	2	1	0	
Burglary	0	1	3	1	5	0	2	
Larceny/Theft	9	20	28	4	4	9	8	
Motor Vehicle Theft	2	0	3	2	0	1	0	
Other Assault	11	15	19	19	17	14	19	54% +8 Arrests
Arson	1	0	0	0	0	0	0	
Forgery/Counterfeiting	1	0	0	0	0	0	0	
Fraud	0	0	1	0	0	0	0	
Embezzlement	0	0	0	0	0	0	0	
Stolen Property Offenses	3	3	2	1	0	7	0	
Vandalism	6	7	5	5	0	2	7	
Weapons Offenses	0	1	0	1	0	3	0	
Prostitution	0	0	0	0	0	0	0	
Other Sex Offenses	0	0	0	1	0	1	0	
Drug Abuse Violations	22	20	21	23	17	14	12	(-45%) - 10 Arrests
Gambling Violations	0	0	0	0	0	0	0	
Off. Against Family and Children	0	0	0	0	0	0	0	
DUI	75	74	74	71	70	61	41	(-45%) - 34 Arrests
Liquor Law Violations	70	98	44	40	30	16	32	(-54%) - 38 Arrests
Disorderly Conduct	8	9	3	1	7	7	8	
Vagrancy	0	0	0	0	0	0	0	
All Other Offenses	28	22	30	25	9	12	6	-22 Arrests
Suspicion	0	0	0	0	0	0	0	
Curfew/Loitering	3	1	0	1	0	0	0	
Runaway	2	2	2	2	0	1	2	
<b>TOTAL VALLEY CITY PD ARRESTS</b>	<b>243</b>	<b>276</b>	<b>242</b>	<b>198</b>	<b>161</b>	<b>149</b>	<b>137</b>	<b>(-44%) - 106 Arrests</b>

TABLE 140

BURLEIGH CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011	
Murder/Non-Neg. Mansl.	0	0	0	0	0	0	0		
Negligent Mansl.	0	0	0	0	1	0	0		
Forcible Rape	0	1	0	0	0	2	1		
Robbery	0	0	0	0	0	0	0		
Aggravated Assault	4	7	0	3	5	8	5		
Burglary	6	3	0	3	4	4	2		
Larceny/Theft	2	16	6	11	24	3	3		
Motor Vehicle Theft	3	5	2	2	6	4	2		
Other Assault	33	30	21	25	49	38	40	+ 7 Arrests	
Arson	0	0	0	0	0	0	0		
Forgery/Counterfeiting	0	3	0	0	0	0	1		
Fraud	104	181	197	140	149	99	42	(-60%)	- 62 Arrests
Embezzlement	0	0	0	0	0	0	0		
Stolen Property Offenses	1	1	0	1	0	0	3		
Vandalism	5	15	2	9	12	8	0		
Weapons Offenses	10	7	4	2	4	2	5		
Prostitution	0	0	0	0	0	0	0		
Other Sex Offenses	1	1	0	2	6	3	2		
Drug Abuse Violations	94	76	45	75	34	42	69	(-27%)	-25 Arrests
Gambling Violations	0	0	0	0	0	0	0		
Off. Against Family and Children	10	2	3	0	4	3	1		
DUI	180	164	135	123	96	142	206	14%	+26 Arrests
Liquor Law Violations	122	176	209	237	177	230	284	133%	+ 162 Arrests
Disorderly Conduct	7	18	10	19	7	24	11		
Vagrancy	0	0	0	0	0	0	0		
All Other Offenses	62	116	57	109	142	203	142	129%	+ 80 Arrests
Suspicion	0	0	0	0	0	0	0		
Curfew/Loitering	0	0	0	0	0	0	0		
Runaway	0	9	6	7	20	18	8	+8 Runaways	
TOTAL BURLEIGH CO ARRESTS	644	831	697	768	740	833	827	28%	+ 183 Arrests

TABLE 141

BISMARCK PD	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011	
Murder/Non-Neg. Mansl.	1	1	1	3	2	1	1		
Negligent Mansl.	0	0	0	0	0	0	0		
Forcible Rape	3	6	8	2	1	6	5		
Robbery	4	5	9	4	2	9	3		
Aggravated Assault	26	35	32	56	60	75	60	+34 Arrests	
Burglary	24	35	22	19	20	26	18		
Larceny/Theft	368	349	383	519	506	539	602	64%	+234 Arrests
Motor Vehicle Theft	23	26	20	21	16	20	19		
Other Assault	282	365	294	301	288	295	242	-40 Arrests	
Arson	2	8	2	0	2	0	0		
Forgery/Counterfeiting	12	39	23	9	11	11	10		
Fraud	28	53	46	56	43	67	60	+32 Arrests	
Embezzlement	11	19	21	21	11	19	14		
Stolen Property Offenses	31	33	23	35	24	36	20	-11 Arrests	
Vandalism	110	164	103	70	83	85	52	-58 Arrests	
Weapons Offenses	39	28	14	11	18	16	17	-22 Arrests	
Prostitution	0	0	0	0	0	0	0		
Other Sex Offenses	20	17	14	20	11	20	13	-7 Arrests	
Drug Abuse Violations	246	271	287	245	194	275	380	+34 Arrests	
Gambling Violations	0	0	0	0	0	0	0		
Off. Against Family and Children	5	5	14	18	15	11	15	+10 Arrests	
DUI	485	543	514	411	473	438	539	+54 Arrests	
Liquor Law Violations	644	661	657	579	543	602	368		
Disorderly Conduct	314	391	332	319	319	423	361	+47 Arrests	
Vagrancy	0	0	0	0	0	0	0		
All Other Offenses	548	622	704	631	549	705	629	+81 Arrests	
Suspicion	0	0	0	0	0	0	0		
Curfew/Loitering	107	66	71	60	94	89	98		
Runaway	86	128	122	103	109	137	144	+ 58 Arrests	
TOTAL BISMARCK PD ARRESTS	3419	3870	3716	3513	3394	3905	3670	7%	+ 251 Arrests



TABLE 142

CASS CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder/Non-Neg. Mansl.	0	0	0	0	0	0	0	
Negligent Mansl.	0	0	0	0	0	0	0	
Forcible Rape	0	1	0	0	0	0	0	
Robbery	0	0	0	0	0	0	0	
Aggravated Assault	0	1	1	0	2	2	0	
Burglary	1	2	2	0	2	2	0	
Larceny/Theft	8	3	0	2	0	2	0	
Motor Vehicle Theft	4	5	2	1	3	0	0	
Other Assault	20	19	23	27	16	16	24	+4 Arrests
Arson	0	0	0	2	0	0	0	
Forgery/Counterfeiting	0	0	0	0	0	0	0	
Fraud	0	0	0	0	1	0	0	
Embezzlement	0	0	0	0	0	0	0	
Stolen Property Offenses	0	1	0	2	1	2	0	
Vandalism	6	1	1	3	0	2	2	
Weapons Offenses	0	0	0	1	0	3	3	
Prostitution	0	0	0	0	0	0	0	
Other Sex Offenses	0	0	1	0	0	2	0	
Drug Abuse Violations	25	24	29	23	22	34	23	
Gambling Violations	0	0	0	0	0	0	0	
Off. Against Family and Children	29	25	14	12	6	1	0	-29 Arrests
DUI	92	78	82	73	84	61	72	-20 Arrests
Liquor Law Violations	88	81	83	73	105	90	96	+ 8 Arrests
Disorderly Conduct	6	1	3	7	8	3	4	
Vagrancy	0	0	0	0	0	0	0	
All Other Offenses	31	27	22	26	30	22	28	
Suspicion	0	0	0	0	0	0	0	
Curfew/Loitering	2	0	0	0	1	0	0	
Runaway	2	4	1	3	2	2	0	
TOTAL CASS CO ARRESTS	314	273	264	255	283	244	252	(-20%) -62 Arrests

TABLE 143

FARGO PD	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder/Non-Neg. Mansl.	1	1	3	0	2	0	0	
Negligent Mansl.	1	0	0	0	1	0	0	
Forcible Rape	11	12	13	11	7	15	9	
Robbery	10	6	7	11	12	12	3	
Aggravated Assault	40	55	50	75	87	99	95	138% + 45 Arrests
Burglary	54	70	60	35	69	98	39	
Larceny/Theft	448	405	601	839	820	882	803	79% + 355 Arrests
Motor Vehicle Theft	38	34	28	25	38	20	9	
Other Assault	465	424	407	462	424	402	407	(-12%) -58 Arrests
Arson	2	2	9	5	1	3	4	
Forgery/Counterfeiting	61	40	30	19	19	19	22	(-64%) -39 Arrests
Fraud	74	116	94	57	27	35	32	(-57%) -42 Arrests
Embezzlement	0	0	0	0	0	0	2	
Stolen Property Offenses	44	38	30	40	34	47	37	
Vandalism	77	78	209	125	75	78	54	(-30%) -23 Arrests
Weapons Offenses	32	17	21	37	23	30	20	(-38%) -12 Arrests
Prostitution	1	2	6	2	3	4	6	
Other Sex Offenses	6	8	5	13	7	13	8	
Drug Abuse Violations	337	350	285	290	306	382	342	
Gambling Violations	3	0	2	1	0	0	0	
Off. Against Family and Children	78	73	75	50	57	4	6	
DUI	865	1027	943	813	757	824	969	12% + 104 Arrests
Liquor Law Violations	980	1067	1037	1188	1055	1331	434	(-56%) -546 Arrests
Disorderly Conduct	241	275	221	329	389	500	99	(-59%) -142 Arrests
Vagrancy	0	0	0	0	0	0	0	
All Other Offenses	998	831	815	786	846	856	793	(-21%) -205 Arrests
Suspicion	0	0	0	0	0	0	0	
Curfew/Loitering	5	0	0	1	44	43	15	+ 10 Arrests
Runaway	135	162	162	91	80	111	95	(-30%) -40 Arrests
TOTAL FARGO PD ARRESTS	5007	5093	5113	5305	5183	5808	4313	(-14%) -694 Arrests

TABLE 144

WEST FARGO PD	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder/Non-Neg. Mansl.	0	0	0	0	0	0	0	
Negligent Mansl.	0	0	0	0	0	0	0	
Forcible Rape	0	1	0	2	1	2	1	
Robbery	0	0	3	0	1	1	0	
Aggravated Assault	11	5	6	14	21	14	15	
Burglary	10	5	9	16	17	10	5	
Larceny/Theft	34	24	28	43	38	59	36	
Motor Vehicle Theft	4	8	6	8	6	9	4	
Other Assault	109	97	132	147	157	143	96	
Arson	0	1	0	0	3	2	0	
Forgery/Counterfeiting	0	1	1	0	0	5	0	
Fraud	5	3	1	4	7	3	1	
Embezzlement	0	0	0	1	1	0	0	
Stolen Property Offenses	1	2	10	9	9	4	4	
Vandalism	12	16	20	17	19	16	17	
Weapons Offenses	9	4	8	7	6	4	4	
Prostitution	0	0	0	0	0	0	0	
Other Sex Offenses	0	2	2	4	1	5	0	
Drug Abuse Violations	106	81	67	80	99	10	88	-18 Arrests
Gambling Violations	0	0	0	0	0	0	0	
Off. Against Family and Children	3	5	0	5	2	15	5	
DUI	187	175	134	165	147	110	62	-125 Arrests
Liquor Law Violations	138	144	132	134	125	102	79	-59 Arrests
Disorderly Conduct	22	41	23	31	34	26	29	
Vagrancy	0	0	0	0	0	0	0	
All Other Offenses	122	116	99	85	111	115	123	
Suspicion	0	0	0	0	0	0	0	
Curfew/Loitering	41	27	26	7	22	18	13	
Runaway	34	32	34	28	27	25	14	
TOTAL WEST FARGO PD ARRESTS	848	790	741	807	854	791	596	(-30%) - 252 Arrests

TABLE 145

GRAND FORKS CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder/Non-Neg. Mansl.	0	1	0	0	0	1	0	
Negligent Mansl.	0	0	0	0	0	0	0	
Forcible Rape	0	0	0	0	0	0	0	
Robbery	0	0	0	0	0	0	0	
Aggravated Assault	8	2	2	5	5	0	9	
Burglary	3	2	8	3	6	0	0	
Larceny/Theft	9	12	3	1	5	3	11	
Motor Vehicle Theft	4	1	7	4	4	0	2	
Other Assault	29	18	19	16	25	21	28	
Arson	0	0	0	0	0	0	0	
Forgery/Counterfeiting	1	1	1	0	0	0	1	
Fraud	122	83	30	25	43	21	34	(-72%) -88 Arrests
Embezzlement	0	0	0	0	0	0	0	
Stolen Property Offenses	1	1	1	1	2	0	0	
Vandalism	5	6	6	7	1	2	6	
Weapons Offenses	1	1	3	3	1	1	2	
Prostitution	0	0	0	0	0	0	0	
Other Sex Offenses	2	2	0	0	1	0	1	
Drug Abuse Violations	21	15	12	13	15	19	32	52% +11 Arrests
Gambling Violations	0	0	0	0	0	0	0	
Off. Against Family and Children	21	7	6	3	3	3	3	
DUI	55	73	70	72	98	62	81	47% +26 Arrests
Liquor Law Violations	26	46	48	22	72	60	60	131% +34 Arrests
Disorderly Conduct	5	2	7	9	6	11	6	
Vagrancy	0	0	0	0	0	0	0	
All Other Offenses	1461	1204	912	831	925	499	781	(-47%) -680 Arrests
Suspicion	0	0	0	0	0	0	0	
Curfew/Loitering	0	0	0	0	0	0	0	
Runaway	17	9	13	6	7	5	6	
TOTAL GRAND FORKS ARRESTS	1791	1486	1148	1021	1219	708	1063	(-41%) -728 Arrests



**TABLE 146**

GRAND FORKS PD	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder/Non-Neg. Mansl.	1	0	1	0	0	0	0	
Negligent Mansl.	0	0	0	0	0	0	0	
Forcible Rape	0	4	2	1	4	8	1	
Robbery	0	6	0	2	9	3	2	
Aggravated Assault	28	21	27	45	38	35	52	+24 Arrests
Burglary	17	25	23	21	45	17	22	
Larceny/Theft	284	245	266	356	359	264	244	-40 Arrests
Motor Vehicle Theft	18	26	15	13	11	15	14	
Other Assault	195	190	201	174	207	197	197	
Arson	3	1	0	7	1	1	1	
Forgery/Counterfeiting	17	14	10	5	15	7	6	
Fraud	29	20	17	21	28	24	20	
Embezzlement	0	0	1	2	12	13	15	
Stolen Property Offenses	22	9	7	9	15	14	13	
Vandalism	65	67	64	34	43	57	48	-17 Arrests
Weapons Offenses	19	15	11	9	10	6	2	
Prostitution	0	0	0	0	0	0	0	
Other Sex Offenses	9	6	5	7	3	6	5	
Drug Abuse Violations	132	146	129	107	84	90	97	-35 Arrests
Gambling Violations	0	0	0	0	0	0	0	
Off. Against Family and Children	9	11	14	15	23	21	29	+20 Arrests
DUI	327	354	282	234	239	285	252	-75 Arrests
Liquor Law Violations	414	473	363	339	396	526	397	
Disorderly Conduct	261	264	257	210	264	287	207	-54 Arrests
Vagrancy	0	0	0	0	0	0	0	
All Other Offenses	372	372	279	277	250	226	269	-103 Arrests
Suspicion	0	0	0	0	0	0	0	
Curfew/Loitering	32	19	32	8	13	12	0	
Runaway	118	114	101	131	72	117	73	-45 Arrests
TOTAL GRAND FORKS PD ARRESTS	2372	2402	2107	2027	2141	2231	1966	(-17%) -406 Arrests

**TABLE 147**

RAMSEY CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder/Non-Neg. Mansl.	0	0	0	0	0	0	0	
Negligent Mansl.	0	0	0	0	1	0	0	
Forcible Rape	2	2	1	0	0	0	0	
Robbery	0	1	0	0	2	0	0	
Aggravated Assault	1	0	1	2	3	0	0	
Burglary	1	2	0	7	2	0	0	
Larceny/Theft	0	2	9	4	2	1	1	
Motor Vehicle Theft	3	3	5	10	1	0	1	
Other Assault	0	1	3	1	1	4	0	
Arson	0	0	0	1	1	0	0	
Forgery/Counterfeiting	0	3	1	0	2	0	0	
Fraud	0	2	2	1	4	0	0	
Embezzlement	0	0	0	0	0	0	0	
Stolen Property Offenses	0	3	3	3	2	0	0	
Vandalism	2	3	0	0	1	1	0	
Weapons Offenses	0	2	0	2	0	0	0	
Prostitution	0	0	0	1	1	0	0	
Other Sex Offenses	4	1	2	1	3	0	0	
Drug Abuse Violations	8	14	11	12	22	6	1	-7 Arrests
Gambling Violations	0	0	0	0	0	0	0	
Off. Against Family and Children	3	3	3	4	4	2	0	
DUI	17	48	54	38	45	23	14	
Liquor Law Violations	32	39	56	14	33	1	3	-29 Arrests
Disorderly Conduct	2	7	3	7	1	4	1	
Vagrancy	0	0	0	0	0	0	0	
All Other Offenses	44	44	0	32	66	8	6	-38 Arrests
Suspicion	0	0	25	0	0	0	0	
Curfew/Loitering	1	2	0	5	0	0	0	
Runaway	1	0	0	2	1	0	0	
TOTAL RAMSEY CO ARRESTS	121	182	179	147	198	50	27	(-77%) -94 Arrests

TABLE 148

DEVILS LAKE PD	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder/Non-Neg. Mansl.	0	0	1	1	0	0	0	
Negligent Mansl.	0	0	0	0	0	0	0	
Forcible Rape	0	0	0	1	0	0	1	
Robbery	5	0	1	0	0	0	0	-5 Arrests
Aggravated Assault	19	17	7	2	9	7	14	
Burglary	15	8	9	9	6	1	5	-10 Arrests
Larceny/Theft	67	80	102	94	83	77	86	+19 Arrests
Motor Vehicle Theft	6	7	4	6	6	7	1	
Other Assault	71	34	52	38	39	51	61	(-14%)
Arson	0	1	1	2	1	0	0	
Forgery/Counterfeiting	11	19	5	7	9	4	2	-9 Arrests
Fraud	1	4	5	3	1	2	1	
Embezzlement	0	0	0	0	0	0	6	
Stolen Property Offenses	16	10	12	5	12	7	9	-7 Arrests
Vandalism	28	17	22	34	27	17	17	-9 Arrests
Weapons Offenses	5	1	6	4	2	1	5	
Prostitution	0	0	0	0	0	0	0	
Other Sex Offenses	4	6	3	1	7	2	1	
Drug Abuse Violations	123	128	81	75	94	106	98	-25 Arrests
Gambling Violations	0	0	0	0	0	0	0	
Off. Against Family and Children	1	4	1	5	6	17	25	
DUI	123	147	147	110	126	148	198	+75 Arrests
Liquor Law Violations	238	272	251	148	202	204	226	
Disorderly Conduct	135	128	92	120	113	150	114	
Vagrancy	0	0	0	0	0	0	0	
All Other Offenses	302	326	261	232	233	206	166	-136 Arrests
Suspicion	0	0	0	0	0	0	0	
Curfew/Loitering	26	29	24	27	17	12	14	
Runaway	1	0	1	0	0	2	4	
TOTAL DEVILS LAKE PD ARRESTS	1197	1238	1088	924	993	1021	1054	(-12%) -143 Arrests

TABLE 149

STUTSMAN CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder/Non-Neg. Mansl.	0	0	0	0	0	0	2	+2 Murders
Negligent Mansl.	0	0	0	0	0	0	0	
Forcible Rape	1	1	0	1	0	0	2	
Robbery	0	0	0	0	0	0	0	
Aggravated Assault	2	1	0	0	2	1	1	
Burglary	5	1	0	8	4	2	4	
Larceny/Theft	8	8	4	10	4	4	10	
Motor Vehicle Theft	2	0	0	1	0	0	1	
Other Assault	15	9	8	13	4	9	11	
Arson	2	0	0	0	0	0	0	
Forgery/Counterfeiting	1	0	0	0	1	1	0	
Fraud	0	1	3	0	1	0	0	
Embezzlement	0	0	0	0	0	0	0	
Stolen Property Offenses	0	0	0	0	1	1	0	
Vandalism	5	3	4	1	0	3	8	
Weapons Offenses	0	1	0	3	0	0	0	
Prostitution	0	0	0	0	0	0	0	
Other Sex Offenses	0	0	0	2	1	0	1	
Drug Abuse Violations	1	1	4	4	0	2	2	
Gambling Violations	0	0	0	0	0	0	0	
Off. Against Family and Children	0	0	0	0	0	0	0	
DUI	19	17	1	35	17	18	18	
Liquor Law Violations	27	30	55	44	25	28	28	
Disorderly Conduct	6	9	5	9	4	2	2	
Vagrancy	0	0	0	0	0	0	0	
All Other Offenses	25	10	24	22	14	21	16	
Suspicion	0	0	0	0	0	0	0	
Curfew/Loitering	0	0	0	0	0	0	0	
Runaway	3	8	1	7	3	1	0	
TOTAL STUTSMAN CO ARRESTS	122	100	126	160	81	93	106	(-13%) 16 Arrests



TABLE 150

JAMESTOWN PD	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder/Non-Neg. Mansl.	0	0	0	0	0	0	0	
Negligent Mansl.	0	0	0	0	0	0	0	
Forcible Rape	3	1	2	4	1	2	2	
Robbery	2	0	0	1	0	0	0	
Aggravated Assault	16	11	8	16	3	10	11	-5 Arrests
Burglary	13	13	4	2	7	7	5	-8 Arrests
Larceny/Theft	71	60	78	54	75	65	103	+ 32 Arrests
Motor Vehicle Theft	5	2	4	5	7	7	3	
Other Assault	121	113	135	80	96	74	105	-16 Arrests
Arson	3	2	1	1	1	2	0	
Forgery/Counterfeiting	11	3	2	7	5	2	1	
Fraud	0	3	1	1	1	1	2	
Embezzlement	0	0	0	1	1	0	0	
Stolen Property Offenses	4	1	3	2	0	1	3	
Vandalism	35	31	39	30	18	16	23	-12 Arrests
Weapons Offenses	7	9	1	2	6	5	9	
Prostitution	0	0	0	0	0	0	0	
Other Sex Offenses	2	3	2	1	4	3	2	
Drug Abuse Violations	27	23	34	42	36	53	32	+ 5 Arrests
Gambling Violations	0	0	1	0	0	0	0	
Off. Against Family and Children	0	5	2	0	1	0	0	
DUI	108	103	83	123	98	125	119	+ 11 Arrests
Liquor Law Violations	221	255	211	183	123	195	235	+14 Arrests
Disorderly Conduct	131	104	80	113	129	115	102	-29 Arrests
Vagrancy	0	0	0	0	0	0	0	
All Other Offenses	391	392	398	366	368	329	311	-80 Arrests
Suspicion	0	0	0	0	0	0	0	
Curfew/Loitering	8	17	15	17	20	27	15	+ 7 Arrests
Runaway	29	10	20	27	12	16	13	-16 Arrests
TOTAL JAMESTOWN PD ARRESTS	1208	1161	1124	1078	1012	1055	1096	(-9%) -112 Arrests

## **APPENDIX 4: UCR INDEX OFFENSES BY JURISDICTION**

### **NORTH DAKOTA AND MONTANA UCR INDEX OFFENSE DATA BROKEN DOWN BY JURISDICTION**

**Areas of high increase in percentage and or number of arrests are highlighted in RED.**

**TABLES 151 - 210**



# UCR INDEX OFFENSES BY JURISDICTION AND TYPE (GROWTH JURISDICTIONS) 2005-2011

**TABLE 151**

ADAMS CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	0	0	0	0	0	
Rape	0	0	1	2	0	0	0	
Robbery	0	0	1	0	0	0	1	
Assault	0	2	1	2	2	1	0	
Burglary	5	0	4	4	5	5	11	+ 6 Offenses
Theft	12	10	5	5	2	5	7	-5 Offenses
Motor Vehicle Theft	1	1	1	0	1	1	1	
ADAMS/ TOTAL OFFENSES	18	13	13	13	10	12	20	+2 Offenses

**TABLE 152**

BILLINGS CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	N/A	N/A	N/A	N/A	0	0	0	
Rape	N/A	N/A	N/A	N/A	0	0	0	
Robbery	N/A	N/A	N/A	N/A	0	0	0	
Assault	N/A	N/A	N/A	N/A	0	0	0	
Burglary	N/A	N/A	N/A	N/A	0	1	2	
Theft	N/A	N/A	N/A	N/A	1	2	2	
Motor Vehicle Theft	N/A	N/A	N/A	N/A	0	0	0	
BILLINGS/ TOTAL OFFENSES	N/A	N/A	N/A	N/A	1	3	4	+ 4 Offenses

**TABLE 153**

BOTTINEAU CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	0	0	0	0	0	
Rape	0	2	0	0	0	0	0	
Robbery	0	0	0	0	0	0	0	
Assault	0	0	1	0	0	0	0	
Burglary	16	29	13	9	11	7	6	-10 offenses
Theft	48	47	22	11	35	14	16	-32 Offenses
Motor Vehicle Theft	4	5	6	1	4	4	1	
BOTTINEAU/ TOTAL OFFENSES	68	83	42	21	50	25	23	-45 Offenses

**TABLE 154**

BOWMAN CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	0	0	0	0	0	
Rape	0	0	0	0	0	0	0	
Robbery	0	0	0	0	0	0	0	
Assault	0	0	0	0	0	0	0	
Burglary	0	0	0	0	0	0	0	
Theft	4	1	0	0	1	0	0	-4 Offenses
Motor Vehicle Theft	0	0	0	0	1	1	0	
BOWMAN/ TOTAL OFFENSES	4	1	0	1	2	1	0	-4 Offenses

**TABLE 155**

BURKE CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	1	0	0	0	0	
Rape	0	0	0	0	0	1	0	
Robbery	0	0	0	0	0	0	0	
Assault	0	0	2	0	0	2	3	+3 Offenses
Burglary	8	13	6	10	4	4	3	-5 Offenses
Theft	18	17	10	10	16	16	13	-5 Offenses
Motor Vehicle Theft	1	2	0	1	1	3	1	
BURKE/ TOTAL OFFENSES	27	32	19	21	21	26	20	-7 Offenses

TABLE 156

GOLDEN VALLEY CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	N/A	N/A	N/A	N/A	N/A	0	0	
Rape	N/A	N/A	N/A	N/A	N/A	0	0	
Robbery	N/A	N/A	N/A	N/A	N/A	0	1	
Assault	N/A	N/A	N/A	N/A	N/A	0	1	
Burglary	N/A	N/A	N/A	N/A	N/A	2	15	+ 15 Offenses
Theft	N/A	N/A	N/A	N/A	N/A	9	7	+7 Offenses
Motor Vehicle Theft	N/A	N/A	N/A	N/A	N/A	0	1	
GOLDEN V./ TOTAL OFFENSES	N/A	N/A	N/A	N/A	N/A	11	25	+ 25 Offenses

TABLE 157

GRANT CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	0	0	0	0	0	
Rape	0	0	0	0	0	1	0	
Robbery	0	0	0	0	0	0	0	
Assault	0	0	0	0	0	0	0	
Burglary	0	0	0	1	1	3	3	+3 Offenses
Theft	5	5	1	2	4	5	2	-3 Offenses
Motor Vehicle Theft	0	0	0	0	2	2	1	
BILLINGS/ TOTAL OFFENSES	5	5	1	3	7	11	6	+ 1 Offense

TABLE 158

HETTINGER CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	0	0	0	0	0	
Rape	0	0	2	0	0	0	0	
Robbery	0	0	0	0	0	0	0	
Assault	0	1	0	0	0	0	2	+2 Offenses
Burglary	0	2	1	1	0	2	6	+6 Offenses
Theft	2	4	12	6	4	5	5	+3 Offenses
Motor Vehicle Theft	0	2	0	2	1	1	1	
HETTINGER / TOTAL OFFENSES	2	9	15	9	5	8	14	+13 Offenses

TABLE 159

MCHENRY CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	0	0	1	0	0	
Rape	0	0	0	0	1	0	0	
Robbery	0	0	0	0	0	0	0	
Assault	5	1	2	0	0	0	5	
Burglary	19	16	11	5	3	2	8	-11 Offenses
Theft	23	23	18	16	10	9	21	
Motor Vehicle Theft	5	4	1	3	1	1	5	
MCHENRY/ TOTAL OFFENSES	52	44	32	24	16	12	39	-23 Offenses

TABLE 160

MCKENZIE CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	0	0	0	0	0	
Rape	1	0	0	0	0	0	2	+1 Offense
Robbery	0	0	0	0	0	0	0	
Assault	2	2	0	0	0	0	6	+4 Offenses
Burglary	13	7	6	4	3	0	1	-12 Offenses
Theft	27	32	25	24	25	1	55	+ 28 Offenses
Motor Vehicle Theft	3	6	3	3	2	0	11	+8 Offenses
MCKENZIE/ TOTAL OFFENSES	46	47	34	31	30	1	75	63% + 29 Offenses

**TABLE 161**

WATFORD CITY PD	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	0	0	0	0	0	
Rape	0	0	0	0	0	0	1	+1 Offense
Robbery	0	0	0	0	0	0	0	
Assault	2	1	1	1	0	2	6	+4 Offenses
Burglary	3	1	1	0	1	6	7	+4 Offenses
Theft	7	5	8	5	1	27	43	+ 36 Offenses
Motor Vehicle Theft	0	3	1	0	0	7	6	+ 6 Offenses
WATFORD CITY/ TOTAL OFFENSES	12	10	11	6	2	42	63	425% + 51 Offenses

**TABLE 162**

MCLEAN CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	0	0	0	0	0	
Rape	1	0	0	4	3	3	0	
Robbery	0	0	0	0	0	0	0	
Assault	1	0	2	10	3	3	4	+3 Offenses
Burglary	1	13	21	39	21	43	21	+18 Offenses
Theft	44	58	91	82	53	66	55	+11 Offenses
Motor Vehicle Theft	4	9	10	6	11	1	6	+2 Offenses
MCKENZIE/ TOTAL OFFENSES	53	80	124	141	91	116	86	63% +33 Offenses

**TABLE 163**

MERCER CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	0	0	0	0	0	
Rape	0	3	0	0	0	3	0	
Robbery	0	0	0	0	0	0	0	
Assault	2	0	1	2	0	0	5	+ 3 Offenses
Burglary	7	6	0	7	8	12	11	+ 3 Offenses
Theft	14	8	8	7	30	14	6	-8 Offenses
Motor Vehicle Theft	1	2	1	4	2	7	4	+ 3 Offenses
MERCER/ TOTAL OFFENSES	24	19	10	20	40	36	26	+ 2 Offenses

**TABLE 164**

BEULAH PD	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	0	0	0	0	0	
Rape	1	1	0	3	4	0	1	
Robbery	0	0	0	0	0	0	0	
Assault	3	1	3	4	2	2	1	
Burglary	7	4	10	4	6	6	14	+ 7 Offenses
Theft	25	18	29	30	37	39	51	+ 26 Offenses
Motor Vehicle Theft	4	3	3	3	1	1	1	
BEULAH/ TOTAL OFFENSES	40	27	45	44	50	48	68	70% + 28 Offenses

**TABLE 165**

MORTON CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	0	0	0	0	1	+1 Offense
Rape	8	3	6	6	4	1	4	-4 Offenses
Robbery	0	0	0	0	0	0	1	+1 Offense
Assault	9	4	4	5	2	0	8	-1 Offense
Burglary	13	17	20	14	14	9	50	+ 37 Offenses
Theft	79	45	43	59	67	31	67	-12 Offenses
Motor Vehicle Theft	9	7	6	5	3	8	5	-4 Offenses
MORTON/ TOTAL OFFENSES	118	76	79	89	80	49	136	15% + 18 Offenses



TABLE 166

MANDAN PD	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	1	0	0	0	0	0	
Rape	3	8	7	16	16	11	6	
Robbery	3	1	2	4	1	2	0	
Assault	25	24	25	15	28	27	38	+13 Offenses
Burglary	26	90	46	43	47	26	66	+40 Offenses
Theft	343	309	351	316	288	242	394	+51 Offenses
Motor Vehicle Theft	35	22	39	29	33	18	34	
MANDAN/ TOTAL OFFENSES	435	455	470	423	413	326	538	24% +103 Offenses

TABLE 167

MOUNTRAIL CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	0	0	0	0	0	
Rape	0	0	0	0	0	0	0	
Robbery	0	0	0	0	0	0	0	
Assault	1	0	0	3	3	0	6	+5 Offenses
Burglary	18	8	8	10	18	10	28	
Theft	26	26	17	41	36	61	57	119% +31 Offenses
Motor Vehicle Theft	9	8	1	5	8	5	20	
MOUNTRAIL/ TOTAL OFFENSES	54	42	26	59	65	76	111	106% +57 Offenses

TABLE 168

RENVILLE CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	0	0	0	0	0	
Rape	1	0	0	0	0	0	0	-1 Offense
Robbery	0	0	0	0	1	0	0	
Assault	0	0	0	0	0	0	0	
Burglary	4	1	8	1	1	5	9	+ 5 Offenses
Theft	7	11	17	5	12	11	16	+ 9 Offenses
Motor Vehicle Theft	1	1	1	0	0	2	0	
RENVILLE/ TOTAL OFFENSES	13	13	26	6	14	18	25	93% +12 Offenses

TABLE 169

STARK CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	0	0	0	0	0	
Rape	0	0	1	1	0	0	0	
Robbery	0	0	0	0	1	0	0	
Assault	3	2	3	5	0	4	4	
Burglary	4	3	2	1	1	4	5	
Theft	47	32	21	53	12	21	28	-19 Offenses
Motor Vehicle Theft	5	5	2	20	0	5	2	
STARK/ TOTAL OFFENSES	59	42	29	80	41	34	39	(-34%) -20 Offenses

TABLE 170

BELFIELD PD	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	N/A	N/A	N/A	N/A	N/A	0	0	
Rape	N/A	N/A	N/A	N/A	N/A	0	0	
Robbery	N/A	N/A	N/A	N/A	N/A	0	0	
Assault	N/A	N/A	N/A	N/A	N/A	1	0	
Burglary	N/A	N/A	N/A	N/A	N/A	2	3	
Theft	N/A	N/A	N/A	N/A	N/A	2	17	+17 Offenses
Motor Vehicle Theft	N/A	N/A	N/A	N/A	N/A	1	2	
BELFIELD/ TOTAL OFFENSES	N/A	N/A	N/A	N/A	N/A	6	23	+23 Offenses



**TABLE 171**

DICKINSON PD	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	0	0	2	1	0	
Rape	2	1	0	0	0	0	0	
Robbery	3	2	0	1	2	5	1	
Assault	6	4	7	29	28	37	50	733% +44 Offenses
Burglary	118	97	79	39	34	63	53	
Theft	406	436	349	251	252	335	364	-42 Offenses
Motor Vehicle Theft	21	38	34	31	15	21	25	
DICKINSON/ TOTAL OFFENSES	556	578	469	351	333	462	493	(-11%) -63 Offenses

**TABLE 172**

WARD CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	1	0	0	0	0	1	0	
Rape	0	2	3	5	6	12	5	+5 Offenses
Robbery	1	1	0	0	2	0	0	
Assault	5	10	17	13	10	15	27	+22 Offenses
Burglary	38	49	29	39	28	31	49	
Theft	105	106	57	61	100	122	104	
Motor Vehicle Theft	18	13	11	11	20	20	16	
WARD/ TOTAL OFFENSES	168	181	117	129	166	191	201	+33 Offenses

**TABLE 173**

BURLINGTON PD	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	N/A	N/A	0	0	0	0	0	
Rape	N/A	N/A	0	0	0	0	0	
Robbery	N/A	N/A	0	0	0	0	0	
Assault	N/A	N/A	0	0	0	0	0	
Burglary	N/A	N/A	2	3	0	0	1	
Theft	N/A	N/A	8	1	1	3	1	
Motor Vehicle Theft	N/A	N/A	0	0	0	0	1	
BURLINGTON/ TOTAL OFFENSES	N/A	N/A	10	4	1	3	3	+3 Offenses

**TABLE 174**

MINOT PD	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	1	0	3	0	0	1	6	+ 5 Offenses
Rape	30	16	19	20	12	27	7	-23 Offenses
Robbery	4	9	5	3	5	5	5	
Assault	48	33	64	53	90	80	103	115% +55 Offenses
Burglary	108	141	140	128	102	69	118	+10 Offenses
Theft	860	698	655	557	489	602	601	-259 Offenses
Motor Vehicle Theft	78	87	70	47	52	48	67	-11 Offenses
MINOT/ TOTAL OFFENSES	1129	984	956	808	750	832	907	(20%) -222 Offenses

**TABLE 175**

WILLIAMS CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	1	0	0	0	0	0	
Rape	2	1	0	2	2	1	1	
Robbery	0	0	1	0	0	0	0	
Assault	0	2	4	10	8	7	18	+18 Offenses
Burglary	23	13	18	41	19	21	15	-8 Offenses
Theft	43	57	42	52	30	51	111	+68 Offenses
Motor Vehicle Theft	8	16	11	12	10	15	27	+19 Offenses
WILLIAMS/ TOTAL OFFENSES	76	90	76	117	69	95	172	126% + 96 Offenses

TABLE 176

WILLISTON PD	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	0	0	0	1	0	
Rape	3	6	4	14	15	11	16	433% + 13 Offenses
Robbery	1	1	1	2	4	3	2	
Assault	11	7	12	13	17	26	39	254% + 28 Offenses
Burglary	26	25	15	17	37	27	28	
Theft	120	122	160	157	268	245	292	143% +172 Offenses
Motor Vehicle Theft	42	25	27	27	26	31	75	79% + 33 Offenses
WILLISTON / TOTAL OFFENSES	203	186	219	230	367	344	452	123% +249 Offenses

## BEGIN MONTANA AGENCIES

TABLE 177

CUSTER CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	0	0	0	0	0	
Rape	0	0	0	1	0	3	0	
Robbery	0	0	0	0	0	0	0	
Assault	0	0	0	2	1	3	1	
Theft	0	0	1	9	41	32	33	+33 Offenses
Motor Vehicle Theft	0	0	0	3	6	2	2	
Arson	0	0	0	0	0	0	0	
Burglary	0	0	2	0	8	3	6	
Custer / TOTAL OFFENSES	0	0	3	15	56	43	42	+42 Offenses

TABLE 178

MILESCITY PD	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	0	1	0	1	0	
Rape	0	1	0	2	3	2	1	
Robbery	0	0	0	0	1	0	0	
Assault	0	0	0	8	15	17	22	+22 Offenses
Theft	0	1	0	104	268	181	184	+184 Offenses
Motor Vehicle Theft	0	0	0	12	11	8	7	
Arson	0	0	0	1	2	1	1	
Burglary	0	0	0	9	18	12	16	
Miles City PD / TOTAL OFFENSES	0	2	0	137	318	222	231	+231 Offenses

TABLE 179

DANIELS CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	0	0	0	0	0	
Rape	0	0	0	0	0	0	0	
Robbery	0	0	0	0	0	0	0	
Assault	0	0	0	0	2	3	2	
Theft	0	0	0	2	4	0	0	
Motor Vehicle Theft	0	0	0	2	1	0	0	
Arson	0	0	0	0	0	0	0	
Burglary	0	0	0	0	0	0	0	
Daniels / TOTAL OFFENSES	0	0	0	4	7	3	2	+2 Offenses

TABLE 180

DAWSON CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	1	0	0	0	0	0	0	
Rape	0	0	4	4	1	1	2	
Robbery	0	0	0	0	0	0	0	
Assault	5	7	5	4	3	7	8	
Theft	27	58	65	74	55	41	54	+ 27 Offenses
Motor Vehicle Theft	2	4	1	4	0	1	3	
Arson	0	2	1	0	0	0	1	
Burglary	10	13	10	6	2	6	9	
Dawson / TOTAL OFFENSES	45	84	86	92	61	56	77	71% +32 Offenses



**TABLE 181**

GLENDIVE PD	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	0	1	0	0	0	
Rape	0	2	1	0	3	0	2	
Robbery	0	1	0	0	1	2	0	
Assault	10	8	12	5	2	5	11	
Theft	121	140	166	150	144	126	106	-15 Offenses
Motor Vehicle Theft	5	3	2	7	10	7	7	
Arson	1	0	1	0	0	0	1	
Burglary	8	9	2	13	19	26	30	+22 Offenses
Glendive / TOTAL OFFENSES	145	163	184	176	179	166	157	+ 12 Offenses

**TABLE 182**

FALLON CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	0	0	0	0	0	
Rape	0	0	0	0	0	1	0	
Robbery	0	0	0	0	0	0	0	
Assault	0	0	1	0	1	0	0	
Theft	8	6	6	7	7	7	12	+4 Offenses
Motor Vehicle Theft	0	1	1	0	0	0	1	
Arson	0	0	0	0	0	0	0	
Burglary	1	4	0	0	0	1	3	
Fallon / TOTAL OFFENSES	9	11	8	7	8	9	16	+7 Offenses

**TABLE 183**

BAKER PD	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	0	0	0	0	0	
Rape	0	0	0	0	0	0	1	+1 Offense
Robbery	0	0	0	0	0	0	0	
Assault	4	3	2	1	2	2	4	
Theft	8	12	10	9	8	17	18	+10 Offenses
Motor Vehicle Theft	2	2	0	0	0	1	3	
Arson	0	0	0	0	0	0	0	
Burglary	11	4	5	6	3	3	3	
Baker PD / TOTAL OFFENSES	25	21	17	16	13	23	29	+4 Offenses

**TABLE 184**

GARFIELD CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	0	0	0	0	0	
Rape	0	0	0	0	0	0	0	
Robbery	0	0	0	0	0	0	0	
Assault	0	0	0	0	1	0	0	
Theft	0	0	1	0	2	1	0	
Motor Vehicle Theft	0	0	0	0	1	1	0	
Arson	0	0	0	0	0	0	0	
Burglary	0	0	0	0	0	0	0	
Garfield / TOTAL OFFENSES	0	0	1	0	4	2	0	0%

**TABLE 185**

MCCONE CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	0	0	0	0	0	
Rape	0	1	0	0	0	1	0	
Robbery	0	0	0	0	0	0	0	
Assault	0	0	1	1	0	1	1	
Theft	0	8	14	12	16	6	14	+14 Offenses
Motor Vehicle Theft	0	1	0	1	1	0	1	
Arson	0	0	0	0	0	0	0	
Burglary	0	3	1	2	4	4	4	
MCCONE / TOTAL OFFENSES	0	13	16	16	21	12	20	+20 Offenses

TABLE 186

PRAIRIE CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	0	0	0	0	0	
Rape	0	0	0	0	0	0	1	+1 Offense
Robbery	0	0	0	0	0	0	0	
Assault	0	0	0	0	0	1	0	
Theft	0	0	0	2	2	1	4	+4 Offenses
Motor Vehicle Theft	0	0	0	1	0	0	1	
Arson	0	0	0	0	0	0	0	
Burglary	0	0	0	1	1	3	1	
Prairie / TOTAL OFFENSES	0	0	0	4	3	5	7	+7 Offenses

TABLE 187

RICHLAND CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	0	0	0	0	0	
Rape	0	0	0	0	1	0	0	
Robbery	0	0	0	0	0	0	0	
Assault	0	0	0	0	0	0	0	
Theft	0	0	0	2	11	18	30	+30 Offenses
Motor Vehicle Theft	0	0	0	0	1	1	1	
Arson	0	0	0	0	0	0	0	
Burglary	0	0	0	0	2	5	6	
Richland / TOTAL OFFENSES	0	0	0	2	15	24	37	+37 Offenses

TABLE 188

SIDNEY PD	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	0	0	0	0	0	
Rape	0	0	0	0	5	2	2	
Robbery	0	0	0	0	0	0	0	
Assault	0	0	0	0	7	4	10	
Theft	0	0	0	2	81	60	81	+81 Offenses
Motor Vehicle Theft	0	0	0	0	8	9	7	
Arson	0	0	0	0	0	0	1	
Burglary	0	0	0	0	6	7	12	
Sidney PD / TOTAL OFFENSES	0	0	0	2	107	82	113	+113 Offenses

TABLE 189

FAIRVIEW PD	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
Rape	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
Robbery	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
Assault	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
Theft	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
Motor Vehicle Theft	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
Arson	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
Burglary	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
Fairview PD / TOTAL OFFENSES	N/A	N/A	N/A	N/A	N/A	N/A	N/A	



TABLE 190

ROOSEVELT CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	1	1	0	0	0	0	
Rape	0	0	0	0	0	0	2	
Robbery	0	0	0	0	0	0	0	
Assault	2	2	9	13	2	5	21	+19 Offenses
Theft	12	25	18	19	22	24	37	+25 Offenses
Motor Vehicle Theft	1		3	3	6	6	12	+11 Offenses
Arson	0	1	1	0	0	0	2	
Burglary	5	5	11	7	13	12	5	
Roosevelt / TOTAL OFFENSES	20	34	43	42	43	47	79	295% + 59 Offenses

TABLE 191

POPLAR PD	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	0	0	0	0	0	
Rape	0	0	0	0	0	0	0	
Robbery	0	0	0	0	0	0	0	
Assault	0	2	1	0	4	0	0	
Theft	1	6	1	0	3	1	4	
Motor Vehicle Theft	0	0	0	0	0	0	0	
Arson	1	0	0	0	0	0	0	
Burglary	0	0	1	0	1	0	0	
Poplar PD / TOTAL OFFENSES	2	8	3	0	8	1	4	+ 2 Offenses

TABLE 192

WOLF POINT PD	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	0	1	0	0	0	
Rape	0	0	0	2	0	3	2	
Robbery	0	0	0	1	0	1	0	
Assault	0	1	3	11	15	17	9	
Theft	0	2	3	39	90	87	91	+91 Offenses
Motor Vehicle Theft	0	1	0	5	13	8	8	
Arson	0	0	0	0	0	1	0	
Burglary	0	0	0	8	30	39	43	+43 Offenses
Wolf Point PD / TOTAL OFFENSES	0	4	6	67	148	156	153	+ 153 offenses

TABLE 193

BROCKTON PD	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
Rape	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
Robbery	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
Assault	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
Theft	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
Motor Vehicle Theft	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
Arson	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
Burglary	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
Brockton PD / TOTAL OFFENSES	N/A	N/A	N/A	N/A	N/A	N/A	N/A	

**TABLE 194**

SHERIDAN CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	1	0	0	1	0	
Rape	0	0	0	1	1	1	1	
Robbery	0	0	0	1	0	0	0	
Assault	1	1	3	7	6	3	6	
Theft	21	17	16	64	47	46	53	+32 Offenses
Motor Vehicle Theft	2	1	5	6	5	5	9	
Arson	0	0	0	0	0	0	0	
Burglary	2	4	5	16	8	5	7	
Sheridan / TOTAL OFFENSES	25	22	26	86	60	56	69	+44 Offenses

**TABLE 195**

VALLEY CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	0	0	0	0	0	
Rape	0	2	0	0	0	1	2	
Robbery	0	0	2	0	0	0	0	
Assault	7	3	2	2	0	0	5	
Theft	17	18	39	15	17	15	19	
Motor Vehicle Theft	2	1	4	1	3	3	1	
Arson	1	1	0	0	0	0	0	
Burglary	5	3	7	1	6	5	5	
Valley / TOTAL OFFENSES	32	28	54	19	26	24	32	0%

**TABLE 196**

GLASGOW PD	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	0	0	1	0	0	
Rape	3	3	3	1	0	0	0	-3 Offenses
Robbery	0	0	0	0	0	1	0	
Assault	7	1	11	6	6	5	3	-4 Offenses
Theft	59	49	55	45	53	53	37	-22 Offenses
Motor Vehicle Theft	7	6	1	2	6	1	9	+2 Offenses
Arson	0	0	0	0	1	0	0	
Burglary	10	7	4	10	9	9	2	-8 Offenses
Glasgow PD / TOTAL OFFENSES	86	66	74	64	76	69	51	-35 Offenses

**TABLE 197**

WIBAUX CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	0	0	0	0	0	
Rape	0	0	0	0	0	0	0	
Robbery	0	0	0	0	0	0	0	
Assault	0	1	0	0	0	0	0	
Theft	6	8	3	3	4	1	3	-3 Offenses
Motor Vehicle Theft	3	0	0	0	0	0	0	
Arson	0	0	0	0	0	0	0	
Burglary	0	0	0	0	0	1	0	
Wibaux / TOTAL OFFENSES	9	9	3	3	4	2	3	-6 Offenses

UCR INDEX OFFENSES BROKEN DOWN BY JURISDICTION AND TYPE (POPULOUS JURISDICTIONS) 2005-2011

TABLE 198

BARNES CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	0	0	0	0	0	
Rape	0	0	0	0	0	0	0	
Robbery	0	0	0	0	0	0	0	
Assault	5	2	0	1	2	0	1	-4 Offenses
Burglary	11	11	16	8	3	2	10	
Theft	23	15	13	17	8	13	30	+ 7 Offenses
Motor Vehicle Theft	4	2	3	3	2	2	5	
BARNES/ TOTAL OFFENSES	43	30	32	29	15	17	46	7% + 3 Offenses

TABLE 199

VALLEY CITY PD	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	1	1	0	0	0	0	
Rape	1	0	1	5	1	1	0	
Robbery	0	1	0	1	0	0	0	
Assault	2	4	7	1	3	3	0	
Burglary	4	10	19	24	14	20	14	+10 Offenses
Theft	67	76	65	56	38	54	45	-22 Offenses
Motor Vehicle Theft	8	5	5	5	4	6	5	
VALLEY CITY/ TOTAL OFFENSES	82	97	98	92	60	84	66	(-20%) -16 Offenses

TABLE 200

BURLEIGH CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	0	0	1	0	0	
Rape	4	2	6	9	2	4	5	
Robbery	0	0	1	0	0	0	0	
Assault	13	9	13	13	8	12	9	
Burglary	37	47	40	46	41	29	61	+24 Offenses
Theft	102	84	75	101	134	95	127	+25 Offenses
Motor Vehicle Theft	23	15	8	11	15	11	10	-13 Offenses
BURLEIGH/ TOTAL OFFENSES	179	157	143	180	201	151	212	18% +33 Offenses

TABLE 201

BISMARCK PD	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	1	1	2	2	2	1	2	
Rape	8	16	24	16	17	27	28	250% + 20 Offenses
Robbery	8	10	11	10	12	17	15	+ 7 Offenses
Assault	35	112	71	127	127	165	130	271% + 95 Offenses
Burglary	199	259	256	211	204	190	260	31% + 61 Offenses
Theft	1171	1257	1200	1324	1277	1273	1511	30% +340 Offenses
Motor Vehicle Theft	128	94	101	94	102	87	113	-15 Offenses
BISMARCK PD/ TOTAL OFFENSES	1550	1749	1665	1784	1741	1760	2059	+33% +509 Offenses

TABLE 202

CASS CD	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	1	0	0	0	0	
Rape	2	8	3	1	2	4	5	+ 3 Offenses
Robbery	0	2	0	0	0	0	0	
Assault	8	14	8	3	3	13	12	+ 4 Offenses
Burglary	46	44	50	57	47	75	62	+ 16 Offenses
Theft	148	111	107	113	120	100	95	-53 Offenses
Motor Vehicle Theft	27	24	19	16	17	15	10	-17 Offenses
CASS/ TOTAL OFFENSES	231	203	188	190	189	207	184	(-20%) -47 Offenses



TABLE 203

FARGO PD	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	2	2	3	0	3	0	1	
Rape	60	73	64	51	54	47	46	-14 Offenses
Robbery	17	19	26	27	34	36	48	182% + 31 Offenses
Assault	93	141	150	192	213	232	303	126% +210 Offenses
Burglary	479	545	542	457	649	451	443	-36 Offenses
Theft	1891	2043	2141	2372	2411	2357	2273	20% + 382 Offenses
Motor Vehicle Theft	218	226	200	214	250	172	133	-85 Offenses
FARGO/ TOTAL OFFENSES	2760	3049	3126	3313	3614	3295	3247	18% + 487 Offenses

TABLE 204

WEST FARGO PD	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	0	0	0	0	0	
Rape	6	3	5	10	12	7	4	-2 Offenses
Robbery	3	1	4	3	5	3	4	
Assault	20	12	20	26	46	28	44	120% + 24 Offenses
Burglary	62	74	95	125	180	106	80	29% + 18 Offenses
Theft	260	275	340	375	339	320	330	27% + 70 Offenses
Motor Vehicle Theft	25	27	54	47	29	29	21	
WEST FARGO/ TOTAL OFFENSES	376	392	518	586	611	493	483	28% + 107 Offenses

TABLE 205

GRAND FORKS CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	0	0	0	1	0	
Rape	3	2	1	0	1	1	0	
Robbery	0	0	0	0	1	0	0	
Assault	10	6	5	7	10	1	11	
Burglary	32	29	32	18	39	17	24	-8 Offenses
Theft	91	69	66	39	61	38	55	-36 Offenses
Motor Vehicle Theft	15	19	19	15	16	11	7	
GRAND FORKS / TOTAL OFFENSES	148	125	123	79	128	69	97	(-34%) -51 Offenses

TABLE 206

GRAND FORKS PD	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	1	1	1	0	1	0	0	
Rape	10	20	32	25	30	37	34	+24 Offenses
Robbery	6	15	11	14	28	7	8	
Assault	54	60	79	104	88	79	93	72% + 39 Offenses
Burglary	298	303	259	278	278	265	311	+ 13 Offenses
Theft	1812	1525	1504	1530	1312	1250	1279	-533 Offenses
Motor Vehicle Theft	182	153	130	107	70	81	107	-75 Offenses
GRAND FORKS PD/ TOTAL OFFENSES	2363	2077	2016	2058	1807	1719	1832	(-22%) - 531 Offenses

TABLE 207

RAMSEY CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	0	0	0	0	0	
Rape	0	0	1	0	0	3	0	
Robbery	0	0	0	0	0	0	1	
Assault	3	1	2	1	3	1	0	
Burglary	4	12	3	5	5	1	1	
Theft	14	20	16	20	11	11	13	
Motor Vehicle Theft	5	4	3	7	4	5	2	
RAMSEY/ TOTAL OFFENSES	26	37	25	33	23	21	17	(-35%) -9 Offenses



**TABLE 208**

DEVILS LAKE PD	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	1	1	0	0	0	
Rape	0	1	1	1	1	5	8	+ 8 Offenses
Robbery	3	2	2	0	0	0	2	
Assault	23	16	9	10	28	18	23	
Burglary	40	40	36	31	39	34	71	78% + 31 Offenses
Theft	261	278	226	234	243	254	266	
Motor Vehicle Theft	18	17	10	18	14	20	21	
DEVILS LAKE / TOTAL OFFENSES	345	354	285	295	325	331	391	13% + 46 Offenses

**TABLE 209**

STUTSMAN CO	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	0	0	0	0	1	
Rape	3	1	1	3	4	4	5	
Robbery	1	0	0	0	0	0	0	
Assault	3	3	2	0	2	1	3	
Burglary	15	34	13	12	8	3	9	-6 Offenses
Theft	44	19	32	35	28	11	16	-28 Offenses
Motor Vehicle Theft	1	8	7	4	3	1	3	
STUTSMAN/ TOTAL OFFENSES	67	65	55	54	45	20	37	(-45%) - 30 Offenses

**TABLE 210**

JAMESTOWN PD	2005	2006	2007	2008	2009	2010	2011	Percent Change from 2005 - 2011
Murder	0	0	0	0	0	0	0	
Rape	13	12	7	15	7	10	11	
Robbery	1	3	0	2	1	1	0	
Assault	20	17	18	30	11	32	19	
Burglary	61	85	58	65	53	59	43	-18 Offenses
Theft	265	228	226	240	226	248	248	-17 Offenses
Motor Vehicle Theft	12	12	14	17	24	28	17	+ 5 Offenses
JAMESTOWN PD/ TOTAL OFFENSES	372	357	323	369	322	378	338	(-9.14%) -34 Offenses

HB 1003  
January 15 2013  
Attachment 6

**Testimony of Chief Deputy Thomas L. Trenbeath**

**HB 1003, House Appropriations, Government Operations Division**

**January 15, 2013**

Mr. Chairman, members of the Committee, I'd like to specifically direct your attention to Page 5 of the overview encaptioned "Computerized Business Project Staff Needed." That section will tell you of the nervous system of public safety – Information Technology. The Office of Attorney General, as you are aware, maintains its own IT Division, separate and apart from ITD. The reason for that has to do with the sensitive nature of the information dealt with in law enforcement. Cher Thomas is the Division Director of IT.

Included in the Attorney General's budget request was funding for three new positions. These positions are necessary to initiate new systems and to update existing systems which constitute a backlog that is approaching 10 years given our present staffing. Although the Governor's budget saw the need and provides the funds requested, it did not provide for the staff so necessary for the effort. Through post budget inquiry I found that it was felt that we could contract with ITD for those services.

We can, and do, contract for services from ITD, but only with the participation of one of our programmer analysts and one of our architects. Those are the areas of personnel shortage that, if allowed, will enable Cher's Division to oversee the increase in contracts necessary to start making headway on our growing backlog of computerized business projects. As you know 10 years in the IT world

is a comparative millennium. Think of your cell phone of ten years ago, if you had one. The public safety mission of the Office of Attorney General requires cutting edge technology. We're not there, yet, and we will not get closer without your help. The need is critical and we trust you'll take a long, serious look at this request.



## EXAMPLE



125 - Attorney General

* ALL increases contingent upon Performance Meeting Standards								2013										2014									
		CURRENT						Market Policy Position Increase		Performance Increase		Total Increase		After July 1, 2013				Market Policy Position Increase		Performance Increase		Total Increase		After July 1, 2014			
Yrs Svc	Job Title	FTE Ann Sal	Grade	Market Policy Point	FTE	C/R (Curre nt)	2012 Qtl	%%	\$\$	%%	\$\$	%%	\$\$	2013 New Salary	New MPP (3% range increment)	2013 New C/R	2013 Qtl	%%	\$\$	%%	\$\$	%%	\$\$	2014 New Salary	New MPP (3% range increment)	2014 New C/R	2014 Qtl
8.0	ADMIN ASSISTANT II	36,564	H	41,612	1.00	0.88	2	2.0%	731	5.0%	1,828	7.0%	2,559	39,123	42,860	0.91	2	2.0%	782	5.0%	1,956	7.0%	2,738	41,861	44,146	0.95	2
0.5	ADMIN ASSISTANT II	31,212	H	41,612	1.00	0.75	1	4.0%	1,248	3.0%	936	7.0%	2,184	33,396	42,860	0.78	1	4.0%	1,336	3.0%	1,002	7.0%	2,338	35,734	44,146	0.81	1
10.1	ADMIN ASSISTANT II	31,212	H	41,612	1.00	0.75	1	4.0%	1,248	5.0%	1,561	9.0%	2,809	34,021	42,860	0.79	1	4.0%	1,361	5.0%	1,701	9.0%	3,062	37,083	44,146	0.84	1
1.4	ADMIN ASSISTANT II	32,472	H	41,612	1.00	0.78	1	4.0%	1,299	3.0%	974	7.0%	2,273	34,745	42,860	0.81	1	4.0%	1,390	3.0%	1,042	7.0%	2,432	37,177	44,146	0.84	1
2.4	ADMIN ASSISTANT II	33,120	H	41,612	0.50	0.80	1	4.0%	1,325	5.0%	1,656	9.0%	2,981	36,101	42,860	0.84	1	4.0%	1,444	5.0%	1,805	9.0%	3,249	39,350	44,146	0.89	2
5.2	GRANTS/CONTRACTS OFR II	46,836	L	60,564	1.00	0.77	1	4.0%	1,873	3.0%	1,405	7.0%	3,278	50,114	62,381	0.80	1	4.0%	2,005	3.0%	1,503	7.0%	3,508	53,622	64,252	0.83	1
22.4	EXECUTIVE STAFF OFFICER	70,548	M	66,332	1.00	1.06	3	0.0%	-	5.0%	3,527	5.0%	3,527	74,075	68,322	1.08	3	0.0%	-	5.0%	3,704	5.0%	3,704	77,779	70,372	1.11	3
21.4	ADMIN STAFF OFFICER I	48,480	J	50,985	1.00	0.95	2	2.0%	970	3.0%	1,454	5.0%	2,424	50,904	52,515	0.97	2	2.0%	1,018	3.0%	1,527	5.0%	2,545	53,449	54,090	0.99	2
4.8	ADMIN STAFF OFFICER II	43,200	K	55,414	1.00	0.78	1	4.0%	1,728	5.0%	2,160	9.0%	3,888	47,088	57,076	0.83	1	4.0%	1,884	5.0%	2,354	9.0%	4,238	51,326	58,788	0.87	1
2.8	CRIMINAL INTELLIGENCE ANALYST	45,000	K	55,414	1.00	0.81	1	4.0%	1,800	3.0%	1,350	7.0%	3,150	48,150	57,076	0.84	1	4.0%	1,926	3.0%	1,445	7.0%	3,371	51,521	58,788	0.88	2
2.4	CRIMINAL INTELLIGENCE ANALYST	44,112	K	55,414	1.00	0.80	1	4.0%	1,764	5.0%	2,206	9.0%	3,970	48,082	57,076	0.84	1	4.0%	1,923	5.0%	2,404	9.0%	4,327	52,409	58,788	0.89	2
5.8	CRIMINAL INTELLIGENCE ANALYST	45,900	K	55,414	1.00	0.83	1	4.0%	1,836	3.0%	1,377	7.0%	3,213	49,113	57,076	0.86	1	4.0%	1,965	3.0%	1,473	7.0%	3,438	52,551	58,788	0.89	2
17.0	ADMIN STAFF OFFICER II	53,028	K	55,414	1.00	0.96	2	2.0%	1,061	5.0%	2,651	7.0%	3,712	56,740	57,076	0.99	2	2.0%	1,135	5.0%	2,837	7.0%	3,972	60,712	58,788	1.03	3
24.4	BCI INFO SERVICES MGR	71,268	N	73,130	1.00	0.97	2	2.0%	1,425	3.0%	2,138	5.0%	3,563	74,831	75,324	0.99	2	2.0%	1,497	3.0%	2,245	5.0%	3,742	78,573	77,584	1.01	3
0.5	IDENTIFICATION TECH I	26,700	F	34,505	1.00	0.77	1	4.0%	1,068	5.0%	1,335	9.0%	2,403	29,103	35,540	0.82	1	4.0%	1,164	5.0%	1,455	9.0%	2,619	31,722	36,606	0.87	1
1.1	IDENTIFICATION TECH I	28,596	F	34,505	1.00	0.83	1	4.0%	1,144	3.0%	858	7.0%	2,002	30,598	35,540	0.86	1	4.0%	1,224	3.0%	918	7.0%	2,142	32,740	36,606	0.89	2
3.4	IDENTIFICATION TECH II	35,076	H	41,612	1.00	0.84	1	4.0%	1,403	5.0%	1,754	9.0%	3,157	38,233	42,860	0.89	2	2.0%	765	5.0%	1,912	7.0%	2,677	40,910	44,146	0.93	2
3.9	IDENTIFICATION TECH II	35,088	H	41,612	1.00	0.84	1	4.0%	1,404	3.0%	1,053	7.0%	2,457	37,545	42,860	0.88	2	2.0%	751	3.0%	1,126	5.0%	1,877	39,422	44,146	0.89	2
17.0	IDENTIFICATION TECH II	33,120	H	41,612	1.00	0.80	1	4.0%	1,325	5.0%	1,656	9.0%	2,981	36,101	42,860	0.84	1	4.0%	1,444	5.0%	1,805	9.0%	3,249	39,350	44,146	0.89	2
29.9	IDENTIFICATION TECH II	33,120	H	41,612	1.00	0.80	1	4.0%	1,325	3.0%	994	7.0%	2,319	35,439	42,860	0.83	1	4.0%	1,418	3.0%	1,063	7.0%	2,481	37,920	44,146	0.86	1
2.2	IDENTIFICATION TECH II	32,472	H	41,612	1.00	0.78	1	4.0%	1,299	5.0%	1,624	9.0%	2,923	35,395	42,860	0.83	1	4.0%	1,416	5.0%	1,770	9.0%	3,186	38,581	44,146	0.87	1
11.0	IDENTIFICATION TECH III	40,284	I	45,938	1.00	0.88	2	2.0%	806	3.0%	1,209	5.0%	2,015	42,299	47,316	0.89	2	2.0%	846	3.0%	1,269	5.0%	2,115	44,414	48,735	0.91	2
13.1	IDENTIFICATION TECH III	39,840	I	45,938	1.00	0.87	1	4.0%	1,594	5.0%	1,992	9.0%	3,586	43,426	47,316	0.92	2	2.0%	869	5.0%	2,171	7.0%	3,040	46,466	48,735	0.95	2
5.3	IDENTIFICATION TECH III	37,260	I	45,938	1.00	0.81	1	4.0%	1,490	3.0%	1,118	7.0%	2,608	39,868	47,316	0.84	1	4.0%	1,595	3.0%	1,196	7.0%	2,791	42,659	48,735	0.88	2
29.0	IDENTIFICATION TECH III	50,172	I	45,938	1.00	1.09	3	0.0%	-	5.0%	2,509	5.0%	2,509	52,681	47,316	1.11	3	0.0%	-	5.0%	2,634	5.0%	2,634	55,315	48,735	1.14	4
7.4	IDENTIFICATION TECH III	35,904	I	45,938	1.00	0.78	1	4.0%	1,436	3.0%	1,077	7.0%	2,513	38,417	47,316	0.81	1	4.0%	1,537	3.0%	1,153	7.0%	2,690	41,107	48,735	0.84	1
14.5	IDENTIFICATION TECH III	41,184	I	45,938	1.00	0.90	2	2.0%	824	5.0%	2,059	7.0%	2,883	44,067	47,316	0.93	2	2.0%	881	5.0%	2,203	7.0%	3,084	47,151	48,735	0.97	2
17.3	UNIFORM CRIME RPT PGM MGR	55,416	L	60,564	1.00	0.91	2	2.0%	1,108	3.0%	1,662	5.0%	2,770	58,186	62,381	0.93	2	2.0%	1,164	3.0%	1,746	5.0%	2,910	61,096	64,252	0.95	2
12.8	ADMIN ASSISTANT II	33,792	H	41,612	1.00	0.81	1	4.0%	1,352	5.0%	1,690	9.0%	3,042	36,834	42,860	0.86	1	4.0%	1,473	5.0%	1,842	9.0%	3,315	40,149	44,146	0.91	2
23.1	DIRECTOR - BCI	102,756	S	105,678	1.00	0.97	2	2.0%	2,055	3.0%	3,083	5.0%	5,138	107,894	108,848	0.99	2	2.0%	2,158	3.0%	3,237	5.0%	5,395	113,289	112,113	1.01	3
9.1	CHIEF INVESTIGATOR	86,988	Q	91,567	1.00	0.95	2	2.0%	1,740	5.0%	4,349	7.0%	6,089	93,077	94,314	0.99	2	2.0%	1,862	5.0%	4,654	7.0%	6,516	99,593	97,143	1.03	3
10.8	CHIEF INVESTIGATOR	71,496	Q	91,567	1.00	0.78	1	4.0%	2,860	3.0%	2,145	7.0%	5,005	76,501	94,314	0.81	1	4.0%	3,060	3.0%	2,295	7.0%	5,355	81,856	97,143	0.84	1
1.8	CRIMINAL INVESTIGATOR I	48,648	K	55,414	1.00	0.88	2	2.0%	973	5.0%	2,432	7.0%	3,405	52,053	57,076	0.91	2	2.0%	1,041	5.0%	2,603	7.0%	3,644	55,697	58,788	0.95	2
0.3	CRIMINAL INVESTIGATOR I	45,000	K	55,414	1.00	0.81	1	4.0%	1,800	3.0%	1,350	7.0%	3,150	48,150	57,076												

125 - Attorney General

* ALL increases contingent upon Performance Meeting Standards								2013										2014									
		CURRENT						Market Policy Position Increase		Performance Increase		Total Increase		After July 1, 2013				Market Policy Position Increase		Performance Increase		Total Increase		After July 1, 2014			
Yrs Svc	Job Title	FTE Ann Sal	Grade	Market Policy Point	FTE	C/R (Curre nt)	2012 Qtl	%%	\$\$	%%	\$\$	%%	\$\$	2013 New Salary	New MPP (3% range increment)	2013 New C/R	2013 Qtl	%%	\$\$	%%	\$\$	%%	\$\$	2014 New Salary	New MPP (3% range increment)	2014 New C/R	2014 Qtl
5.6	CRIMINAL INVESTIGATOR II	51,084	M	66,332	1.00	0.77	1	4.0%	2,043	3.0%	1,533	7.0%	3,576	54,660	68,322	0.80	1	4.0%	2,186	3.0%	1,640	7.0%	3,826	58,486	70,372	0.83	1
9.1	CRIMINAL INVESTIGATOR II	53,148	M	66,332	1.00	0.80	1	4.0%	2,126	5.0%	2,657	9.0%	4,783	57,931	68,322	0.85	1	4.0%	2,317	5.0%	2,897	9.0%	5,214	63,145	70,372	0.90	2
6.6	CRIMINAL INVESTIGATOR II	54,444	M	66,332	1.00	0.82	1	4.0%	2,178	3.0%	1,633	7.0%	3,811	58,255	68,322	0.85	1	4.0%	2,330	3.0%	1,748	7.0%	4,078	62,333	70,372	0.89	2
6.3	CRIMINAL INVESTIGATOR II	51,684	M	66,332	1.00	0.78	1	4.0%	2,067	5.0%	2,584	9.0%	4,651	56,335	68,322	0.82	1	4.0%	2,253	5.0%	2,817	9.0%	5,070	61,405	70,372	0.87	1
7.3	CRIMINAL INVESTIGATOR II	52,044	M	66,332	1.00	0.78	1	4.0%	2,082	3.0%	1,561	7.0%	3,643	55,687	68,322	0.82	1	4.0%	2,227	3.0%	1,671	7.0%	3,898	59,585	70,372	0.85	1
5.6	CRIMINAL INVESTIGATOR II	51,084	M	66,332	1.00	0.77	1	4.0%	2,043	5.0%	2,554	9.0%	4,597	55,681	68,322	0.81	1	4.0%	2,227	5.0%	2,784	9.0%	5,011	60,692	70,372	0.86	1
14.5	CRIMINAL INVESTIGATOR II	55,548	M	66,332	1.00	0.84	1	4.0%	2,222	3.0%	1,666	7.0%	3,888	59,436	68,322	0.87	1	4.0%	2,377	3.0%	1,783	7.0%	4,160	63,596	70,372	0.90	2
9.8	CRIMINAL INVESTIGATOR II	52,896	M	66,332	1.00	0.80	1	4.0%	2,116	5.0%	2,645	9.0%	4,761	57,657	68,322	0.84	1	4.0%	2,306	5.0%	2,883	9.0%	5,189	62,846	70,372	0.89	2
14.8	CRIMINAL INVESTIGATOR II	59,736	M	66,332	1.00	0.90	2	2.0%	1,195	3.0%	1,792	5.0%	2,987	62,723	68,322	0.92	2	2.0%	1,254	3.0%	1,882	5.0%	3,136	65,859	70,372	0.94	2
9.5	CRIMINAL INVESTIGATOR II	52,896	M	66,332	1.00	0.80	1	4.0%	2,116	5.0%	2,645	9.0%	4,761	57,657	68,322	0.84	1	4.0%	2,306	5.0%	2,883	9.0%	5,189	62,846	70,372	0.89	2
20.9	CRIMINAL INVESTIGATOR III	74,628	N	73,130	1.00	1.02	3	0.0%	-	3.0%	2,239	3.0%	2,239	76,867	75,324	1.02	3	0.0%	-	3.0%	2,306	3.0%	2,306	79,173	77,584	1.02	3
20.9	CRIMINAL INVESTIGATOR III	70,848	N	73,130	1.00	0.97	2	2.0%	1,417	5.0%	3,542	7.0%	4,959	75,807	75,324	1.01	3	0.0%	-	5.0%	3,790	5.0%	3,790	79,597	77,584	1.03	3
13.3	CRIMINAL INVESTIGATOR III	62,256	N	73,130	1.00	0.85	1	4.0%	2,490	3.0%	1,868	7.0%	4,358	66,614	75,324	0.88	2	2.0%	1,332	3.0%	1,998	5.0%	3,330	69,944	77,584	0.90	2
33.1	CRIMINAL INVESTIGATOR III	79,332	N	73,130	1.00	1.08	3	0.0%	-	5.0%	3,967	5.0%	3,967	83,299	75,324	1.11	3	0.0%	-	5.0%	4,165	5.0%	4,165	87,464	77,584	1.13	4
27.3	CRIMINAL INVESTIGATOR III	75,384	N	73,130	1.00	1.03	3	0.0%	-	3.0%	2,262	3.0%	2,262	77,646	75,324	1.03	3	0.0%	-	3.0%	2,329	3.0%	2,329	79,975	77,584	1.03	3
18.8	CRIMINAL INVESTIGATOR III	63,888	N	73,130	1.00	0.87	1	4.0%	2,556	5.0%	3,194	9.0%	5,750	69,638	75,324	0.92	2	2.0%	1,393	5.0%	3,482	7.0%	4,875	74,513	77,584	0.96	2
12.0	CRIMINAL INVESTIGATOR III	60,000	N	73,130	1.00	0.82	1	4.0%	2,400	3.0%	1,800	7.0%	4,200	64,200	75,324	0.85	1	4.0%	2,568	3.0%	1,926	7.0%	4,494	68,694	77,584	0.89	2
22.4	CRIMINAL INVESTIGATOR III	72,300	N	73,130	1.00	0.99	2	2.0%	1,446	5.0%	3,615	7.0%	5,061	77,361	75,324	1.03	3	0.0%	-	5.0%	3,868	5.0%	3,868	81,229	77,584	1.05	3
16.8	CRIMINAL INVESTIGATOR III	68,436	N	73,130	1.00	0.94	2	2.0%	1,369	3.0%	2,053	5.0%	3,422	71,858	75,324	0.95	2	2.0%	1,437	3.0%	2,156	5.0%	3,593	75,451	77,584	0.97	2
25.2	CRIMINAL INVESTIGATOR III	74,424	N	73,130	1.00	1.02	3	0.0%	-	5.0%	3,721	5.0%	3,721	78,145	75,324	1.04	3	0.0%	-	5.0%	3,907	5.0%	3,907	82,052	77,584	1.06	3
13.3	CRIMINAL INVESTIGATOR III	62,856	N	73,130	1.00	0.86	1	4.0%	2,514	3.0%	1,886	7.0%	4,400	67,256	75,324	0.89	2	2.0%	1,345	3.0%	2,018	5.0%	3,363	70,619	77,584	0.91	2
10.8	CRIMINAL INVESTIGATOR III	62,412	N	73,130	1.00	0.85	1	4.0%	2,496	5.0%	3,121	9.0%	5,617	68,029	75,324	0.90	2	2.0%	1,361	5.0%	3,401	7.0%	4,762	72,791	77,584	0.94	2
18.7	CRIMINAL INVESTIGATOR III	67,452	N	73,130	1.00	0.92	2	2.0%	1,349	3.0%	2,024	5.0%	3,373	70,825	75,324	0.94	2	2.0%	1,417	3.0%	2,125	5.0%	3,542	74,367	77,584	0.96	2
0.3	FORENSIC SCIENCE SUPERVISOR	38,244	N	73,130	1.00	0.52	1	4.0%	1,530	5.0%	1,912	9.0%	3,442	41,686	75,324	0.55	1	4.0%	1,667	5.0%	2,084	9.0%	3,751	45,437	77,584	0.59	1
28.3	FORENSIC SCIENCE SUPERVISOR	71,820	N	73,130	1.00	0.98	2	2.0%	1,436	3.0%	2,155	5.0%	3,591	75,411	75,324	1.00	3	0.0%	-	3.0%	2,262	3.0%	2,262	77,673	77,584	1.00	3
2.6	FORENSIC SCIENTIST I	40,668	J	50,985	1.00	0.80	1	4.0%	1,627	5.0%	2,033	9.0%	3,660	44,328	52,515	0.84	1	4.0%	1,773	5.0%	2,216	9.0%	3,989	48,317	54,090	0.89	2
0.8	FORENSIC SCIENTIST I	39,768	J	50,985	1.00	0.78	1	4.0%	1,591	3.0%	1,193	7.0%	2,784	42,552	52,515	0.81	1	4.0%	1,702	3.0%	1,277	7.0%	2,979	45,531	54,090	0.84	1
0.3	FORENSIC SCIENTIST I	38,244	J	50,985	1.00	0.75	1	4.0%	1,530	5.0%	1,912	9.0%	3,442	41,686	52,515	0.79	1	4.0%	1,667	5.0%	2,084	9.0%	3,751	45,437	54,090	0.84	1
1.3	FORENSIC SCIENTIST I	40,188	J	50,985	1.00	0.79	1	4.0%	1,608	3.0%	1,206	7.0%	2,814	43,002	52,515	0.82	1	4.0%	1,720	3.0%	1,290	7.0%	3,010	46,012	54,090	0.85	1
3.8	FORENSIC SCIENTIST I	45,072	J	50,985	1.00	0.88	2	2.0%	901	5.0%	2,254	7.0%	3,155	48,227	52,515	0.92	2	2.0%	965	5.0%	2,411	7.0%	3,376	51,603	54,090	0.95	2
4.6	FORENSIC SCIENTIST I	42,624	J	50,985	1.00	0.84	1	4.0%	1,705	3.0%	1,279	7.0%	2,984	45,608	52,515	0.87	1	4.0%	1,824	3.0%	1,368	7.0%	3,192	48,800	54,090	0.90	2
15.0	FORENSIC SCIENTIST II	51,108	K	55,414	1.00	0.92	2	2.0%	1,022	5.0%	2,555	7.0%	3,577	54,685	57,076	0.96	2	2.0%	1,094	5.0%	2,734	7.0%	3,828	58,513	58,788	1.00	3
6.4	FORENSIC SCIENTIST II	47,820	K	55,414	1.00	0.86	1	4.0%	1,913	3.0%	1,435	7.0%	3,348	51,168	57,076	0.90	2	2.0%	1,023	3.0%	1,535	5.0%	2,558	53,726	58,788	0.91	2
6.7	FORENSIC SCIENTIST II	49,668	K	55,414	1.00	0.90	2	2.0%	993	5.0%	2,482																



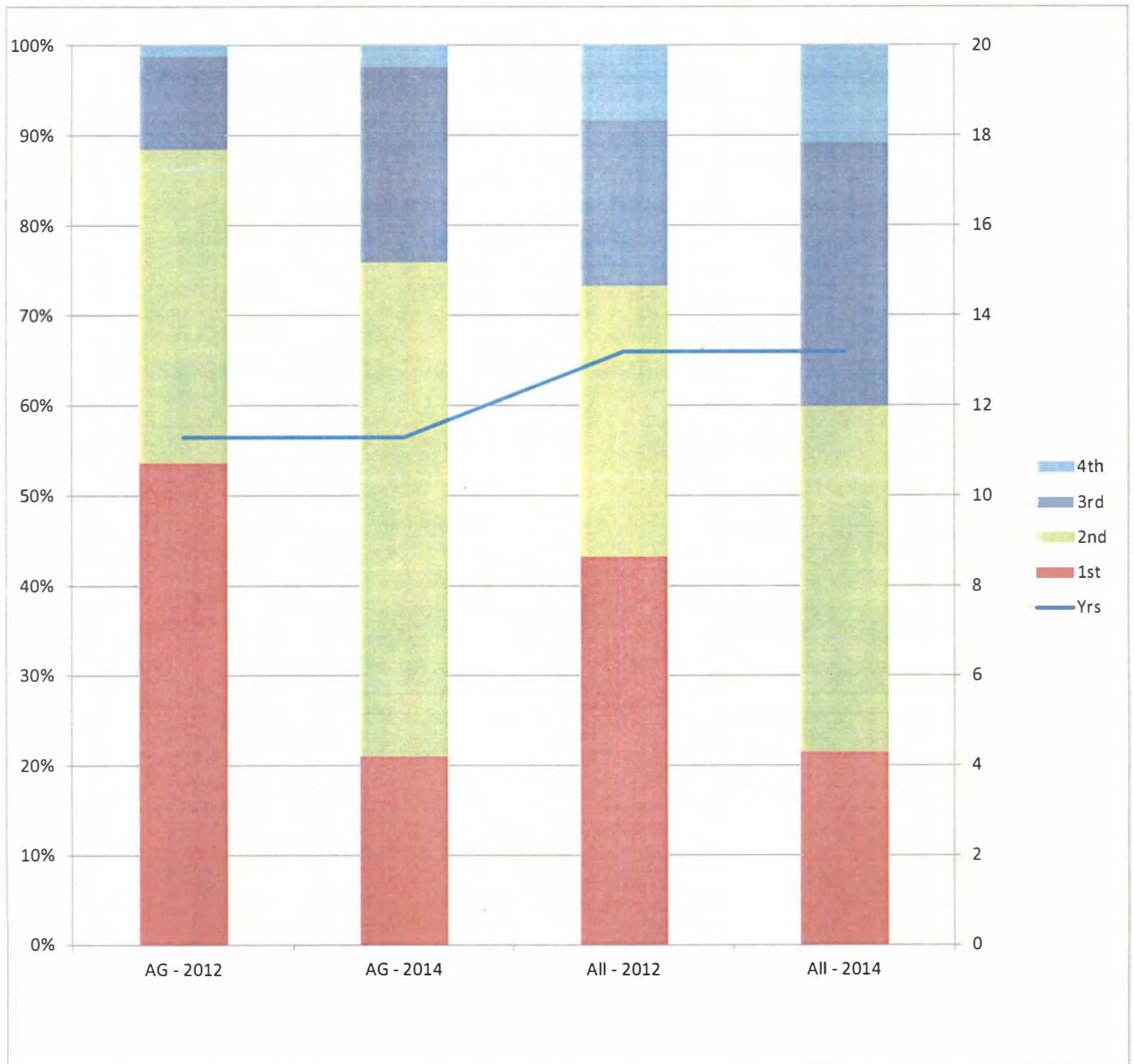
125 - Attorney General

* ALL increases contingent upon Performance Meeting Standards								2013										2014									
		CURRENT						Market Policy Position Increase		Performance Increase		Total Increase		After July 1, 2013				Market Policy Position Increase		Performance Increase		Total Increase		After July 1, 2014			
Yrs Svc	Job Title	FTE Ann Sal	Grade	Market Policy Point	FTE	C/R (Curre nt)	2012 Qtl	%%	\$\$	%%	\$\$	%%	\$\$	2013 New Salary	New MPP (3% range increment)	2013 New C/R	2013 Qtl	%%	\$\$	%%	\$\$	%%	\$\$	2014 New Salary	New MPP (3% range increment)	2014 New C/R	2014 Qtl
9.8	ADMIN ASSISTANT I	30,552	F	34,505	1.00	0.89	2	2.0%	611	5.0%	1,528	7.0%	2,139	32,691	35,540	0.92	2	2.0%	654	5.0%	1,635	7.0%	2,289	34,980	36,606	0.96	2
0.4	ADMIN ASSISTANT II	31,224	H	41,612	0.50	0.75	1	4.0%	1,249	3.0%	937	7.0%	2,186	33,410	42,860	0.78	1	4.0%	1,336	3.0%	1,002	7.0%	2,338	35,748	44,146	0.81	1
18.9	ADMIN ASSISTANT III	39,816	I	45,938	1.00	0.87	1	4.0%	1,593	5.0%	1,991	9.0%	3,584	43,400	47,316	0.92	2	2.0%	868	5.0%	2,170	7.0%	3,038	46,438	48,735	0.95	2
14.5	CONSUMR FRAUD INVESTGR I	45,240	K	55,414	1.00	0.82	1	4.0%	1,810	3.0%	1,357	7.0%	3,167	48,407	57,076	0.85	1	4.0%	1,936	3.0%	1,452	7.0%	3,388	51,795	58,788	0.88	2
24.9	CONSUMR FRAUD INVESTGR I	53,088	K	55,414	1.00	0.96	2	2.0%	1,062	5.0%	2,654	7.0%	3,716	56,804	57,076	1.00	3	0.0%	-	5.0%	2,840	5.0%	2,840	59,644	58,788	1.01	3
24.1	CONSUMR FRAUD INVESTGR I	53,664	K	55,414	1.00	0.97	2	2.0%	1,073	3.0%	1,610	5.0%	2,683	56,347	57,076	0.99	2	2.0%	1,127	3.0%	1,690	5.0%	2,817	59,164	58,788	1.01	3
17.1	CONSUMR FRAUD INVESTGR I	44,964	K	55,414	1.00	0.81	1	4.0%	1,799	5.0%	2,248	9.0%	4,047	49,011	57,076	0.86	1	4.0%	1,960	5.0%	2,451	9.0%	4,411	53,422	58,788	0.91	2
15.3	ADMIN ASSISTANT I	31,524	F	34,505	1.00	0.91	2	2.0%	630	3.0%	946	5.0%	1,576	33,100	35,540	0.93	2	2.0%	662	3.0%	993	5.0%	1,655	34,755	36,606	0.95	2
2.3	AUDIT TECHNICIAN	30,096	G	37,801	1.00	0.80	1	4.0%	1,204	5.0%	1,505	9.0%	2,709	32,805	38,935	0.84	1	4.0%	1,312	5.0%	1,640	9.0%	2,952	35,757	40,103	0.89	2
9.7	AUDIT TECHNICIAN	30,780	G	37,801	1.00	0.81	1	4.0%	1,231	5.0%	1,539	9.0%	2,770	33,550	38,935	0.86	1	4.0%	1,342	5.0%	1,678	9.0%	3,020	36,570	40,103	0.91	2
16.8	AUDITOR III	54,504	L	60,564	1.00	0.90	2	2.0%	1,090	5.0%	2,725	7.0%	3,815	58,319	62,381	0.93	2	2.0%	1,166	5.0%	2,916	7.0%	4,082	62,401	64,252	0.97	2
6.3	AUDITOR III	47,256	L	60,564	1.00	0.78	1	4.0%	1,890	3.0%	1,418	7.0%	3,308	50,564	62,381	0.81	1	4.0%	2,023	3.0%	1,517	7.0%	3,540	54,104	64,252	0.84	1
8.8	AUDITOR III	47,868	L	60,564	1.00	0.79	1	4.0%	1,915	5.0%	2,393	9.0%	4,308	52,176	62,381	0.84	1	4.0%	2,087	5.0%	2,609	9.0%	4,696	56,872	64,252	0.89	2
16.9	AUDITOR III	54,600	L	60,564	1.00	0.90	2	2.0%	1,092	3.0%	1,638	5.0%	2,730	57,330	62,381	0.92	2	2.0%	1,147	3.0%	1,720	5.0%	2,867	60,197	64,252	0.94	2
32.5	AUDITOR III	62,712	L	60,564	1.00	1.04	3	0.0%	-	5.0%	3,136	5.0%	3,136	65,848	62,381	1.06	3	0.0%	-	5.0%	3,292	5.0%	3,292	69,140	64,252	1.08	3
12.5	AUDITOR III	51,600	L	60,564	1.00	0.85	1	4.0%	2,064	3.0%	1,548	7.0%	3,612	55,212	62,381	0.89	2	2.0%	1,104	3.0%	1,656	5.0%	2,760	57,972	64,252	0.90	2
5.2	AUDITOR III	47,256	L	60,564	1.00	0.78	1	4.0%	1,890	5.0%	2,363	9.0%	4,253	51,509	62,381	0.83	1	4.0%	2,060	5.0%	2,575	9.0%	4,635	56,144	64,252	0.87	1
7.7	AUDITOR III	45,420	L	60,564	1.00	0.75	1	4.0%	1,817	3.0%	1,363	7.0%	3,180	48,600	62,381	0.78	1	4.0%	1,944	3.0%	1,458	7.0%	3,402	52,002	64,252	0.81	1
8.3	AUDITOR III	47,400	L	60,564	1.00	0.78	1	4.0%	1,896	5.0%	2,370	9.0%	4,266	51,666	62,381	0.83	1	4.0%	2,067	5.0%	2,583	9.0%	4,650	56,316	64,252	0.88	2
8.1	AUDITOR III	48,264	L	60,564	1.00	0.80	1	4.0%	1,931	3.0%	1,448	7.0%	3,379	51,643	62,381	0.83	1	4.0%	2,066	3.0%	1,549	7.0%	3,615	55,258	64,252	0.86	1
26.2	AUDITOR IV	71,784	N	73,130	1.00	0.98	2	2.0%	1,436	5.0%	3,589	7.0%	5,025	76,809	75,324	1.02	3	0.0%	-	5.0%	3,840	5.0%	3,840	80,649	77,584	1.04	3
20.3	AUDITOR V	87,612	P	85,799	1.00	1.02	3	0.0%	-	3.0%	2,628	3.0%	2,628	90,240	88,373	1.02	3	0.0%	-	3.0%	2,707	3.0%	2,707	92,947	91,024	1.02	3
19.0	ADMIN ASSISTANT III	40,320	I	45,938	1.00	0.88	2	2.0%	806	5.0%	2,016	7.0%	2,822	43,142	47,316	0.91	2	2.0%	863	5.0%	2,157	7.0%	3,020	46,162	48,735	0.95	2
23.6	STATE FIRE MARSHAL	93,000	P	85,799	1.00	1.08	3	0.0%	-	3.0%	2,790	3.0%	2,790	95,790	88,373	1.08	3	0.0%	-	3.0%	2,874	3.0%	2,874	98,664	91,024	1.08	3
0.3	DEPUTY FIRE MARSHAL I	51,240	M	66,332	1.00	0.77	1	4.0%	2,050	5.0%	2,562	9.0%	4,612	55,852	68,322	0.82	1	4.0%	2,234	5.0%	2,793	9.0%	5,027	60,879	70,372	0.87	1
3.3	DEPUTY FIRE MARSHAL I	53,856	M	66,332	1.00	0.81	1	4.0%	2,154	3.0%	1,616	7.0%	3,770	57,626	68,322	0.84	1	4.0%	2,305	3.0%	1,729	7.0%	4,034	61,660	70,372	0.88	2
20.6	DEPUTY FIRE MARSHAL I	52,596	M	66,332	1.00	0.79	1	4.0%	2,104	5.0%	2,630	9.0%	4,734	57,330	68,322	0.84	1	4.0%	2,293	5.0%	2,867	9.0%	5,160	62,490	70,372	0.89	2
5.7	DEPUTY FIRE MARSHAL I	56,028	M	66,332	1.00	0.84	1	4.0%	2,241	3.0%	1,681	7.0%	3,922	59,950	68,322	0.88	2	2.0%	1,199	3.0%	1,799	5.0%	2,998	62,948	70,372	0.89	2
6.1	DEPUTY FIRE MARSHAL I	51,744	M	66,332	1.00	0.78	1	4.0%	2,070	5.0%	2,587	9.0%	4,657	56,401	68,322	0.83	1	4.0%	2,256	5.0%	2,820	9.0%	5,076	61,477	70,372	0.87	1
29.0	DEPUTY FIRE MARSHAL II	62,808	O	80,855	1.00	0.78	1	4.0%	2,512	5.0%	3,140	9.0%	5,652	68,460	83,281	0.82	1	4.0%	2,738	3.0%	2,054	7.0%	4,792	73,252	85,779	0.85	1
10.9	ADMIN ASSISTANT II	33,372	H	41,612	1.00	0.80	1	4.0%	1,335	5.0%	1,669	9.0%	3,004	36,376	42,860	0.85	1	4.0%	1,455	5.0%	1,819	9.0%	3,274	39,650	44,146	0.90	2
0.4	ACCOUNT/BUDGET SPEC III	57,600	L	60,564	1.00	0.95	2	2.0%	1,152	3.0%	1,728	5.0%	2,880	60,480	62,381	0.97	2	2.0%	1,210	3.0%	1,814	5.0%	3,024	63,504	64,252	0.99	2
2.0	LOTTERY SALES & MARKETING SPEC	46,092	L	60,564	1.00	0.76	1	4.0%	1,844	5.0%	2,305	9.0%	4,149	50,241	62,381	0.81	1	4.0%	2,010	5.0%	2,512	9.0%	4,522	54,763	64,252	0.85	1
0.3	LOTTERY CUSTOMER SERVICE SPEC	45,600	L	60,564	1.00	0.75	1	4.0%	1,824	3.0%	1,368	7.0%	3,192	48,792	62,381	0.78	1	4.0%	1,952	3.0%	1,464	7.0%	3,416	52,208	64,252	0.81	1
7.3	LOTTERY CUSTOMER SERVICE SPEC	52,800	L	60,564	1.00	0.87	1	4.0%	2,112	5.0%	2,640	9.0%	4,752	57,552	62,381	0.92	2	2.0%	1,151	5.0%	2,878	7.0%	4,029	61,581	64,252	0.96	2
16.8	ADMIN STAFF OFFICER I	43,068	J	50,985	1.00	0.84	1	4.0%	1,723	3.0%	1,292	7.0%	3,015	46,083	52,515	0.88	2	2.0%	922	3.0%	1,382	5.0%	2,304	48,387	54,090	0.89	2
14.6	LOTTERY SECURITY OFFICER	65,628	M	66,332	1.00	0.99	2	2.0%	1,313	5.0%	3,281	7.0%	4,594	70,222	68,322	1.03	3	0.0%	-	5.0%	3,511	5.0%	3,511	73,733	70,372	1.05	3
11.4		8,346,050				0.88		2.8%	218,276	4.0%	333,757	6.8%	552,033			0.91		2.4%	199,864	4.0%	355,367	6.4%	555,231			0.94	



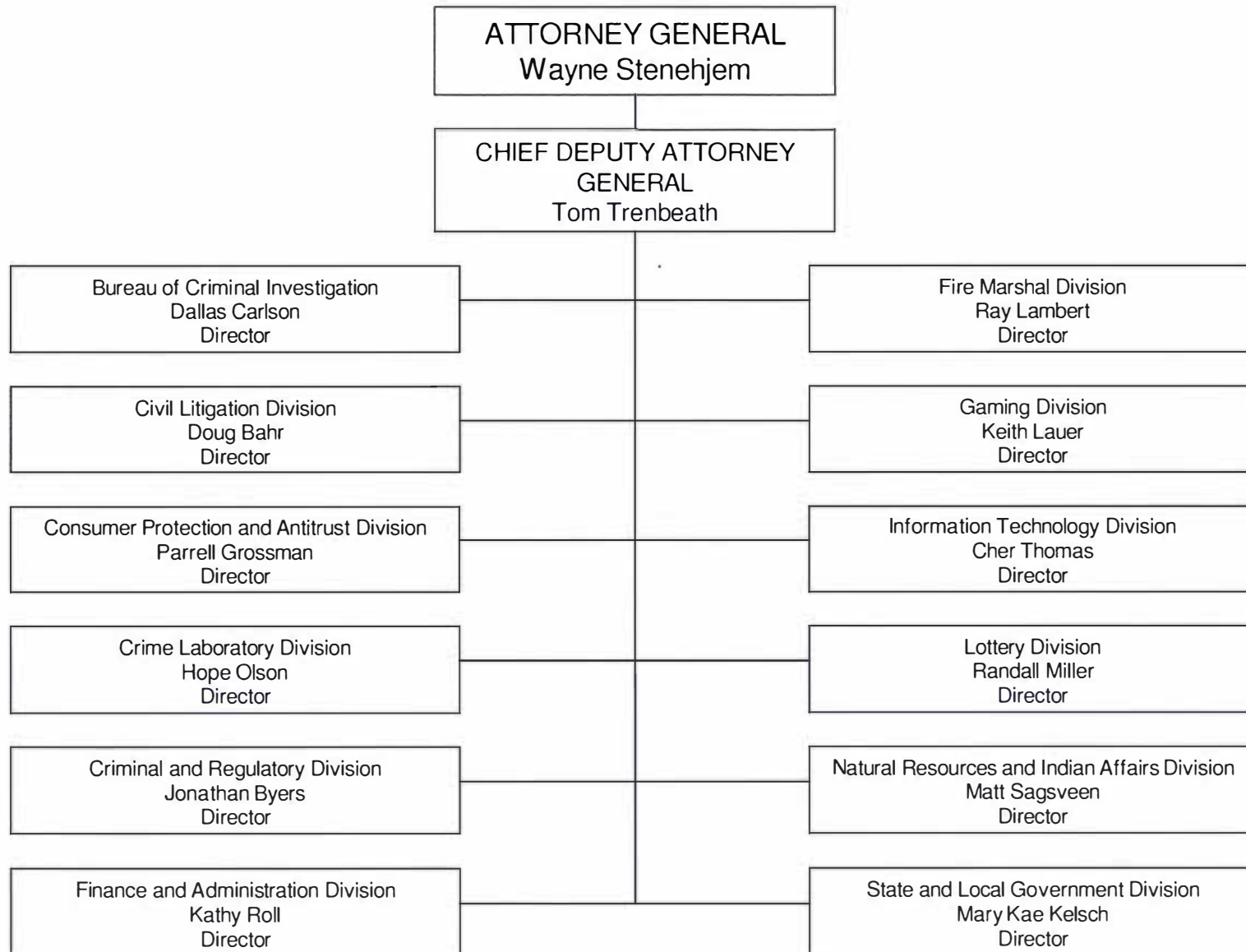
# 125 - Attorney General - 2012-14 Quartile Charts

HB 1003  
January 28, 2013  
Attachment 2

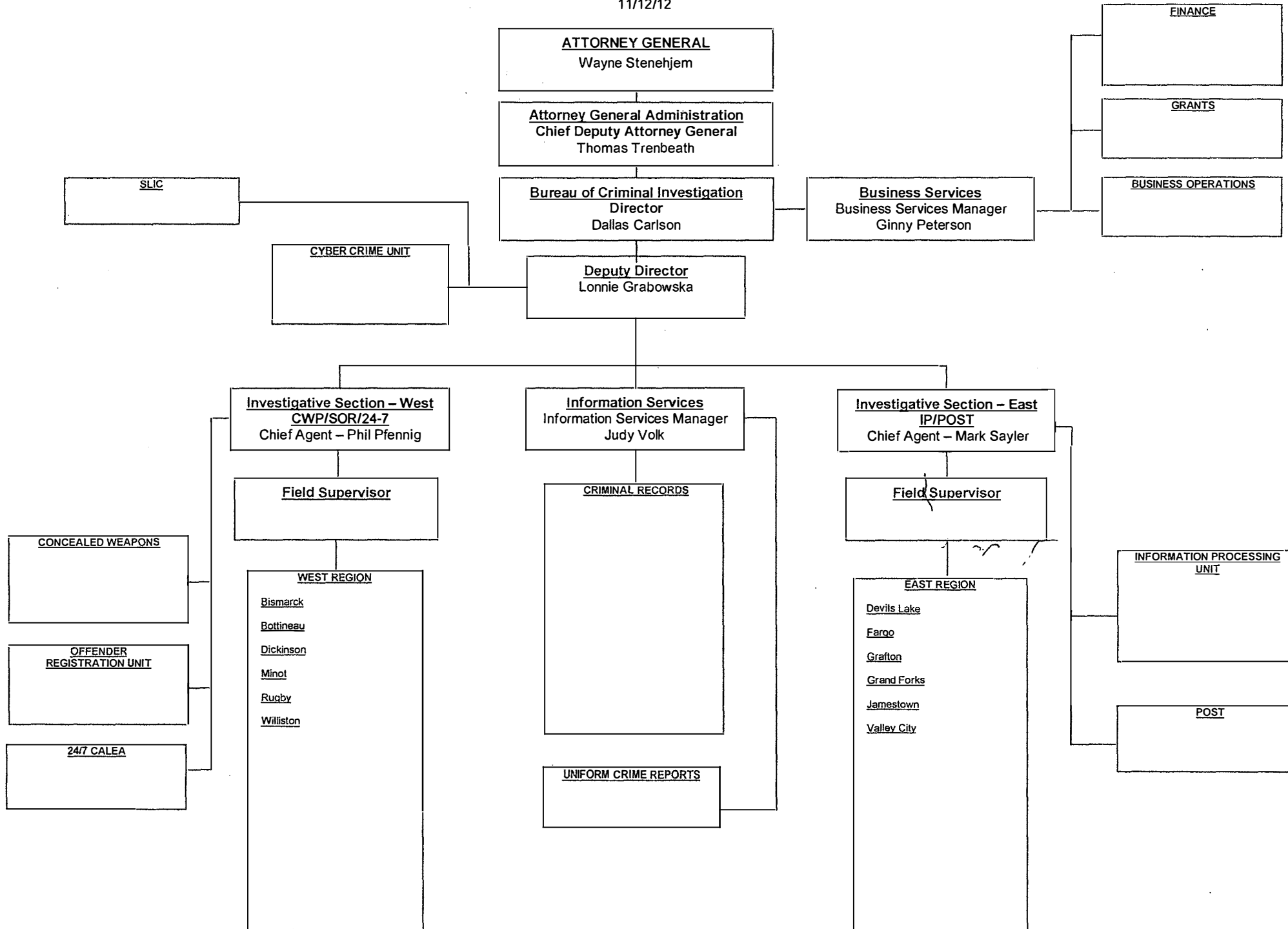


NORTH DAKOTA  
OFFICE OF ATTORNEY GENERAL  
November 2012

*HB 1003  
January 28, 2013  
Attachment 3*

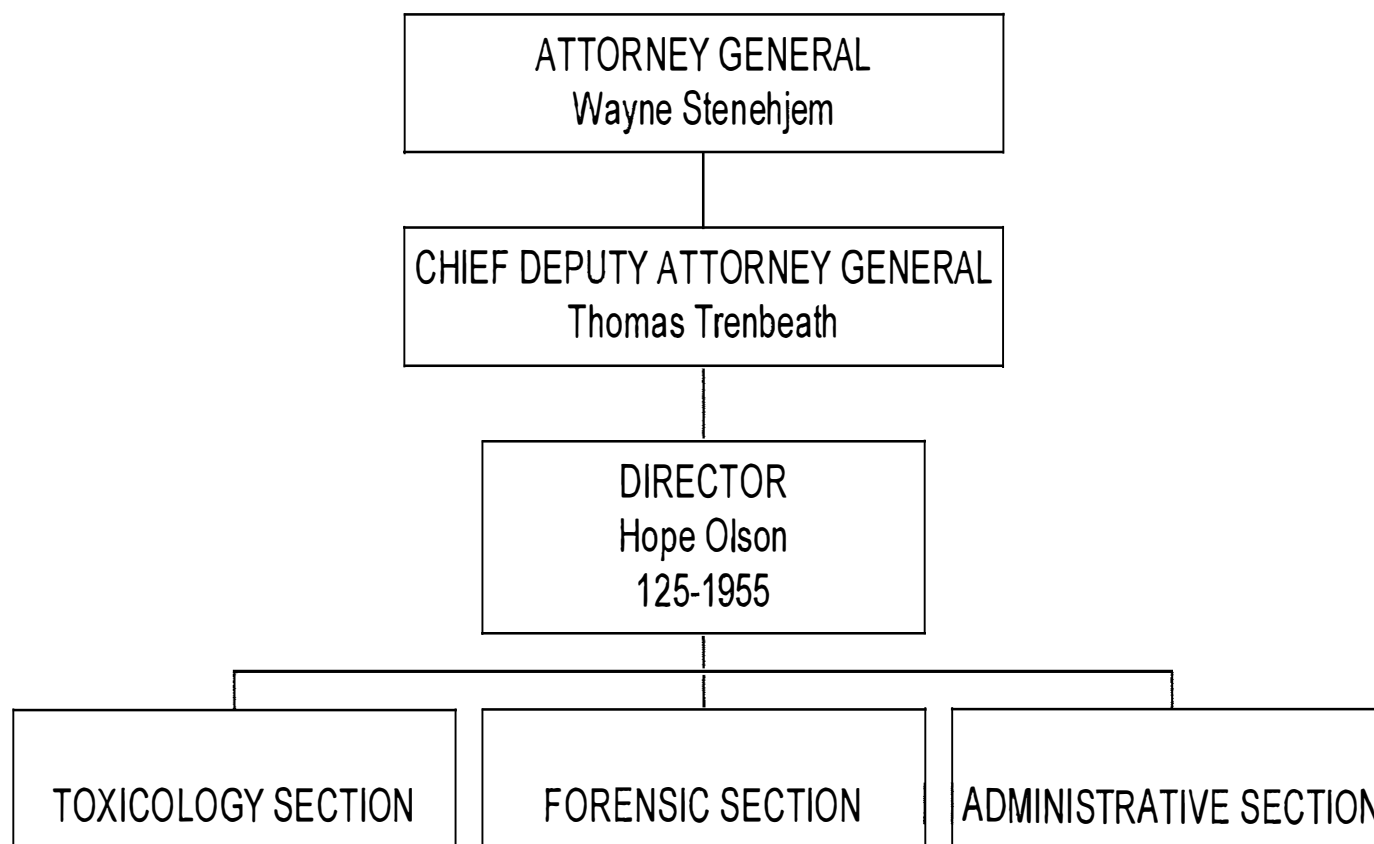


North Dakota Office of Attorney General  
Bureau of Criminal Investigation  
Organizational Chart  
11/12/12



NORTH DAKOTA  
OFFICE OF ATTORNEY GENERAL  
**CRIME LABORATORY DIVISION**

August 2012





OFFICE OF ATTORNEY GENERAL 2013-15 BIENNIUM BUDGET  
KNOWN FISCAL IMPACT OF NORTH DAKOTA OIL ACTIVITY

HB1003  
January 28, 2014  
attachment 4

	TOTAL	GENERAL FUND	OTHER FUNDS	TOTAL ALL FUNDS
2 WESTERN ND CRIMINAL INVESTIGATORS AND 1 ADMINISTRATIVE ASSISTANT, RELATED EXPENSES	526,767	457,117	69,650	526,767
ORGANIZED CRIME INVESTIGATOR	211,470		211,470	211,470
OIL IMPACT AREAS TEMPORARY SALARY INCREASE, RENT ASSISTANCE	135,090	135,090		135,090
<b>TOTAL BUDGET IMPACT FROM ND OIL ACTIVITY</b>	<b>873,327</b>	<b>592,207</b>	<b>281,120</b>	<b>873,327</b>

HB1005  
January 28, 2013  
Attachment 5

**CONCEALED WEAPONS LICENSES (NEW AND RENEWAL) ISSUED:**

Oil-Producing Counti	2005	2006	2007	2008	2009	2010	2011	2012
Billings	4	5	4	9	10	13	23	34
Bottineau	23	38	60	49	98	64	65	186
Bowman	59	52	52	93	78	49	78	126
Burke	6	23	5	12	43	9	30	78
Divide	20	36	36	40	47	25	31	131
Dunn	10	27	22	21	50	31	24	185
Golden Valley	3	2	5	3	34	5	14	83
Hettinger	9	20	16	39	69	18	35	96
Mchenry	15	21	66	53	72	66	82	165
Mckenzie	17	24	42	38	70	49	83	232
McLean	59	75	88	115	244	96	128	373
Mercer	42	89	67	66	222	79	131	325
Mountrail	44	45	66	60	90	71	91	215
Renville	3	13	23	20	47	31	49	126
Slope	6	23	11	11	30	10	18	46
Stark	47	114	82	80	252	148	188	927
Ward	153	268	430	398	869	527	846	1431
Williams	32	60	69	208	363	170	459	923

**Other Counties**

Adams	14	19	45	18	48	53	28	90
Barnes	25	46	73	39	59	83	62	116
Benson	18	33	34	31	44	32	41	61
Burleigh	267	430	470	492	934	515	674	1941
Cass	326	386	398	434	608	419	582	1067
Cavalier	28	24	27	33	39	26	44	38
Dickey	7	13	9	17	21	20	35	113
Eddy	9	9	22	18	15	13	13	20
Emmons	7	5	10	13	28	9	20	42
Foster	25	23	12	25	36	9	34	68
Grand Forks	237	294	328	313	408	314	389	573
Grant	8	13	19	14	29	14	23	59
Griggs	3	16	4	5	32	5	17	44
Kidder	5	6	10	5	12	21	17	44
Lamoure	14	20	13	32	26	21	32	52
Logan	5	5	5	6	10	8	21	25
McIntosh	5	7	5	6	21	4	14	71
Morton	110	198	174	185	383	183	269	720
Nelson	13	33	13	27	33	11	36	66
Oliver	10	10	20	20	33	19	17	86
Pembina	53	49	106	69	82	92	80	108
Pierce	27	29	17	54	37	27	52	99
Ramsey	61	94	127	99	198	132	137	193
Ransom	9	21	17	19	22	20	16	75

Richland	27	31	33	60	58	57	64	126
Rolette	34	36	32	39	63	24	25	73
Sargent	6	10	16	18	13	18	30	129
Sheridan	2	3	12	4	13	25	14	46
Sioux	2	4	3	7	4	3	5	6
Steele	14	9	12	12	14	9	14	31
Stutsman	49	43	65	110	87	89	106	185
Towner	17	25	26	28	35	31	24	78
Traill	18	32	29	24	45	38	45	38
Walsh	64	98	83	98	135	78	110	134
Wells	16	20	33	29	56	37	55	116
<u>Non-ND resident</u>	<u>92</u>	<u>249</u>	<u>236</u>	<u>154</u>	<u>293</u>	<u>146</u>	<u>114</u>	<u>199</u>
<b>GRAND TOTAL:</b>	<b>2179</b>	<b>3278</b>	<b>3682</b>	<b>3872</b>	<b>6662</b>	<b>4066</b>	<b>5634</b>	<b>12614</b>

# 2013-15 BIENNIUM OFFICE OF ATTORNEY GENERAL POSITION

HB1003  
January 28, 1003  
attachment 6

POSITION	STATUS	TITLE	FTES
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## CURRENTLY AUTHORIZED AND FILLED POSITIONS

### STIMULUS CURRENTLY FILLED POSITIONS SINCE 2009-11 BIENNIUM

668	FILLED	CRIMINAL INVESTIGATOR II	1.0
661	FILLED	ADMINISTRATIVE ASSISTANT II	1.0
27322	FILLED	CRIMINAL INTELLIGENCE ANALYST	1.0
27323	FILLED	CRIMINAL INTELLIGENCE ANALYST	1.0
27328	FILLED	CRIMINAL INVESTIGATOR I	1.0
26910	FILLED	FORENSIC SCIENTIST I	1.0
26913	FILLED	FORENSIC SCIENTIST I	1.0

<b>TOTAL FORMER FEDERAL STIMULUS POSITIONS</b>	<b>7.0</b>
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### NICS CURRENTLY FILLED POSITIONS SINCE 2011-13 BIENNIUM

28485	FILLED	ADMINISTRATIVE ASSISTANT II	1.0
28486	FILLED	ADMINISTRATIVE ASSISTANT II	0.5

<b>TOTAL FORMER NATIONAL INSTANT CRIME SYSTEM POSITIONS</b>	<b>1.5</b>
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<b>TOTAL ALL CURRENT FEDERAL FUNDS POSITIONS REQUESTED/RECEIVED GENERAL FUND SUPPORT FOR 1/</b>	<b>8.5</b>
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## 2013-15 EXECUTIVE RECOMMENDATION NEW POSITIONS

### REQUESTED AND FUNDED NEW POSITIONS FOR 2013-15

15	VACANT	ASSISTANT ATTORNEY GENERAL	1.0
28486	VACANT	ADMINISTRATIVE ASSISTANT II	0.5
4	VACANT	CRIMINAL INVESTIGATOR I	1.0
5	VACANT	ADMINISTRATIVE ASSISTANT II	1.0
6	VACANT	CRIMINAL INVESTIGATOR I	1.0
7	VACANT	CRIMINAL INVESTIGATOR I	1.0
8	VACANT	ADMINISTRATIVE ASSISTANT II	1.0
9	VACANT	FORENSIC SCIENTIST I	1.0

<b>TOTAL NEW POSITIONS INCLUDED IN EXECUTIVE RECOMMENDATION</b>	<b>7.5</b>
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<b><i>TOTAL ALL CURRENT/NEW POSITIONS INCLUDED IN EXECUTIVE RECOMMENDATION</i></b>	<b>16.0</b>
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1/ ALTHOUGH SHOWN AS NEW, THE 7 FEDERAL STIMULUS POSITIONS WERE ADDED IN 2009 AND CONTINUED INTO THE 2011-13 BIENNIUM. THE 1.5 FTES RESULTING FROM 2011 HB 1269, DEALING WITH CONCEALED WEAPONS AND MENTAL HEALTH, WERE ADDED FOR THE 2011-13 BIENNIUM. THE BOLD POSITIONS ARE FILLED.



**2013-15 BIENNIUM OFFICE OF ATTORNEY GENERAL POSITION INFORMATION IN EXECUTIVE RECOMMENDATION**

				FUNDING SOURCE				
POSITION	STATUS	TITLE	FTES	SALARY & BENEFITS	GF	FF	OF	TOTAL
ARRA FEDERAL STIMULUS POSITIONS REMOVED IN 2013-15 BASE BUDGET REQUEST								
668	FILLED	CRIMINAL INVESTIGATOR I	1	170,077	170,077			170,077
661	FILLED	ADMINISTRATIVE ASSISTANT II	1	106,799	106,799			106,799
27322	FILLED	CRIMINAL INTELLIGENCE ANALYST	1	126,462	126,462			126,462
27323	FILLED	CRIMINAL INTELLIGENCE ANALYST	1	128,574	128,574			128,574
27328	FILLED	CRIMINAL INVESTIGATOR I	1	142,778	142,778			142,778
26910	FILLED	FORENSIC SCIENTIST I	1	122,998	122,998			122,998
26913	FILLED	FORENSIC SCIENTIST I	1	128,735	128,735			128,735
			7	926,423	926,423	-	-	926,423

**CURRENTLY AUTHORIZED AND FILLED POSITIONS**

**STIMULUS CURRENTLY FILLED POSITIONS SINCE 2009-11 BIENNIUM**

668	FILLED	CRIMINAL INVESTIGATOR II	1.0	173,601	173,601			173,601
661	FILLED	ADMINISTRATIVE ASSISTANT II	1.0	106,799	106,799			106,799
27322	FILLED	CRIMINAL INTELLIGENCE ANALYST	1.0	129,661	129,661			129,661
27323	FILLED	CRIMINAL INTELLIGENCE ANALYST	1.0	131,791	131,791			131,791
27328	FILLED	CRIMINAL INVESTIGATOR I	1.0	146,072	146,072			146,072
26910	FILLED	FORENSIC SCIENTIST I	1.0	126,166	126,166			126,166
26913	FILLED	FORENSIC SCIENTIST I	1.0	131,953	131,953			131,953
<b>TOTAL FORMER FEDERAL STIMULUS POSITIONS</b>			<b>7.0</b>	<b>946,043</b>	<b>946,043</b>	-	-	<b>946,043</b>

**NICS CURRENTLY FILLED POSITIONS SINCE 2011-13 BIENNIUM**

28485	FILLED	ADMINISTRATIVE ASSISTANT II	1.0	101,782			101,782	101,782
28486	FILLED	ADMINISTRATIVE ASSISTANT II	0.5	62,775			62,775	62,775
<b>TOTAL FORMER NATIONAL INSTANT CRIME SYSTEM POSITIONS</b>			<b>1.5</b>	<b>164,557</b>			<b>164,557</b>	<b>164,557</b>

<b>TOTAL ALL CURRENT FEDERAL FUNDS POSITIONS REQUESTED/RECEIVED GENERAL FUND SUPPORT FOR 1/</b>	<b>8.5</b>
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**2013-15 EXECUTIVE RECOMMENDATION NEW POSITIONS**

**REQUESTED AND FUNDED NEW POSITIONS FOR 2013-15**

1S	VACANT	ASSISTANT ATTORNEY GENERAL	1.0	202,569			202,569	202,569
28486	VACANT	ADMINISTRATIVE ASSISTANT II	0.5	38,933	38,933			38,933
4	VACANT	CRIMINAL INVESTIGATOR I	1.0	141,484	141,484			141,484
5	VACANT	ADMINISTRATIVE ASSISTANT II	1.0	101,737	101,737			101,737
6	VACANT	CRIMINAL INVESTIGATOR I	1.0	141,484	141,484			141,484
7	VACANT	CRIMINAL INVESTIGATOR I	1.0	141,484			141,484	141,484
8	VACANT	ADMINISTRATIVE ASSISTANT II	1.0	101,737			101,737	101,737
9	VACANT	FORENSIC SCIENTIST I	1.0	125,159	125,159			125,159
<b>TOTAL NEW POSITIONS INCLUDED IN EXECUTIVE RECOMMENDATION</b>			<b>7.5</b>					

<b>TOTAL ALL CURRENT/NEW POSITIONS INCLUDED IN EXECUTIVE RECOMMENDATION</b>	<b>16.0</b>	<b>2,269,744</b>	<b>1,494,840</b>	<b>-</b>	<b>774,904</b>	<b>2,269,744</b>
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1/ ALTHOUGH SHOWN AS NEW, THE 7 FEDERAL STIMULUS POSITIONS WERE ADDED IN 2009 AND CONTINUED INTO THE 2011-13 BIENNIUM. THE 1.5 FTES RESULTING FROM 2011 HB 1269, DEALING WITH CONCEALED WEAPONS AND MENTAL HEALTH, WERE ADDED FOR THE 2011-13 BIENNIUM. THE BOLDED POSITIONS ARE FILLED.

# POSITIONS REQUESTED FROM HOUSE APPROPRIATIONS, GOVERNMENT OPERATIONS SECTION

POSITION	STATUS	TITLE	FTES	SALARY & BENEFITS	FUNDING SOURCE			TOTAL
					GF	FF	OF	
	VACANT	PROGRAMMER ANALYST I	1.0	154,378	154,378			154,378
	VACANT	PROGRAMMER ANALYST I	1.0	154,378	154,378			154,378
	VACANT	ARCHITECT ASSOCIATE	1.0	178,099	178,099			178,099
	VACANT	OFFENDER REGISTRY ADMINISTRATIVE ASSISTANT II	1.0	101,737	101,737			101,737
TOTAL POSITIONS REQUESTED DURING BUDGET HEARING				588,592	588,592	-	-	588,592

HB 1003  
January 28, 2013  
Attorney ?

## OFFICE OF ATTORNEY GENERAL CURRENT AND NEW FTES IN THE 2013-2015 BIENNIUM BUDGET REQUEST

### FEDERAL STIMULUS POSITIONS FUNDED IN THE 2009-2011 AND 2011-2013 BIENNIA

#### 24/7 SOBRIETY COORDINATOR INVESTIGATOR

The North Dakota 24/7 Sobriety program has proven to be very effective as a means to help individuals who have had multiple driving under the influence (DUIs) convictions or other violations where drugs or alcohol were involved, refrain from alcohol or drug use and stay out of the prison system. This program is also making the state's roadways safer for its citizens. As of January 14, 2013, 4,255 offenders have participated in the program. The investigator coordinating this program works closely with the alcohol monitoring company providing services to the state and with all local law enforcement agencies to ensure that proper training, reporting, and equipment needs are met. Eliminating funding would result in no program oversight and no liaison between the vendor and the local law enforcement agencies that rely on these services.

- Coordinate and oversee the organization, regulation, and field implementation of the 24/7 Sobriety Program across the State of North Dakota.
- Coordinate training for law enforcement agencies, correctional facilities, and state's attorney's offices in regards to the procedures and practices to operate the 24/7 Sobriety Program (24/7).
- Coordinate with private vendors and law enforcement personnel about the 24/7 program testing equipment and computer programs used to document the program use and track the outcomes of the testing requirements.
- Act as the liaison with participating entities (private and government) regarding questions or issues about the 24/7 program. This includes identifying, targeting, and troubleshooting any problems that arise within the computer program or specialized devices.
- Coordinate updates for 24/7 related programs to include presentation material to offer for administrative and partner agencies use regarding program procedures and outcomes. This includes updates on the Attorney General's web site regarding 24/7 materials.
- Liaison and work with the Attorney General's Information Technology Division to keep the 24/7 program computer database updated with necessary changes to ensure proper field use of participant information. This includes troubleshooting issues with partnering agencies regarding operational concerns for the program.

- Organize, research, and coordinate purchases of specialized equipment and supplies to be used for the program throughout the state. This includes items used to perform two-a-day breath tests, drug monitoring, and bracelet alcohol monitoring.
- Work with the commercial vendors that support the 24/7 program, to include maintaining communications and open channels of communication regarding issues that may arise with the products provided by various vendors.
- Liaison with district judges, state's attorney's offices, sheriff's department staff, correctional staff, police departments, and private testing staff that participate in the 24/7 program. This ensures the lines of communications remain open to identify and correct any problems that arise.
- Expand the 24/7 program as requested to other states and sovereign nations including the North Dakota Department of Corrections and Rehabilitation and Standing Rock Indian Reservation.
- Liaison with other state governments that run 24/7 programs and oversee the testing of personnel that may travel to North Dakota from surrounding states requiring these subjects to perform sobriety testing in North Dakota.
- Monitor and research changing technology related to updates in alcohol testing and transdermal alcohol detection.
- Work with North Dakota Department of Transportation (NDDOT) to monitor changes in federal and state laws, rules, and regulations that may affect the North Dakota 24/7 program.
- Identify funding sources from government and private entities that may be able to assist in the demands and needs of specialized equipment related to state-wide expansion of the 24/7 program.
- Participate in supervised basic investigations such as burglary, forgery, controlled substances possession, larceny/theft, assault, gaming, motor vehicle thefts, stolen property, and other assigned investigations.
- Maintain proficiency in use of specialized technical equipment.
- Complete other duties associated with search warrants, preservation of evidence, and case preparation, including providing sworn testimony.
- Conduct illegal drug investigations and work in an undercover role.
- Apprehend and convict suspects who are responsible for the crime.
- Obtain and exchange intelligence information.
- Conduct surveillance activities.
- Prepare and present case reports.



- Develop and maintain associations with confidential informants.
- Coordinate arrest and search warrant activities.
- Operate electronic surveillance equipment.
- Gather and maintain evidence.
- Provide law enforcement training.

## **CRIMINAL INTELLIGENCE ANALYSTS**

The two criminal intelligence analyst positions are critical to the success of the State and Local Intelligence Center (SLIC), which was formed to utilize local, state, and federal resources more effectively. This center allows the state to more effectively provide support that leads to identifying, investigating, and prosecuting criminal activities, including out-of-state drug suppliers and homeland security threats. Many crimes typically involve conspiracies, several layers of networks, and individuals who utilize the same routes and modes of transportation. The SLIC analysts play a critical role in providing the analyzed information to task forces, analysts across the nation, the northern border International Border Enforcement Teams (IBET), and many local, state, and federal agencies.

Collect and gather intelligence to assist in criminal investigations or to prevent criminal act from occurring.

- A. Review open criminal records to look for trends in criminal activity.
- B. Review local, regional, and federal law enforcement databases for trends and substantiating criminal activities.
- C. Receive and collate criminal information from local, state, and federal law enforcement agencies, and maintain that data in a customized database.
- D. Receive and collate data from non-law enforcement agencies and personnel that relate to criminal activity.
- E. Develop work products to assist in criminal investigations.
- F. Utilize different commercial software products to analyze and show linkages between criminals and criminal activities.
- G. Create flow charts, timelines, modus operandi trends, and link charts to assist in criminal investigations and prosecution.

- H. Attend and give training and briefings on criminal intelligence and activities for local, state, and federal agencies.
- I. Attend crime conferences.
- J. Attend training sessions related to criminal intelligence.
- K. Prepare training on criminal intelligence for local, state, and federal law enforcement personnel.
- L. Give trends and threats analysis briefings as needed.

## **GRANTS MANAGEMENT ADMINISTRATIVE ASSISTANT**

The office currently has two staff members assigned to manage federal and special fund grant activities. One administrative assistant is funded from the stimulus grant.

While overall funding has declined across the country, the competitive nature of federal funds has increased reporting and grant management requirements. The grants manager cannot keep up with applications, sub-grantee monitoring, reporting requirements and daily support. The general fund request for this administrative support position helps to ensure proper management of all grants and state funding resources.

The grants management administrative assistant's duties include:

- Research and prepare applications to secure grants that will enhance the state's ability to address a variety of criminal justice issues. Monitor a variety of sources for funding opportunities.
- Ensure contracts, amendments and applications associated with grants adhere to state and federal guidelines.
- Review changes in federal legislation which may impact grant funds, and work with staff and federal/congressional staff to resolve related issues.
- Serve as liaison between agency and federal counterparts to answer questions and resolve issues.
- Determine when to submit grant adjustment and extension requests, and prepare justification for the requests as needed.
- Project future needs, develop and coordinate spending plans, including other funding sources with similar objectives.
- Reconcile monthly accounting detail to ensure proper accounting of projects.

- Prepare and submit quarterly, semiannual, and annual progress and fiscal data and narratives via the Department of Justice's performance management tool, reporting and payment management systems.
- Request federal funding reimbursement.
- Assist with sub grantee annual application and award processes, serving as advisor during award hearings.
- Assist with on-site visits and desk reviews of sub grantees as needed to review program implementation and ensure proper program and financial record keeping procedures are in place.
- Assist with sub grantee reimbursement by analyzing and approving Summary Financial Reports from sub grantees.
- Ensure audited transactions appear in informant files and review signatures.
- Respond to requests for legislative, financial and other information.

## **CYBERCRIME CRIMINAL INVESTIGATOR**

The cybercrime investigator is one of four throughout the state. This is a critical and growing area of needed services, and the loss of this position would be extremely detrimental to Internet Crimes Against Children (ICAC) enforcement efforts across the state, which local law enforcement agencies rely on.

The Cybercrime criminal investigator's duties include:

- ✓ Conduct investigations directly related to cybercrimes or crimes that involve the use of a computer on a statewide basis.
- ✓ Conduct computer investigations that involve computer network systems.
- ✓ Conduct on-line undercover investigations.
- ✓ Coordinate luring investigations on a statewide basis.
- ✓ Conduct forensic analysis of various digital media including computer hard drives, servers, networks, cellular devices and smart phones.
- ✓ Coordinate training for ICAC affiliate agencies to include training sessions, operational assistance, and forensics analysis.
- ✓ Recruit ICAC affiliate agencies to include meeting with agency representatives, ICAC designated officers; and state's attorney's offices.

- ✓ Liaison with federal, tribal, state, county, and municipal agencies regarding computer crime investigations including field and forensic services.
- ✓ Coordinate efforts with the United States Attorney's Office and other federal investigators regarding goals of the Project Safe Neighborhood initiative.
- ✓ Maintain a working knowledge of various changes with computer communication programs including social media sites, information sharing sites, and data exchange portals.
- ✓ Maintain an advanced knowledge of changes in computer forensics including various software upgrades and expansions that allow for accurate field previews and prosecutable criminal investigations.
- ✓ Participate in supervised basic investigations such as burglary, forgery, controlled substances possession, larceny/theft, assault, gaming, motor vehicle thefts, stolen property, and other assigned investigations.
- ✓ Maintain proficiency in use of specialized technical equipment.
- ✓ Complete other duties associated with search warrants, preservation of evidence, and case preparation, including providing court room sworn testimony.
- ✓ Conduct illegal drug investigations and work in an undercover role.
- ✓ Apprehend and convict suspects who are responsible for the crime.
- ✓ Obtain and exchange intelligence information.
- ✓ Conduct surveillance activities.
- ✓ Prepare and present case reports.
- ✓ Develop and maintain associations with confidential informants.
- ✓ Coordinate arrest and search warrant activities.
- ✓ Operate electronic surveillance equipment.
- ✓ Provide law enforcement training.

## **DNA FORENSIC SCIENTISTS**

The Crime Lab is requesting general fund support for two DNA forensic scientists formerly funded from federal stimulus funding. These positions were added during the



2009-2011 biennium and need to be permanently funded. During the last biennium, these two forensic scientists completed over 4,500 exams and processed over 535 cases. These positions are crucial to provide timely law enforcement needed evidence analysis. Prior to the addition of these positions the average turn-around time for DNA cases was 29 days. Currently the turn-around time is 17 days which represents a 41% improvement in DNA case analysis. This is a significant and vital benefit to local law enforcement and the justice system.

The forensic scientists' duties include:

- + Identification and individualization of body fluids and stains:
  - Write a complete and concise description of evidence submitted.
  - Locate, extract, and isolate fluids using chemical, instrumental, and microscopic techniques.
  - Collect probative trace evidence.
  - Use chemical, biochemical, and microscopic techniques to identify body fluids and stains.
  - Document evidence using diverse photographic techniques.
  - Prepare reports stating scientific opinions.
  - Advise law enforcement agencies and interested parties within the criminal justice system.
- + Preventative maintenance to assure analytical instruments are working according to specifications, troubleshoot and repair if possible.
- + Courtroom testimony.
- + Assist in obtaining lab accreditation and maintaining ASCLD accreditation.
- + Maintain security and the integrity of the lab environment.
- + Maintain technical expertise, train law enforcement personnel.

## **WESTERN NORTH DAKOTA OIL IMPACT CRIMINAL INVESTIGATORS AND ADMINISTRATIVE ASSISTANT**

Increased economic activity in the western part of the state has had a substantial impact on the Bureau of Criminal Investigation (BCI) Division staff. The BCI is assisting local sheriff and police departments with investigations because these local law enforcement agencies are backlogged and extremely busy answering routine calls. Due to the heavy

workloads, these agencies have turned to BCI to help with entering statistical information.

BCI's current staff response in the western offices (Minot, Dickinson, & Williston) is almost 100% reactive, having to put aside proactive enforcement such as controlled drug buys and preventative measures such as public presentations. Due to the reactive nature of the increased workload and violent crimes, agents have had to triage their cases and are frequently unable to address less serious crimes as quickly as in the past. Staff scheduling is done on a day-to-day basis, as staff are getting called out at all times of the day and night, which leads to employee exhaustion.

With the increased population in the western part of the state has come increased drug activity, especially methamphetamines (meth) and a new epidemic of synthetic drugs. Transient workers are bringing new meth cooking methods to the state as well as other types of drugs from their home states.

BCI is also partnering with the United States Marshal Service to address concerns that there may be a large number of unregistered sex offenders who have migrated to the state due to the economic boom.

The criminal investigators' duties include:

Participate in supervised narcotics investigations, such as possession, delivery, possession with intent to deliver a controlled substance. Conduct criminal investigations that may involve homicide, burglary, theft, property crimes, cyber or computer crime, clandestine narcotic laboratories, or other violent crimes.

- ✚ Develop, coordinate and conduct investigations, uncovering illegal activity.
- ✚ Conduct surveillance operations. Recognize counter surveillance activities and initiate appropriate responses. Complete surveillance and intelligence reports.
- ✚ Collect, process, and preserve evidence.
- ✚ Develop information for and execute arrest and search warrants.
- ✚ Conduct clandestine narcotics laboratory investigations. Dismantle clandestine narcotics laboratories and dispose of hazardous materials.
- ✚ Provide testimony in court proceedings.
- ✚ Process and collect fingerprint evidence.
- + Cultivate, supervise and direct confidential informants.
- ✚ Utilize confidential informants for introductions of undercover officers to controlled substances suppliers.

- + Cultivate, provide direction, and monitor to confidential informants to conduct and direct controlled purchases of controlled substances, utilizing confidential informants.
- + Act in an undercover capacity as a law enforcement officer
- + Preparation of case reports and files and coordinate case presentation with prosecutors, and provide expert testimony in court proceedings.
- + Gather intelligence and conduct investigations concerning homeland security issues for the northern border and the state of North Dakota.

**The administrative assistant duties include:**

- + Prepare investigative, correspondence and other reports
  - ❖ Prepare case reports, intelligence reports, polygraph examinations, background checks, forms, correspondence, and reports by transcription from tape or from handwritten, rough drafts provided.
  - ❖ Prepare other documents - must be able to use a variety of resources, retrieve the appropriate material, and logically and creatively tabulate and present the data.
  - ❖ Maintain and update statistics, and print reports that present that data.
  - ❖ Utilize various programs to complete the above work.
  - ❖ Proofread and restructure text using appropriate grammar, punctuation, and other skills to edit and produce quality documents.
- + Maintain undercover, confidential, and other information for agents
  - ❖ Prepare, process, and update authorization lists by verifying changes with chief agent and North Dakota State Radio.
  - ❖ Personally correspond with agencies and other companies regarding ordering/canceling, status of accounts, and authorization lists.
  - ❖ Maintain list of license plates for vehicles, request appropriate tabs from DOT, and distribute tabs to appropriate staff.
  - ❖ Compile specified drug and polygraph examination statistics.
  - ❖ Transcribe POST Board meeting minutes.
  - ❖ Set up orientation and BCI procedure manuals.
  - ❖ Due to the nature of records and information processed by this person, this person may be required to provide courtroom testimony to aid law enforcement investigators and prosecutors.

- ❖ Reconcile field office case files with master case files.
- ❖ Prepare mail for distribution to field offices and other agencies and mass mailing.

## **BUSINESS PROGRAMMER ANALYSTS AND ARCHITECT ASSOCIATE**

The office's Bureau of Criminal Investigation and Crime Lab Division staff depends on the crucial computer programming expertise and skills of the office's technology staff to develop new business use programs and to maintain and support current and new computerized business projects for office staff and for local law enforcement. For the 2009-2011 biennium, the BCI and Crime Lab utilized 84% of office technology staff resources. In the 2011-2013 biennium, to date, the BCI and Crime Lab have utilized 89% of office technology staff resources

The office has advanced from simple to substantially more complex, sophisticated applications, sharing information within one division, several divisions and with other state and local entities. Local law enforcement has conveyed the significant and escalating need to be able to enter data at the point of origin (local level), rather than mailing or electronically sending documents into the office, which will make such information more readily available to other state and local law enforcement. This requires the office to develop more sophisticated office applications with higher security requirements and to provide support to local law enforcement, states' attorneys, and others outside of the office. The number and complexity of applications that need to be supported and replaced has grown over the years and the office's technology staff has not grown enough to meet these demands. This is seriously impacting the ability to provide the ongoing technology service needs of office and local law enforcement users.

Technology consultant funding is budgeted for the most urgently needed computerized business projects. Yet the office has insufficient staff to manage, review and test consultant work. Internal office staff understands the business purpose behind each computerized business project and works side by side with office staff impacted by the project.

For a typical new computerized business project, the following provides a brief outline of the duties and process used by internal technology staff members:

- The assigned internal programmer documents the business functions to be addressed and identifies all the business requirements to be met by the project. This work occurs 4 – 6 weeks before the computerized business project begins.
- After defining the business functions and requirements for the business project, the internal architect associate determines the best approach for the application



structure and how it will interact with other business applications. The architect associate develops the “blueprint” for the consultants to follow.

- The programmer writes coding requirements for each piece of the business project to be designed and programmed. This staff member must stay about two weeks ahead of the consultants to provide a continuous flow of work to keep the business project on track.
- While the consultants write the business program, the programmer reviews their work to ensure it meets the established requirements of the project and writes testing scripts for the business staff.
- The architecture associate regularly reviews the consultant work to ensure it meets the architecture design and requirements.
- The review by the programmer and the architect associate is essential to avoid substantial consultant rework on the project.

The office currently has two programmers, a database analyst, and an application architect associate working full time on business use project development. These three programmers are able to work with three to four consultants, which falls far short of the staff needed to meet the demands of 13 very distinct divisions of the office, much less the external law enforcement needs.

With a 10 year backlog of computerized business projects (which assumes no new business projects are undertaken) the need for the requested 3 technology staff positions is at a critical point. The office requests the 3 staff positions be added to assist law enforcement, both in the office and locally, to work on significant law enforcement and other office projects. It is crucial for the office to receive the staff and funding to ensure that essential new computerized business programs function efficiently, that current and new project deadlines can be met, and development delays are minimized.

The office is requesting two additional programmer analysts and one architect associate to support the current business applications and to handle the many office projects (primarily for law enforcement) currently listed for future development. An increase in technology staff would increase the office’s ability to use and manage additional contractual services, including ITD services. This total includes salaries and related expenses for the new positions to assist in meeting the business needs of this office and local law enforcement.

**This request totals \$583,374, \$507,274 from the general fund and \$76,100 from other funds and includes 3 FTEs. The Executive Recommendation included a total of \$576,100, of which \$500,000 was from the general fund and \$76,100 was from other funds.**

## SEX OFFENDER REGISTRATION ADMINISTRATIVE ASSISTANT

In 2005 the legislature amended N.D.C.C. Section 12.1-32-15(7), to require sex offenders and offenders against children to provide and confirm any information requested by the Attorney General at an interval established by this office. This legislative change was enacted due to the kidnapping and murder of Dru Sjodin, a North Dakota resident. In addition, federal law, named for Dru Sjodin, has required even more frequent confirmation of registration information and lengthier registration periods.

This vital information, provided for public protection from sex offenders and offenders against children, is available on the office's website. Local law enforcement sends this information to this office, which is then added and made available to the public on the office's website as quickly as current staffing allows.

The offender registry administrative assistant duties include:

- Once each new offender's information is received by this office, the time intensive process of obtaining court documents, law enforcement reports and treatment information from the offender and the treatment facility begins.
- This information is submitted for Minnesota Sex Offender Scoring and Testing (MNSOST).
- Once all of the above information is available, the Sex Offender Assessment Committee (SORAC), which meets monthly, assesses whether each offender is at a low, moderate or high risk level of reoffending the state's population. Once the risk level is assessed, each offender must be notified within two weeks.
- The office's offender registration system involves ensuring that new, current and out-of-state offenders register and keep their registration information current. The required information gathered has grown considerably over the years. The growing number of offenders and the absolute necessity of having completely correct and up-to-date information available to the public have significantly impacted the office's workload. This staff member will enter information into this system.
- Routine offender information verification, which includes notification to criminal justice agencies as offenders relocate and the pursuit of offenders who are in violation of registration requirements, is also required. When any of the required information changes, the offender has 3 days to update it with local law enforcement, which forwards the information to this office.
- In addition, sex offenders and offenders against children information must be verified by the local post office at 3, 6 or 12 month intervals depending on the

level of risk assigned to the offender (low, medium or high risk of reoffending). The information required includes the offender's address, work place, school (if applicable), vehicle information, email address and other computer information.

- If an offender's location is not verified the process to locate an offender and update the system can be very lengthy for all involved.
- Interstate Identification Index (III) system records need to be requested and reviewed prior to removing such offenders from the system.

To date, there are 538 sex offenders that have not been assigned a re-offense risk level. This excludes all Offenders against Children, and includes out of state, incarcerated, and registered sex offenders. Some of these may not require a risk assessment level if they were released from incarceration prior to August 2007. However, the Interstate Identification Index (III) system record needs to be requested and reviewed prior to removing such offenders from the system.

Currently, the office has a 5-day entry backlog of offender information. Office staff is unable to consistently verify data after system entry at this time due to the heavy workload.

When implemented in 1995, the original system tracked approximately 150 offenders. The offender numbers continue to increase substantially. Since January 1, 2010, there has been a nearly 40% increase in tracked offenders, totaling over 1,800 offenders, with an additional 263 required to register once released from incarceration. In addition to the sharp increase in the number of offenders, the level of detailed information required has also increased. It is an incredible and almost overwhelming challenge to deal with an offender population that is constantly on the move, (offenders changing addresses frequently), which requires changes to their registration information. Over the last three years, BCI has processed 8,060 registration information changes (2010, 2,421 changes; 2011, 2,563 changes; and 2012, 3,076 changes).

The office has two administrative assistants and a temporary assistant whose primary responsibility is to maintain crucial offender registration records. With the growing number of offenders in the system, the offender registration staff has been unable to keep up with the demand of maintaining current records and procedures. As a result, the office is requesting an additional FTE to process and maintain current sex offender and offenders against children information and registrations to adequately respond to the ever-increasing workload and provide the greatest protection to the public.

A new offender registry system is being developed and during testing will require offender registry staff to review and provide function input changes, taking time away from daily tasks. Once the new system is implemented, the staff will be required to do double entry for a certain amount of time to verify that the system is functioning properly. The new system will allow law enforcement agencies to enter and submit



offender information electronically, which, with this additional position, will assist the office to make inroads with its workload.

**This general fund request totals \$116,413. This position request was inadvertently excluded from the office's budget request.**

## **SYNTHETIC FORENSIC SCIENTIST**

The office has experienced an explosion in the number of synthetic drug case evidence submissions. This explosion in synthetic drug cases is causing a significant delay in Crime Lab evidence analysis turn-around time for law enforcement and the justice system. Two years ago, Crime Lab drug evidence analysis turn-around time for law enforcement averaged **18** days. The current average evidence analysis turn-around time has increased to **66** days, a **266%** change. This has occurred because known drugs have known chemicals they contain. The chemicals used to make synthetic drugs change rapidly which requires much more testing and analysis for these drugs.

The total number of Crime Lab drug cases submitted in the past two years has increased by over 20%. During the same timeframe, driving under the influence drug screening submissions have increased by 26%. Evidence analysis increases of over 20% for the Crime Lab are not sustainable without additional forensic scientists and other resources.

The synthetic drugs forensic scientist duties include:

+ Identification and analysis of controlled substances and other drugs.

- ✓ Ensure proper evidence custody chain.
- ✓ Complete and concise description of evidence submitted.
- ✓ Determine new weight or number of items.
- ✓ Conduct visual and microscope exams and chemical spot tests screening for drugs.
- ✓ Conduct UV-VIS spectrophotometry, thin-layer chromatography, gas chromatography, capillary electrophoresis, chemical microcrystalline tests, gas chromatograph mass spectrometer and Fourier Transform Infra-Red spectrophotometer exams for indicative identification of drugs.
- ✓ Complex interpretation of clandestine lab manufacturing processes.
- ✓ Document evidence using diverse photographic techniques.

+ Advise law enforcement agencies and interested parties in the criminal justice system.



- + Preventative maintenance to assure analytical instruments are working according to specifications, troubleshoot and repair if possible.
- + Courtroom testimony.
- + Assist in obtaining lab accreditation and maintaining ASCLD accreditation.
- + Maintain security and the integrity of the lab environment.
- + Maintain technical expertise, train law enforcement personnel.

## **CONCEALED WEAPON LICENSE ADMINISTRATIVE ASSISTANTS**

During the first 17 months of the 2011-2013 biennium, the office issued 15,828 concealed weapon licenses, compared to a total of 8,535 licenses issued during the entire 2009-2011 biennium, an **85% increase in just 17 months**. As of December 13, 2012, a total of 21,552 individuals held active North Dakota concealed weapon licenses, compared to a total active licenses of only 6,421 just eight years ago.

In the 2009-2011 biennium, concealed weapon licenses issued grew by more than 40% compared to the 2005-2007 biennium, increasing from 5,900 to 8,535. After the 2009 legislature extended the length of time a license is valid, the volume of licenses far exceeded any expectations due to reciprocity acceptance in many states across the nation, concerns about the future of gun control, and most recently, the public's growing interest in personal safety. The exploding economy and transient workforce have significantly contributed to the increasing workload, and there are absolutely no signs of this workload slowing down. Also, additional sources of information, such as judicial and mental health records, must now be researched and considered when determining who may or may not possess a license.

2011 legislation, providing a much higher level of reciprocity for North Dakota's license in other states, has caused an even greater increase in workload during the 2011-2013 biennium. With more states adding North Dakota to their list of acceptable licenses to hold there are no signs of this workload slowing down. Instead, it seems apparent that the demand for these licenses will continue to grow. To ensure that the office is able to continually meet and issue the licenses within the 45-day turn-around period mandated by statute requires adequate staffing and support.

The 2011 legislature added 1.5 federally funded FTES to implement a system which incorporates mental health records and judicial records review into the concealed weapon licensing process. The federal grant, however, is only available for this biennium. Additional federal funding is not anticipated and the office will be expected to maintain these activities.

The sheer volume of licenses and the new review requirements have resulted in an existing staff member taking on more administrative duties along with processing licenses, adding a temporary staff member to assist with daily licenses processing, and the 1.5 federally funded staff members assisting with this work as well as gathering and processing mental health and judicial information. **To ensure the office can issue the licenses within the statutory 45-day turn-around period, other funds support of \$240,329 is requested for 2 current positions, which was included in the Executive Recommendation.**

The concealed weapon license administrative assistants' duties include:

- + Receive and review all concealed weapon license applications.
  - a. Review applications for completeness by ensuring that all questions are answered, all required signatures are present and that appropriate fees, photos and fingerprint cards are enclosed. Return all applications that are incomplete.
  - b. Query concealed weapon license database to verify if application is a renewal or a new application. Determine if renewal application process was begun within the legal period prior to expiration.
- + Complete criminal record checks on all concealed weapon license applications.
  - a. Enter information from the application forms into the concealed weapon license system.
  - b. Conduct criminal history record checks for North Dakota and for any other state that the individual has lived.
  - c. Conduct a National Instant Check System (NICS) check for all applicants.
  - d. Conduct an Interstate Identification Index check. Conduct any other record checks required by state or federal law.
  - e. Contact law enforcement, state's attorneys, and clerks of court and other appropriate entities to locate necessary police reports, prosecution, disposition, and parole/probation information to complete the criminal history record and to determine eligibility based on state or federal law.
- + Route Concealed Weapon License application and all materials to Director for approval and process denials.
  - a. If the Director denies an application, compile letters to the applicant, sheriff, and the police chief (if applicable) reporting the denial and stating the reason for the denial.
  - b. Return application materials to the applicant.
- + Issue licenses to applicants who have been approved to possess North Dakota Concealed Weapon Licenses.

- a. For all applications that have been approved by the Director, print license cards and mail the license card to the applicant along with a memo from the Director.
- b. Notify North Dakota law enforcement of all licenses issued using the state telecommunications system.
- c. Ensure that all applicant fingerprint cards are entered into AFIS.
- + Reconcile number of licenses issued with monthly deposit summary.
- + Routinely generate and mail notices of expiration to concealed weapon license holders.
- + Receive and review applications for North Dakota Concealed Weapon License Test Administrators.
  - a. Review applications for completeness, ensuring that all questions are answered, that the application has been signed, and credential information has been provided.
  - b. Conduct appropriate criminal history record checks using the law enforcement telecommunications system including Interstate Identification Index, National Crime Information Center, Central Warrant Information System, and all states where the applicant has resided.
  - c. Enter information in the concealed weapon license system and set appropriate status to route the application for further review.
  - d. If approved by the Director, forward letter of acceptance including test administrator number and appropriate manuals and test materials. If denied, prepare letter of denial including reason for denial.
  - e. Ensure that the test administrator list available on the agency website is current.
- + Serve as the FBI National Instant Check System (NICS) contact for office; serve as the North Dakota Court contact for office.
- + Provide information regarding reciprocity and maintain files and the agency website regarding reciprocity with other states.

## **UNIFORM CRIME REPORTING (UCR) ADMINISTRATIVE ASSISTANT**

Keeping track of crime statistics is essential to ensure North Dakotans and the federal government know and understand the crime issues this state has recently faced. The information helps to obtain and target resources more effectively. Currently, one staff member reports on all of the crime information gathered from all local law enforcement agencies across the state. However, as the state grows, there is an ever-increasing amount of information coming into this system, and an even greater demand for

subsequent reports. As law enforcement reporting agencies move to the Law Enforcement Records Management System (LERMS) system, there is an imperative need for field training and field auditing to ensure data quality and conformance with reporting rules, which is simply more than one person can complete.

The UCR administrative assistant duties include:

- Collect and compile all crime data received in the office from all local law enforcement agencies.
- Review and enter all crime data received in the office into the UCR system.
- Update the UCR manual and applicable forms for law enforcement use and reporting purposes.
- Assist with preparing the statewide crime and arrest information annual report and other reports to be developed.
- Assist in designing and testing changes or rewrites to the UCR system.
- Assist in the implementation of UCR system changes and assist law enforcement in using the UCR system.
- Maintaining UCR files.

This position will allow the UCR crime reporting program manager to address the ongoing need for training and quality control. This will help ensure the state is reporting the most accurate and current crime information.

## **ORGANIZED CRIMINAL INVESTIGATOR**

The developing and expanding economic growth in North Dakota has brought many diverse and dynamic changes to this state. With this growth have come challenges, including the introduction of organized crime groups.

Organized crime groups are being established to oversee, market, and expand criminal enterprises throughout North Dakota. One such group from the Fargo area has formed for the purpose of stealing copper for resale. Organized groups are also emerging in the areas of drug trafficking, street gangs, construction equipment theft and prostitution (primarily in the oil producing regions of the state). Such groups include outlaw motorcycle gangs, organized crime groups and Mexican drug cartels. To combat these threats, this office is requesting an organized crime investigator (OCI) position to be funded.

Current office investigators continue to be assigned more complex and time consuming cases such as missing persons and homicides and are therefore unable to give the



organized crime groups operating in North Dakota as much investigative time as is necessary.

The OCI's primary duties include:

- ❖ To identify, target, track and dismantle these illegal organizations.
- ❖ To work closely with federal, state, tribal and local law enforcement entities to gather intelligence and plan strategies to combat the expanding threats.
- ❖ To work with the State and Local Intelligence Center (SLIC) to use proven intelligence gathering systems and techniques to assist law enforcement in addressing organized crime issues.
- ❖ Liaison between the various levels of law enforcement.
- ❖ Coordinating intelligence and resources to build a strong knowledge base and develop operational techniques to deal with the criminal enterprises present in North Dakota.
- ❖ Help the state develop a proactive stance against the expanding criminal element that is taking root in North Dakota as the population continues to grow.

## **ASSISTANT ATTORNEY GENERAL**

The Department of Trust Lands has requested an additional assistant attorney general to review mineral leases and other legal information.

The assistant attorney general duties include:

- Legal research.
- Legal writing.
- Negotiations (if applicable).

7151005  
 January 28, 2013  
 Attached 18

	Drug Chemistry	Latent Processing	Biological Screening	Firearms	Fire Debris	DNA Testing	Trace	Offender Samples	Blood Alcohols	Drug Screens	TOTAL	% Increase from the Previous Year
2005	2,892	35	190	21	23	101	9	451	3,248	751	7,721	
2006	2,414	40	226	29	17	152	0	1,222	3,466	717	8,283	7.3
2007	2,097	31	279	26	24	195	0	1,308	3,667	875	8,502	2.6
2008	2,046	36	257	41	15	193	0	2,017	3,813	717	9,135	7.4
2009	2,034	51	278	13	12	208	0	2,398	4,012	892	9,898	8.4
2010	2,224	46	274	16	17	205	0	3,086	3,729	857	10,454	5.6
2011	2,574	58	316	20	18	267	11	3,153	4,470	1,211	12,098	15.7
2012	3,054	61	369	17	16	343	17	3,749	4,636	1,360	13,622	12.6

On another subject, the extra hours worked have paid off, the turn-around time has gone down substantially. The turn-around time has gone from an average of 66 days to 34 days since last September. A total of 176 extra hours have been worked.

	Pending Workload	Cases over 60 days	Cases over 30 days	Average Turn-around Time
September	548	298	23	66
October	438	196	2	58
November	397	127	2	51
December	277	58	4	42
January	206	6	1	34

HB1000  
January 28, 2013  
attachment 9

[illegible]



H51003  
January 28, 2013  
Attachment 10

H51003  
January 28, 2013  
Attachment 10



Anticipatory Projects  
by biennium

[illegible]

Anticipatory projects  
by biennium

	A	B	C	D	E	F	G	H	I	J	K	L	M	N	O	P
67																
68	Support	2013-15	2013-15		2015-17	2015-17		2017-19	2017-19		2019-21	2019-21		2021-23	2021-23	
69	Using current staff	internal	consult		internal	consult		internal	consult		internal	consult		internal	consult	
70																
71	BCI Support	2436	1442		2557.8	1500		2685.69	1500		2819.975	1500		2960.973	1500	
72	Crime Lab - Support	707.7	362		743.085	400		780.2393	400		819.2512	400		860.2138	400	
73	All other divisions - Support	970.2	1790		1018.71	1850		1069.646	1850		1123.128	1850		1179.284	1850	
74																
75	TOTAL for Support needed	4113.9	3594		4319.6	3750		4535.575	3750		4762.353	3750		5000.471	3750	
76	Total available	3120	0		3120	0		3120	0		3120	0		3120	0	
77	Amt short	993.9	3594		1199.6	3750		1415.6	3750		1642.4	3750		1880.5	3750	
78																
79																
80																
81																
82																
83																
84	SUPPORT:															
85	This table shows current situation using current staff - Based on the number of enhancements and support logs that are outstanding today. This is with one programmer assigned to support 100% of their available time.															
86																
87																
88	The column in the red is known support items that we do not have staff to complete. If we receive consulting dollars in special fund budget to help with support that will help with the shortage. Increase from biennium to biennium is calculated at the current rate of increase which is 5%. With the number of applications being made available directly to law enforcement to eliminate paper submission, the IT support rate may increase higher than the 5% projected.															
89																
90																
91																
92	One of the additional FTE's requested would be assigned to support part time, and to projects part time.															
93																
94	Hours available are for programmers and architect based on 3120 hours available per person per biennium (2080 * 75%															
95	with 25% overhead). Consultants are based on 80% availability.															
96																

HB1003  
Feb 28, 2013  
Attachment 11

2011-13 AND 2013-15 BIENNIA ASSET FORFEITURE FUND ANALYSIS

2011-13

2013-15

JULY 1, 2011 BALANCE	244,276	
ESTIMATED FORFEITURE REVENUES	200,000	
ESTIMATED NARCOTICS EXPENDITURES	350,000	
ESTIMATED JUNE 30, 2013 BALANCE	94,276	
ESTIMATED FORFEITURE REVENUES		200,000
ESTIMATED NARCOTICS EXPENDITURES		250,000
ESTIMATED JUNE 30, 2015 BALANCE		44,276

2011-13 & 2013-15 BIENNIA AG REFUND FUND ANALYSIS

	2011-13 AMOUNTS	2013-15 AMOUNTS
NUMBER 2012 FUND BALANCE	9,866,703	
INDIAN GAMING REIMBURSEMENT	91,580	
CONSUMER PROTECTION REVENUES	20,000	
TOTAL ESTIMATED AVAILABLE RESOURCES	9,978,283	
<u>REMAINING EXPENDITURES</u>		
LAW ENFORCEMENT SYSTEM REWRITES; CONCEALED WEAPONS LICENSING ; BCI CASE MANAGEMENT; UNIFORM CRIME REPORTING REWRITE; ONLINE RECORD CHECKS	625,000	
LAB INFORMATION MANAGEMENT SYSTEM	105,027	
CRIMINAL HISTORY IMPROVEMENT ANALYSIS PLANNING	268,475	
CRIMINAL JUSTICE INFORMATION SYSTEM HUB INTERFACE	150,000	
JUSTICE INFORMATION SHARING CARRYOVER	45,000	
AG ADMINISTRATION	29,942	
CRIMINAL INTELLIGENCE ANALYSTS SALARIES	106,804	
CRIME LAB OPERATING & CAPITAL ASSETS	323,109	
GAMING RECORD CHECKS	2,255	
CONSUMER PROTECTION OPERATING COSTS	110,796	
INDIAN GAMING COSTS	91,580	
CONSUMER REFUNDS	100,000	
TOTAL ESTIMATED EXPENDITURES	1,957,987	
JUNE 30, 2013 ESTIMATED ENDING BALANCE	8,020,296	
INDIAN GAMING REIMBURSEMENT		275,427
CONSUMER PROTECTION REVENUES		569,411
TOTAL AMOUNT AVAILABLE		8,865,134
<u>EXPENDITURES</u>		
CRIMINAL HISTORY REWRITE		2,340,050
INFORMATION MANAGEMENT SYSTEM INTEGRATION / ONLINE TRAINING		150,000



**ANALYSIS OF LOTTERY OPERATING CONTINUING APPROPRIATION FUNDING**

	<u>2011-13</u>	<u>2013-15</u>
DECEMBER 2012 FUND BALANCE	4,666,368	
TICKET SALES, MISCELLANEOUS REVENUES	12,738,655	
TOTAL AVAILABLE	17,405,023	
ESTIMATED PRIZE EXPENSES	7,050,128	
VENDOR CONTRACTUAL FEES	725,954	
RETAILER COMMISSIONS/BONUSES	1,384,242	
MUSL BOARD & GAME GROUP DUES	97,725	
MULTIJURISDICTIONAL NARCOTIC TASKFORCE GRANTS TRANSFER	211,250	
COMPULSIVE GAMBLING FUND TRANSFER	100,000	
GENERAL FUND TRANSFER	5,500,000	
LOTTERY OPERATING	1,764,737	
TOTAL EXPENDITURES	16,834,035	
ESTIMATED ENDING BALANCE	570,988	
TICKET SALES, MISCELLANEOUS REVENUES		47,168,000
TOTAL AVAILABLE		47,738,988
ESTIMATED PRIZE EXPENSES		24,299,000
VENDOR CONTRACTUAL FEES		4,145,400
RETAILER COMMISSIONS/BONUSES		2,457,500
MUSL BOARD & GAME GROUP DUES		272,000

2011-13 AND 2013-15 BIENNIA 24/7 AG SOBRIETY FUND ANALYSIS

	<u>2011-13</u>	<u>2013-15</u>
DECEMBER 2012 FUND BALANCE	14,737	
ESTIMATED MONITORING REVENUES	99,139	
ESTIMATED MONITORING EXPENDITURES	87,661	
ESTIMATED JUNE 30, 2013 BALANCE	26,215	
ESTIMATED MONITORING REVENUES		361,058
ESTIMATED MONITORING EXPENDITURES		361,899
ESTIMATED JUNE 30, 2015 BALANCE		25,374

2011-13 AND 2013-15 BIENNIA AG TACTICAL TEAM REIMBURSEMENT FUND ANALYSIS

	<u>2011-13</u>	<u>2013-15</u>
DECEMBER 2012 FUND BALANCE	80,989	
ESTIMATED REVENUES	-	
ESTIMATED REIMBURSEMENT EXPENDITURES	50,000	
ESTIMATED JUNE 30, 2013 BALANCE	30,989	
ESTIMATED REVENUES		20,000
ESTIMATED EXPENDITURES		50,000
ESTIMATED JUNE 30, 2015 BALANCE		989

**2011-13 & 2013-15 BIENNIA AG OPERATING FUND ANALYSIS**

	<u>2011-13</u>	<u>2013-15</u>
<b>DECEMBER 2012 FUND BALANCE</b>	<b>4,561,647</b>	
<u>ESTIMATED REVENUES FROM 12/12 - 6/13</u>		
LEGAL SERVICES BILLINGS	764,263	
FIRE MARSHAL SERVICE BILLINGS	82,443	
CONCEALED WEAPON LICENSE APPLICATION FEES	132,478	
FBI FEDERAL FINGERPRINT RECORD CHECK FEES	289,160	
GAMING STAMPS	-	
SALE OF PUBLICATION, COPIER REVENUES	100	
CRIMINAL JUSTICE INFORMATION SYSTEM REIMBURSEMENT	145,858	
<b>TOTAL ESTIMATED AMOUNT AVAILABLE</b>	<b>5,975,948</b>	
<u>ESTIMATED EXPENDITURES</u>		
FINANCE/RACING REIMBURSEMENT	67,166	
IT OPERATING	349,418	
IT PROJECT CARRYOVER	90,033	
IT- CRIMINAL JUSTICE INFORMATION SYSTEM SALARIES	145,858	
AG ADMINISTRATION OPERATING	18,702	
LEGAL SERVICES OPERATING	927,995	
LEGAL SERVICES CASE MANAGEMENT SYSTEM	210,000	
BCI CONCEALED WEAPON OPERATING	108,484	
FBI FEDERAL FINGERPRINT RECORD CHECK FEES	289,160	
GAMING OPERATIONS	105,998	
FIRE MARSHAL OPERATIONS	97,264	
<b>TOTAL EST EXPENDITURES</b>	<b>2,410,077</b>	
<b>ESTIMATED JUNE 30, 2013 BALANCE</b>	<b>3,565,871</b>	

**ESTIMATED JULY 1, 2013 BALANCE**

**3,565,871**

ESTIMATED REVENUES



2011-13 AND 2013-15 BIENNIA AG MULTIJURISDICTIONAL TASKFORCE GRANTS FUND

	<u>2011-13</u>	<u>2013-15</u>
DECEMBER 2012 FUND BALANCE	565,017	
ESTIMATED REVENUES - LOTTERY OPERATING FUND	845,000	
ESTIMATED EXPENDITURES	1,000,000	
ESTIMATED JUNE 30, 2013 BALANCE	410,017	410,017
ESTIMATED REVENUES		845,000
ESTIMATED EXPENDITURES		1,000,000
ESTIMATED JUNE 30, 2015 BALANCE		255,017

2011-13 AND 2013-15 BIENNIA AG REDUCED CIGARETTE IGNITION PROPENSITY FUND ANALYSIS

2011-13

DECEMBER 2012 FUND BALANCE 224,062

ESTIMATED REVENUES -  
REGISTRATION FEES 140,000

ESTIMATED EXPENDITURES - FM  
ENFORCEMENT EXPENSES 324,175

ESTIMATED JUNE 30, 2013 BALANCE 39,887

ESTIMATED REVENUES -  
REGISTRATION FEES 300,000

ESTIMATED EXPENDITURES - FM  
ENFORCEMENT EXPENSES 300,000

ESTIMATED JUNE 30, 2015 BALANCE 39,887

2011-13 AND 2013-15 BIENNIA AG GAMING & EXCISE TAX ALLOCATION FUND ANALYSIS

2011-13

2013-15

DECEMBER 2012 FUND BALANCE 84,320

ESTIMATED REVENUES - GAMING TAXES 153,447

ESTIMATED EXPENDITURES - GAMING TAX  
PAYBACK TO CITIES & COUNTIES 125,347

ESTIMATED JUNE 30, 2013 BALANCE 112,420

ESTIMATED REVENUES - GAMING TAXES 510,000

ESTIMATED EXPENDITURES - GAMING TAX  
PAYBACK TO CITIES & COUNTIES 510,000

ESTIMATED JUNE 30, 2015 BALANCE 112,420

HK51003  
January 28, 2013  
Attachment 12

OFFICE OF ATTORNEY GENERAL COMPUTER AND SOFTWARE REPLACEMENTS FOR THE 2013-15 BIENNIUM

COMPUTERS

PERSONAL COMPUTER AND MONITOR REPLACEMENTS	53,000
LAPTOP REPLACEMENTS	40,000
COMPUTER SERVERS	9,000
<b>TOTAL COMPUTERS</b>	<b>102,000</b>

SOFTWARE

**CRIMINAL HISTORY REWRITE**

BIOMETRIC ID IMPROVEMENT PROJECT	50,000
ID WORKFLOW RE-ENGINEERING	22,000
CRIMINAL HISTORY REPOSITORY	30,000
MS VISUAL STUDIO - .NET	12,900
VMWARE - DISASTER RECOVERY	13,000
DEVICE MANAGEMENT AND SECONDARY AUTHENTICATION	50,000
<b>TOTAL</b>	<b>177,900</b>



HB 1005  
 January 28, 2013  
 Attachment 13

PROPOSED SALARY INCREASES FOR ATTORNEYS FOR THE 2013-15 BIENNIUM

2013

BAR Years - Projected	YSS - Projected	Annual Salary at 6/30/13	Annual Salary Using Salary Step Plan	Annual Difference Using Salary Step Plan
3	21	\$ 49,716	\$54,930	\$5,214
4	3	\$ 51,900	\$60,648	\$8,748
5	5	\$ 50,688	\$61,861	\$11,173
5	4	\$ 55,140	\$61,861	\$6,721
5	5	\$ 57,216	\$61,861	\$4,645
6	6	\$ 57,936	\$63,098	\$5,162
6	6	\$ 55,680	\$63,098	\$7,418
7	6	\$ 61,632	\$64,360	\$2,728
9	2	\$ 60,612	\$66,960	\$6,348
10	6	\$ 66,000	\$68,299	\$2,299
11	2	\$ 66,756	\$68,676	\$1,920
14	4	\$ 70,176	\$72,880	\$2,704
<b>14</b>	<b>14</b>	<b>\$ 90,132</b>	<b>\$95,235</b>	<b>\$5,103</b>
15	5	\$ 66,972	\$74,337	\$7,365
16	1	\$ 74,472	\$75,824	\$1,352
16	9	\$ 74,472	\$75,824	\$1,352
17	11	\$ 74,832	\$77,340	\$2,508
19	9	\$ 75,828	\$80,465	\$4,637
20	17	\$ 79,044	\$82,074	\$3,030
<b>22</b>	<b>22</b>	<b>\$ 105,900</b>	<b>\$111,583</b>	<b>\$5,683</b>
23	22	\$ 83,460	\$87,098	\$3,638
24	24	\$ 84,564	\$88,840	\$4,276
<b>24</b>	<b>19</b>	<b>\$ 104,868</b>	<b>\$116,091</b>	<b>\$11,223</b>
<b>25</b>	<b>21</b>	<b>\$ 104,616</b>	<b>\$118,413</b>	<b>\$13,797</b>
28	21	\$ 86,532	\$96,163	\$9,631
34	30	\$ 101,052	\$108,295	\$7,243
<b>34</b>	<b>27</b>	<b>\$ 119,964</b>	<b>\$141,046</b>	<b>\$21,082</b>
34	23	\$ 101,172	\$108,295	\$7,123
35	16	\$ 123,552	\$143,867	\$20,315
35	33	\$ 99,852	\$110,461	\$10,609
ANNUAL SALARY COST			\$2,559,785	\$205,049
BIENNIAL SALARY COST			\$	410,098
BIENNIAL BENEFITS COST			\$	70,619
TOTAL BIENNIAL COST			\$	480,717

HB 1003  
 February 18, 2013  
 Attached

Prepared by the Legislative Council staff  
 for House Appropriations - Gov. Operations  
 February 11, 2013

LISTING OF PROPOSED CHANGES TO HOUSE BILL NO. 1003

Department - Attorney General

Proposed funding changes:

Description	FTE	General Fund	Special Funds	Total
1 Remove 7.5 new FTE positions and related funding (need clarification - 8.5 previously funded or 7 prev funded?)	(8.50)	(\$1,037,897)	(\$298,022)	(\$1,335,919)
2 Remove funding for employee housing subsidies in areas affected by oil and gas development		(\$135,900)		(\$135,900)
3 Compensation package correction		\$137,282	\$37,744	\$175,026
4 Compensation package adjustment		(\$1,082,058)	(\$252,572)	(\$1,334,630)
5 Accrued leave payments		\$835,225	\$222,022	\$1,057,247
Salaries and wages		(\$835,225)	(\$222,022)	(\$1,057,247)
Total proposed funding changes	(8.50)	(\$2,118,573)	(\$512,850)	(\$2,631,423)

Other proposed changes:

- 1
- 2
- 3
- 4

HB1003  
February 18, 2013  
Attachment 2.

## 2013-15 BIENNIUM OFFICE OF ATTORNEY GENERAL POSITION INFORMATION IN EXECUTIVE RECOMMENDATION

POSITION	STATUS	TITLE	FTES
<b>CURRENTLY AUTHORIZED AND FILLED POSITIONS</b>			
<b>STIMULUS CURRENTLY FILLED POSITIONS SINCE 2009-11 BIENNIUM</b>			
668	FILLED	CRIMINAL INVESTIGATOR II 24/7 Sobriety	1.0
661	FILLED	ADMINISTRATIVE ASSISTANT II Grants Mgmt.	1.0
27322	FILLED	CRIMINAL INTELLIGENCE ANALYST SLIC	1.0
27323	FILLED	CRIMINAL INTELLIGENCE ANALYST SLIC	1.0
27328	FILLED	CRIMINAL INVESTIGATOR I ICAC	1.0
26910	FILLED	FORENSIC SCIENTIST I	1.0
26913	FILLED	FORENSIC SCIENTIST I } DNA	1.0
<b>TOTAL FORMER FEDERAL STIMULUS POSITIONS</b>			<b>7.0</b>
<b>NICS CURRENTLY FILLED POSITIONS SINCE 2011-13 BIENNIUM</b>			
28485	FILLED	ADMINISTRATIVE ASSISTANT II NICS CWL	1.0
28486	FILLED	ADMINISTRATIVE ASSISTANT II " "	0.5
<b>TOTAL FORMER NATIONAL INSTANT CRIME SYSTEM POSITIONS</b>			<b>1.5</b>
<b>TOTAL ALL CURRENT FEDERAL FUNDS POSITIONS REQUESTED/RECEIVED GENERAL FUND SUPPORT FOR 1/</b>			<b>8.5</b>
<b>2013-15 EXECUTIVE RECOMMENDATION NEW POSITIONS</b>			
<b>REQUESTED AND FUNDED NEW POSITIONS FOR 2013-15</b>			
15	VACANT	ASSISTANT ATTORNEY GENERAL Trust Lands Dept	1.0
28486	VACANT	ADMINISTRATIVE ASSISTANT II NICS CWL	0.5
4	VACANT	CRIMINAL INVESTIGATOR I Organized Crime - Western	1.0
5	VACANT	ADMINISTRATIVE ASSISTANT II	1.0
6	VACANT	CRIMINAL INVESTIGATOR I } Western ND Oil	1.0
7	VACANT	CRIMINAL INVESTIGATOR I } Impact	1.0
8	VACANT	ADMINISTRATIVE ASSISTANT II UCR	1.0
9	VACANT	FORENSIC SCIENTIST I Synthetic Drugs	1.0
<b>TOTAL NEW POSITIONS INCLUDED IN EXECUTIVE RECOMMENDATION</b>			<b>7.5</b>
<b>TOTAL ALL CURRENT/NEW POSITIONS INCLUDED IN EXECUTIVE RECOMMENDATION</b>			<b>16.0</b>

1/ ALTHOUGH SHOWN AS NEW, THE 7 FEDERAL STIMULUS POSITIONS WERE ADDED IN 2009 AND CONTINUED INTO THE 2011-13 BIENNIUM. THE 1.5 FTES RESULTING FROM 2011 HB 1269, DEALING WITH CONCEALED WEAPONS AND MENTAL HEALTH, WERE ADDED FOR THE 2011-13 BIENNIUM. THE BOLDDED POSITIONS ARE FILLED.

January 2013

*HB 1003*  
*February 18, 2013*  
*Subcommittee 3*

## FUNDING RELATED TO OIL AND GAS DEVELOPMENT ACTIVITIES

The schedule provides information on specified funding identified in the 2013-15 executive budget relating to oil and gas development activities. Other funding may be included for programs and services in areas affected by oil and gas development, but the amounts are not identified separately from amounts provided for the remainder of the state as well.

Agency/Purpose of Funding	Appropriations		
	General Fund	Other Funds	Total
<b>Secretary of State</b>			
3 FTE positions for business registration unit and business information	\$283,754		\$283,754
<b>State Auditor</b>			
1 FTE minerals royalty auditor position		\$164,321	\$164,321
<b>Attorney General</b>			
3 FTE positions for oil-impacted areas	\$457,146	\$69,650	\$526,796
1 FTE organized crime investigator position		211,471	211,471
1 FTE attorney position		239,853	239,853
Salary subsidies for employees living in oil-impacted areas	78,210		78,210
Housing subsidies for employees living in oil-impacted areas	56,880		56,880
Total Attorney General	\$592,236	\$520,974	\$1,113,210
<b>Tax Department</b>			
Housing subsidies for employees living in oil-impacted areas	\$12,480		\$12,480
Salary subsidies for employees living in oil-impacted areas	99,884		99,884
Total Tax Department	\$112,364		\$112,364
<b>Judicial Branch</b>			
8 FTE deputy clerks of court	\$1,075,288		\$1,075,288
2 FTE juvenile court officers	342,092		342,092
1 FTE court facilitator	216,733		216,733
4 FTE technology coordinators	631,444		631,444
Total Judicial Branch	\$2,265,557		\$2,265,557
<b>Commission on Legal Counsel for Indigents</b>			
1 FTE attorney	\$192,859		\$192,859
2 FTE legal assistants	229,294		229,294
Oil impact operating expense increase	1,100,000	\$500,000	1,600,000
Total Commission on Legal Counsel for Indigents	\$1,522,153	\$500,000	\$2,022,153
<b>Department of Trust Lands</b>			
2 FTE positions for Energy Impact Office		\$384,138	\$384,138
4.25 FTE positions for lands and minerals management		655,440	655,440
Energy impact grants to airports		60,000,000	60,000,000
Energy impact grants to higher education		4,000,000	4,000,000
Energy impact grants (current program)		100,000,000	100,000,000
Expand current energy impact grant program		50,000,000	50,000,000
Total Department of Trust Lands		\$215,039,578	\$215,039,578
<b>State Department of Health</b>			
9 FTE positions in air quality to meet increased demands in the oil-impacted areas	\$1,761,604	\$390,490	\$2,152,094
Grants to local public health units in the oil-impacted areas	1,184,000		1,184,000
Total State Department of Health	\$2,945,604	\$390,490	\$3,336,094
<b>Department of Human Services</b>			
Salary subsidies for employees living in areas affected by energy development	\$3,253,008	\$514,992	\$3,768,000
<b>Job Service North Dakota</b>			
Salary subsidies for employees living in oil-impacted areas	\$127,829		\$127,829



<b>Industrial Commission</b>			
23.69 new FTE positions associated with oil development	\$4,238,873	\$78,159	\$4,317,032
One-time funding for possible litigation relating to hydraulic fracturing	1,000,000		1,000,000
Oil-bearing rock study	80,000		80,000
Temperature profile study	50,000		50,000
Housing subsidies for employees in oil-impacted areas	400,000		400,000
<b>Total Industrial Commission</b>	<b>\$5,768,873</b>	<b>\$78,159</b>	<b>\$5,847,032</b>
<b>Labor Department</b>			
1 FTE compliance investigator	\$91,159	\$19,813	\$110,972
<b>Workforce Safety and Insurance</b>			
7 new FTE positions as a result of energy development and construction activity in the state		\$1,278,726	\$1,278,726
<b>Highway Patrol</b>			
Housing subsidies for employees living in oil-impacted areas	\$261,000	\$39,000	\$300,000
15 new FTE trooper positions and related operating expenses	3,386,684	506,056	3,892,740
<b>Total Highway Patrol</b>	<b>\$3,647,684</b>	<b>\$545,056</b>	<b>\$4,192,740</b>
<b>Department of Corrections and Rehabilitation</b>			
Housing subsidies for employees living in oil-impacted areas	\$78,000		\$78,000
Salary subsidies for employees living in oil-impacted areas	188,352		188,352
<b>Total Department of Corrections and Rehabilitation</b>	<b>\$266,352</b>		<b>\$266,352</b>
<b>State Historical Society</b>			
Salary subsidies for employees living in oil-impacted areas	\$50,000		\$50,000
<b>Game and Fish Department</b>			
Rent allowance program for employees living in oil-impacted areas		\$200,000	\$200,000
<b>State Water Commission</b>			
1 FTE water resource engineer position to address the increase in water permit applications	\$164,430		\$164,430
1 FTE water resource project manager position to address the backlog of conditional water permit inspections	143,026		143,026
<b>Total State Water Commission</b>	<b>\$307,456</b>		<b>\$307,456</b>
<b>Department of Transportation</b>			
Enhanced state roadway investments in areas affected by energy development		\$1,161,600,000	\$1,161,600,000
16 FTE positions, including 5 FTE engineers, 4 FTE transportation technicians, 4 FTE motor vehicle licensing specialists, 2 FTE driver's license supervisors, and 1 FTE accounting/budget specialist		2,411,973	2,411,973
Funding for county and township road projects in areas affected by energy development		142,000,000	142,000,000
Salary enhancements for employees living in areas affected by energy development		2,544,999	2,544,999
Rental assistance for employees living in oil-impacted areas		1,100,000	1,100,000
<b>Total Department of Transportation</b>		<b>\$1,309,656,972</b>	<b>\$1,309,656,972</b>
<b>Total all agencies</b>	<b>\$21,234,029</b>	<b>\$1,528,909,081</b>	<b>\$1,550,143,110</b>

### REVENUE ALLOCATIONS

The executive budget recommends increasing the counties' share of oil and gas gross production tax revenue by approximately \$232.8 million, to \$520,335,000, by allowing oil-producing counties to receive 100 percent of the first \$5 million in oil revenue each year and 25 percent of any additional revenue.

13.8132.01001  
Title.

Fiscal No. 1

Prepared by the Legislative Council staff for  
House Appropriations - Government  
Operations Division  
February 20, 2013

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1003

Page 1, line 3, after the semicolon insert "to amend and reenact section 54-59-22 of the North Dakota Century Code, relating to required use of information technology services;"

Page 1, replace lines 12 through 14 with:

"Salaries and wages	\$29,506,046	\$3,236,345	\$32,742,391
Accrued leave payments	0	1,057,247	1,057,247
Operating expenses	16,418,016	4,324,478	20,742,494
Capital assets	1,943,783	359,294	2,303,077"

Page 1, replace lines 21 through 24 with:

"Total all funds	\$55,715,455	\$8,364,890	\$64,080,345
Less estimated income	<u>24,485,610</u>	<u>3,638,521</u>	<u>28,124,131</u>
Total general fund	\$31,229,845	\$4,726,369	\$35,956,214
Full-time equivalent positions	204.00	1.00	205.00"

Page 2, line 25, replace "forty-three" with "forty-two"

Page 2, line 26, replace "six" with "three"

Page 2, line 26, replace "eighty-five" with "four"

Page 2, line 27, replace "forty-nine" with "forty-six"

Page 2, line 27, replace "four" with "five"

Page 2, line 27, replace "thirty-two" with "seventy-three"

Page 2, after line 27, insert:

**"SECTION 5. AMENDMENT.** Section 54-59-22 of the North Dakota Century Code is amended and reenacted as follows:

**54-59-22. Required use of electronic mail, file and print server administration, database administration, application server, and hosting services.**

Each state agency and institution, excluding the legislative and judicial branches, the institutions under the control of the state board of higher education, the public employees retirement system, the retirement and investment office, ~~the attorney-general,~~ and any entity exempted by the office of management and budget after advisement by the information technology department, shall obtain electronic mail, file and print server administration, database administration, storage, application server, and hosting services through a delivery system established by the information technology department in conjunction with the office of management and budget. The office of management and budget, after receiving advice from the information technology department, shall establish policies and guidelines for the delivery of services, including the transition from existing systems to functional consolidation, with consideration given to the creation of efficiencies, cost-savings, and improved quality of service."

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**House Bill No. 1003 - Attorney General - House Action**

	<b>Executive Budget</b>	<b>House Changes</b>	<b>House Version</b>
Salaries and wages	\$35,825,800	(\$3,083,409)	\$32,742,391
Operating expenses	20,946,586	(204,092)	20,742,494
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	(\$2,290,254)	\$64,080,345
Less estimated income	29,012,463	(888,332)	28,124,131
General fund	\$37,358,136	(\$1,401,922)	\$35,956,214
FTE	211.50	(6.50)	205.00

**Department No. 125 - Attorney General - Detail of House Changes**

	<b>Corrects Executive Compensation Package<sup>1</sup></b>	<b>Adjusts State Employee Compensation and Benefits Package<sup>2</sup></b>	<b>Provides Separate Line Item for Accrued Leave Payments<sup>3</sup></b>	<b>Removes New FTE Position for Concealed Weapons Permits<sup>4</sup></b>	<b>Removes New FTE Positions for Western North Dakota<sup>5</sup></b>	<b>Removes New Uniform Crime Reporting System Position<sup>6</sup></b>
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)

	<b>Removes New Attorney Position<sup>7</sup></b>	<b>Removes New Investigator Position<sup>8</sup></b>	<b>Total House Changes</b>
Salaries and wages	(\$198,738)	(\$143,729)	(\$3,083,409)
Operating expenses	(41,115)	(47,742)	(204,092)
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)	(\$2,290,254)
Less estimated income	(239,853)	(211,471)	(888,332)
General fund	\$0	\$0	(\$1,401,922)
FTE	(1.00)	(1.00)	(6.50)

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<sup>1</sup>Funding is added due to a calculation error in the executive compensation package.

<sup>2</sup>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 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.

<sup>3</sup>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.

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

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

<sup>6</sup>This amendment removes 1 FTE administrative assistant position and related operating expenses for the Uniform Crime Reporting system added in the executive budget.

<sup>7</sup>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.

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

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This amendment also:

- Amends Section 54-59-22 to remove the Attorney General's exemption 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 at 3 percent for each year of the biennium rather than 4 percent each year as included in the executive budget.



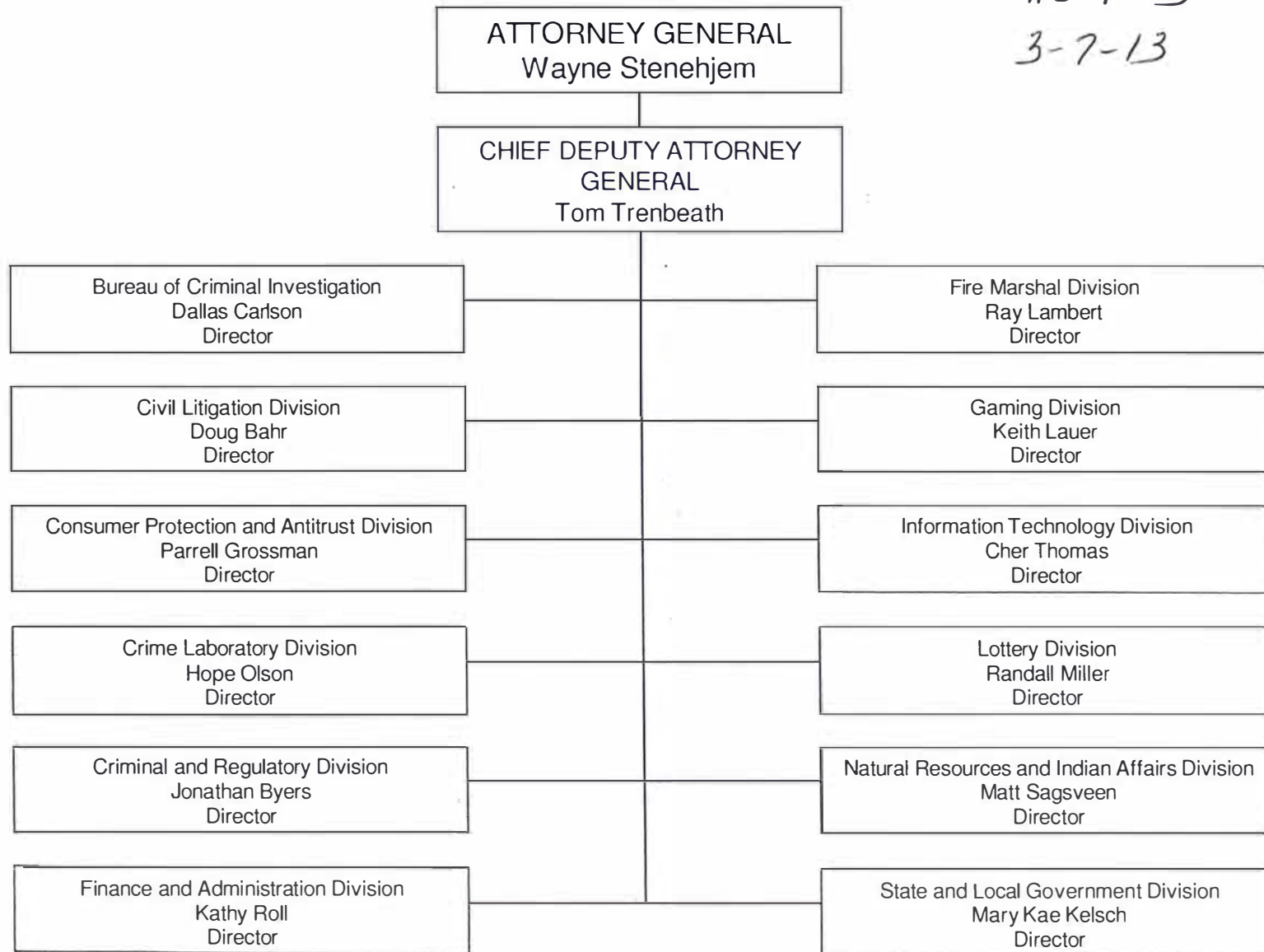
NORTH DAKOTA  
OFFICE OF ATTORNEY GENERAL  
November 2012

#1

Atty General Wayne Stenehjem

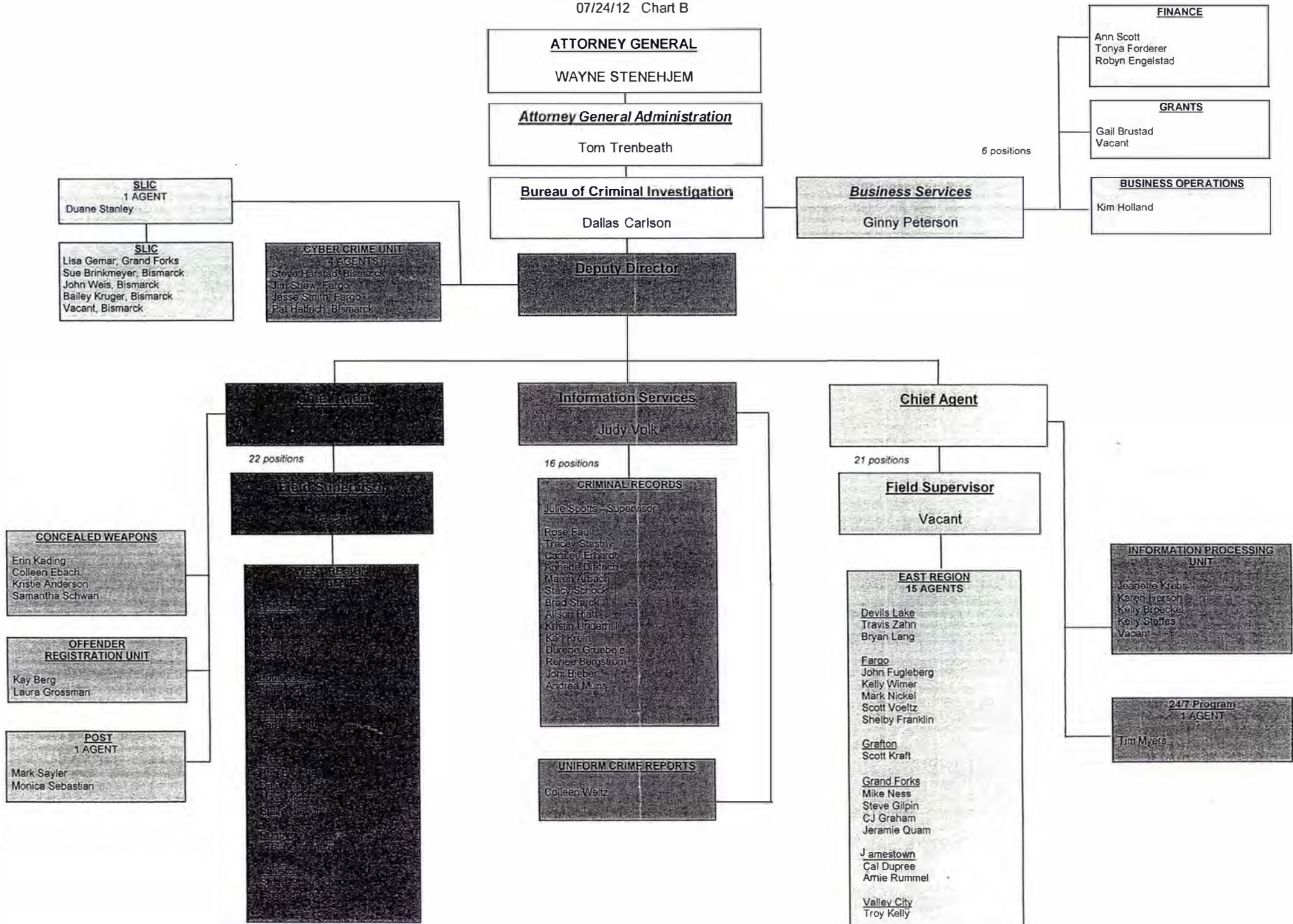
BB 1003

3-7-13



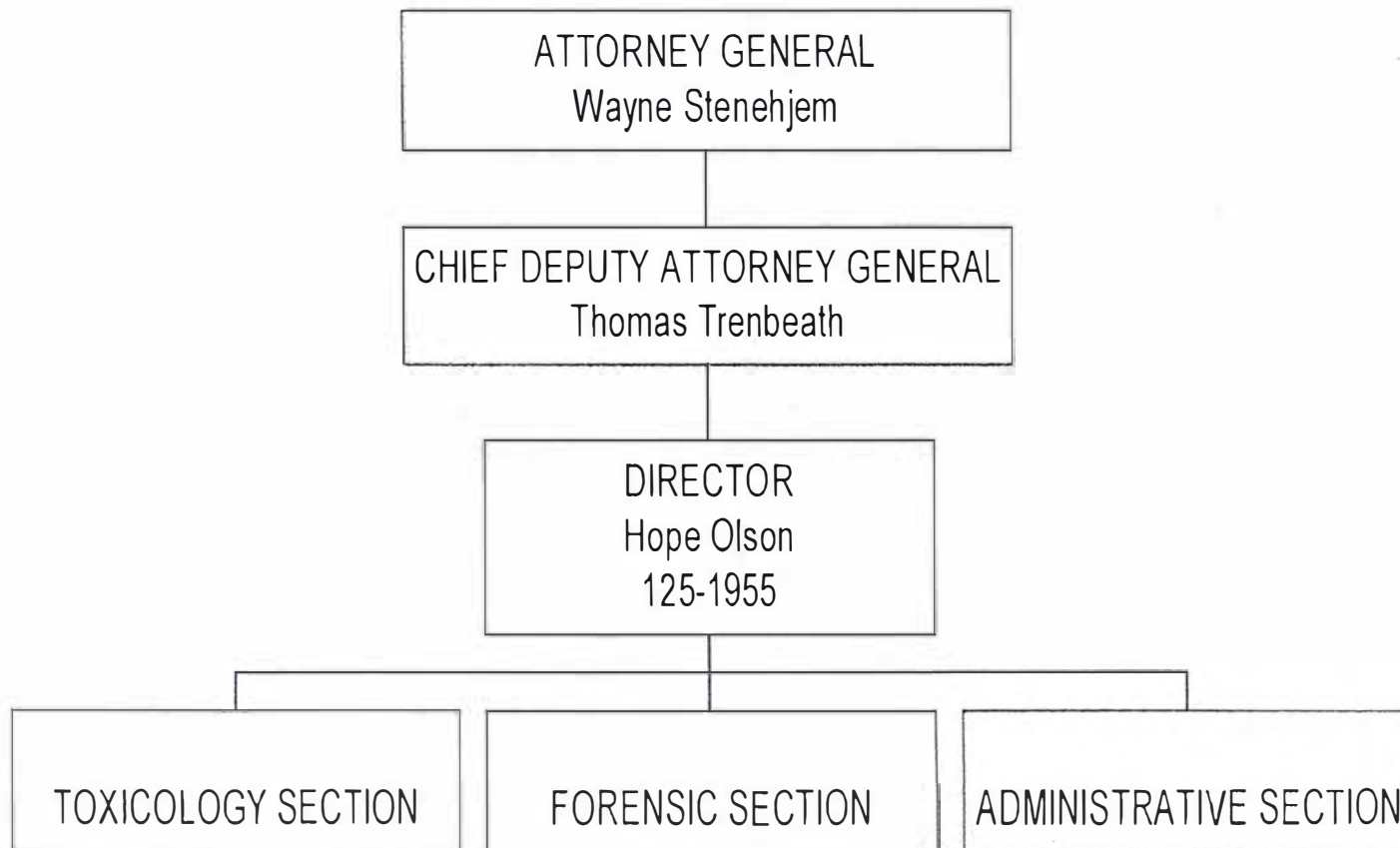
North Dakota Office of Attorney General  
Bureau of Criminal Investigation  
Organizational Chart  
07/24/12 Chart B

81 Total Personnel



NORTH DAKOTA  
OFFICE OF ATTORNEY GENERAL  
**CRIME LABORATORY DIVISION**

August 2012



Wayne Stenehjem #2  
HB 1003  
3-7-13

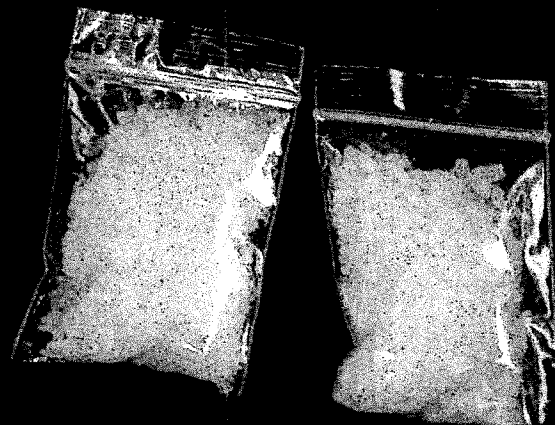
Defendant has been indicted federally and is awaiting sentencing on charges of Conspiracy to Possess with Intent to Distribute more than 500 grams of Methamphetamine. Defendant admitted to trafficking around 10 pounds of methamphetamine in the Fargo/Moorhead area.

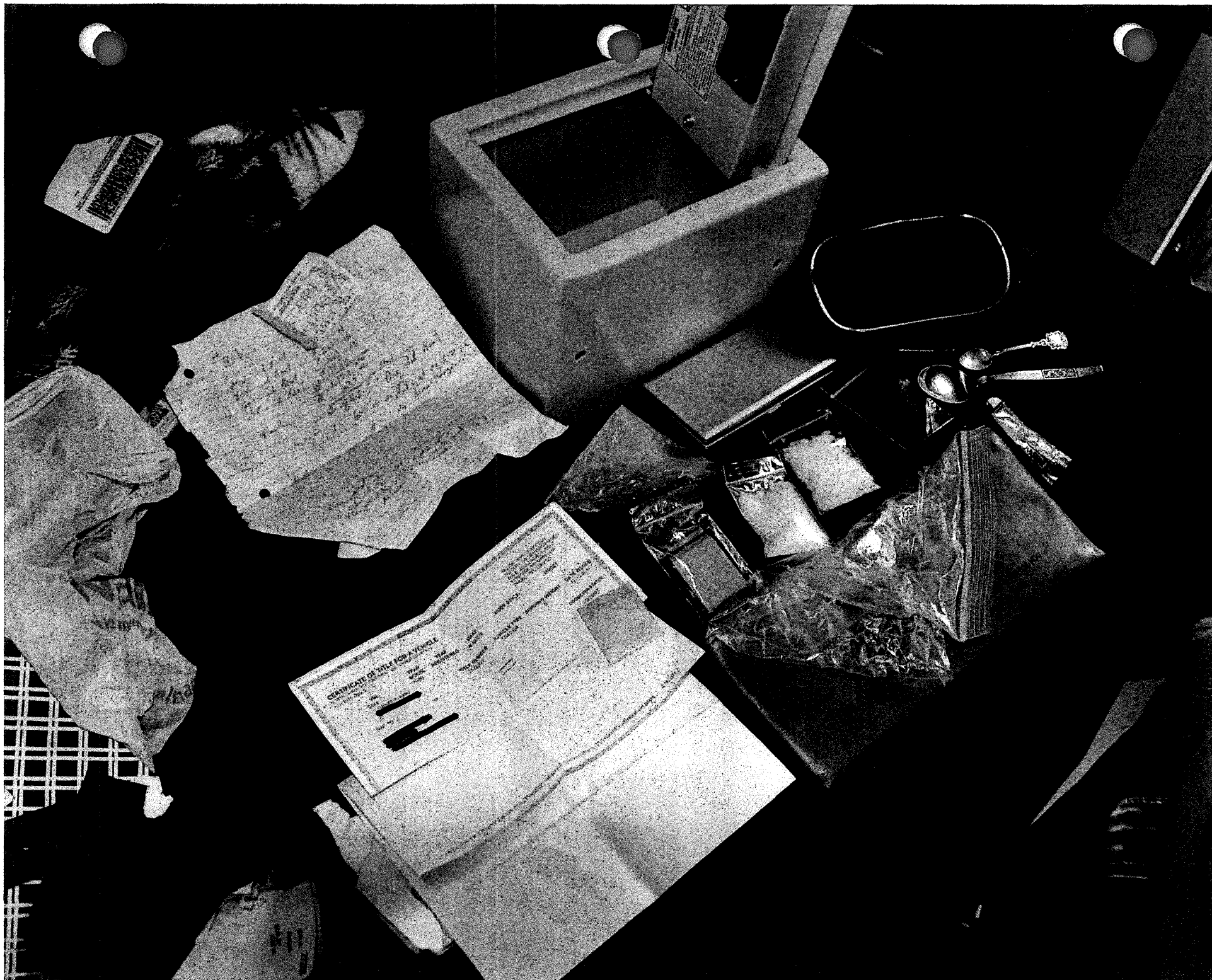
Defendant was indicted on Cocaine trafficking charges, but admitted to trafficking multiple pounds of cocaine.





29.3





Seized from a search warrant that started as a controlled delivery by FedEx and ended with a mobile head shop being seized in Richardton, ND. Over 237 packages of synthetic hallucinogens were seized as well as hundreds of pieces of drug paraphernalia.











Photo's of an investigation involving a very organized group from Fargo that were traveling along the I 94 corridor and Hwy 85 targeting businesses and stealing wire. The group had a contact inside a shipping company that knew when the wire would be delivered and where.











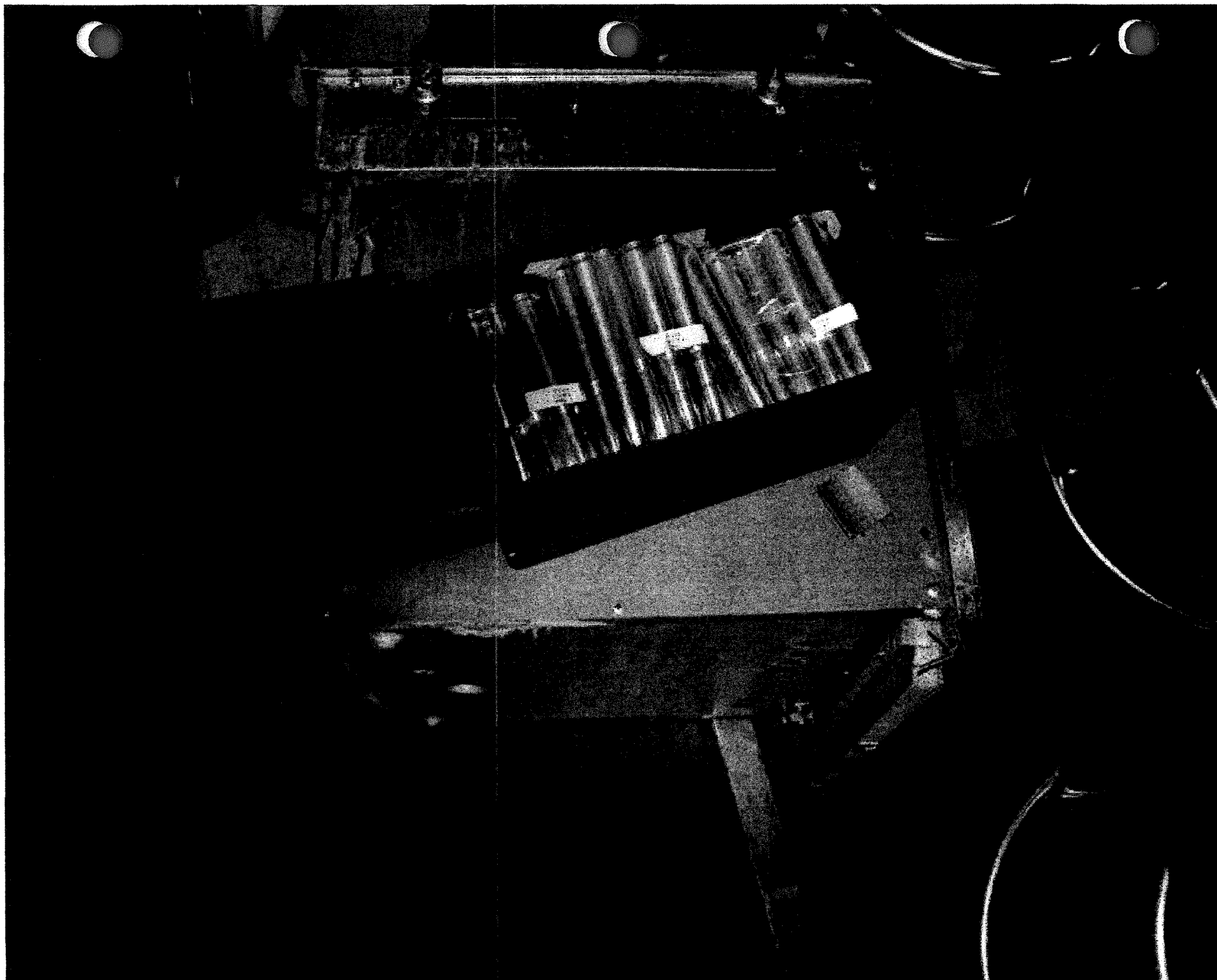
Photo's of guns seized from an investigation in NE North Dakota. This case involved a Canadian citizen working in the oil patch purchasing guns in Idaho and transporting them through North Dakota and selling them illegally in Canada. This case involved at least 2 fully automatic rifles. The case was jointly investigation by BCI, RCMP, and US Homeland Security.



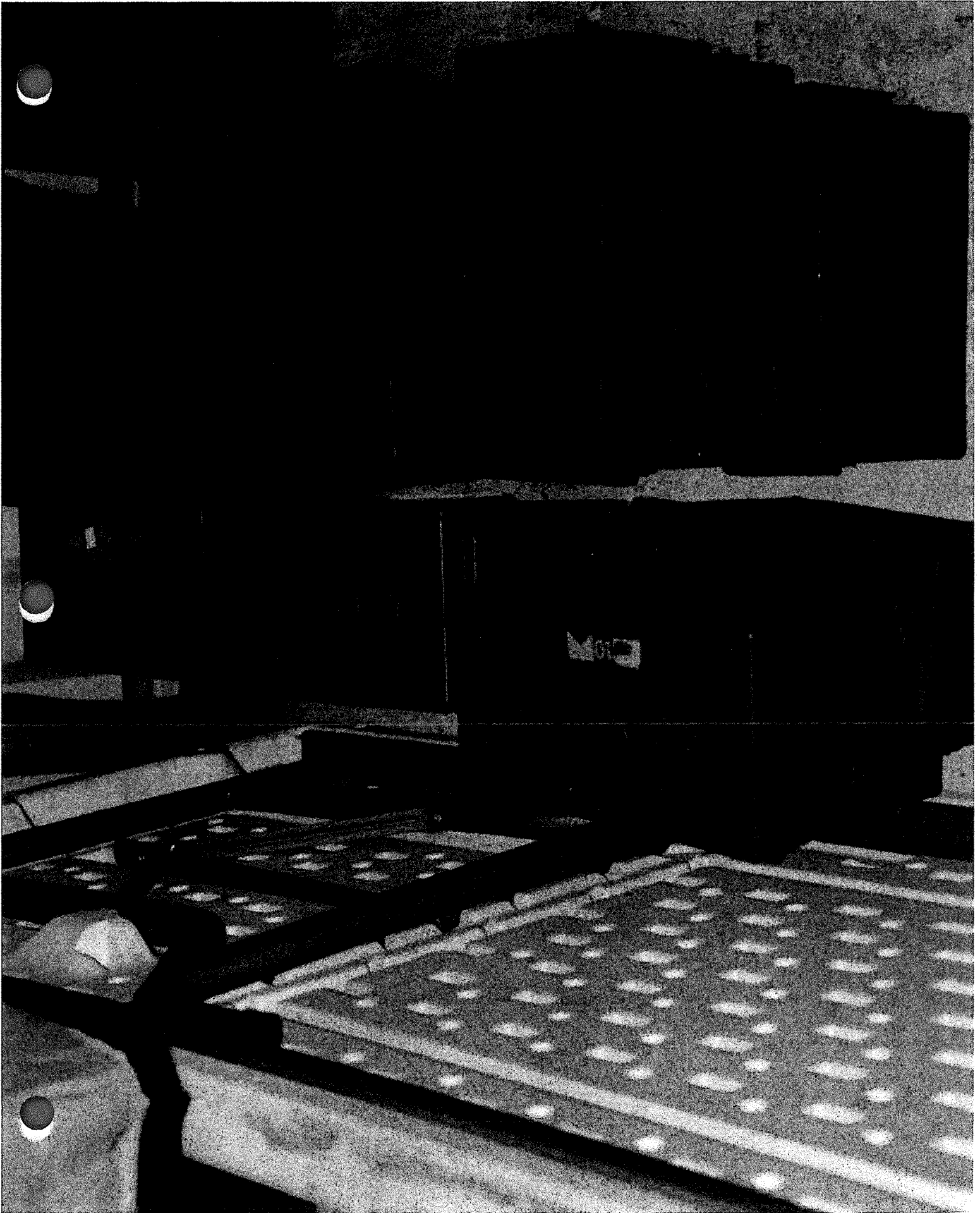


These photos are of a case in NW North Dakota. The guns, ammo, and misc items were seized as a result of a search warrant. Some of the guns and other items were also stolen. The case also involved the kidnapping, beating, and attempted murder of a citizen from Williston. The victim was placed in the trunk of a car and transported to Montana and dumped, and presumed dead. The victim did survive. The suspects had connections to an outlaw motorcycle gang that is located both in and out of North Dakota.

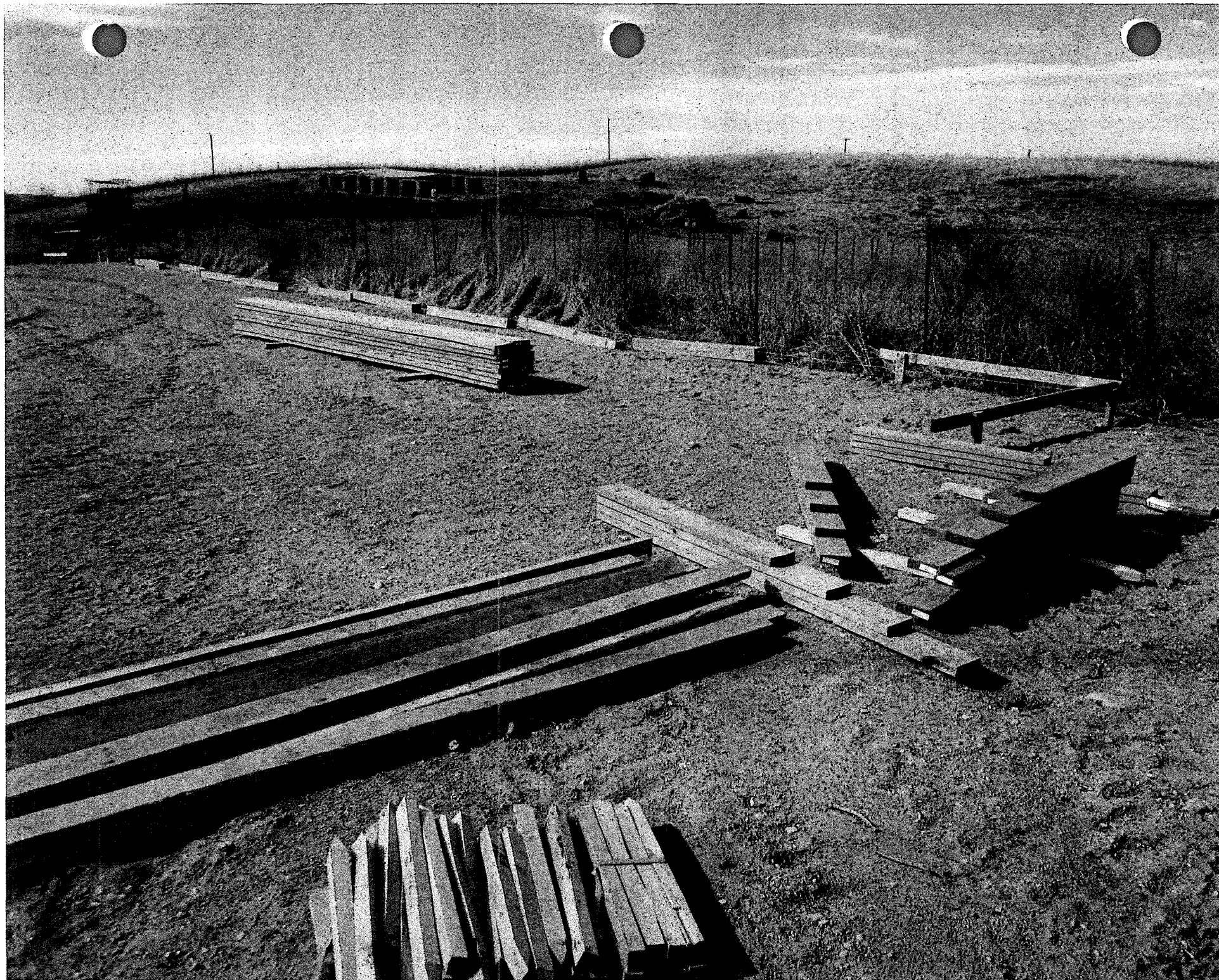




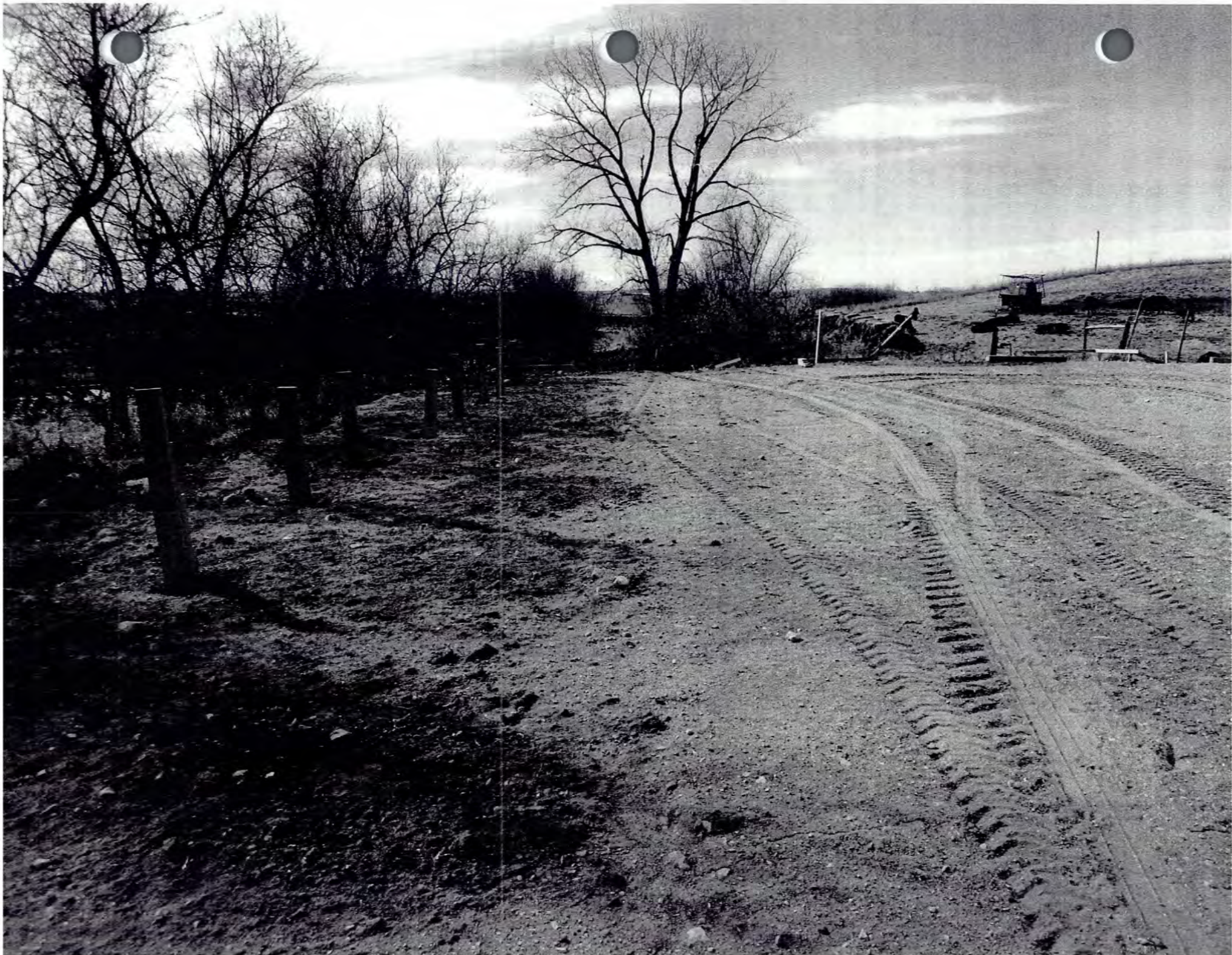




A group was preselling buildings to North Dakota farmers. As you can see from the photo's the product was never delivered, this is all they received. This group was targeting farmers in North Dakota, South Dakota, Minnesota, Nebraska, Iowa, Montana, and Georgia.









January 24, 2013

**ATTORNEY GENERAL ISSUES CEASE & DESIST ORDER AGAINST GEORGE AND KARLA NELSON, BARON BUILDINGS, AND AG PRO BUILDINGS**

BISMARCK – Attorney General Wayne Stenehjem today issued a Cease and Desist Order against George Donald Nelson III and Karla Ann Nelson, doing business as Baron Buildings, LLC, and AG Pro Buildings, LLC, for violations of the consumer fraud laws and for providing contractor services without a North Dakota contractor's license.

The Attorney General's Bureau of Criminal Investigations and Consumer Protection Division initiated criminal and consumer fraud investigations of George and Karla Nelson after complaints indicated the Nelsons had engaged in criminal and fraudulent activity throughout the state. According to Stenehjem, the Nelsons took money from consumers in at least nine counties.

"The Nelsons not only operated without a contractor's license, it appears they also defrauded many North Dakota consumers," Stenehjem said. Stenehjem noted that in the majority of transactions, the Nelsons took thousands of dollars in advance deposits from consumers and performed little or no work. "The Nelsons' blatant disregard for the contractor licensing laws are criminal violations and their pattern of fraudulent conduct, including misrepresentations that the work would be completed for payments received, has harmed many North Dakota consumers," said Stenehjem.

According to Parrell Grossman, director of the Consumer Protection Division, it may be difficult to get refunds from unlicensed contractors, and consumers need to be vigilant in ensuring that contractors are licensed. "If a contractor is not licensed it often is the hallmark of a disreputable contractor and may be the first sign of serious problems with that contractor," Grossman said. "Consumers should never do business with an unlicensed contractor." Grossman reminds consumers to:

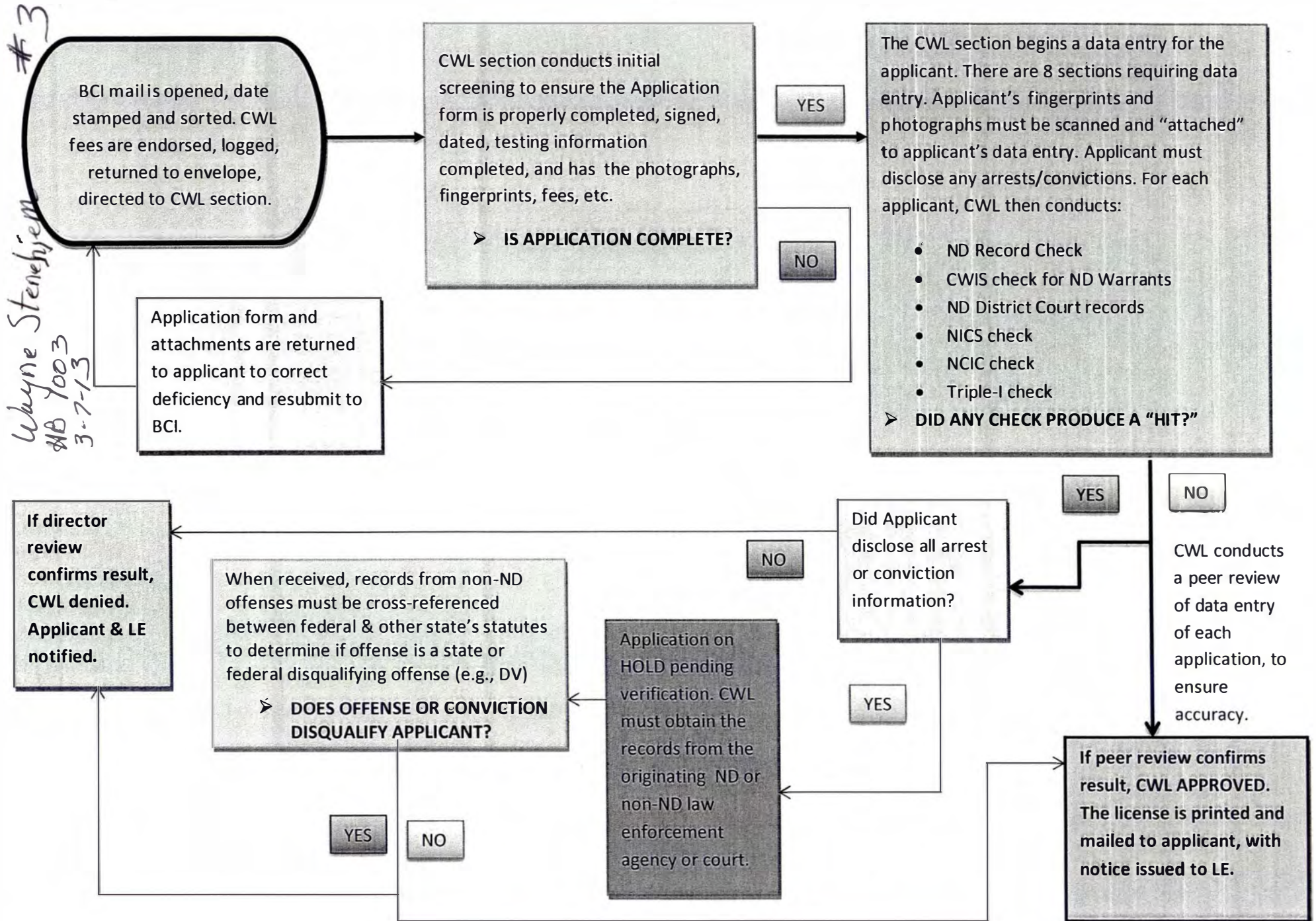
- Get two or three written bids for the project. Never accept a verbal estimate.
- Make sure the potential contractor is properly licensed, bonded and insured. Contractors engaging in contracts exceeding \$2,000 must be licensed by the North Dakota Secretary of State, at <http://www.nd.gov/sos/>.
- Be cautious if the contractor insists on full payment or a large down payment before any work begins.

North Dakota consumers who paid money to the Nelsons, Baron Buildings, LLC, or AG Pro Buildings, LLC, can submit a complaint form from the Attorney General's website at [www.ag.nd.gov](http://www.ag.nd.gov), or by contacting the Consumer Protection Division at 701-328-3404.

###

Cease & Desist

# Concealed Weapon License Application Processing





Wayne Stenehjem  
HB 1003 3-7-13 #4

OFFICE OF ATTORNEY GENERAL REQUESTED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1003

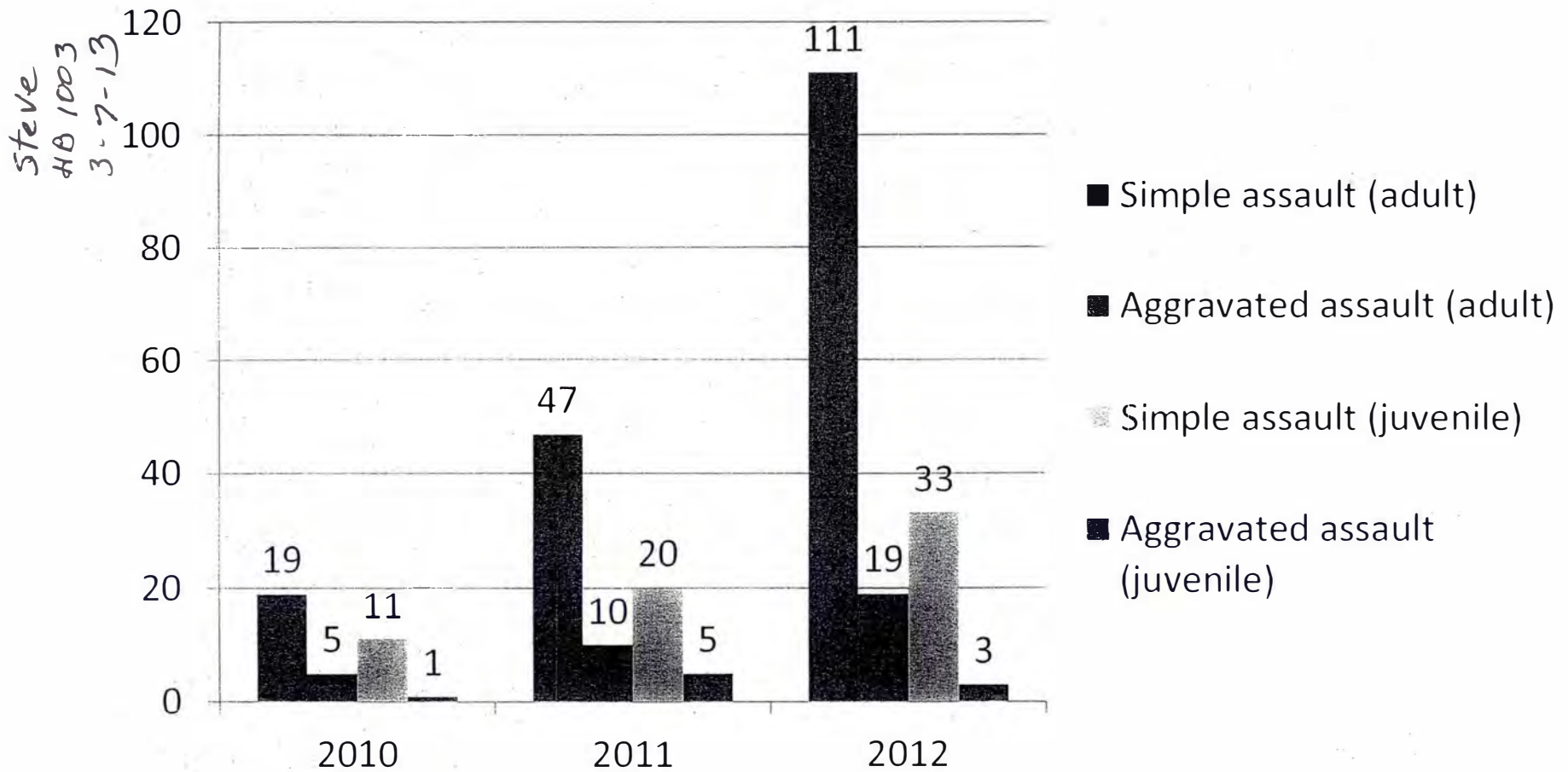
	FTES	SALARIES	OPERATING	EQUIPMENT	TOTAL	GF	OF	TOTAL
RESTORE STATE EMPLOYEE COMPENSATION AND BENEFITS PACKAGE		1,334,630			1,334,630	1,082,058	252,572	1,334,630
RESTORE WESTERN NORTH DAKOTA STAFFING - INCLUDED IN GOVERNOR'S BUDGET	3.0	386,237	100,559	40,000	526,796	457,146	69,650	526,796
REMOVE ACCRUED LEAVE LINE ITEM		(1,057,247)			(1,057,247)	(835,225)	(222,022)	(1,057,247)
RESTORE SALARIES - ACCRUED LEAVE		1,057,247			1,057,247	835,225	222,022	1,057,247
COMPUTERIZED BUSINESS PROJECT STAFF - PRIMARILY FOR LAW ENFORCEMENT	3.0	FUNDING PROVIDED IN BUDGET			-			-
WORKFORCE SAFETY INSURANCE PREMIUM INCREASE		79,568			79,568	79,568		79,568
.5 FTE CONCEALED WEAPONS STAFF - INCLUDED IN GOVERNORS BUDGET	0.5	39,074			39,074		39,074	39,074
UNIFORM CRIME REPORTING POSITION - INCLUDED IN GOVERNOR'S BUDGET	1.0	98,780	14,676		113,456		113,456	113,456
ORGANIZED CRIME INVESTIGATOR - INCLUDED IN GOVERNOR'S BUDGET	1.0	143,729	47,742	20,000	211,471		211,471	211,471
ASSISTANT ATTORNEY GENERAL - INCLUDED IN GOVERNOR'S BUDGET	1.0	198,738	41,115		239,853		239,853	239,853
SEX OFFENDER REGISTRY POSITION	1.0	101,737	14,676		116,413		116,413	116,413
OIL IMPACT ASSISTANCE		78,210	56,880		135,090	135,090		135,090
<b>TOTAL</b>	<b>10.5</b>	<b>2,460,703</b>	<b>275,648</b>	<b>60,000</b>	<b>2,796,351</b>	<b>1,753,862</b>	<b>1,042,489</b>	<b>2,796,351</b>

REMOVE SECTION 5, WHICH DELETES THE OFFICE'S ITD EXEMPTION - EXEMPTION NEEDED DUE TO THE FBI REQUIREMENTS REGARDING FBI INFORMATION MAINTAINED IN OFFICE DATABASES



#5

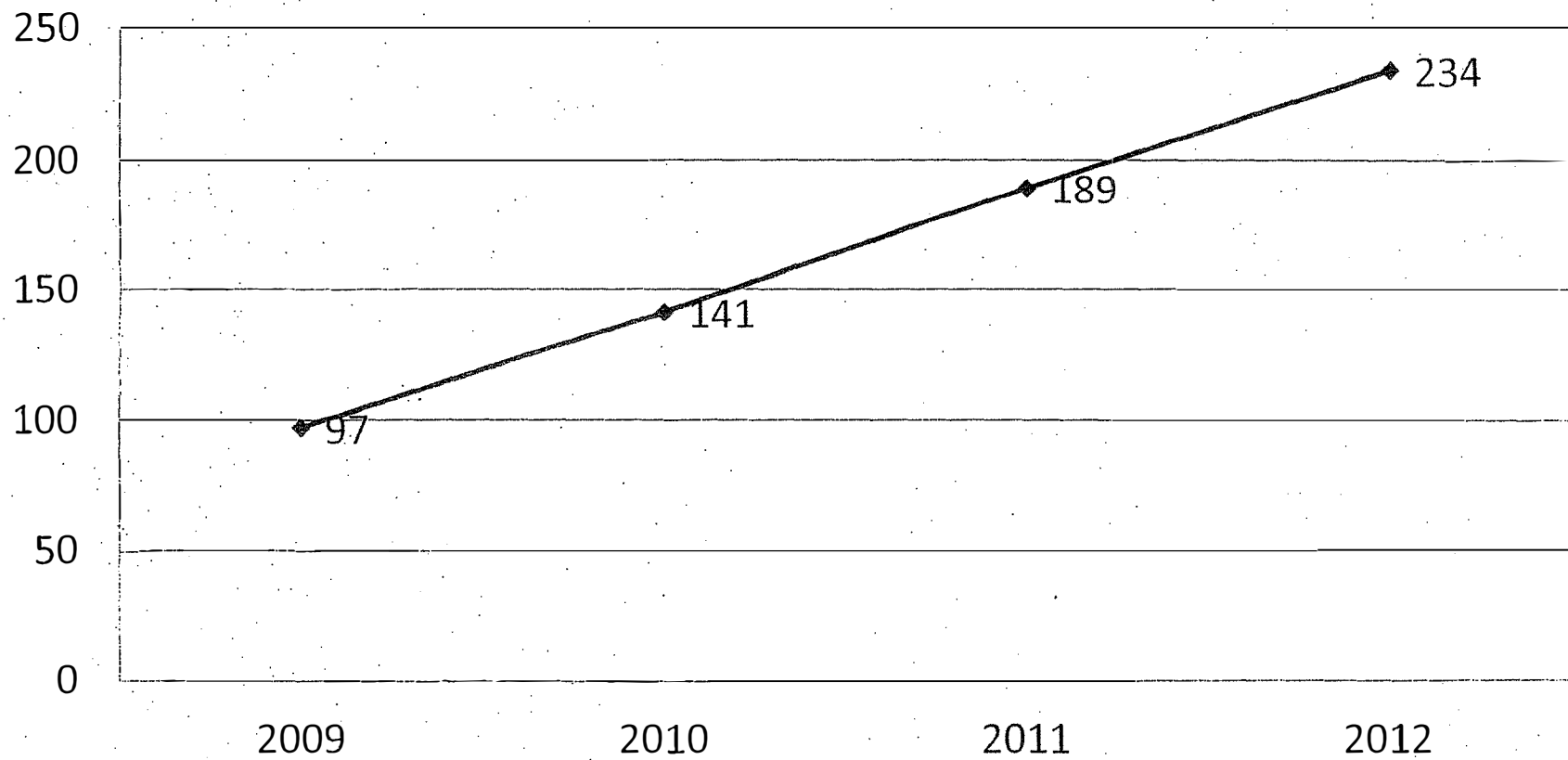
# Patrol Division



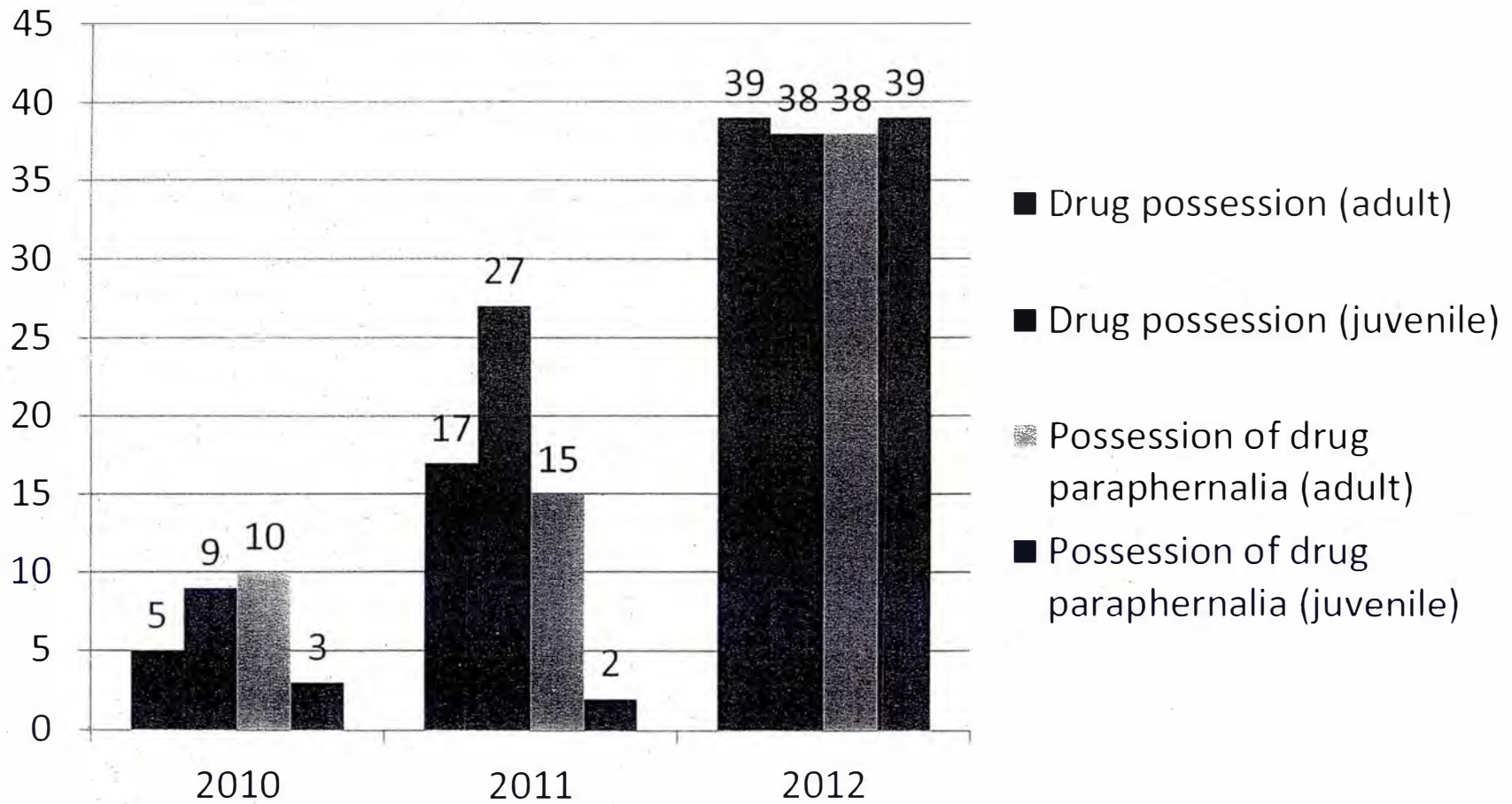


# Patrol Division

## Domestic Violence Calls

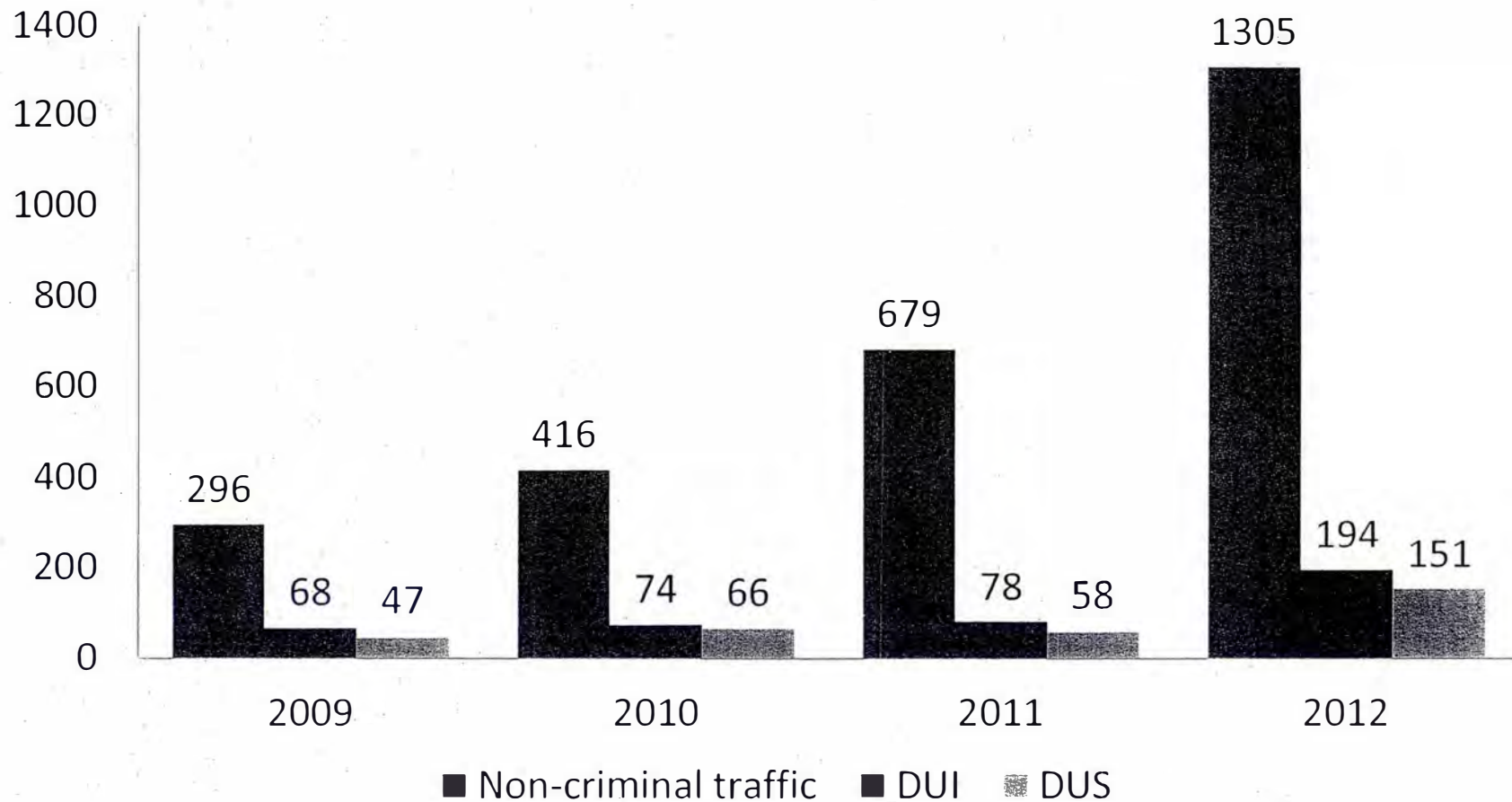


# Patrol Division



# Patrol Division

## Traffic-Related Offenses



#6

Good afternoon, my name is Dallas Carlson and I am the Director of the North Dakota Bureau of Criminal Investigation. I want to speak briefly and very basically about the IT needs of BCI. I will be the first to admit I do not know IT language but I do know the Attorney General's IT Division is very important to BCI and all North Dakota law enforcement. BCI and the State Crime Lab are responsible for 80% of the demands placed on the IT Division. The other 11 Divisions of the AG's office compete for the remaining 20% of the IT Division's workload. So, as you can see, the IT Division is very important to our job of public safety.

BCI currently has IT projects that have been started and many that need to be designed, tested, and put into operation. I will speak on what I feel are the three most important projects for law enforcement. BCI currently operates on a mostly paper based system when dealing with concealed weapons, criminal history records, and prosecution/disposition of suspects.

As you all know the concealed weapons license requests in our state has exploded. Our current system consists of a paper application, photos, fingerprint cards, and a check for payment. Currently all of these documents have been touched by the applicant, Sheriff, and a Police Chief if the applicant lives in a city, prior to arriving at BCI. The applications and attachments arrive at BCI paper clipped together. Most of the time numerous applications arrive in the same envelope. One of our staff must go through each application when they arrive, remove the check and forward this check to BCI finance. The application is then forwarded to the C/W section and the info is taken from the paper application and manually keyed into our system. Some applications are returned because they are not properly filled out or are missing information.



Finance manually keys the checks into our system for deposit. The staff person opening the mail and handling the applications does this in addition to her other duties. Because we routinely receive 30 – 100+ a day, and have had as many as 300 applications a day, this can take at least ½ day to just open the mail and distribute the checks and applications to the proper BCI staff. Current law mandates BCI a 45 day turn around on applications. At any given time we have between 1500 – 2000 applications in the office waiting to be processed. Having IT design a on line system to accept applications would relieve backlog and allow a more timely turnaround of these applications. The current system is very outdated and repetitive. We need to design and put into use an updated and more efficient electronic system for the concealed weapon licensing process. The technology is here, the IT Division just needs the staff to make it happen. This electronic system would save time, ensure accuracy, and make the turnaround time for the applicant much quicker.

Our criminal record section has also seen a very large increase in requests. BCI has gone from 22,630 record check requests in 2006 to 37,312 in 2012. BCI's criminal history record system is also a paper system to those groups and individuals who request a criminal history for reason's such as employment. Again if the request comes through the mail, which most do, the process is very similar to the concealed weapons process. The check goes to finance; the paper request goes to our criminal history section. The information is taken from the request and keyed into our system. As you can imagine some handwriting is very hard to read. When unreadable information is on the request, these requests have to be followed up with a phone call to verify the info. After getting the results of the request the information is then sent back to the person or

group that made the request. This is a very antiquated system that too needs to be automated by an electronic system. By designing a system this process could be requested by electronic means and pre-paid by electronic means which would result in a system with no backlogs and quicker turn around. To accomplish this the Attorney General IT sections needs additional personnel.

BCI currently receives most arrest fingerprints of charged individuals electronically by means of a live scan. This is a good thing. Prosecution information, disposition information, and booking photos from these charged individuals still comes to BCI by paper means. Again this information has to be taken from the paper and keyed into a BCI data base. This system too needs to be designed and updated to an electronic format. That will mean additional IT Division professionals.

The criminal history record system is a mission critical system for law enforcement in North Dakota and is accessed by law enforcement nationwide. The criminal history system is very complex and plans are being made to replace the current system.

There are numerous other projects waiting on the shelf in 10 year queue because we don't have the professionals to catch up and keep up with modern law enforcement needs. The Attorney General IT staff touches every aspect of law enforcement.

The AG IT staff understands concealed weapons and our criminal history section.

More importantly the AG IT staff understands the business process of law enforcement to include but not limited to law enforcement data, law enforcement needs, FBI regulations, National Criminal Information Center (NCIC) regulations, and North Dakota State Radio. My opinion is that it is very important to have the Attorney General IT staff

for law enforcement use. It would be difficult to take an IT programmer or project manager "off the self" to do these needed projects in a timely manner. There are too many law enforcement rules and regulations to be familiar with prior to doing the actual work. To have our own IT for the continued maintenance and upgrades are just as important. The Attorney General's office needs to retain and enhance its IT Division.

Senate Appropriations Committee

House Bill 1003

Testimony of Mike Reitan, Assistant Chief, West Fargo Police Department

Mike Reitan

HB 1003

3-7-13

#7

Good Afternoon

Chairman Holmberg, Vice Chairs Bowman and Grindberg, other members of the Committee, for the record my name is Mike Reitan, Assistant Chief of the West Fargo Police Department. I am testifying today on House Bill 1003. The bill before you today is meant to provide the funding necessary to support the law enforcement function within the state of North Dakota.

As members of this committee you have heard of the many changes taking place throughout North Dakota. We would like to believe what is happening in our communities are all changes for the good. Unfortunately, that is not the case. According to US Attorney Tim Purdon, his office in 2012 handled an additional 40% more cases on the Federal level. For the first time, he will be forced to decline criminal cases that could be prosecuted at the Federal level because of their work load.

In West Fargo, we responded to nearly 4000 more calls for services in 2012, a 25% increase over 2011. We investigated 130 more of the most serious types of crimes, an increase of 10%. While our numbers are up we did not experience the same rate of increase of the agencies located in western North Dakota. In response to the additional criminal cases my department, like many other agencies, has had to hire additional staff. Agencies in the growth areas of North Dakota see the requirement to continue to add staff each year for the foreseeable future.

Criminals are very mobile in North Dakota. It is necessary for many of the criminal investigations to be done in cooperation with other agencies to include the ND Bureau of Criminal Investigations. The nature of the type of crimes committed has become complex and more time consuming to solve with the growing population in the state. Agencies with limited available resources have always been able to count on the BCI to assist in conducting investigations of serious crimes. The BCI is truly a critical component in crime fighting in North Dakota.

The Governor's Budget included an increase in staff for the Attorney General's Office of 7.5 full time employees to place personnel in the areas of the greatest need. An action by the House has reduced funding to limit the increase to 1 full time employee. I am seriously concerned the reduction will leave the BCI under staffed. Without proper staffing BCI would be forced to shift available resources to cover only the highest priority activities and would possibly no longer be able to support smaller agencies. Reassignment of personnel from eastern and central North Dakota will undoubtedly create a negative impact upon drug and serious crime investigations within my jurisdiction. I would ask you to restore the Governor's funding request to provide a staffing increase of 7.5 full time employees and restore the operating expenses line item to the original requested level.

Thank you for your consideration. I would be willing to answer any questions you may have.



Sixty-third  
Legislative Assembly  
of North Dakota

SENATE BILL NO. \_\_\_\_\_

Mike Reitan  
HB 1003  
3-7-13

# 8

Introduced by

Senator \_\_\_\_\_

Representative \_\_\_\_\_

A BILL for an Act to provide an appropriation to the attorney general for the establishment of a uniformed law enforcement policy and custody manual.

**BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

**SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the funds as may be necessary, are appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$750,000, or so much of the sum as may be necessary, to the attorney general for the purpose of defraying the expenses of the development of a uniformed law enforcement and custody manual, for the biennium beginning July 1, 2013, and ending June 30, 2015.



Procedurally is Possible

# North Dakota Agencies - Law Enforcement Policy Manual

Municipalities	Sworn Personnel	Subscription Fee (Year 1)	Annual Policy Update Fee (Year 2)	Daily Training Bulletin (Year 2)
Beulah	5	\$4,950.00	\$1,950.00	\$1,000.00
Bismarck	94	\$10,500.00	\$3,950.00	\$7,200.00
Bowman	3	\$4,950.00	\$1,950.00	\$1,000.00
Burlington	2	\$4,950.00	\$1,950.00	\$1,000.00
Cando	2	\$4,950.00	\$1,950.00	\$1,000.00
Carrington	4	\$4,950.00	\$1,950.00	\$1,000.00
Cavalier	4	\$4,950.00	\$1,950.00	\$1,000.00
Crosby	2	\$4,950.00	\$1,950.00	\$1,000.00
Devils Lake	16	\$6,850.00	\$2,650.00	\$2,800.00
Dickinson	31	\$7,950.00	\$3,100.00	\$4,200.00
Elgin	1	\$4,950.00	\$1,950.00	\$1,000.00
Ellendale	2	\$4,950.00	\$1,950.00	\$1,000.00
Emerado	1	\$4,950.00	\$1,950.00	\$1,000.00
Fargo	133	\$11,500.00	\$4,250.00	\$9,000.00
Fessenden	1	\$4,950.00	\$1,950.00	\$1,000.00
Grafton	10	\$5,450.00	\$2,200.00	\$1,500.00
Grand Forks	82	\$10,500.00	\$3,950.00	\$7,200.00
Harvey	4	\$4,950.00	\$1,950.00	\$1,000.00
Hazen	4	\$4,950.00	\$1,950.00	\$1,000.00
Hillsboro	2	\$4,950.00	\$1,950.00	\$1,000.00
Jamestown	29	\$7,950.00	\$3,100.00	\$4,200.00
Lamoure	1	\$4,950.00	\$1,950.00	\$1,000.00
Larimore	2	\$4,950.00	\$1,950.00	\$1,000.00
Lincoln	3	\$4,950.00	\$1,950.00	\$1,000.00
Linton	2	\$4,950.00	\$1,950.00	\$1,000.00
Lisbon	3	\$4,950.00	\$1,950.00	\$1,000.00
Mandan	27	\$7,950.00	\$3,100.00	\$4,200.00
Mayville	3	\$4,950.00	\$1,950.00	\$1,000.00
Minot	60	\$8,950.00	\$3,550.00	\$5,400.00
Napoleon	1	\$4,950.00	\$1,950.00	\$1,000.00
Northwood	2	\$4,950.00	\$1,950.00	\$1,000.00
Oakes	4	\$4,950.00	\$1,950.00	\$1,000.00
Powers Lake	1	\$4,950.00	\$1,950.00	\$1,000.00
Rolla	4	\$4,950.00	\$1,950.00	\$1,000.00
Rugby	4	\$4,950.00	\$1,950.00	\$1,000.00
South Heart	1	\$4,950.00	\$1,950.00	\$1,000.00
Stanley	3	\$4,950.00	\$1,950.00	\$1,000.00
Steele	1	\$4,950.00	\$1,950.00	\$1,000.00
Surrey	2	\$4,950.00	\$1,950.00	\$1,000.00
Thompson	1	\$4,950.00	\$1,950.00	\$1,000.00
Valley City	13	\$5,950.00	\$2,450.00	\$2,000.00
Wahpeton	14	\$5,950.00	\$2,450.00	\$2,000.00
Watford City	5	\$4,950.00	\$1,950.00	\$1,000.00
West Fargo	33	\$7,950.00	\$3,100.00	\$4,200.00
Williston	23	\$6,850.00	\$2,650.00	\$2,800.00
Wishek	2	\$4,950.00	\$1,950.00	\$1,000.00
<b>Universities</b>				
North Dakota State College of Science	3	\$4,950.00	\$1,950.00	\$1,000.00
North Dakota State University	14	\$5,950.00	\$2,450.00	\$2,000.00
University of North Dakota	12	\$5,950.00	\$2,450.00	\$2,000.00
<b>Counties</b>				
Adams	3	\$4,950.00	\$1,950.00	\$1,000.00
Barnes	6	\$5,450.00	\$2,200.00	\$1,500.00

Benson	4	\$4,950.00	\$1,950.00	\$1,000.00
Billings	4	\$4,950.00	\$1,950.00	\$1,000.00
Bottineau	10	\$5,450.00	\$2,200.00	\$1,500.00
Bowman	3	\$4,950.00	\$1,950.00	\$1,000.00
Burke	4	\$4,950.00	\$1,950.00	\$1,000.00
Burleigh	44	\$7,950.00	\$3,100.00	\$4,200.00
Cass	70	\$8,950.00	\$3,550.00	\$5,400.00
Cavalier	5	\$4,950.00	\$1,950.00	\$1,000.00
Dickey	4	\$4,950.00	\$1,950.00	\$1,000.00
Divide	4	\$4,950.00	\$1,950.00	\$1,000.00
Dunn	4	\$4,950.00	\$1,950.00	\$1,000.00
Eddy	4	\$4,950.00	\$1,950.00	\$1,000.00
Emmons	3	\$4,950.00	\$1,950.00	\$1,000.00
Foster	3	\$4,950.00	\$1,950.00	\$1,000.00
Golden Valley	4	\$4,950.00	\$1,950.00	\$1,000.00
Grand Forks	27	\$7,950.00	\$3,100.00	\$4,200.00
Grant	3	\$4,950.00	\$1,950.00	\$1,000.00
Griggs	2	\$4,950.00	\$1,950.00	\$1,000.00
Hettinger	3	\$4,950.00	\$1,950.00	\$1,000.00
Kidder	3	\$4,950.00	\$1,950.00	\$1,000.00
Lamoure	4	\$4,950.00	\$1,950.00	\$1,000.00
Logan	2	\$4,950.00	\$1,950.00	\$1,000.00
McHenry	7	\$5,450.00	\$2,200.00	\$1,500.00
McIntosh	3	\$4,950.00	\$1,950.00	\$1,000.00
McKenzie	15	\$5,950.00	\$2,450.00	\$2,000.00
McLean	20	\$6,850.00	\$2,650.00	\$2,800.00
Mercer	14	\$5,950.00	\$2,450.00	\$2,000.00
Morton	21	\$6,850.00	\$2,650.00	\$2,800.00
Mountrail	7	\$5,450.00	\$2,200.00	\$1,500.00
Nelson	3	\$4,950.00	\$1,950.00	\$1,000.00
Oliver	3	\$4,950.00	\$1,950.00	\$1,000.00
Pembina	7	\$5,450.00	\$2,200.00	\$1,500.00
Pierce	3	\$4,950.00	\$1,950.00	\$1,000.00
Ramsey	6	\$5,450.00	\$2,200.00	\$1,500.00
Ransom	4	\$4,950.00	\$1,950.00	\$1,000.00
Renville	5	\$4,950.00	\$1,950.00	\$1,000.00
Richland	13	\$5,950.00	\$2,450.00	\$2,000.00
Rolette	7	\$5,450.00	\$2,200.00	\$1,500.00
Sargent	4	\$4,950.00	\$1,950.00	\$1,000.00
Sheridan	3	\$4,950.00	\$1,950.00	\$1,000.00
Sioux	1	\$4,950.00	\$1,950.00	\$1,000.00
Slope	1	\$4,950.00	\$1,950.00	\$1,000.00
Stark	12	\$5,950.00	\$2,450.00	\$2,000.00
Steele	3	\$4,950.00	\$1,950.00	\$1,000.00
Stutsman	8	\$5,450.00	\$2,200.00	\$1,500.00
Towner	2	\$4,950.00	\$1,950.00	\$1,000.00
Trail	6	\$5,450.00	\$2,200.00	\$1,500.00
Walsh	10	\$5,450.00	\$2,200.00	\$1,500.00
Ward	21	\$6,850.00	\$2,650.00	\$2,800.00
Wells	3	\$4,950.00	\$1,950.00	\$1,000.00
Williams	18	\$6,850.00	\$2,650.00	\$2,800.00
Highway Patrol				
North Dakota Highway Patrol	136	\$11,500.00	\$4,250.00	\$9,000.00
North Dakota Total	1,265	\$584,950	\$230,500	\$183,700





**North Dakota County Jails**

Agency	# of Beds	Subscription Fee (Year 1) 30% Discount	Annual Policy Update Fee (Year 2) 30% Discount	Daily Training Bulletin (Year 2) 30% Discount
Adams	7	\$3,465.00	\$1,365.00	\$700.00
Barnes	32	\$4,515.00	\$1,645.00	\$1,330.00
Bottineau	9	\$3,465.00	\$1,365.00	\$700.00
Burleigh	130	\$5,915.00	\$2,233.00	\$2,905.00
Cass	252	\$7,350.00	\$2,905.00	\$5,075.00
Cavalier	9	\$3,465.00	\$1,365.00	\$700.00
Emmons	1	\$3,465.00	\$1,365.00	\$700.00
Grand Forks County Correctional Center	245	\$6,615.00	\$2,513.00	\$3,843.00
Heart of America Correctional and Treatment Center	40	\$6,615.00	\$2,233.00	\$2,905.00
Lake Correctional Center	108	\$5,915.00	\$2,233.00	\$2,905.00
Logan	2	\$3,465.00	\$1,365.00	\$700.00
McIntosh	2	\$3,465.00	\$1,365.00	\$700.00
McKenzie	50	\$4,515.00	\$1,645.00	\$1,330.00
McLean	31	\$4,515.00	\$1,645.00	\$1,330.00
Mercer	24	\$3,815.00	\$1,533.00	\$1,050.00
Morton	40	\$4,515.00	\$1,645.00	\$1,330.00
Mountrail	12	\$3,815.00	\$1,533.00	\$1,050.00
Pembina	18	\$3,815.00	\$1,533.00	\$1,050.00
Pierce	149	\$5,915.00	\$2,233.00	\$2,905.00
Richland	33	\$4,515.00	\$1,645.00	\$1,330.00
Rolette	24	\$3,815.00	\$1,533.00	\$1,050.00
Sheridan	126	\$5,915.00	\$2,233.00	\$2,905.00
Sioux	67	\$5,215.00	\$1,925.00	\$1,925.00
SW Mutli-County Correctional Center	118	\$5,215.00	\$2,233.00	\$2,905.00
Southwest Womens Correctional Facility	126	\$5,215.00	\$2,233.00	\$2,905.00
Stark	82	\$5,215.00	\$1,925.00	\$1,925.00
Stutsman	96	\$5,215.00	\$1,925.00	\$1,925.00
Trail	13	\$3,815.00	\$1,533.00	\$1,050.00
Walsh	21	\$3,815.00	\$1,533.00	\$1,050.00
Ward	104	\$5,915.00	\$2,233.00	\$2,905.00
Williams	112	\$5,915.00	\$2,233.00	\$2,905.00
<b>Total</b>	<b>2,153</b>	<b>\$144,935</b>	<b>\$55,538</b>	<b>\$57,288</b>

**Notes**

- (1) First year fee includes development tools, policy updates, and DTBs when agency finals.
- (2) Annual Policy update subscription includes all web-based tools, forum and policy updates.
- (3) Daily Training Bulletins - DTBs - includes 240 unique scenario based exercises.



March 18, 2013

3-20-13  
sub-comm.  
HB 1003

1

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1003

Page 1, line 4, after the semicolon insert "to amend and reenact subsection 1 of section 57-51-15 of the North Dakota Century Code, relating to gross production tax allocation; to provide for a report to the budget section;"

Page 1, replace line 17 with:

"Grants	3,420,000	8,953,947	12,373,947"
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Page 1, remove lines 23 and 24

Page 2, replace lines 1 and 2 with:

"Total all funds	\$55,715,455	\$18,229,800	\$73,945,255
Less estimated income	<u>24,485,610</u>	<u>13,638,521</u>	<u>38,124,131</u>
Total general fund	\$31,229,845	\$4,591,279	\$35,821,124
Full-time equivalent positions	204.00	1.00	205.00"

Page 2, after line 22, insert:

**"SECTION 4. GRANTS - LAW ENFORCEMENT NEEDS - REPORT TO BUDGET SECTION.** The grants line item in section 1 of this Act includes \$10,000,000, or so much of the sum as may be needed, from the oil and gas impact grant fund for grants to law enforcement agencies for crime-related needs. The attorney general shall develop guidelines to distribute grants to law enforcement agencies in oil-impacted counties where crime-related activities have increased or in other counties if the crime-related activities in oil-impacted counties originated in any of those counties. The attorney general shall report to the budget section after June 30, 2014, on the impact the grant funding has had on crime-related activities."

Page 3, after line 13, insert:

**"SECTION 7. AMENDMENT.** Subsection 1 of section 57-51-15 of the North Dakota Century Code is amended and reenacted 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 ten million dollars per biennium; and

- c. Allocate the remaining revenues under subsection 3."

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

A section is added increasing 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. The additional \$10 million is appropriated to the Attorney General for providing grants to law enforcement agencies in oil-impacted counties where crime-related activities have increased or in other counties if the crime-related activities in oil-impacted counties originated in any of those counties.

13.8132.02001  
Title.

Prepared by the Legislative Council staff for  
Senator Mathern

March 11, 2013

3-20-13 SW HB 1003

#2

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1003

Page 3, after line 13, insert:

**"SECTION 6. APPROPRIATION.** There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$750,000, or so much of the sum as may be necessary, to the attorney general for the purpose of defraying the expenses of the development of a uniformed law enforcement and custody manual, for the biennium beginning July 1, 2013, and ending June 30, 2015."

Renumber accordingly

Roll, Kathy S.

3-20-13 HB 1023 Subcommittee #3

**From:** Stenehjem, Wayne K.  
**nt:** Friday, March 15, 2013 8:37 AM  
**o:** Trenbeath, Thomas L.; Roll, Kathy S.  
**Subject:** FW: Department of Trust Land legal issues.docx  
**Attachments:** Department of Trust Land legal issues.docx

FYI  
w

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**From:** Gaebe, Lance D.  
**Sent:** Thursday, March 14, 2013 4:59 PM  
**To:** Stenehjem, Wayne K.  
**Cc:** Trenbeath, Thomas L.  
**Subject:** Department of Trust Land legal issues.docx

Attorney General Stenehjem,

Attached is a brief summary of issues in which your office has recently assisted the Land Board and the Department of Trust Lands. These bullets are offered to support efforts to reinstate the FTE in the AG's budget that would support the Land Board. I can offer greater detail, explanation, or trend-lines if it would be helpful, please let me know.

The value and resulting interest in the minerals, has often created newfound interest in obscure transactions, some as long as 80 and 90 year ago, which take much time to research and document.

I appreciate your efforts to secure this position, and will assist as able and requested.

Lance



14B 1003  
Subcommittee  
3-20-13 # 3

## Department of Trust Lands / Land Board Legal Issues

Expanded role of Attorney General staff as a result of energy value and activity

### Minerals

- Lease issues, including: royalty ownership, assignments to subsequent lessees, authorizations for expenditure, pooling agreements, and allocation of royalties by stratification or well bore
- Lawsuits relating to ownership of minerals beneath navigable rivers
- Mineral ownership issues on acquired property- differs by acquisition date and effective law at the time
- Issues regarding railroad rights-of-way mineral ownership
- Legal questions relating to mineral leases and compliance with terms of lease and termination of leases
- Gas and oil royalty issues, including fractional ownership, royalty overrides, and allowable deductions
- Other subsurface mineral questions and lease evaluations- including coal, potash, uranium, and clay
- Suspended royalty escrow agreements

### Surface

- Work on surface damage agreements and reclamation enforcement
- Gravel and surface mineral ownership disputes
- Review of easements, permits, and gravel leases.
- Legal title work in property with disputed boundaries or ownership lineage
- Subsurface access damage agreements
- Rights-of-way

### General Operations

- Open records and discovery requests
- Investment manager contracts
- Formalization of Requests for Proposal for equipment, survey services and land-use evaluations
- Energy infrastructure and Impact Office compliance
- Rule, policy, administrative code, statute and constitutional interpretation

March 18, 2013  
25

#1  
HB 1003  
Subcom  
3-26-13

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1003

Page 1, line 4, after the semicolon insert "to amend and reenact subsection 1 of section 57-51-15 of the North Dakota Century Code, relating to gross production tax allocation; to provide for a report to the budget section;"

Page 1, replace line 13 with:

"Salaries and wages	\$29,506,046	\$3,500,135	\$33,006,181
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Page 1, replace line 17 with:

"Grants	3,420,000	8,953,947	12,373,947"
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Page 1, remove lines 23 and 24

Page 2, replace lines 1 and 2 with:

"Total all funds	\$55,715,455	\$18,229,800	\$73,945,255
Less estimated income	<u>24,485,610</u>	<u>13,638,521</u>	<u>38,124,131</u>
Total general fund	\$31,229,845	\$4,591,279	\$35,821,124
Full-time equivalent positions	204.00	1.00	205.00"

Page 2, after line 22, insert:

**"SECTION 4. GRANTS - LAW ENFORCEMENT NEEDS - REPORT TO BUDGET SECTION.** The grants line item in section 1 of this Act includes \$10,000,000, or so much of the sum as may be needed, from the oil and gas impact grant fund, for grants to law enforcement agencies and to the office of attorney general for crime-related needs. The Drug and Violent Crime Policy Board of the attorney general shall make recommendation to the Board of University and School Lands for the granting of funds to law enforcement agencies in oil-impacted counties where crime-related activities have increased or in other counties if the crime-related activities in oil-impacted counties originated in any of those counties. Not more than 20% of the fund may be utilized for additional staffing needs necessary to accomplish the role of the office of attorney general as an assisting agency in ensuring public safety in the affected area. The attorney general shall report to the budget section after June 30, 2014, on the impact the grant funding has had on crime-related activities."

Page 3, after line 13, insert:

**"SECTION 7. AMENDMENT.** Subsection 1 of section 57-51-15 of the North Dakota Century Code is amended and reenacted 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

#1

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 ten million dollars per biennium; and
- c. Allocate the remaining revenues under subsection 3."

Renumber accordingly

#### **STATEMENT OF PURPOSE OF AMENDMENT:**

A section is added increasing 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. The additional \$10 million is appropriated for providing grants to law enforcement agencies in oil-impacted counties where crime-related activities have increased or in other counties if the crime-related activities in oil-impacted counties originated in any of those counties and to the Office of Attorney General for needs associated with its role as an assisting agency to law enforcement in the affected counties.

Salaries and wages are increased by the amount of \$342,000 representing an equity increase for scientists employed at the state crime laboratory. Recognizing that North Dakota is nearly 40% below the average pay of publicly employed scientists in neighboring states, it is the intent of the legislature to provide an equity increase of \$6,000 per year per scientist.

9-26-13

# 2

HB 1003

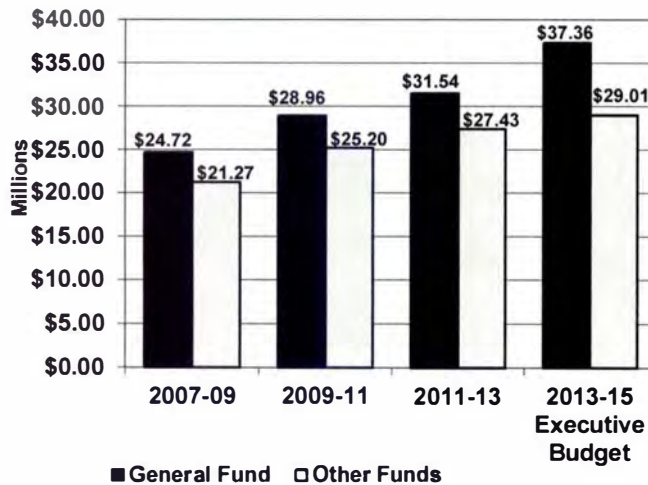
Sullivan

**Department 125 - Attorney General  
House Bill No. 1003**

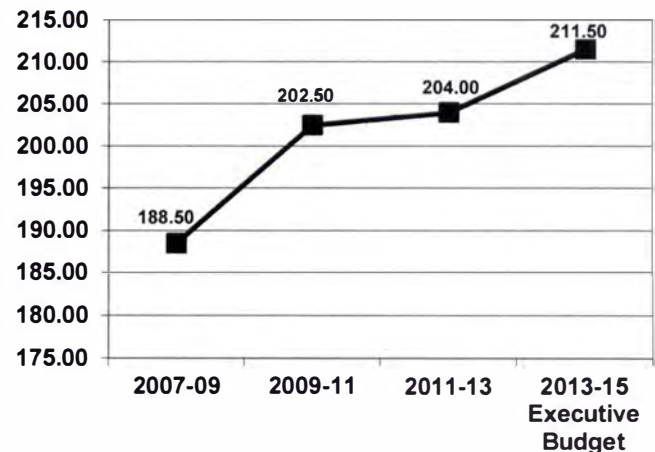
	FTE Positions	General Fund	Other Funds	Total
2013-15 Executive Budget	211.50	\$37,358,136	\$29,012,463	\$66,370,599
2011-13 Legislative Appropriations	204.00	31,542,245	27,427,177	58,969,422 <sup>1</sup>
Increase (Decrease)	7.50	\$5,815,891	\$1,585,286	\$7,401,177

<sup>1</sup>The 2011-13 appropriation amounts do not include \$286,200 of additional general fund authority from the state contingencies appropriation and \$100,000 in additional special fund authority resulting from Emergency Commission action during the 2011-13 biennium.

**Agency Funding**



**FTE Positions**



**Ongoing and One-Time General Fund Appropriations**

	Ongoing General Fund Appropriation	One-Time General Fund Appropriation	Total General Fund Appropriation
2013-15 Executive Budget	\$37,025,046	\$333,090	\$37,358,136
2011-13 Legislative Appropriations	31,229,845	312,400	31,542,245
Increase (Decrease)	\$5,795,201	\$20,690	\$5,815,891

**First House Action**

Attached is a summary of first house changes.

**Executive Budget Highlights  
(With First House Changes in Bold)**

	General Fund	Other Funds	Total
1. Adds the following 7 FTE positions and related operating and motor vehicle expenses previously funded by federal fiscal stimulus funds:			
1 FTE criminal investigator for 24/7 sobriety program			
1 FTE criminal investigator for the Internet Crimes Against Children enforcement program			
1 FTE administrative assistant position for grant management			
2 FTE criminal intelligence analyst positions			
2 FTE forensic scientist positions			
2. Adds 2 FTE administrative assistant positions for processing concealed weapons permits in association with the National Instant Check System (NICS). <b>The House removed .5 FTE administrative assistant position and \$39,074 of other funds.</b>	\$307	\$240,022	\$240,329



3. Removes funding and 7 FTE positions funded with federal fiscal stimulus funds and 1.5 FTE positions funded with federal funds related to the NICS		(\$1,667,632)	(\$1,667,632)
4. Adds 2 FTE criminal investigator positions and 1 FTE administrative assistant position to address law enforcement needs in western North Dakota. <b>The House removed these positions.</b>	\$457,146	\$69,650	\$526,796
5. Adds 1 FTE forensic scientist position to address the use of synthetic drugs in the state	\$146,039		\$146,039
6. Adds 1 FTE administrative assistant position for the Uniform Crime Reporting system. <b>The House removed this position.</b>		\$113,456	\$113,456
7. Adds 1 FTE attorney position for work related to the Department of Trust Lands. <b>The House removed this position.</b>		\$239,853	\$239,853
8. Adds 1 FTE organized crime investigator position. <b>The House removed this position.</b>		\$211,471	\$211,471
9. Adds funding for information technology contract services	\$500,000	\$76,100	\$576,100
10. Provides additional funding for ongoing information technology and rental costs	\$461,903		\$461,903
11. Adds funding for information technology services in the Lottery Division		\$350,000	\$350,000
12. Adds funding for program maintenance, office security, backup, and recovery		\$556,048	\$556,048
13. Adds <b>one-time funding</b> to replace 11 undercover vehicles	\$198,000		\$198,000
14. Adds <b>one-time funding</b> for salary adjustments and housing allowances for employees located in oil-impacted areas. <b>The House removed this funding.</b>	\$135,090		\$135,090
15. Provides funding for state employee salary increases of which \$1,574,513 relates to performance increases and \$812,026 is for market equity adjustments. <b>The House added \$175,026 to correct the executive compensation package and reduced funding by \$1,092,227 relating to performance and market equity salary increases.</b>	\$1,937,586	\$448,953	\$2,386,539
16. Provides additional funding for salary equity increases for forensic scientists in the Crime Laboratory	\$85,401		\$85,401
17. Provides additional funding for salary equity adjustments for attorneys		\$480,717	\$480,717

### Other Sections in Bill

**Salary of Attorney General** - Section 4 provides for the statutory changes necessary to increase the Attorney General's salary as follows:

Annual salary authorized by the 2011 Legislative Assembly:

July 1, 2011	\$134,135
July 1, 2012	\$138,159

Proposed annual salary recommended in the 2013-15 executive budget:

July 1, 2013	\$143,685
July 1, 2014	\$149,432

Proposed annual salary with House changes:

July 1, 2013	\$142,304
July 1, 2014	\$146,573

The executive budget recommendation provided funding for elected officials' salary increases equal to 4 percent of salaries effective July 1, 2013, and 4 percent effective July 1, 2014. **The House reduced the salary of the Attorney General to provide for 3 percent annual salary increases.**

**Information technology services** - The House added a section to amend North Dakota Century Code 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.

### Continuing Appropriations

**Assets forfeiture fund** - Section 54-12-14 - To pay costs related to law enforcement activities of the Attorney General's office

**Lottery operating fund** - Section 53-12.1-09 - To pay costs of operating the lottery

**Refund fund** - Section 54-12-18 - To pay costs of the Consumer Protection and Antitrust Division and the Gaming Division

**Special operations team reimbursement fund** - Section 54-12-23 - To reimburse city and county governments that provide special operations team services to rural areas

**Sobriety program fund** - Section 54-12-29 - To pay costs of administering and operating the sobriety program

**Multijurisdictional Drug Task Force fund** - Section 54-12-26 - To provide support for the narcotics enforcement efforts of the state

### **Significant Audit Findings**

The operational audit for the Attorney General's office conducted by the State Auditor's office during the 2011-12 interim identified no significant audit findings.

### **Major Related Legislation**

**House Bill No. 1399** - Requires the Attorney General to consider bringing action against the United States Fish and Wildlife Service relating to delineation and description of wetland easements acquired by the United States Fish and Wildlife Service

**Senate Bill No. 2056** - Provides that victims or witnesses must be able to opt out of the statewide automated victim information and notification system

**Senate Bill No. 2106** - Requires permits and registrations of persons using roll-your-own cigarette machines. Cigarettes made on these machines are subject to wholesale tobacco taxes.

**Senate Bill No. 2185** - Requires Job Service North Dakota to enter a data sharing agreement with the Attorney General for the purpose of monitoring individuals who are required to register as sexual offenders or offenders against children

**Senate Bill No. 2212** - Provides a general fund appropriation of \$200,000 to the Attorney General to defray the expenses of the Minot State University Rural Crime and Justice Center Victim Assistance Academy for the 2013-15 biennium

**Senate Bill No. 2240** - Provides a general fund appropriation of \$1.2 million to the Attorney General for the purchase of secure continuous remote alcohol monitors

ATTACH:1

# STATEMENT OF PURPOSE OF AMENDMENT:

## House Bill No. 1003 - Funding Summary

	Executive Budget	House Changes	House Version
Attorney General			
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
Bill Total			
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

## 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 Package <sup>1</sup>	Adjusts State Employee Compensation and Benefits Package <sup>2</sup>	Provides Separate Line Item for Accrued Leave Payments <sup>3</sup>	Removes New FTE Position for Concealed Weapons Permits <sup>4</sup>	Removes New FTE Positions for Western North Dakota <sup>5</sup>	Removes New Uniform Crime Reporting System Position <sup>6</sup>
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 Position <sup>7</sup>	Removes New Investigator Position <sup>8</sup>	Removes Funding for Oil Impact Assistance <sup>9</sup>	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)

<sup>1</sup> Funding is added due to a calculation error in the executive compensation package.

<sup>2</sup> 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 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.

<sup>3</sup> 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.

<sup>4</sup> 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 were previously paid for with federal funds related to the National Instant Check System (NICS).



- <sup>5</sup> This amendment removes 2 FTE criminal investigator and 1 FTE administrative assistant positions and related operating and motor vehicle expenses added in the executive budget recommendation for law enforcement activities in western North Dakota.
- <sup>6</sup> This amendment removes 1 FTE administrative assistant position and related operating expenses for the uniform crime reporting system added in the executive budget.
- <sup>7</sup> 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.
- <sup>8</sup> This amendment removes 1 FTE organized crime investigator position and related operating and motor vehicle expenses added in the executive budget.
- <sup>9</sup> 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 at 3 percent for each year of the biennium rather than 4 percent each year as included in the executive budget.

April 1, 2013

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1003

Page 1, line 2, replace "sections" with "section"

Page 1, line 2, remove "and 54-59-22"

Page 1, line 3, remove "and to required use of information technology"

Page 1, line 4, replace "services" with ";to amend and reenact subsection 1 of section 57-51-15 of the North Dakota Century Code, relating to gross production tax allocation; to provide for a report to the budget section"

Page 1, remove lines 13 through 24

Page 2, replace lines 1 and 2 with:

"Salaries and wages	\$29,506,046	\$7,425,372	\$36,931,418
Operating expenses	16,418,016	4,135,959	20,553,975
Capital assets	1,943,783	419,294	2,363,077
Grants	3,420,000	8,953,947	12,373,947
Litigation fees	50,000	0	50,000
Medical examinations	660,000	0	660,000
North Dakota lottery	3,700,242	433,579	4,133,821
Arrest and return of fugitives	10,000	0	10,000
Gaming commission	<u>7,368</u>	<u>0</u>	<u>7,368</u>
Total all funds	\$55,715,455	\$21,368,151	\$77,083,606
Less estimated income	<u>24,485,610</u>	<u>15,023,010</u>	<u>39,508,620</u>
Total general fund	\$31,229,845	\$6,345,141	\$37,574,986
Full-time equivalent positions	204.00	11.50	215.50"

Page 2, after line 10, insert:

"Grants	0	10,000,000"
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Page 2, replace lines 12 through 14 with:

"Total all funds	\$3,253,967	\$10,198,000
Total special funds	<u>2,941,567</u>	<u>10,000,000</u>
Total general fund	\$312,400	\$198,000"

Page 2, after line 22, insert:

**"SECTION 4. GRANTS - LAW ENFORCEMENT NEEDS - OIL AND GAS IMPACT GRANT FUND - REPORT TO BUDGET SECTION.** The grants line item in section 1 of this Act includes \$10,000,000, or so much of the sum as may be needed, from the oil and gas impact grant fund, for grants to law enforcement agencies and to the office of attorney general for crime-related needs. The drug and violent crime policy board of the attorney general shall make recommendations to the board of university and school lands for the granting of funds to law enforcement agencies in oil-impacted counties where crime-related activities have increased or in other counties if the crime-related activities in oil-impacted counties originated in any of those counties. Not more than ten percent of the funding may be utilized for additional staffing or other needs necessary to accomplish the role of the office of attorney general as an assisting agency in ensuring public safety in the affected areas. The attorney general shall report to the

budget section after June 30, 2014, on the impact the grant funding has had on crime-related activities."

Page 2, remove lines 29 and 30

Page 3, replace lines 1 through 13 with:

**"SECTION 6. AMENDMENT.** Subsection 1 of section 57-51-15 of the North Dakota Century Code is amended and reenacted 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 ten million dollars per biennium; and
  - c. Allocate the remaining revenues under subsection 3."

Renumber accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

#### 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	10,000,000	12,373,947
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)	
Total all funds	\$66,370,599	\$63,945,255	\$13,138,351	\$77,083,606
Less estimated income	29,012,463	28,124,131	11,384,489	39,508,620
General fund	\$37,358,136	\$35,821,124	\$1,753,862	\$37,574,986
FTE	211.50	205.00	10.50	215.50

#### Department No. 125 - Attorney General - Detail of Senate Changes

	Restores Executive Compensation Package <sup>1</sup>	Removes Separate Line Item for Accrued Leave Payments <sup>2</sup>	Restores Concealed Weapons Permit FTE Positions <sup>3</sup>	Restores FTE Positions for Western North Dakota <sup>4</sup>	Restores Uniform Crime Reporting System Position <sup>5</sup>	Restores Attorney Position <sup>6</sup>
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)				
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	\$1,082,058	\$0	\$0	\$457,146	\$0	\$0
FTE	0.00	0.00	0.50	3.00	1.00	1.00

	Restores Investigator Position <sup>7</sup>	Restores Oil Impact Assistance Funding <sup>8</sup>	Adds Sex Offender Registry FTE Position <sup>9</sup>	Adds Computerized Business Project FTE Positions <sup>10</sup>	Workforce Safety Insurance Premium Increase <sup>11</sup>	Adds Grants for Law Enforcement Needs <sup>12</sup>
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						10,000,000
Litigation fees						
Medical examinations						
North Dakota Lottery						
Arrest and return of fugitives						
Gaming Commission						
Accrued leave payments						
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	\$0	\$135,090	\$0	\$0	\$79,568	\$0
FTE	1.00	0.00	1.00	3.00	0.00	0.00

	Adds Equity Increase for Scientists <sup>13</sup>	Total Senate Changes
Salaries and wages	\$342,000	\$4,267,237
Operating expenses		(131,639)
Capital assets		60,000
Grants		10,000,000
Litigation fees		
Medical examinations		
North Dakota Lottery		
Arrest and return of fugitives		
Gaming Commission		
Accrued leave payments		(1,057,247)
Total all funds	\$342,000	\$13,138,351
Less estimated income	342,000	11,384,489
General fund	\$0	\$1,753,862
FTE	0.00	10.50

<sup>1</sup>Funding reductions made by the House to the state employee compensation and benefits package are restored to the Governor's recommended level.

<sup>2</sup>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.



<sup>3</sup>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 were previously paid for with federal funds related to the National Instant Check System (NICS).

<sup>4</sup>Funding included in the executive budget recommendation and removed by the House for 2 FTE criminal investigator and 1 FTE administrative assistant positions and related operating and motor vehicle expenses for law enforcement activities in western North Dakota is restored.

<sup>5</sup>Funding is restored for 1 FTE administrative assistant position and related operating expenses for the uniform crime reporting system added in the executive budget but removed by the House.

<sup>6</sup>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. This position was removed by the House.

<sup>7</sup>Funding is restored for 1 FTE organized crime investigator position and related operating and motor vehicle expenses added in the executive budget but removed by the House.

<sup>8</sup>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.

<sup>9</sup>Funding is added for a sex offender registry FTE position. This position was not included in the executive budget recommendation.

<sup>10</sup>Funding provided in the executive budget recommendation to contract for computerized business projects is converted to funding for 3 information technology positions.

<sup>11</sup>Funding is added for Workforce Safety Insurance premium increases. This funding was not included in the executive budget recommendation.

<sup>12</sup>Funding is added from the oil and gas impact grant fund for law enforcement needs in areas affected by oil development.

<sup>13</sup>Funding is added to provide equity increases of \$6,000 per year per scientist at the state crime laboratory.

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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.

#/

## PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1003

Page 1, line 2, replace "sections" with "section"

Page 1, line 2, remove "and 54-59-22"

Page 1, line 3, remove "and to required use of information technology"

Page 1, line 4, replace "services" with "; to amend and reenact subsection 1 of section 57-51-15 of the North Dakota Century Code, relating to gross production tax allocation; to provide for a report to the budget section"

Page 1, remove lines 13 through 24

Page 2, replace lines 1 and 2 with:

"Salaries and wages	\$29,506,046	\$7,425,372	\$36,931,418
Operating expenses	16,418,016	4,135,959	20,553,975
Capital assets	1,943,783	419,294	2,363,077
Grants	3,420,000	8,953,947	12,373,947
Litigation fees	50,000	0	50,000
Medical examinations	660,000	0	660,000
North Dakota lottery	3,700,242	433,579	4,133,821
Arrest and return of fugitives	10,000	0	10,000
Gaming commission	<u>7,368</u>	<u>0</u>	<u>7,368</u>
Total all funds	\$55,715,455	\$21,368,151	\$77,083,606
Less estimated income	<u>24,485,610</u>	<u>14,681,010</u>	<u>39,166,620</u>
Total general fund	\$31,229,845	\$6,687,141	\$37,916,986
Full-time equivalent positions	204.00	11.50	215.50"

Page 2, after line 10, insert:

"Energy impact grants - law enforcement	0	10,000,000"
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Page 2, replace lines 12 through 14 with:

"Total all funds	\$3,253,967	\$10,198,000
Total special funds	<u>2,941,567</u>	<u>10,000,000</u>
Total general fund	\$312,400	\$198,000"

Page 2, after line 22, insert:

**"SECTION 4. GRANTS - LAW ENFORCEMENT NEEDS - OIL AND GAS IMPACT GRANT FUND - REPORT TO BUDGET SECTION.** The grants line item in section 1 of this Act includes \$10,000,000, or so much of the sum as may be needed, from the oil and gas impact grant fund, for grants to law enforcement agencies and to the office of attorney general for crime-related needs. The drug and violent crime policy board of the attorney general shall make recommendations to the board of university and school lands for the granting of funds to law enforcement agencies in oil-impacted counties where crime-related activities have increased or in other counties if the crime-related activities in oil-impacted counties originated in any of those counties. Not more than ten percent of the funding may be utilized for additional staffing or other needs necessary to accomplish the role of the office of attorney general as an assisting

agency in ensuring public safety in the affected areas. The attorney general shall report to the budget section after June 30, 2014, on the impact the grant funding has had on crime-related activities."

Page 2, line 26, replace "forty-two" with "forty-three"

Page 2, line 27, replace "three" with "six"

Page 2, line 27, replace "four" with "eighty-five"

Page 2, line 28, replace "forty-six" with "forty-nine"

Page 2, line 28, replace "five" with "four"

Page 2, line 28, replace "seventy-three" with "thirty-two"

Page 2, remove lines 29 and 30

Page 3, replace lines 1 through 13 with:

**"SECTION 6. AMENDMENT.** Subsection 1 of section 57-51-15 of the North Dakota Century Code is amended and reenacted 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 ten million dollars per biennium; and
  - c. Allocate the remaining revenues under subsection 3."

Renumber accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

#### 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	10,000,000	12,373,947
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)	

Total all funds	\$66,370,599	\$63,945,255	\$13,138,351	\$77,083,606
Less estimated income	29,012,463	28,124,131	11,042,489	39,166,620
	\$37,358,136	\$35,821,124	\$2,095,862	\$37,916,986
General fund				
FTE	211.50	205.00	10.50	215.50

### Department No. 125 - Attorney General - Detail of Senate Changes

	Restores Executive Compensation Package <sup>1</sup>	Removes Separate Line Item for Accrued Leave Payments <sup>2</sup>	Restores Concealed Weapons Permit FTE Positions <sup>3</sup>	Restores FTE Positions for Western North Dakota <sup>4</sup>	Restores Uniform Crime Reporting System Position <sup>5</sup>	Restores Attorney Position <sup>6</sup>
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)				
	\$1,334,630	\$0	\$39,074	\$526,796	\$113,456	\$239,853
Total all funds						
Less estimated income	252,572	0	39,074	69,650	113,456	239,853
	\$1,082,058	\$0	\$0	\$457,146	\$0	\$0
General fund						
FTE	0.00	0.00	0.50	3.00	1.00	1.00

	Restores Investigator Position <sup>7</sup>	Restores Oil Impact Assistance Funding <sup>8</sup>	Adds Sex Offender Registry FTE Position <sup>9</sup>	Adds Computerized Business Project FTE Positions <sup>10</sup>	Workforce Safety Insurance Premium Increase <sup>11</sup>	Adds Grants for Law Enforcement Needs <sup>12</sup>
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						10,000,000
Litigation fees						
Medical examinations						
North Dakota Lottery						
Arrest and return of fugitives						
Gaming Commission						
Accrued leave payments						
	\$211,471	\$135,090	\$116,413	\$0	\$79,568	\$10,000,000
Total all funds						
Less estimated income	211,471	0	116,413	0	0	10,000,000
	\$0	\$135,090	\$0	\$0	\$79,568	\$0
General fund						
FTE	1.00	0.00	1.00	3.00	0.00	0.00

	Adds Equity Increase for Scientists <sup>13</sup>	Total Senate Changes
Salaries and wages	\$342,000	\$4,267,237
Operating expenses		(131,639)
Capital assets		60,000
Grants		10,000,000
Litigation fees		
Medical examinations		
North Dakota Lottery		
Arrest and return of fugitives		
Gaming Commission		
Accrued leave payments		(1,057,247)
	\$342,000	\$13,138,351
Total all funds		
Less estimated income	0	11,042,489



General fund

\$342,000  
0.00

\$2,095,862  
10.50

FTE

<sup>1</sup> Funding reductions made by the House to the state employee compensation and benefits package are restored to the Governor's recommended level.

<sup>2</sup> 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.

<sup>3</sup> 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 were previously paid for with federal funds related to the National Instant Check System (NICS).

<sup>4</sup> Funding included in the executive budget recommendation but removed by the House for 2 FTE criminal investigator and 1 FTE administrative assistant positions and related operating and motor vehicle expenses for law enforcement activities in western North Dakota is restored.

<sup>5</sup> 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.

<sup>6</sup> 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.

<sup>7</sup> 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.

<sup>8</sup> 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.

<sup>9</sup> Funding is added for a sex offender registry FTE position. This position was not included in the executive budget recommendation.

<sup>10</sup> Funding provided in the executive budget recommendation to contract for computerized business projects is converted to funding for 3 FTE information technology positions.

<sup>11</sup> Funding is added for Workforce Safety Insurance premium increases. This funding was not included in the executive budget recommendation.

<sup>12</sup> Funding is added from the oil and gas impact grant fund for law enforcement needs in areas affected by oil development.

<sup>13</sup> Funding is added to provide equity increases of \$6,000 per year per scientist at the state crime laboratory.

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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.

April 8, 2013

# /

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1003

Page 1, line 2, replace "sections" with "section"

Page 1, line 2, remove "and 54-59-22"

Page 1, line 3, remove "and to required use of information technology"

Page 1, line 4, replace "services" with "; to amend and reenact subsection 1 of section 57-51-15 of the North Dakota Century Code, relating to gross production tax allocation; to provide for a report to the budget section"

Page 1, remove lines 13 through 24

Page 2, replace lines 1 and 2 with:

"Salaries and wages	\$29,506,046	\$7,425,372	\$36,931,418
Operating expenses	16,418,016	4,135,959	20,553,975
Capital assets	1,943,783	419,294	2,363,077
Grants	3,420,000	(1,046,053)	2,373,947
Energy impact - law enforcement	0	10,000,000	10,000,000
Litigation fees	50,000	0	50,000
Abortion litigation fees	0	400,000	400,000
Medical examinations	660,000	0	660,000
North Dakota lottery	3,700,242	433,579	4,133,821
Arrest and return of fugitives	10,000	0	10,000
Gaming commission	<u>7,368</u>	<u>0</u>	<u>7,368</u>
Total all funds	\$55,715,455	\$21,768,151	\$77,483,606
Less estimated income	<u>24,485,610</u>	<u>14,681,010</u>	<u>39,166,620</u>
Total general fund	\$31,229,845	\$7,087,141	\$38,316,986
Full-time equivalent positions	204.00	11.50	215.50"

Page 2, after line 10, insert:

"Energy impact grants - law enforcement	0	10,000,000"
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Page 2, replace lines 12 through 14 with:

"Total all funds	\$3,253,967	\$10,198,000
Total special funds	<u>2,941,567</u>	<u>10,000,000</u>
Total general fund	\$312,400	\$198,000"

Page 2, after line 22, insert:

**"SECTION 4. ENERGY IMPACT - LAW ENFORCEMENT - OIL AND GAS IMPACT GRANT FUND - REPORT TO BUDGET SECTION.** The energy impact - law enforcement line item in section 1 of this Act includes \$10,000,000, or so much of the sum as may be needed, from the oil and gas impact grant fund, for grants to law enforcement agencies, for crime-related needs of the office of attorney general, and for the development of a uniformed law enforcement and custody manual. The drug and violent crime policy board of the attorney general shall, with approval of the board of university and school lands, grant funds to law enforcement agencies in oil-impacted counties where crime-related activities have increased or in other counties if the crime-

related activities in oil-impacted counties originated in any of those counties. The attorney general may spend up to ten percent of the funding provided under this section for defraying the expenses of additional staffing or other needs necessary to accomplish the role of the office of attorney general as an assisting agency in ensuring public safety in the affected areas. The attorney general may use up to \$750,000 of the funding provided under this section for the development of a uniformed law enforcement and custody manual. The attorney general shall report to the budget section after June 30, 2014, on the impact the grant funding has had on crime-related activities."

Page 2, line 26, replace "forty-two" with "forty-three"

Page 2, line 27, replace "three" with "six"

Page 2, line 27, replace "four" with "eighty-five"

Page 2, line 28, replace "forty-six" with "forty-nine"

Page 2, line 28, replace "five" with "four"

Page 2, line 28, replace "seventy-three" with "thirty-two"

Page 2, remove lines 29 and 30

Page 3, replace lines 1 through 13 with:

**"SECTION 6. AMENDMENT.** Subsection 1 of section 57-51-15 of the North Dakota Century Code is amended and reenacted 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 ten million dollars per biennium; and
  - c. Allocate the remaining revenues under subsection 3."

Renumber accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

#### 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	\$66,370,599	\$63,945,255	\$13,538,351	\$77,483,606
Less estimated income	29,012,463	28,124,131	11,042,489	39,166,620
General fund	\$37,358,136	\$35,821,124	\$2,495,862	\$38,316,986
FTE	211.50	205.00	10.50	215.50

#### Department No. 125 - Attorney General - Detail of Senate Changes

	Restores Executive Compensation Package <sup>1</sup>	Removes Separate Line Item for Accrued Leave Payments <sup>2</sup>	Restores Concealed Weapons Permit FTE Positions <sup>3</sup>	Restores FTE Positions for Western North Dakota <sup>4</sup>	Restores Uniform Crime Reporting System Position <sup>5</sup>	Restores Attorney Position <sup>6</sup>
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	\$1,082,058	\$0	\$0	\$457,146	\$0	\$0
FTE	0.00	0.00	0.50	3.00	1.00	1.00
	Restores Investigator Position <sup>7</sup>	Restores Oil Impact Assistance Funding <sup>8</sup>	Adds Sex Offender Registry FTE Position <sup>9</sup>	Adds Computerized Business Project FTE Positions <sup>10</sup>	Workforce Safety Insurance Premium Increase <sup>11</sup>	Adds Funding for Law Enforcement Needs <sup>12</sup>
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	\$0	\$135,090	\$0	\$0	\$79,568	\$0
FTE	1.00	0.00	1.00	3.00	0.00	0.00

	Adds Equity Increase for Scientists <sup>13</sup>	Adds Funding for Abortion Litigation Fees <sup>14</sup>	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

<sup>1</sup> Funding reductions made by the House to the state employee compensation and benefits package are restored to the Governor's recommended level.

<sup>2</sup> 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.

<sup>3</sup> 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).

<sup>4</sup> 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.

<sup>5</sup> 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.

<sup>6</sup> 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.

<sup>7</sup> 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.

<sup>8</sup> 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.

<sup>9</sup> Funding is added for a sex offender registry FTE position. This position was not included in the executive budget recommendation.

<sup>10</sup> Funding provided in the executive budget recommendation to contract for computerized business projects is converted to funding for 3 FTE information technology positions.

<sup>11</sup> Funding is added for Workforce Safety Insurance premium increases. This funding was not included in the executive budget recommendation.

<sup>12</sup> Funding is added from the oil and gas impact grant fund for law enforcement needs in areas affected

by oil development.

<sup>13</sup> Funding is added to provide equity increases of \$6,000 per year per scientist at the state crime laboratory.

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

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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.

# ENGROSSED HOUSE BILL NO. 1003 SENATE AMENDMENTS INFORMATION - OFFICE OF ATTORNEY GENERAL

# 1  
HB 1003  
4-10-13

SENATE PRESENTATION PAGE	AMENDMENT FOOTNOTE #	AMENDMENT CHANGES	FTEs	GENERAL FUND	OTHER FUNDS	TOTAL
5	11	SINCE THE OFFICE'S WORKFORCE SAFETY PREMIUM INCREASED SIGNIFICANTLY LAST YEAR FUNDING IS ADDED TO COVER THE INCREASED COST.	-	\$ 79,568	\$	79,568
N/A	12	THE OIL AND GAS IMPACT GRANT FUND PROVIDES \$10 MILLION IN GRANTS TO LOCAL LAW ENFORCEMENT AGENCIES, ATTORNEY GENERAL CRIME - RELATED NEEDS AND FOR A UNIFORM LAW ENFORCEMENT AND CUSTODY MANUAL (LEXIPOL - \$750,000). THE DRUG AND VIOLENT CRIME POLICY BOARD WILL, WITH THE APPROVAL OF THE BOARD OF UNIVERSITY AND SCHOOL LANDS, GRANT FUNDS TO LAW ENFORCEMENT AGENCIES IN OIL - IMPACTED COUNTIES WITH INCREASED CRIME - RELATED ACTIVITIES OR IN OTHER COUNTIES IF THE CRIME - RELATED ACTIVITIES IN OIL - IMPACTED COUNTIES ORIGINATED IN ANY OF THOSE COUNTIES. THE ATTORNEY GENERAL, AS A LAW ENFORCEMENT ASSISTING AGENCY, MAY SPEND UP TO 10% OF THE \$10 MILLION FOR ADDITIONAL STAFFING OR OTHER NEEDS TO HELP ENSURE PUBLIC SAFETY IN THE AFFECTED AREAS.			\$ 10,000,000	\$ 10,000,000
12-13	13	SALARY EQUITY INCREASES FOR THE CRIME LAB FORENSIC SCIENTISTS ARE PROVIDED. DUE TO LOW SALARIES, IN A JUST OVER A YEAR, THE CRIME LAB EXPERIENCED 41% TURNOVER (7 of 17) IN THE FORENSIC SCIENTIST POSITIONS. FUNDING FOR FORENSIC SCIENTISTS SALARY INCREASES OF \$6,000 PER YEAR IS ADDED.	-	\$ 342,000	\$	342,000
22-23	14	ESTIMATED FUNDING FOR POTENTIAL ABORTION LITIGATION IS ADDED.	-	\$ 400,000	\$	400,000
7-8	N/A	BECAUSE THIS OFFICE STORES FBI DATA ON ITS COMPUTERS THE ITD EXEMPTION IN NDCC SECTION 54-29-22 IS RESTORED.	-	\$ -	\$ -	-
TOTAL			10.5	\$ 2,495,862	\$ 11,042,489	\$ 13,538,351



# ENGROSSED HOUSE BILL NO. 1003 SENATE AMENDMENTS INFORMATION - OFFICE OF ATTORNEY GENERAL

SENATE PRESENTATION PAGE	AMENDMENT FOOTNOTE #	AMENDMENT CHANGES	FTEs	GENERAL FUND	OTHER FUNDS	TOTAL
11	1	THE EXECUTIVE RECOMMENDATION SALARIES IS RESTORED.	-	\$ 1,082,058	\$ 252,572	\$ 1,334,630
N/A	2	THE ACCRUED LEAVE LINE ITEM IS RESTORED TO SALARIES AND WAGES.	-	\$ -	\$ -	\$ -
13 - 14	3	CONCEALED WEAPONS LICENSE APPLICATIONS HAVE INCREASED 170% SINCE THE 2009-11 BIENNIUM, FROM 8,535 TO 22,873 (BIENNIUM TO DATE THROUGH FEBRUARY 2013). A .5 FTE POSITION IS RESTORED (IN ADDITION TO 1.5 FUNDED FOR NATIONAL INSTANT CHECK SYSTEM ADDED FOR 2011-13) AS RECOMMENDED BY THE GOVERNOR.	0.5	\$ -	\$ 39,074	\$ 39,074
3 - 4, 16 - 17	4, 7	DUE TO THE INCREASED POPULATION AND CRIME IN THE OIL PATCH, 4 POSITIONS (3 INVESTIGATORS & 1 ADMINISTRATIVE ASSISTANT) AND RELATED EXPENSES ARE ADDED, INCLUDING 1 POSITION TO COORDINATE PROBLEMS WITH ORGANIZED CRIMINAL ENTERPRISES, ALL AS RECOMMENDED BY THE GOVERNOR.	4.0	\$ 457,146	\$ 281,121	\$ 738,267
16	5	A UNIFORM CRIME REPORTING POSITION, RECOMMENDED BY THE GOVERNOR, IS RESTORED TO PROVIDE SUPPORT SO DATA RECEIVED CAN BE ANALYZED RATHER THAN ONLY REPORTED.	1.0	\$ -	\$ 113,456	\$ 113,456
17	6	THE ATTORNEY REQUESTED BY THE DEPARTMENT OF TRUST LANDS DUE TO THE INCREASED MINERAL ACTIVITY AND RECOMMENDED BY THE GOVERNOR, IS RESTORED.	1.0	\$ -	\$ 239,853	\$ 239,853
12	8	OIL IMPACT ASSISTANCE FUNDING, RECOMMENDED BY THE GOVERNOR, IS RESTORED. THIS FUNDING IS TO HELP WITH THE SIGNIFICANT LIVING COST INCREASES IN THE OIL IMPACT AREA.	-	\$ 135,090	\$ -	\$ 135,090
8-9	9	DUE TO A 40% INCREASE IN TRACKED SEX OFFENDERS, A SEX OFFENDER REGISTRATION ADMINISTRATIVE ASSISTANT IS ADDED.	1.0	\$ -	\$ 116,413	\$ 116,413
5 - 7	10	MONEYS ARE TRANSFERRED FROM OPERATING EXPENSES TO SALARIES FOR 3 IT STAFF POSITIONS FROM THE FUNDING RECOMMENDED IN THE GOVERNOR'S BUDGET. THESE POSITIONS ARE CRUCIAL TO MANAGE PRIMARILY LAW ENFORCEMENT INFORMATION TECHNOLOGY PROJECTS (80 - 89 % OF ALL IT WORK IS FOR BCI AND CRIME LAB) . THE CURRENT PROJECTS BACKLOG IS 10 YEARS.	3.0	\$ -	\$ -	\$ -

*Handwritten:*  
April 18, 2013  
Attal 1

## 2013 LEGISLATIVE BILLS IMPACTING THE OFFICE OF ATTORNEY GENERAL

REVISED APRIL 18, 2013

	GF	FF	OF	TOTAL
HB 1302 OAG DUI BILL/ 24/7 SOBRIETY PROGRAM PARTICIPATION	1,297,390		6,146,511	7,443,901
HB 1327 REQUIRING CRIMINAL HISTORY CHECKS PRIOR TO CONCEALED WEAPONS LICENCES ARE ISSUED	24,000		208,761	232,761
HB 1389 APPRAISAL MANAGEMENT COMPANIES & EMPLOYEES - FP RECORD CHECKS	-	-	5,800	5,800
SB 2304 INSURANCE PRODUCER CRIMINAL HISTORY RECORD CHECKS	-	-	14,500	14,500
TOTAL AMOUNTS NEEDED IN HB 1003	1,321,390	-	6,375,572	7,696,962

HB 1003  
April 18, 2013  
Attachment 2

# STATEMENT OF PURPOSE OF AMENDMENT:

## House Bill No. 1003 - Funding Summary

	Executive Budget	House Version	Senate Changes	Senate Version
Attorney General				
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	\$66,370,599	\$63,945,255	\$13,538,351	\$77,483,606
Less estimated income	29,012,463	28,124,131	11,042,489	39,166,620
General fund	\$37,358,136	\$35,821,124	\$2,495,862	\$38,316,986
FTE	211.50	205.00	10.50	215.50
Bill Total				
Total all funds	\$66,370,599	\$63,945,255	\$13,538,351	\$77,483,606
Less estimated income	29,012,463	28,124,131	11,042,489	39,166,620
General fund	\$37,358,136	\$35,821,124	\$2,495,862	\$38,316,986
FTE	211.50	205.00	10.50	215.50

## 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 Package <sup>1</sup>	Adjusts State Employee Compensation and Benefits Package <sup>2</sup>	Provides Separate Line Item for Accrued Leave Payments <sup>3</sup>	Removes New FTE Position for Concealed Weapons Permits <sup>4</sup>	Removes New FTE Positions for Western North Dakota <sup>5</sup>	Removes New Uniform Crime Reporting System Position <sup>6</sup>
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 Position <sup>7</sup>	Removes New Investigator Position <sup>8</sup>	Removes Funding for Oil Impact Assistance <sup>9</sup>	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)

<sup>1</sup> Funding is added due to a calculation error in the executive compensation package.

<sup>2</sup> 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.

<sup>3</sup> 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.

<sup>4</sup> 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).



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.

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

<sup>7</sup> 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.

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

<sup>9</sup> 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	\$66,370,599	\$63,945,255	\$13,538,351	\$77,483,606
Less estimated income	29,012,463	28,124,131	11,042,489	39,166,620
General fund	\$37,358,136	\$35,821,124	\$2,495,862	\$38,316,986
FTE	211.50	205.00	10.50	215.50

# Department 125 - Attorney General - Detail of Senate Changes

	Restores Executive Compensation Package <sup>1</sup>	Removes Separate Line Item for Accrued Leave Payments <sup>2</sup>	Restores Concealed Weapons Permit FTE Positions <sup>3</sup>	Restores FTE Positions for Western North Dakota <sup>4</sup>	Restores Uniform Crime Reporting System Position <sup>5</sup>	Restores Attorney Position <sup>6</sup>
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	\$1,082,058	\$0	\$0	\$457,146	\$0	\$0
FTE	0.00	0.00	0.50	3.00	1.00	1.00
	Restores Investigator Position <sup>7</sup>	Restores Oil Impact Assistance Funding <sup>8</sup>	Adds Sex Offender Registry FTE Position <sup>9</sup>	Adds Computerized Business Project FTE Positions <sup>10</sup>	Workforce Safety Insurance Premium Increase <sup>11</sup>	Adds Funding for Law Enforcement Needs <sup>12</sup>
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	\$0	\$135,090	\$0	\$0	\$79,568	\$0
FTE	1.00	0.00	1.00	3.00	0.00	0.00

	Adds Equity Increase for Scientists <sup>13</sup>	Adds Funding for Abortion Litigation Fees <sup>14</sup>	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

<sup>1</sup> Funding reductions made by the House to the state employee compensation and benefits package are restored to the Governor's recommended level.

<sup>2</sup> 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.

<sup>3</sup> 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).

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.

<sup>5</sup> 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.

<sup>6</sup> 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.

<sup>7</sup> 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.

<sup>8</sup> 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.

<sup>9</sup> Funding is added for a sex offender registry FTE position. This position was not included in the executive budget recommendation.

<sup>10</sup> Funding provided in the executive budget recommendation to contract for computerized business projects is converted to funding for 3 FTE information technology positions.

<sup>11</sup> Funding is added for Workforce Safety Insurance premium increases. This funding was not included in the executive budget recommendation.

Funding is added from the oil and gas impact grant fund for law enforcement needs in areas affected by oil development.

<sup>13</sup> Funding is added to provide equity increases of \$6,000 per year per scientist at the State Crime Laboratory.

<sup>14</sup> 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.



HO 1003  
April 22, 2013  
Attachment 1

## 2013 LEGISLATIVE BILLS IMPACTING THE OFFICE OF ATTORNEY GENERAL

REVISED APRIL 18, 2013

	GF	FF	OF	TOTAL
HB 1302 OAG DUI BILL/ 24/7 SOBRIETY PROGRAM PARTICIPATION	1,297,390		6,146,511	7,443,901
HB 1327 REQUIRING CRIMINAL HISTORY CHECKS PRIOR TO CONCEALED WEAPONS LICENCES ARE ISSUED	24,000		208,761	232,761
HB 1389 APPRAISAL MANAGEMENT COMPANIES & EMPLOYEES - FP RECORD CHECKS	-	-	5,800	5,800
SB 2304 INSURANCE PRODUCER CRIMINAL HISTORY RECORD CHECKS	-	-	14,500	14,500
TOTAL AMOUNTS NEEDED IN HB 1003	1,321,390	-	6,375,572	7,696,962