

Sixty-first
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1016

Introduced by

Appropriations Committee

(At the request of the Governor)

1 A BILL for an Act to provide an appropriation for defraying the expenses of the office of the
2 adjutant general; to provide statements of legislative intent; to provide an appropriation; to
3 provide for transfers; and to provide an exemption.

4 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

5 **SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the
6 funds as may be necessary, are appropriated out of any moneys in the general fund in the state
7 treasury, not otherwise appropriated, and from special funds derived from federal funds and
8 other income, to the office of the adjutant general for the purpose of defraying the expenses of
9 that agency, for the biennium beginning July 1, 2009, and ending June 30, 2011, as follows:

10 Subdivision 1.

	NATIONAL GUARD		
		Adjustments or	
	<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
14 Salaries and wages	\$4,216,409	(\$76,773)	\$4,139,636
15 Operating expenses	3,848,828	(197,937)	3,650,891
16 Capital assets	213,667	10,003	223,670
17 Grants	449,514	500,000	949,514
18 Civil air patrol	160,091	62,745	222,836
19 Tuition, recruiting, and retention	2,407,500	0	2,407,500
20 Air guard contract	9,474,114	77,429	9,551,543
21 Army guard contract	66,423,926	(6,668,176)	59,755,750
22 Reintegration program	295,218	553,319	848,537
23 Veterans' cemetery	<u>354,635</u>	<u>134,506</u>	<u>489,141</u>
24 Total all funds	\$87,843,902	(\$5,604,884)	\$82,239,018

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1	Less estimated income	<u>74,786,605</u>	<u>(7,243,780)</u>	<u>67,542,825</u>
2	Total general fund	\$13,057,297	\$1,638,896	\$14,696,193
3	Subdivision 2.			

DEPARTMENT OF EMERGENCY SERVICES

		Adjustments or		
	<u>Base Level</u>	<u>Enhancements</u>		<u>Appropriation</u>
7	Salaries and wages	\$7,788,202	\$1,321,957	\$9,110,159
8	Operating expenses	3,829,400	287,657	4,117,057
9	Capital assets	440,377	1,576,970	2,017,347
10	Grants	40,794,635	3,607,632	44,402,267
11	Radio communications	<u>0</u>	<u>3,745,000</u>	<u>3,745,000</u>
12	Total all funds	\$52,852,614	\$10,539,216	\$63,391,830
13	Less estimated income	<u>46,889,068</u>	<u>4,575,027</u>	<u>51,464,095</u>
14	Total general fund	\$5,963,546	\$5,964,189	\$11,927,735
15	Subdivision 3.			

BILL TOTAL

		Adjustments or		
	<u>Base Level</u>	<u>Enhancements</u>		<u>Appropriation</u>
19	Grand total general fund	\$19,020,843	\$7,603,085	\$26,623,928
20	Grand total special funds	<u>121,675,673</u>	<u>(2,668,753)</u>	<u>119,006,920</u>
21	Grand total all funds	\$140,696,516	\$4,934,332	\$145,630,848
22	Full-time equivalent	232.00	(2.00)	230.00
23	positions			

SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-SECOND LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixtieth legislative assembly for the 2007-09 biennium and the 2009-11 one-time funding items included in the appropriation in section 1 of this Act:

	<u>One-Time Funding Description</u>	<u>2007-09</u>	<u>2009-11</u>
29	Computer-aided dispatch project	\$980,000	\$0
30	Motorola lease purchase payment (general fund portion)	1,084,970	1,525,347
31	Special assessments	92,000	0

1	Deferred maintenance	625,000	0
2	Veterans' bonus multiple deployments	0	500,000
3	Technology projects	0	3,600,000
4	Technology equipment and software purchases	<u>0</u>	<u>160,000</u>
5	Total general fund	\$2,781,970	\$5,785,347

6 The 2009-11 one-time funding amounts are not a part of the entity's base budget for the
7 2011-13 biennium. The adjutant general shall report to the appropriations committees of the
8 sixty-second legislative assembly on the use of this one-time funding for the biennium
9 beginning July 1, 2009, and ending June 30, 2011.

10 **SECTION 3. VETERANS' CEMETERY MAINTENANCE FUND - APPROPRIATION.**

11 In addition to the amount appropriated to the adjutant general in the veterans' cemetery line
12 item in subdivision 1 of section 1 of this Act, there is appropriated any additional funds which
13 are received and deposited in the veterans' cemetery maintenance fund pursuant to sections
14 37-03-14 and 39-04-10.10 for the operation of the North Dakota veterans' cemetery for the
15 biennium beginning July 1, 2009, and ending June 30, 2011.

16 **SECTION 4. MAINTENANCE AND REPAIRS - TRANSFERS.** The adjutant general
17 may transfer to the operating expenses and capital assets line items contained in section 1 of
18 this Act up to the sum of \$500,000 from the various other line items contained in section 1 of
19 this Act, as determined necessary by the adjutant general to provide for the maintenance and
20 repair of state-owned armories in this state during the biennium beginning July 1, 2009, and
21 ending June 30, 2011. Any amounts transferred pursuant to this section must be reported to
22 the director of the office of management and budget.

23 **SECTION 5. EXEMPTION.** Funding of \$980,000 from the general fund appropriated
24 for the computer-aided dispatch project, as contained in subdivision 2 of section 3 of chapter 42
25 of the 2007 Session Laws, is not subject to the provisions of section 54-44.1-11, and any
26 unexpended funds from these appropriations or related revenues are available and may be
27 expended during the biennium beginning July 1, 2009, and ending June 30, 2011.

28 **SECTION 6. LEGISLATIVE INTENT - REINTEGRATION PROGRAM.** It is the intent
29 of the sixty-first legislative assembly that the adjutant general use all federal funds available for
30 the reintegration program before using the \$848,537 appropriated for the program in
31 subdivision 1 of section 1 of this Act. The funding for the program is to be used for providing

1 support for all service members and their families for the biennium beginning July 1, 2009, and
2 ending June 30, 2011.

3 **SECTION 7. LEGISLATIVE INTENT - STATE RADIO COMMUNICATIONS**

4 **COVERAGE.** It is the intent of the sixty-first legislative assembly that the funding of \$500,000
5 appropriated in the radio communications line item in subdivision 2 of section 1 of this Act is for
6 improving state radio communications coverage in the state. Of the \$500,000, \$100,000 is for
7 conducting a study of the effects of next generation 911, \$75,000 is for alternatives to
8 constructing new state radio towers, and \$325,000 is for implementing a new state radio tower
9 site near Wales.