

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 highway patrol;  
2 and to provide a contingent appropriation.

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

4 **SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the funds  
5 as may be necessary, are appropriated out of any moneys in the general fund in the state  
6 treasury, not otherwise appropriated, and from special funds derived from federal funds and  
7 other income, to the highway patrol for the purpose of defraying the expenses of the highway  
8 patrol, for the biennium beginning July 1, 2013, and ending June 30, 2015, as follows:

	Base Level	Adjustments or Enhancements	Appropriation
11 Administration	<del>\$3,159,842</del>	<del>\$443,068</del>	<del>\$3,602,910</del>
12 Field operations	<del>40,651,139</del>	<del>10,841,724</del>	<del>51,492,863</del>
13 Law enforcement training academy	<del>1,602,488</del>	<del>6,891,039</del>	<del>8,493,527</del>
14 Total all funds	<del>\$45,413,469</del>	<del>\$18,175,831</del>	<del>\$63,589,300</del>
15 Less estimated income	<del>11,364,325</del>	<del>2,419,352</del>	<del>13,783,677</del>
16 Total general fund	<del>\$34,049,144</del>	<del>\$15,756,479</del>	<del>\$49,805,623</del>
17 Administration	\$3,159,842	\$247,380	\$3,407,222
18 Field operations	40,651,139	8,215,331	48,866,470
19 Law enforcement training academy	1,602,488	183,456	1,785,944
20 Accrued leave payments	0	1,110,651	1,110,651
21 Total all funds	\$45,413,469	\$9,756,818	\$55,170,287
22 Less estimated income	11,364,325	1,195,720	12,560,045
23 Total general fund	\$34,049,144	\$8,561,098	\$42,610,242
24 Full-time equivalent positions	198.00	15.00	213.00

1           **SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO**  
 2 **SIXTY-FOURTH LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time  
 3 funding items approved by the sixty-second legislative assembly for the 2011-13 biennium and  
 4 the 2013-15 one-time funding items included in the appropriation in section 1 of this Act:

5	<u>One-Time Funding Description</u>	<u>2011-13</u>	<u>2013-15</u>
6	Digital radio equipment upgrade	\$1,237,000	\$0
7	<del>Energy impact allowance</del>	<del>0</del>	<del>300,000</del>
8	<del>Emergency vehicle operations course and</del>	<del>0</del>	<del>6,651,000</del>
9	<del>—weapons training range</del>		
10	Emergency lighting equipment	0	672,000
11	Taser equipment	0	202,000
12	Trailer scale systems	0	150,000
13	Law enforcement training academy extraordinary repairs	0	121,000
14	<del>Total all funds</del>	<del>\$1,237,000</del>	<del>\$8,096,000</del>
15	<del>Total special funds</del>	<del>161,000</del>	<del>1,052,000</del>
16	<del>Total general fund</del>	<del>\$1,076,000</del>	<del>\$7,044,000</del>
17	<u>Total all funds</u>	<u>\$1,237,000</u>	<u>\$1,145,000</u>
18	<u>Total special funds</u>	<u>161,000</u>	<u>148,000</u>
19	<u>Total general fund</u>	<u>\$1,076,000</u>	<u>\$997,000</u>

20 The 2013-15 one-time funding amounts are not a part of the entity's base budget for the  
 21 2015-17 biennium. The highway patrol shall report to the appropriations committees of the  
 22 sixty-fourth legislative assembly on the use of this one-time funding for the biennium beginning  
 23 July 1, 2013, and ending June 30, 2015.

24           **SECTION 3. CONTINGENT APPROPRIATION - LAW ENFORCEMENT TRAINING**

25 **FACILITIES.** There is appropriated out of any moneys in the general fund in the state treasury,  
 26 not otherwise appropriated, the sum of \$6,651,000, or so much of the sum as may be  
 27 necessary, to the highway patrol for the purpose of constructing law enforcement training  
 28 facilities in the Devils Lake area, for the biennium beginning July 1, 2013, and ending June 30,  
 29 2015. The highway patrol shall coordinate with lake region state college regarding the types of  
 30 facilities to be constructed and the locations for the facilities. The funding provided under this  
 31 section is available to the highway patrol only if actual general fund revenues for the period

1 July 1, 2013, through June 30, 2014, exceed estimated general fund revenues for that period by  
2 at least \$200,000,000, as determined by the office of management and budget, based on the  
3 legislative estimates made at the close of the 2013 regular legislative session. The funding  
4 provided under this section is considered one-time funding and the highway patrol shall report  
5 to the appropriations committees of the sixty-fourth legislative assembly regarding the use of  
6 the funding.

7       **SECTION 4. SPECIAL FUNDS TRANSFER.** The less estimated income line item in  
8 section 1 of this Act includes the sum of ~~\$7,169,296~~\$6,091,755, or so much of the sum as may  
9 be necessary, from the state highway tax distribution fund which may be transferred at the  
10 direction of the superintendent of the highway patrol for the purpose of defraying the expenses  
11 of the highway patrol during the biennium beginning July 1, 2013, and ending June 30, 2015.

12       **SECTION 5. PAYMENTS TO HIGHWAY PATROL OFFICERS.** Each patrol officer of the  
13 state highway patrol is entitled to receive from funds appropriated in section 1 of this Act an  
14 amount not to exceed \$200 per month for the biennium beginning July 1, 2013, and ending  
15 June 30, 2015. The payments are in lieu of reimbursement for meals and other expenses,  
16 except lodging, while in travel status within the state of North Dakota or while at their respective  
17 home stations. The amounts must be paid at the time and in the same manner as salaries are  
18 paid to members of the highway patrol and may be paid without the presentation of receipts or  
19 other memorandums.