

Sixty-fifth  
Legislative Assembly  
of North Dakota

## ENGROSSED HOUSE BILL NO. 1016

Introduced by

Appropriations Committee

1 A BILL for an Act to provide an appropriation for defraying the expenses of the office of the  
2 adjutant general; to provide a transfer; and to provide exemptions.

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 office of the adjutant general for the purpose of defraying the expenses of  
8 the office of the adjutant general, for the biennium beginning July 1, 2017, and ending June 30,  
9 2019, as follows:

10 Subdivision 1.

11 NATIONAL GUARD

|  | <u>Base Level</u>       | <u>Adjustments or<br/>Enhancements</u> | <u>Appropriation</u>     |
|--|-------------------------|--|--------------------------|
| 14 <del>Salaries and wages</del>                 | <del>\$6,640,086</del>  | <del>\$33,075</del>                    | <del>\$6,673,161</del>   |
| 15 <del>Operating expenses</del>                 | <del>3,685,547</del>    | <del>(192,613)</del>                   | <del>3,492,934</del>     |
| 16 <del>Capital assets</del>                     | <del>249,046</del>      | <del>32,975,000</del>                  | <del>33,224,046</del>    |
| 17 <del>Grants</del>                             | <del>509,514</del>      | <del>(190,961)</del>                   | <del>318,553</del>       |
| 18 <del>Civil air patrol</del>                   | <del>311,773</del>      | <del>(11,986)</del>                    | <del>299,787</del>       |
| 19 <del>Tuition, recruiting, and retention</del> | <del>2,517,500</del>    | <del>100,000</del>                     | <del>2,617,500</del>     |
| 20 <del>Air guard contract</del>                 | <del>8,054,554</del>    | <del>35,249</del>                      | <del>8,089,803</del>     |
| 21 <del>Army guard contract</del>                | <del>59,870,605</del>   | <del>(2,167,524)</del>                 | <del>57,703,081</del>    |
| 22 <del>Veterans' cemetery</del>                 | <del>811,486</del>      | <del>70,835</del>                      | <del>882,321</del>       |
| 23 <del>Reintegration program</del>              | <del>1,903,743</del>    | <del>(641,115)</del>                   | <del>1,262,628</del>     |
| 24 <del>Total all funds</del>                    | <del>\$84,553,854</del> | <del>\$30,009,960</del>                | <del>\$114,563,814</del> |

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|    |                                    |                         |                          |                         |
|----|------------------------------------|-------------------------|--------------------------|-------------------------|
| 1  | <del>Less estimated income</del>   | <del>66,864,852</del>   | <del>31,330,595</del>    | <del>98,195,447</del>   |
| 2  | <del>Total general fund</del>      | <del>\$17,689,002</del> | <del>(\$1,320,635)</del> | <del>\$16,368,367</del> |
| 3  | Salaries and wages                 | \$6,640,086             | \$26,439                 | \$6,666,525             |
| 4  | Operating expenses                 | 3,685,547               | (159,613)                | 3,525,934               |
| 5  | Capital assets                     | 249,046                 | 32,975,000               | 33,224,046              |
| 6  | Grants                             | 509,514                 | (190,961)                | 318,553                 |
| 7  | Civil air patrol                   | 311,773                 | (12,193)                 | 299,580                 |
| 8  | Tuition, recruiting, and retention | 2,517,500               | 100,000                  | 2,617,500               |
| 9  | Air guard contract                 | 8,054,554               | 44,028                   | 8,098,582               |
| 10 | Army guard contract                | 59,870,605              | (2,152,661)              | 57,717,944              |
| 11 | Veterans' cemetery                 | 811,486                 | 69,798                   | 881,284                 |
| 12 | Reintegration program              | 1,903,743               | (642,359)                | 1,261,384               |
| 13 | Total all funds                    | \$84,553,854            | \$30,057,478             | \$114,611,332           |
| 14 | Less estimated income              | 66,864,852              | 31,309,926               | 98,174,778              |
| 15 | Total general fund                 | \$17,689,002            | (\$1,252,448)            | \$16,436,554            |

Subdivision 2.

DEPARTMENT OF EMERGENCY SERVICES

|    |                                  | Adjustments or           |                           |                         |
|----|----------------------------------|--------------------------|---------------------------|-------------------------|
|    | Base Level                       | Enhancements             | Appropriation             |                         |
| 20 | <del>Salaries and wages</del>    | <del>\$12,441,232</del>  | <del>\$24,695</del>       | <del>\$12,465,927</del> |
| 21 | <del>Operating expenses</del>    | <del>8,905,310</del>     | <del>(1,616,859)</del>    | <del>7,288,451</del>    |
| 22 | <del>Capital assets</del>        | <del>740,000</del>       | <del>(171,000)</del>      | <del>569,000</del>      |
| 23 | <del>Grants</del>                | <del>18,673,247</del>    | <del>(1,784,088)</del>    | <del>16,889,159</del>   |
| 24 | <del>Disaster costs</del>        | <del>108,165,484</del>   | <del>(56,718,692)</del>   | <del>51,446,792</del>   |
| 25 | <del>Total all funds</del>       | <del>\$148,925,273</del> | <del>(\$60,265,944)</del> | <del>\$88,659,329</del> |
| 26 | <del>Less estimated income</del> | <del>137,518,175</del>   | <del>(58,217,448)</del>   | <del>79,300,727</del>   |
| 27 | <del>Total general fund</del>    | <del>\$11,407,098</del>  | <del>(\$2,048,498)</del>  | <del>\$9,358,602</del>  |
| 28 | Salaries and wages               | \$12,441,232             | \$159,887                 | \$12,601,119            |
| 29 | Operating expenses               | 8,905,310                | (1,616,859)               | 7,288,451               |
| 30 | Capital assets                   | 740,000                  | (171,000)                 | 569,000                 |
| 31 | Grants                           | 18,673,247               | (1,784,088)               | 16,889,159              |

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|   |                              |               |                |              |
|---|------------------------------|---------------|----------------|--------------|
| 1 | <u>Disaster costs</u>        | 108,165,484   | (56,719,643)   | 51,445,841   |
| 2 | <u>Total all funds</u>       | \$148,925,273 | (\$60,131,703) | \$88,793,570 |
| 3 | <u>Less estimated income</u> | 137,518,175   | (58,224,473)   | 79,293,702   |
| 4 | <u>Total general fund</u>    | \$11,407,098  | (\$1,907,230)  | \$9,499,868  |

5 Subdivision 3.

6 BILL TOTAL

| 7  |                                      |                          | Adjustments or            |                          |
|----|--------------------------------------|--------------------------|---------------------------|--------------------------|
| 8  |                                      | Base Level               | Enhancements              | Appropriation            |
| 9  | <del>Grand total general fund</del>  | <del>\$29,096,100</del>  | <del>(\$3,369,131)</del>  | <del>\$25,726,969</del>  |
| 10 | <del>Grand total special funds</del> | <del>204,383,027</del>   | <del>(26,886,853)</del>   | <del>177,496,174</del>   |
| 11 | <del>Grand total all funds</del>     | <del>\$233,479,127</del> | <del>(\$30,255,984)</del> | <del>\$203,223,143</del> |
| 12 | <u>Grand total general fund</u>      | \$29,096,100             | (\$3,159,678)             | \$25,936,422             |
| 13 | <u>Grand total special funds</u>     | 204,383,027              | (26,914,547)              | 177,468,480              |
| 14 | <u>Grand total all funds</u>         | \$233,479,127            | (\$30,074,225)            | \$203,404,902            |
| 15 | Full-time equivalent positions       | 234.00                   | (0.00)                    | 234.00                   |

16 **SECTION 2. HEALTH INSURANCE INCREASE.** The appropriation in section 1 of this Act  
 17 includes the sum of ~~\$638,219~~\$591,978, of which ~~\$253,000~~\$234,453 is from the general fund,  
 18 for increases in employee health insurance premiums from \$1,130 to ~~\$1,249~~\$1,241 per month.

19 **SECTION 3. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO THE**  
 20 **SIXTY-SIXTH LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time funding  
 21 items approved by the sixty-fourth legislative assembly as adjusted for the 2015-17 biennium  
 22 and the 2017-19 biennium one-time funding items in the appropriation in section 1 of this Act:

| 23 | <u>One-Time Funding Description</u> | <u>2015-17</u> | <u>2017-19</u> |
|----|-------------------------------------|----------------|----------------|
| 24 | Firefighter stipends                | \$500,000      | \$0            |
| 25 | Disaster coordination contract      | 1,000,000      | 0              |
| 26 | Veterans' bonus program             | 500,000        | 0              |
| 27 | Firefighter training                | 374,172        | 0              |
| 28 | Next Generation 9-1-1               | 386,000        | 0              |
| 29 | Microsoft SQL enterprise for CAD    | 90,000         | 0              |
| 30 | Message switch test server          | 70,000         | 0              |
| 31 | Radio tower redundancy              | 80,000         | 0              |

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|    |   |                  |                   |
|----|---|------------------|-------------------|
| 1  | Disaster coordination contract          | 200,000          | 0                 |
| 2  | Emergency response supplies             | 275,000          | 0                 |
| 3  | Veterans' cemetery land purchase        | 139,000          | 0                 |
| 4  | Flood mitigation                        | 2,000,000        | 0                 |
| 5  | National guard readiness center         | 0                | 33,000,000        |
| 6  | Emergency response equipment            | 0                | 569,000           |
| 7  | Mobile repeaters and programming radios | <u>0</u>         | <u>300,000</u>    |
| 8  | Total all funds                         | \$5,614,172      | \$33,869,000      |
| 9  | Total other funds                       | <u>3,769,500</u> | <u>33,869,000</u> |
| 10 | Total general fund                      | \$1,844,672      | \$0               |

11 The 2017-19 biennium one-time funding amounts are not a part of the entity's base budget for  
12 the 2019-21 biennium. The adjutant general shall report to the appropriations committees of the  
13 sixty-sixth legislative assembly on the use of this one-time funding for the biennium beginning  
14 July 1, 2017, and ending June 30, 2019.

15 **SECTION 4. VETERANS' CEMETERY MAINTENANCE FUND - APPROPRIATION.** In  
16 addition to the amount appropriated to the adjutant general in the veterans' cemetery line item  
17 in subdivision 1 of section 1 of this Act, there is appropriated any additional funds that are  
18 received and deposited in the veterans' cemetery maintenance fund pursuant to sections  
19 37-03-14 and 39-04-10.10 for the operation of the North Dakota veterans' cemetery for the  
20 biennium beginning July 1, 2017, and ending June 30, 2019.

21 **SECTION 5. MAINTENANCE AND REPAIRS - TRANSFERS.** The adjutant general may  
22 transfer to the operating expenses and capital assets line items contained in section 1 of this  
23 Act up to the sum of \$500,000 from the various other line items contained in section 1 of this  
24 Act, as determined necessary by the adjutant general to provide for the maintenance and repair  
25 of state-owned armories in this state during the biennium beginning July 1, 2017, and ending  
26 June 30, 2019. Any amounts transferred pursuant to this section must be reported to the  
27 director of the office of management and budget.

28 **SECTION 6. ESTIMATED INCOME - STRATEGIC INVESTMENT AND IMPROVEMENTS**  
29 **FUND.** The estimated income line item in subdivision 2 of section 1 of this Act includes  
30 \$300,000 of one-time funding from the strategic investment and improvements fund for mobile  
31 repeaters and programming radios.

1       **SECTION 7. EXEMPTION.** Any amounts carried over in the radio communications line item  
2 for the state radio tower package, in section 11 of chapter 50 of the 2015 Session Laws are not  
3 subject to section 54-44.1-11 and any unexpended funds are available for completing these  
4 projects during the biennium beginning July 1, 2017, and ending June 30, 2019.

5       **SECTION 8. EXEMPTION.** The amount appropriated in the tuition, recruiting, and retention  
6 line item in subdivision 1 of section 1 of chapter 50 of the 2015 Session Laws is not subject to  
7 section 54-44.1-11 and any unexpended funds from this appropriation may be used to provide  
8 tuition assistance, recruiting, and retention incentives to eligible members of the North Dakota  
9 national guard during the biennium beginning July 1, 2017, and ending June 30, 2019.

10       **SECTION 9. EXEMPTION.** The amount appropriated in the tuition, recruiting, and retention  
11 line item in section 15 of chapter 50 of the 2015 Session Laws is not subject to section  
12 54-44.1-11 and any unexpended funds from this appropriation may be used to provide tuition  
13 assistance to eligible members of the North Dakota national guard, during the biennium  
14 beginning July 1, 2017, and ending June 30, 2019, ~~contingent upon the adjutant general~~  
15 ~~certifying to the office of management and budget that the national guard has received a new~~  
16 ~~assignment in association with the Grand Forks air force base.~~

17       **SECTION 10. EXEMPTION.** Any amounts carried over pursuant to section 16 of chapter 50  
18 of the 2015 Session Laws which are unexpended as of June 30, 2017, are not subject to  
19 section 54-44.1-11 and are available for payment of adjusted compensation to veterans. Any  
20 unexpended funds from this appropriation must be transferred to the veterans' cemetery trust  
21 fund during the biennium beginning July 1, 2017, and ending June 30, 2019.

22       **SECTION 11. EXEMPTION.** The amount appropriated in the grants line item in  
23 subdivision 1 of section 1 of chapter 50 of the 2015 Session Laws for payment of adjusted  
24 compensation to veterans is not subject to section 54-44.1-11 and any unexpended funds from  
25 this appropriation may be used for payment of adjusted compensation to veterans. Any  
26 unexpended funds from this appropriation must be transferred to the veterans' cemetery trust  
27 fund during the biennium beginning July 1, 2017, and ending June 30, 2019.

28       **SECTION 12. EXEMPTION.** Any amounts carried over in the radio communications line  
29 item for the state radio tower package pursuant to section 17 of chapter 50 of the 2015 Session  
30 Laws are not subject to section 54-44.1-11. Any unexpended funds are available for completing  
31 these projects during the biennium beginning July 1, 2017, and ending June 30, 2019.

1       **SECTION 13. EXEMPTION.** Any amounts carried over in the disaster costs line for grants  
2 to political subdivisions for amounts required to match federal dollars on road grade raising  
3 projects and federal emergency relief funding pursuant to section 18 of chapter 50 of the 2015  
4 Session Laws which are unexpended as of June 30, 2017, are not subject to section  
5 54-44.1-11. Any unexpended funds from this appropriation are available for these purposes  
6 during the biennium beginning July 1, 2017, and ending June 30, 2019.

7       **SECTION 14. EXEMPTION.** The amounts appropriated for radio tower redundancy and  
8 next generation 911 in the radio communications line item in subdivision 2 of section 1 of  
9 chapter 50 of the 2015 Session Laws which are unexpended as of June 30, 2017, are not  
10 subject to section 54-44.1-11. Any unexpended funds are available for completing these  
11 projects during the biennium beginning July 1, 2017, and ending June 30, 2019.