

**FIRST ENGROSSMENT
with House Amendments
ENGROSSED SENATE BILL NO. 2002**

Introduced by

Appropriations Committee

1 A BILL for an Act to provide an appropriation for defraying the expenses of the judicial branch;
2 to provide a transfer; and to provide for a legislative management study.

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 judicial branch for the purpose of defraying the expenses of the judicial
8 branch for the biennium beginning July 1, 2017, and ending June 30, 2019, as follows:

9 Subdivision 1.

10 SUPREME COURT

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>	
11				
12				
13	Salaries and wages	\$11,059,109	(\$149,997)	\$10,909,112
14	Operating expenses	2,483,980	247,602	2,731,582
15	Judges' retirement	79,588	1,176	80,764
16	Guardianship monitoring program	<u>228,789</u>	<u>87,415</u>	<u>316,204</u>
17	Total general fund	\$13,851,466	\$186,196	\$14,037,662

18 Subdivision 2.

19 DISTRICT COURTS

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>	
20				
21				
22	Salaries and wages	\$68,669,330	(\$1,066,702)	\$67,602,628
23	Operating expenses	19,930,733	950,474	20,881,207
24	Judges' retirement	343,649	(359)	343,290

Sixty-fifth
Legislative Assembly

1	University of North Dakota central	<u>80,000</u>	<u>(40,000)</u>	<u>40,000</u>
2	legal research			
3	Total all funds	\$89,023,712	(\$156,587)	\$88,867,125
4	Less estimated income	<u>1,922,150</u>	<u>(583,012)</u>	<u>1,339,138</u>
5	Total general fund	\$87,101,562	\$426,425	\$87,527,987

6 Subdivision 3.

7 JUDICIAL CONDUCT COMMISSION AND DISCIPLINARY BOARD

8			Adjustments or	
9		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
10	Judicial conduct commission and	<u>\$1,082,762</u>	<u>\$92,060</u>	<u>\$1,174,822</u>
11	disciplinary board			
12	Total all funds	\$1,082,762	\$92,060	\$1,174,822
13	Less estimated income	<u>444,656</u>	<u>38,045</u>	<u>482,701</u>
14	Total general fund	\$638,106	\$54,015	\$692,121

15 Subdivision 4.

16 BILL TOTAL

17			Adjustments or	
18		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
19	Grand total general fund	\$101,591,134	\$666,636	\$102,257,770
20	Grand total special funds	<u>2,366,806</u>	<u>(544,967)</u>	<u>1,821,839</u>
21	Grand total all funds	\$103,957,940	\$121,669	\$104,079,609
22	Full-time equivalent positions	391.00	(35.50)	355.50

23 **SECTION 2. HEALTH INSURANCE INCREASE.** The appropriation in section 1 of this Act
 24 includes the sum of \$950,356 from the general fund for increases in employee health insurance
 25 premiums from \$1,130 to \$1,241 per month.

26 **SECTION 3. ONE-TIME FUNDING.** The following amounts reflect the one-time funding
 27 items approved by the sixty-fourth legislative assembly as adjusted for the 2015-17 biennium:

28	<u>One-Time Funding Description</u>	<u>2015-17</u>	<u>2017-19</u>
29	Information technology equipment	\$623,460	\$0
30	Disaster recovery project	1,825,000	0
31	Criminal eFile initiation	99,000	0

1	Facility space expansion	<u>1,115,070</u>	<u>0</u>
2	Total general fund	\$3,662,530	\$0

3 **SECTION 4. APPROPRIATION.** There are appropriated any funds received by the
4 supreme court, district courts, and judicial conduct commission and disciplinary board, not
5 otherwise appropriated, pursuant to federal acts and private gifts, grants, and donations for the
6 purpose as designated in the federal acts or private gifts, grants, and donations for the period
7 beginning July 1, 2017, and ending June 30, 2019.

8 **SECTION 5. TRANSFERS.** The director of the office of management and budget and the
9 state treasurer shall make such transfer of funds between line items of appropriation for the
10 judicial branch of government as may be requested by the supreme court upon a finding by the
11 court that the nature of the duties of the court and its staff requires the transfers to carry on
12 properly the functions of the judicial branch of government.

13 **SECTION 6. UNIVERSITY OF NORTH DAKOTA CENTRAL LEGAL RESEARCH -**
14 **MATCHING FUND REQUIREMENT.** Subdivision 2 of section 1 of this Act includes \$40,000
15 from the general fund for university of North Dakota central legal research, which may not be
16 spent until the chief justice of the supreme court certifies to the office of management and
17 budget that \$40,000 in matching funds from nonstate sources have been provided to the
18 university of North Dakota for central legal research.

19 **SECTION 7. LEGISLATIVE MANAGEMENT STUDY.** During the 2017-18 interim, the
20 legislative management shall consider studying fees charged by the judicial branch, including
21 fees charged by the clerk of district court under section 27-05.2-03. The legislative management
22 shall report its findings and recommendations, together with any legislation necessary to
23 implement the recommendations, to the sixty-sixth legislative assembly.