

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 attorney general;
2 to provide exemptions; to amend and reenact section 54-12-11 of the North Dakota Century
3 Code, relating to the salary of the attorney general; and to declare an emergency.

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 funds
6 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 attorney general for the purpose of defraying the expenses of the attorney
9 general, for the biennium beginning July 1, 2017, and ending June 30, 2019, as follows:

| | | Adjustments or | | |
|----|--------------------------------------|---------------------|----------------------|------------------|
| | <u>Base Level</u> | <u>Enhancements</u> | <u>Appropriation</u> | |
| 10 | | | | |
| 11 | | | | |
| 12 | Salaries and wages | \$40,503,865 | \$999,957 | \$41,503,822 |
| 13 | Operating expenses | 24,672,585 | (7,657,766) | 17,014,819 |
| 14 | Capital assets | 2,339,187 | 403,185 | 2,742,372 |
| 15 | Grants | 1,762,659 | 677,341 | 2,440,000 |
| 16 | Litigation fees | 50,000 | 100,000 | 150,000 |
| 17 | Intellectual property attorney | 418,323 | 10,607 | 428,930 |
| 18 | Abortion litigation fees | 400,000 | (400,000) | 0 |
| 19 | Medical examinations | 660,000 | 0 | 660,000 |
| 20 | North Dakota lottery | 5,282,778 | 63,344 | 5,346,122 |
| 21 | Arrest and return of fugitives | 10,000 | 0 | 10,000 |
| 22 | Gaming commission | 7,490 | 0 | 7,490 |
| 23 | Criminal justice information sharing | 4,151,701 | (760,139) | 3,391,562 |
| 24 | Law enforcement | <u>3,455,725</u> | <u>(539,135)</u> | <u>2,916,590</u> |

Sixty-fifth
Legislative Assembly

| | | | | |
|---|--------------------------------|-------------------|--------------------|-------------------|
| 1 | Total all funds | \$83,714,313 | (\$7,102,606) | \$76,611,707 |
| 2 | Less estimated income | <u>35,247,452</u> | <u>(5,629,715)</u> | <u>29,617,737</u> |
| 3 | Total general fund | \$48,466,861 | (\$1,472,891) | \$46,993,970 |
| 4 | Full-time equivalent positions | 250.00 | (16.00) | 234.00 |

5 **SECTION 2. ONE-TIME FUNDING.** The following amounts reflect the one-time funding
6 items approved by the sixty-fourth legislative assembly for the 2015-17 biennium:

| 7 | <u>One-Time Funding Description</u> | <u>2015-17</u> | <u>2017-19</u> |
|----|--------------------------------------|----------------|----------------|
| 8 | BCI vehicles | \$332,000 | \$0 |
| 9 | Grants | 500,000 | 0 |
| 10 | Higher education legal services | 600,000 | 0 |
| 11 | Criminal justice information sharing | 957,856 | 0 |
| 12 | Targeted equity - BCI | 1,276,301 | 0 |
| 13 | Targeted equity - gaming | <u>270,000</u> | <u>0</u> |
| 14 | Total all funds | \$3,936,157 | \$0 |
| 15 | Total special funds | <u>653,333</u> | <u>0</u> |
| 16 | Total general fund | \$3,282,824 | \$0 |

17 **SECTION 3. TOBACCO SETTLEMENT TRUST FUND - USE.** The estimated income line
18 item in section 1 of this Act includes \$200,000 from the tobacco settlement trust fund which the
19 attorney general may use for the purpose of enforcing the master settlement agreement and
20 any disputes with the agreement, during the biennium beginning July 1, 2017, and ending
21 June 30, 2019.

22 **SECTION 4. EXEMPTION - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND.**
23 The amount appropriated to the attorney general from the strategic investment and
24 improvements fund for awarding grants to law enforcement agencies, for crime-related needs of
25 the attorney general's office, and for development of a uniform law enforcement and custody
26 manual, as contained in section 11 of chapter 471 of the 2013 Session Laws, is not subject to
27 the provisions of section 54-44.1-11. Any unexpended funds from this appropriation are
28 available to the attorney general for crime-related needs of the attorney general's office, during
29 the biennium beginning July 1, 2017, and ending June 30, 2019.

1 **SECTION 5. ATTORNEY GENERAL REFUND TRANSFER TO THE GENERAL FUND.**

2 Notwithstanding section 54-12-18, the attorney general may retain the balance in the attorney
3 general refund fund that would otherwise be transferred to the general fund on June 30, 2017.

4 **SECTION 6. AMENDMENT.** Section 54-12-11 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **54-12-11. Salary of attorney general.**

7 The annual salary of the attorney general is ~~one hundred fifty-two thousand four hundred-~~
8 ~~thirty-six dollars through June 30, 2016, and one hundred fifty-seven thousand nine dollars~~
9 through June 30, 2018, and one hundred fifty-eight thousand five hundred seventy-nine dollars
10 thereafter.