

Sixty-fifth  
Legislative Assembly  
of North Dakota

ENGROSSED SENATE BILL NO. 2011

Introduced by

Appropriations Committee

1 A BILL for an Act to provide an appropriation for defraying the expenses of the highway patrol;  
 2 to create and enact two new sections to chapter 39-03 of the North Dakota Century Code,  
 3 relating to capitol building access cards and job shadowing with the highway patrol; to amend  
 4 and reenact subdivision j of subsection 3 of section 39-12-02 of the North Dakota Century  
 5 Code, relating to fees for electronic permits; to provide a continuing appropriation; and to  
 6 provide for a transfer.

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

8 **SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the funds  
 9 as may be necessary, are appropriated out of any moneys in the general fund in the state  
 10 treasury, not otherwise appropriated, and from special funds derived from federal funds and  
 11 other income, to the highway patrol for the purpose of defraying the expenses of the  
 12 highway patrol, for the biennium beginning July 1, 2017, and ending June 30, 2019, as  
 13 follows:

	Base Level	Adjustments or Enhancements	Appropriation
14 Administration	\$3,550,401	(\$3,550,401)	\$0
15 <del>Field operations</del>	<del>52,348,835</del>	<del>5,176,049</del>	<del>57,524,884</del>
16 <del>Total all funds</del>	<del>\$55,899,236</del>	<del>\$1,625,648</del>	<del>\$57,524,884</del>
17 <del>Less estimated income</del>	<del>12,955,491</del>	<del>744,289</del>	<del>13,699,780</del>
18 <del>Total general fund</del>	<del>\$42,943,745</del>	<del>\$881,359</del>	<del>\$43,825,104</del>
19 <del>Full-time equivalent positions</del>	<del>215.00</del>	<del>(9.00)</del>	<del>206.00</del>
20 <u>Field operations</u>	<u>52,348,835</u>	<u>5,139,871</u>	<u>57,488,706</u>
21 <u>Total all funds</u>	<u>\$55,899,236</u>	<u>\$1,589,470</u>	<u>\$57,488,706</u>
22 <u>Less estimated income</u>	<u>12,955,491</u>	<u>2,005,787</u>	<u>14,961,278</u>

1	Total general fund	\$42,943,745	(\$416,317)	\$42,527,428
2	Full-time equivalent positions	215.00	(11.00)	204.00

3 **SECTION 2. HEALTH INSURANCE INCREASE.** Section 1 of this Act includes the sum of  
4 \$533,578, of which \$426,619 is from the general fund, for increases in employee health  
5 insurance premiums from \$1,130 to \$1,241 per month.

6 **SECTION 3. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO**

7 **SIXTY-SIXTH LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time funding  
8 items approved by the sixty-fourth legislative assembly as adjusted for the 2015-17 biennium  
9 and the 2017-19 biennium one-time funding items included in the appropriation in section 1 of  
10 this Act:

11	<u>One-Time Funding Description</u>	<u>2015-17</u>	<u>2017-19</u>
12	Mobile radio equipment	\$626,000	\$0
13	Outdoor range upgrade	38,000	0
14	Skid car training system	66,000	0
15	New trooper startup costs	33,863	0
16	Taser and AED equipment	0	<u>358,000</u>
17	Total all funds	\$763,863	\$358,000
18	Total special funds	<u>107,050</u>	<u>358,000</u>
19	Total general fund	\$656,813	\$0

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

24 **SECTION 4. SPECIAL FUNDS TRANSFER - HIGHWAY TAX DISTRIBUTION FUND.** The

25 less estimated income line item in section 1 of this Act includes the sum of

26 ~~\$6,916,962~~ \$6,912,904, or so much of the sum as may be necessary, from the state highway  
27 tax distribution fund which may be transferred at the direction of the superintendent of the  
28 highway patrol for the purpose of defraying the expenses of the highway patrol during the  
29 biennium beginning July 1, 2017, and ending June 30, 2019.

30 **SECTION 5. MOTOR CARRIER ELECTRONIC PERMIT TRANSACTION FUND.** The  
31 estimated income line item in section 1 of this Act includes \$1,269,165 from the motor carrier

1 electronic permit transaction fund for the purpose of defraying various expenses associated with  
2 the issuance of permits during the biennium beginning July 1, 2017, and ending June 30, 2019.

3 **SECTION 6. STRATEGIC INVESTMENT AND IMPROVEMENTS FUND.** The estimated  
4 income line item in section 1 of this Act includes \$358,000 of one-time funding from the strategic  
5 investment and improvements fund for equipment replacement during the biennium beginning  
6 July 1, 2017, and ending June 30, 2019.

7 **SECTION 7. PAYMENTS TO HIGHWAY PATROL OFFICERS.** Each patrol officer of the  
8 state highway patrol is entitled to receive from funds appropriated in section 1 of this Act an  
9 amount not to exceed \$200 per month for the biennium beginning July 1, 2017, and  
10 ending June 30, 2019. The payments are in lieu of reimbursement for meals and other  
11 expenses, except lodging, while in travel status within the state of North Dakota or while at the  
12 patrol officers' respective home stations. The amounts must be paid at the time and in the  
13 same manner as salaries are paid to members of the highway patrol and may be paid without  
14 the presentation of receipts or other memorandums.

15 **SECTION 8.** A new section to chapter 39-03 of the North Dakota Century Code is created  
16 and enacted as follows:

17 **Capitol building access card fund - Continuing appropriation.**

18 There is created in the state treasury a capitol building access card fund. The fund consists  
19 of any fees received by the superintendent for the issuance of capitol building access cards.  
20 The superintendent shall establish policies regarding the issuance of capitol building access  
21 cards and may charge a fee of ten dollars for each access card issued to an individual who is  
22 not an employee of the state of North Dakota. All moneys in the fund are appropriated to the  
23 highway patrol on a continuing basis for costs associated with the issuance of capitol building  
24 access cards and capitol complex security needs.

25 **SECTION 9.** A new section to chapter 39-03 of the North Dakota Century Code is created  
26 and enacted as follows:

27 **Job shadowing.**

28 For purposes of education and community outreach and to promote public trust, the  
29 superintendent may permit a non-member of the highway patrol to participate in job shadowing  
30 activities, including:

- 1 1. Participating in a ride-along program with a member of the highway patrol while on
- 2 duty;
- 3 2. Operating a highway patrol motor vehicle on a closed course under the supervision of
- 4 a member of the highway patrol; and
- 5 3. Discharging a firearm owned and used by the highway patrol while at a training facility
- 6 and under supervision of a member of the highway patrol.

7 **SECTION 10. AMENDMENT.** Subdivision j of subsection 3 of section 39-12-02 of the North  
8 Dakota Century Code is amended and reenacted as follows:

- 9 j. The highway patrol may establish an online electronic permit system. If the
- 10 highway patrol establishes an online electronic permit system, the highway patrol
- 11 shall assess an additional fee of up to fifteen ~~dollar-fee~~dollars for every permit
- 12 issued under this section to be deposited into the motor carrier electronic permit
- 13 transaction fund.