

Sixty-sixth
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1011

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 section 39-03-09.1 of the North Dakota Century Code, relating to job
3 shadowing with the highway patrol; to provide for a transfer; ~~and~~ to provide an exemption; and
4 to provide for a report.

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

6 **SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the funds
7 as may be necessary, are appropriated out of any moneys in the general fund in the state
8 treasury, not otherwise appropriated, and from special funds derived from federal funds and
9 other income, to the highway patrol for the purpose of defraying the expenses of the
10 highway patrol, for the biennium beginning July 1, 2019, and ending June 30, 2021, as
11 follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
14 Highway patrol	\$57,230,706	\$3,265,790	\$60,496,496
15 Total all funds	\$57,230,706	\$3,265,790	\$60,496,496
16 Less estimated income	14,703,278	2,359,464	17,062,742
17 Total general fund	\$42,527,428	\$906,326	\$43,433,754
18 Full-time equivalent positions	204.00	(9.00)	195.00
19 Highway patrol	<u>\$57,230,706</u>	<u>\$4,263,397</u>	<u>\$61,494,103</u>
20 Total all funds	<u>\$57,230,706</u>	<u>\$4,263,397</u>	<u>\$61,494,103</u>
21 Less estimated income	<u>14,703,278</u>	<u>2,495,420</u>	<u>17,198,698</u>
22 Total general fund	<u>\$42,527,428</u>	<u>\$1,767,977</u>	<u>\$44,295,405</u>
23 Full-time equivalent positions	<u>204.00</u>	<u>(7.00)</u>	<u>197.00</u>

1 **SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-**
2 **SEVENTH LEGISLATIVE ASSEMBLY.** The following amounts reflect one-time funding items
3 approved by the sixty-fifth legislative assembly for the 2017-19 biennium and the one-time
4 funding items included in the appropriation in section 1 of this Act:

5	<u>One-Time Funding Description</u>	<u>2017-19</u>	<u>2019-21</u>
6	Taser and AED equipment	\$358,000	\$0
7	Pipeline protest law enforcement support	3,234,000	0
8	Electronic payment processing system	44,000	0
9	Aircraft engine overhaul	0	81,830
10	Drone purchase	0	96,228
11	Shooting range addition	0	<u>1,729,100</u>
12	Total all funds	\$3,636,000	\$1,907,158
13	Total special funds	<u>3,636,000</u>	<u>1,825,328</u>
14	Total general fund	\$0	\$81,830

15 The 2019-21 biennium one-time funding amounts are not a part of the entity's base budget
16 for the 2021-23 biennium. The highway patrol shall report to the appropriations committees of
17 the sixty-seventh legislative assembly on the use of this one-time funding for the biennium
18 beginning July 1, 2019, and ending June 30, 2021.

19 **SECTION 3.** Section 39-03-09.1 of the North Dakota Century Code is created and enacted
20 as follows:

21 **39-03-09.1. Job shadowing.**

22 For purposes of education and community outreach, and to promote public trust, the
23 superintendent may permit a nonmember of the highway patrol to participate in job shadowing
24 activities, including:

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

1 **SECTION 4. SPECIAL FUNDS TRANSFER - HIGHWAY TAX DISTRIBUTION FUND.** The
2 | estimated income line item in section 1 of this Act includes the sum of ~~\$7,089,982~~\$7,204,043, or
3 so much of the sum as may be necessary, from the state highway tax distribution fund which
4 may be transferred at the direction of the superintendent of the highway patrol for the purpose
5 of defraying the expenses of the highway patrol during the biennium beginning July 1, 2019,
6 and ending June 30, 2021.

7 **SECTION 5. MOTOR CARRIER ELECTRONIC PERMIT TRANSACTION FUND.** The
8 | estimated income line item in section 1 of this Act includes ~~\$3,349,489~~\$3,356,069 from the
9 motor carrier electronic permit transaction fund for the purpose of defraying various expenses
10 associated with the issuance of permits and other nonenforcement motor carrier and
11 administrative activities, including the purchase of equipment and the construction of an
12 addition to the indoor shooting range, during the biennium beginning July 1, 2019, and ending
13 June 30, 2021.

14 **SECTION 6. EXEMPTION.** The amount of \$28,171 appropriated for an aircraft engine
15 overhaul in the special funds line item in section 2 of chapter 23 of the 2017 Session Laws is
16 not subject to section 54-44.1-11 and may be continued into the biennium beginning July 1,
17 2019, and ending June 30, 2021.

18 **SECTION 7. PAYMENTS TO HIGHWAY PATROL OFFICERS.** Each patrol officer of the
19 state highway patrol is entitled to receive from funds appropriated in section 1 of this Act an
20 amount not to exceed \$200 per month for the biennium beginning July 1, 2019, and
21 ending June 30, 2021. The payments are in lieu of reimbursement for meals and other
22 expenses, except lodging, while in travel status within the state of North Dakota or while at the
23 patrol officers' respective home stations. The amounts must be paid at the time and in the
24 same manner as salaries are paid to members of the highway patrol and may be paid without
25 the presentation of receipts or other memorandums.

26 **SECTION 8. RELOCATION OF LAW ENFORCEMENT TRAINING ACADEMY - REPORT**
27 **TO SIXTY-SEVENTH LEGISLATIVE ASSEMBLY.** During the 2019-20 interim, the highway
28 patrol shall develop alternatives to relocate the housing and classroom portions of the law
29 enforcement training academy. In developing the alternatives, the highway patrol shall review
30 locations for a new facility, evaluate the proper capacity of the facility to serve future law
31 enforcement training needs, and obtain estimated costs of each alternative. The highway patrol

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- 1 shall report to the appropriations committees of the sixty-seventh legislative assembly regarding
- 2 the alternatives to relocate the training academy.