

FIRST ENGROSSMENT

Sixty-seventh
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1001

Introduced by

Appropriations Committee

1 A BILL for an Act to provide an appropriation for defraying the expenses of the office of the
2 governor; to amend and reenact sections 54-07-04 and 54-08-03 of the North Dakota Century
3 Code, relating to the salaries of the governor and lieutenant governor; to repeal section 3 of
4 chapter 26 of the 2019 Session Laws, relating to the appropriation of additional income to the
5 office of the governor; to provide an exemption; to provide for a report; and to declare an
6 emergency.

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, to the office of the governor for the purpose of defraying
11 the expenses of the office of the governor, for the biennium beginning July 1, 2021, and ending
12 June 30, 2023, as follows:

| | Base Level | Adjustments or Enhancements | Appropriation |
|--|------------------------|--------------------------------|------------------------|
| 15 Salaries and wages | \$3,623,946 | \$83,109 | \$3,707,055 |
| 16 Operating expenses | 368,440 | (96,805) | 271,635 |
| 17 <u>Salaries and wages</u> | <u>\$3,623,946</u> | <u>\$237,088</u> | <u>\$3,861,034</u> |
| 18 <u>Operating expenses</u> | <u>368,440</u> | <u>53,195</u> | <u>421,635</u> |
| 19 Contingencies | 10,000 | 0 | 10,000 |
| 20 Rough rider awards | 10,800 | 0 | 10,800 |
| 21 Governor's salary | 274,112 | 7,524 | 281,636 |
| 22 Total general fund | \$4,287,298 | (\$6,172) | \$4,281,126 |
| 23 Full-time equivalent positions | 18.00 | 0.00 | 18.00 |
| 24 <u>Governor's salary</u> | <u>274,112</u> | <u>10,363</u> | <u>284,475</u> |

| | | | | |
|---|---------------------------------------|--------------------|------------------|--------------------|
| 1 | <u>Total general fund</u> | <u>\$4,287,298</u> | <u>\$300,646</u> | <u>\$4,587,944</u> |
| 2 | <u>Full-time equivalent positions</u> | <u>18.00</u> | <u>(1.00)</u> | <u>17.00</u> |

3 **SECTION 2. ONE-TIME FUNDING.** The following amounts reflect the one-time funding
4 items approved by the sixty-sixth legislative assembly for the 2019-21 biennium:

| | | | |
|---|--|----------------|----------------|
| 5 | <u>One-Time Funding Description</u> | <u>2019-21</u> | <u>2021-23</u> |
| 6 | Transition costs | \$65,000 | \$0 |
| 7 | Boards and commission database project | <u>139,808</u> | <u>0</u> |
| 8 | Total general fund | \$204,808 | \$0 |

9 **SECTION 3. ADDITIONAL INCOME - APPROPRIATION - GOVERNOR'S OFFICE -**

10 **BUDGET SECTION REPORT.** ~~In~~ Subject to the limitations of this section, in addition to the
11 amounts appropriated in section 1 of this Act, there is appropriated to the governor's office, any
12 additional income from ~~federal or~~ other funds, excluding federal funds, which may become
13 available to the governor's office, for the ~~biennium beginning July 1, 2021~~ period beginning with
14 the effective date of this Act, and ending June 30, 2023. Any other funds received under this
15 section must be used for the specific purpose intended for the funds or transferred to the
16 appropriate state agency or institution. Upon the receipt of other funds under this section, the
17 governor's office shall provide a report to the budget section regarding the source, amount, and
18 purpose of the funds received. The governor's office may not expend other funds under this
19 section if the amount of funds received from a source exceeds \$150,000, but may seek
20 emergency commission and budget section authorization under chapter 54-16. Federal funds
21 which may become available to the governor's office may be accepted by the governor's office.
22 Federal funds accepted by the governor's office may not be spent until authorization is received
23 from the legislative assembly or from the emergency commission and budget section under
24 chapter 54-16.

25 **SECTION 4. GOVERNOR'S SALARY - EXEMPTION.** The governor's salary line item in
26 section 1 of this Act includes the sum of \$284,475 for the salary of the governor for the
27 biennium beginning July 1, 2021, and ending June 30, 2023. If the governor chooses not to
28 accept the salary or any portion of the salary pursuant to section 54-07-04, section 54-07-04
29 does not apply to the portion of the salary not accepted. Notwithstanding section 54-16-04, the
30 office of management and budget may transfer appropriation authority from the governor's
31 salary line item to other line items in section 1 of this Act.

1 **SECTION 5. AMENDMENT.** Section 54-07-04 of the North Dakota Century Code is
2 amended and reenacted as follows:

3 **54-07-04. Salary of governor.**

4 The annual salary of the governor is one hundred ~~thirty-five~~ forty thousand ~~three~~ eight
5 hundred ~~sixty-four~~ twenty-nine dollars through June 30, ~~2020~~ 2022, and one hundred ~~thirty-~~
6 ~~eight~~ forty-two forty-three thousand ~~seven~~ nine six hundred ~~forty-eight~~ forty-one forty-six dollars
7 thereafter.

8 **SECTION 6. AMENDMENT.** Section 54-08-03 of the North Dakota Century Code is
9 amended and reenacted as follows:

10 **54-08-03. Salary of lieutenant governor.**

11 The annual salary of the lieutenant governor is one hundred ~~five~~ nine thousand ~~two~~ five
12 hundred ~~eighty-five~~ thirty-six dollars through June 30, ~~2020~~ 2022, and one hundred ~~seven~~ eleven
13 thousand ~~nine~~ one seven hundred ~~seventeen~~ seventy-nine twenty-seven dollars thereafter.

14 **SECTION 7. REPEAL.** Section 3 of chapter 26 of the 2019 session laws is repealed.

15 **SECTION 8. EXEMPTION - LINE ITEM TRANSFERS - 2019-21 BIENNIUM.**

16 Notwithstanding section 54-16-04, the office of management and budget may transfer up to
17 \$64,242 of appropriation authority from the operating expenses line item to the salaries and
18 wages line item in section 1 of chapter 26 of the 2019 session laws as requested by the
19 governor.

20 **SECTION 9. EXEMPTION.** The funding appropriated in the rough rider awards line item in
21 section 1 of chapter 26 of the 2019 session laws is not subject to the provisions of section
22 54-44.1-11 and may be continued into the biennium beginning July 1, 2021, and ending
23 June 30, 2023.

24 **SECTION 10. EMERGENCY.** ~~Section 6~~ Sections 3, 7, and 8 of this Act ~~is~~ are declared to be
25 an emergency measure.