

STATEMENT OF PURPOSE OF AMENDMENT:**House Bill No. 1003 - Funding Summary**

	Executive Budget	Final Legislative Action	Comparison To Executive Budget
Attorney General			
Salaries and wages	\$19,400,721	\$19,387,696	(\$13,025)
Operating expenses	8,254,104	8,483,795	229,691
Capital assets	1,767,250	1,786,050	18,800
Grants	5,944,056	5,944,056	
Litigation fees	50,000	50,000	
State school finance lawsuit	240,000	240,000	
Racing commission	387,007		(387,007)
Arrest and return of fugitives	10,000	10,000	
Gaming commission	5,039	5,039	
Total all funds	<u>\$36,058,177</u>	<u>\$35,906,636</u>	<u>(\$151,541)</u>
Less estimated income	<u>17,788,541</u>	<u>16,913,745</u>	<u>(874,796)</u>
General fund	<u>\$18,269,636</u>	<u>\$18,992,891</u>	<u>\$723,255</u>
FTE	177.00	174.30	(2.70)
Racing Commission			
Racing commission		\$367,145	\$367,145
Total all funds	<u>\$0</u>	<u>\$367,145</u>	<u>\$367,145</u>
Less estimated income	<u>0</u>	<u>249,666</u>	<u>249,666</u>
General fund	<u>\$0</u>	<u>\$117,479</u>	<u>\$117,479</u>
FTE	0.00	2.00	2.00
Bill Total			
Total all funds	\$36,058,177	\$36,273,781	\$215,604
Less estimated income	17,788,541	17,163,411	(625,130)
General fund	<u>\$18,269,636</u>	<u>\$19,110,370</u>	<u>\$840,734</u>
FTE	177.00	176.30	(0.70)

House Bill No. 1003 - Attorney General - House Action

	Executive Budget	House Changes	House Version
Salaries and wages	\$19,400,721	(\$78,551)	\$19,322,170
Operating expenses	8,254,104	25,320	8,279,424
Capital assets	1,767,250		1,767,250
Grants	5,944,056		5,944,056
Litigation fees	50,000		50,000
State school finance lawsuit	240,000		240,000
Racing commission	387,007	(19,612)	367,395
Arrest and return of fugitives	10,000		10,000
Gaming commission	5,039		5,039
Total all funds	<u>\$36,058,177</u>	<u>(\$72,843)</u>	<u>\$35,985,334</u>
Less estimated income	<u>17,788,541</u>	<u>(437,784)</u>	<u>17,350,757</u>
General fund	<u>\$18,269,636</u>	<u>\$364,941</u>	<u>\$18,634,577</u>
FTE	177.00	(2.00)	175.00

Department No. 125 - Attorney General - Detail of House Changes

	Reduces Compensation Package to 3/4	Replaces Federal Funds Reduction¹	Reallocates General Fund Increase²	Reduces Funding for Racing Commission³	Adds Funding for DNA Testing⁴	Total House Changes
Salaries and wages	(\$78,551)					(\$78,551)
Operating expenses					25,320	25,320
Capital assets						
Grants						
Litigation fees						
State school finance lawsuit						
Racing commission	(978)			(18,634)		(19,612)
Arrest and return of fugitives						
Gaming commission						
Total all funds	(\$79,529)	\$0	\$0	(\$18,634)	\$25,320	(\$72,843)
Less estimated income	(21,018)	(398,132)	0	(18,634)	0	(437,784)
General fund	(\$58,511)	\$398,132	\$0	\$0	\$25,320	\$364,941
FTE	0.00	0.00	(2.00)	0.00	0.00	(2.00)

¹ Additional general fund support is added to replace a portion of the anticipated reduction in federal funds available for drug enforcement activities of the Bureau of Criminal Investigation and the crime lab. Sections are added to the bill providing:

- If federal funds are received for these drug enforcement purposes, the Attorney General may seek Emergency Commission approval to receive and spend the federal funds but may not spend this funding from the general fund.
- Legislative intent that the Attorney General prioritize its 2005-07 biennium funding to continue, to the extent possible, the drug enforcement activities which were previously paid for from federal Byrne grant funds.

² Funding added in the executive budget of \$157,957 from the general fund for an additional Bureau of Criminal Investigation agent and \$106,467 for an additional lab forensic scientist is reallocated to provide for the anticipated reduction in federal funds available for drug enforcement activities of the Bureau of Criminal Investigation and the crime lab. The 2 FTE positions added in the executive budget for these new positions are removed.

³ Funding from Racing Commission special funds included in the executive budget for the Racing Commission executive director's salary and fringe benefits is reduced to provide for the current estimate of the amount needed for the director's salary and fringe benefits for the 2005-07 biennium.

⁴ The operating expenses line item is increased by \$25,320 from the general fund for costs of processing DNA samples of sexual offenders required by House Bill No. 1061.

A new section is added to the bill allowing the Attorney General to retain the June 30, 2005, balance in the Attorney General refund fund estimated to be \$213,697, rather than transferring the balance to the general fund as required by North Dakota Century Code Section 54-12-18. As this amount was not reflected in the 2005-07 executive revenue forecast, there will be no general fund budget status impact.

A new section is added directing the Attorney General to work with federal prosecutors to determine whether the state of North Dakota should be included as a plaintiff in federal Medicare and Medicaid fraud cases.

House Bill No. 1003 - Attorney General - Senate Action

	Executive Budget	House Version	Senate Changes	Senate Version
Salaries and wages	\$19,400,721	\$19,322,170	\$65,526	\$19,387,696
Operating expenses	8,254,104	8,279,424	204,371	8,483,795
Capital assets	1,767,250	1,767,250	18,800	1,786,050
Grants	5,944,056	5,944,056		5,944,056
Litigation fees	50,000	50,000		50,000
State school finance lawsuit	240,000	240,000		240,000
Racing commission	387,007	367,395	(367,395)	
Arrest and return of fugitives	10,000	10,000		10,000
Gaming commission	5,039	5,039		5,039
Total all funds	<u>\$36,058,177</u>	<u>\$35,985,334</u>	<u>(\$78,698)</u>	<u>\$35,906,636</u>
Less estimated income	<u>17,788,541</u>	<u>17,350,757</u>	<u>(566,904)</u>	<u>16,783,853</u>
General fund	<u>\$18,269,636</u>	<u>\$18,634,577</u>	<u>\$488,206</u>	<u>\$19,122,783</u>
FTE	177.00	175.00	(0.70)	174.30

Department No. 125 - Attorney General - Detail of Senate Changes

	Reduces Recommended Funding for Health Insurance	Changes Funding for Attorney Salary Equity¹	Changes Funding for Crime Lab Testing Supplies²	Adds Funding for Crime Lab Forensic Supplies³	Adds Funding for Crime Lab Service Agreements⁴	Adds Funding for ConnectND Fees⁵
Salaries and wages	(\$21,465)					
Operating expenses				70,853	74,552	31,078
Capital assets						
Grants						
Litigation fees						
State school finance lawsuit						
Racing commission	(250)					
Arrest and return of fugitives						
Gaming commission						
Total all funds	<u>(\$21,715)</u>	<u>\$0</u>	<u>\$0</u>	<u>\$70,853</u>	<u>\$74,552</u>	<u>\$31,078</u>
Less estimated income	<u>(5,400)</u>	<u>(241,024)</u>	<u>(100,000)</u>	<u>0</u>	<u>0</u>	<u>31,078</u>
General fund	<u>(\$16,315)</u>	<u>\$241,024</u>	<u>\$100,000</u>	<u>\$70,853</u>	<u>\$74,552</u>	<u>\$0</u>
FTE	0.00	0.00	0.00	0.00	0.00	0.00
	Replaces Federal Funds Reduction⁶	Adds Funding for DNA Testing for Felons⁷	Remove s Racing Commission Funding⁸	Total Senate Changes		
Salaries and wages		\$86,991		\$65,526		
Operating expenses		27,888		204,371		
Capital assets		18,800		18,800		
Grants						
Litigation fees						
State school finance lawsuit						
Racing commission				(367,395)		
Arrest and return of fugitives						
Gaming commission						
Total all funds	<u>\$0</u>	<u>\$133,679</u>	<u>(\$367,145)</u>	<u>(\$78,698)</u>		
Less estimated income	<u>(29,892)</u>	<u>0</u>	<u>(221,666)</u>	<u>(566,904)</u>		
General fund	<u>\$29,892</u>	<u>\$133,679</u>	<u>(\$145,479)</u>	<u>\$488,206</u>		
FTE	0.00	1.30	(2.00)	(0.70)		

¹ The funding source for continuing the cost of salary equity increases for attorneys authorized by the 2003 Legislative Assembly from special funds for the 2003-05 biennium is changed to the general fund for the 2005-07 biennium.

² The anticipated loss of federal funds for crime lab alcohol testing supplies is replaced with funding from the general fund.

³ Funding is added for additional forensic supplies for the crime lab.

⁴ Funding is added for service agreements on crime lab equipment.

⁵ Funding is added from special funds for 2005-07 ConnectND fees.

⁶ Additional general fund support is added to replace a portion of the anticipated reduction in federal funds available for drug enforcement activities of the Bureau of Criminal Investigation and the crime lab.

⁷ Funding of \$133,679 from the general fund, including 1 FTE administrative assistant and a .3 FTE forensic scientist, is added for costs associated with collecting and processing DNA samples from all convicted felons in accordance with provisions of House Bill No. 1235.

⁸ Funding for the Racing Commission is removed and provided in a separate appropriation section in accordance with provisions of Senate Bill No. 2340 which removes the Racing Commission from the Attorney General's office.

The section added by the House requiring the Attorney General to collaborate with the federal prosecutors to determine whether North Dakota should be named as a plaintiff in Medicare and Medicaid fraud cases being considered by the federal government is changed to require the Attorney General to consider, in consultation with federal prosecutors, the feasibility of naming North Dakota as a plaintiff in these cases.

A section is added requiring the Office of Management and Budget to conduct a salary equity review of attorneys and paralegals employed by state government and to include a recommendation in the 2007-09 executive budget to provide for comparable and equitable salaries for these employees.

House Bill No. 1003 - Attorney General - Conference Committee Action

	Executive Budget	House Version	Conf. Com. Changes	Conf. Com. Version	Senate Version	Comparison to Senate
Salaries and wages	\$19,400,721	\$19,322,170	\$65,526	\$19,387,696	\$19,387,696	
Operating expenses	8,254,104	8,279,424	204,371	8,483,795	8,483,795	
Capital assets	1,767,250	1,767,250	18,800	1,786,050	1,786,050	
Grants	5,944,056	5,944,056		5,944,056	5,944,056	
Litigation fees	50,000	50,000		50,000	50,000	
State school finance lawsuit	240,000	240,000		240,000	240,000	
Racing commission	387,007	367,395	(367,395)			
Arrest and return of fugitives	10,000	10,000		10,000	10,000	
Gaming commission	5,039	5,039		5,039	5,039	
Total all funds	\$36,058,177	\$35,985,334	(\$78,698)	\$35,906,636	\$35,906,636	\$0
Less estimated income	17,788,541	17,350,757	(437,012)	16,913,745	16,783,853	129,892
General fund	\$18,269,636	\$18,634,577	\$358,314	\$18,992,891	\$19,122,783	(\$129,892)
FTE	177.00	175.00	(0.70)	174.30	174.30	0.00

Department No. 125 - Attorney General - Detail of Conference Committee Changes

	Reduces Recommended Funding for Health Insurance	Changes Funding Source for Attorney Salaries¹	Adds Funding for Crime Lab Forensic Supplies²	Adds Funding for Crime Lab Service Agreements³	Adds Funding for ConnectND Fees⁴	Adds Funding for DNA Testing for Felons⁵
Salaries and wages	(\$21,465)					\$86,991
Operating expenses			70,853	74,552	31,078	27,888
Capital assets						18,800
Grants						
Litigation fees						
State school finance lawsuit						
Racing commission	(250)					
Arrest and return of fugitives						
Gaming commission						
Total all funds	(\$21,715)	\$0	\$70,853	\$74,552	\$31,078	\$133,679
Less estimated income	(5,400)	(241,024)	0	0	31,078	0
General fund	(\$16,315)	\$241,024	\$70,853	\$74,552	\$0	\$133,679
FTE	0.00	0.00	0.00	0.00	0.00	1.30
	Removes Racing Commission Funding⁶	Total Conference Committee Changes				
Salaries and wages		\$65,526				
Operating expenses		204,371				
Capital assets		18,800				
Grants						
Litigation fees						
State school finance lawsuit						
Racing commission	(367,145)	(367,395)				
Arrest and return of fugitives						
Gaming commission						
Total all funds	(\$367,145)	(\$78,698)				
Less estimated income	(221,666)	(437,012)				
General fund	(\$145,479)	\$358,314				
FTE	(2.00)	(0.70)				

¹ The funding source for continuing the cost of salary equity increases for attorneys authorized by the 2003 Legislative Assembly from special funds for the 2003-05 biennium is changed to the general fund for the 2005-07 biennium, the same as the Senate version.

² Funding is added for additional forensic supplies for the crime lab, the same as the Senate version.

³ Funding is added for service agreements on crime lab equipment, the same as the Senate version.

⁴ Funding is added from special funds for 2005-07 ConnectND fees, the same as the Senate version.

⁵ Funding of \$133,679 from the general fund, including 1 FTE administrative assistant and a .3 FTE forensic scientist, is added for costs associated with collecting and processing DNA samples from all convicted felons in accordance with provisions of House Bill No. 1235. The Senate also added this funding.

⁶ Funding for the Racing Commission is removed and provided in a separate appropriation section in accordance with provisions of Senate Bill No. 2340 which removes the Racing Commission from the Attorney General's office. The Senate also made this change.

The section added by the House requiring the Attorney General to collaborate with the federal prosecutors to determine whether North Dakota should be named as a plaintiff in Medicare and Medicaid fraud cases being considered by the federal government is changed to require the Attorney General to consider, in consultation with federal prosecutors, the feasibility of naming North Dakota as a plaintiff in these cases. The Senate also made this change.

A section is added requiring the Office of Management and Budget to conduct a salary equity review of attorneys and paralegals employed by state government and to include a recommendation in the 2007-09 executive budget to provide for comparable and equitable salaries for these employees, the same as the Senate version.

The conference committee added a section allowing a Racing Commission member, appointed to fill a vacancy on the commission, to be reappointed to the commission.

The conference committee removed the following items which were included in the Senate version:

- The Senate added \$100,000 from the general fund and reduced special funds by \$100,000 for crime lab testing supplies.
- The Senate added \$29,892 from the general fund and reduced other funds by \$29,892 to replace a portion of the anticipated reduction in federal funds available for drug enforcement activities of the Bureau of Criminal Investigation and the crime lab.

House Bill No. 1003 - Racing Commission - Senate Action

	Executive Budget	House Version	Senate Changes	Senate Version
Racing commission			\$367,145	\$367,145
Total all funds	\$0	\$0	\$367,145	\$367,145
Less estimated income	0	0	249,666	249,666
General fund	\$0	\$0	\$117,479	\$117,479
FTE	0.00	0.00	2.00	2.00

Department No. 130 - Racing Commission - Detail of Senate Changes

	Adds Separate Appropriation for Racing ¹	Changes Funding Source ²	Total Senate Changes
Racing commission	\$367,145		\$367,145
Total all funds	\$367,145	\$0	\$367,145
Less estimated income	221,666	28,000	249,666
General fund	\$145,479	(\$28,000)	\$117,479
FTE	2.00	0.00	2.00

¹ A section is added providing an appropriation for the Racing Commission in accordance with provisions of Senate Bill No. 2340 which removes the Racing Commission from the Attorney General's office.

² A funding source change from the general fund to special funds is made to allow expenditure of license fee collections that will be deposited in the Racing Commission operating fund rather than the general fund in accordance with provisions of Senate Bill No. 2344.

House Bill No. 1003 - Racing Commission - Conference Committee Action

	Executive Budget	House Version	Conf. Com. Changes	Conf. Com. Version	Senate Version	Comparison to Senate
Racing commission			\$367,145	\$367,145	\$367,145	
Total all funds	\$0	\$0	\$367,145	\$367,145	\$367,145	\$0
Less estimated income	0	0	249,666	249,666	249,666	0
General fund	\$0	\$0	\$117,479	\$117,479	\$117,479	\$0
FTE	0.00	0.00	2.00	2.00	2.00	0.00

Department No. 130 - Racing Commission - Detail of Conference Committee Changes

	Adds Separate Appropriation for Racing¹	Changes Funding Source²	Total Conference Committee Changes
Racing commission	\$367,145		\$367,145
Total all funds	\$367,145	\$0	\$367,145
Less estimated income	221,666	28,000	249,666
General fund	\$145,479	(\$28,000)	\$117,479
FTE	2.00	0.00	2.00

¹ A section is added providing an appropriation for the Racing Commission in accordance with provisions of Senate Bill No. 2340 which removes the Racing Commission from the Attorney General's office. The Senate also made this change.

² A funding source change from the general fund to special funds is made to allow expenditure of license fee collections that will be deposited in the Racing Commission operating fund rather than the general fund in accordance with provisions of Senate Bill No. 2344. The Senate also made this change.