

**Adjutant General, including the National Guard and the Department of Emergency Services
Budget 540
Senate Bill Nos. 2016, 2369, 2371**

	FTE Positions	General Fund	Other Funds	Total
2011-13 legislative appropriation	242.00	\$78,553,555 ¹	\$297,104,378	\$375,657,933
2009-11 legislative appropriation	<u>232.00</u>	<u>40,745,214</u>	<u>236,751,871</u>	<u>277,497,085</u>
2011-13 appropriation increase (decrease) to 2009-11 appropriation	10.00	\$37,808,341	\$60,352,507	\$98,160,848

¹This amount includes \$54,518,428 of one-time funding. Excluding this amount, the agency's ongoing general fund appropriation is \$24,035,127.

Item Description

FTE changes - The 2011-13 biennium appropriation includes funding for 242 FTE positions, an increase of 10 FTE positions from the 2009-11 biennium. The Legislative Assembly approved the addition of 10 FTE positions--1 FTE custodian position for the Regional Training Institute at Camp Grafton in Devils Lake, 5 FTE 119th Wing firefighter positions at Hector Field in Fargo, and 4 FTE regional homeland security emergency management coordinator positions serving four regions of the state located in Ward County, Cass County, Burleigh County, and the city of Grand Forks.

One-time funding - In Section 2 of 2011 Senate Bill No. 2016, the Legislative Assembly provided one-time funding of \$5,318,428 from the general fund to the Adjutant General for the following initiatives:

Motorola lease purchase payment	\$1,525,347
Message switch upgrades	235,000
Central electronics bank dispatch system	1,100,000
Technology projects	100,000
State Radio tower package	1,500,000
Statewide seamless base map	400,000
Military Service Center east	72,700
Armory grants	60,000
Extraordinary repairs	325,381
Total	\$5,318,428

In addition, the Legislative Assembly in 2011 Senate Bill No. 2371, provided:

- A one-time general fund appropriation of \$500,000 for flood-damaged school infrastructure grants to eligible school districts in the state. An eligible school district is one that experienced a 2011 flood event which resulted in multiple school facilities being damaged and unusable.
- A one-time transfer of \$48.7 million from the general fund to the state disaster relief fund, including \$32.7 million for disaster-related expenses, \$10 million for additional rebuilders loan program funding and for flood-impacted rehabilitation, and \$6 million for road grade raising grants.

Status/Result

The Adjutant General has filled the 5 FTE 119th Wing firefighter positions and the 4 FTE regional homeland security emergency management coordinator positions added by the Legislative Assembly in 2011. The Adjutant General expects to fill the 1 FTE custodian position in June 2012.

The status of the one-time funding is as follows:

- Motorola lease purchase payment - The Adjutant General made the annual payment of \$762,674 in December 2011. The next and final payment will be made in December 2012.
- Message switch upgrades - The Adjutant General is in the process of updating State Radio message switch hardware and anticipates completing the project in May 2012.
- Central electronics bank dispatch system - The Adjutant General has requested proposals to update the State Radio central electronics bank dispatch system and anticipates the project to be completed by June 2013.
- Technology projects - The Adjutant General plans to use the technology project funding provided for an unmanned aerial systems initiative to assist the state in becoming designated as a national test site for unmanned aerial aviation and systems by the Federal Aviation Administration. There have been no expenditures related to the unmanned aerial systems initiative as of April 2012. The Adjutant General expects to use the funding by December 2012.
- State Radio tower package - As a result of a study to identify State Radio gap areas and alternative tower sites for State Radio infrastructure, the Adjutant General requested funding in the 2011-13 biennium to close 4 of 12 gaps identified in the study. The Adjutant General has worked with the Department

of Transportation to validate tower structures identified in the study to ensure state infrastructure standards are met with the new towers. The Adjutant General plans to complete the four additional towers by December 2012.

- Statewide seamless base map - The statewide seamless base map is a data set that is spatially accurate and contains necessary attributes to be used by multiple applications and users. The data set is needed for emergency services and daily state agency activities that directly relate to dispatch mapping, computer-aided design, and automatic vehicle locating. The Adjutant General will use funding throughout the 2011-13 biennium to update map information.
- Military Service Center east - The Adjutant General utilized funding to open a Fargo Military Service Center in the eastern region of the state in September 2011. As of April 2012, \$61,070 has been expended to provide basic structural improvements as well as systems furniture and equipment. The Adjutant General anticipates using the remaining funding for additional improvements as necessary throughout the 2011-13 biennium.
- Armory grants - The Adjutant General provided an annual payment (\$30,000) in July 2011 to city-owned armories for rent increases based upon 2009-11 biennium rental fees. Another armory grant payment (\$30,000) will be made in July 2012.
- Extraordinary repairs - The Adjutant General plans to use funding to replace boilers with energy efficient boilers and update the chiller system at the Fargo Armed Forces Reserve Center. The Adjutant General expects work to be completed in the fall of 2012.
- See the **Disaster relief funding** section below for information regarding the status of one-time funding related to disaster relief funding.

Tuition and enlistment compensation - The Legislative Assembly in 2011 provided \$2,407,500 from the general fund for the tuition and enlistment compensation program, the same level of funding provided for the 2009-11 biennium.

Line item transfer authority - In Section 6 of 2011 Senate Bill No. 2016, the Legislative Assembly authorized the Adjutant General to transfer up to \$500,000 from various line items to the operating expenses and capital assets line items for the maintenance and repair of state-owned armories during the 2011-13 biennium. Any amounts transferred must be reported to the Office of Management and Budget.

The Adjutant General provided scholarships to 421 students for the fall 2011 semester under the tuition and enlistment compensation program at a cost of \$578,200, representing approximately 24 percent of the total appropriation. The Adjutant General's intention is to provide 100 percent tuition reimbursement to all qualifying soldiers.

The Adjutant General does not anticipate requesting a transfer to the operating expenses and capital assets line items for the maintenance and repair of state-owned armories during the 2011-13 biennium.

Disaster relief funding - The Legislative Assembly in 2011 authorized the Adjutant General to use funding from the general fund and the state disaster relief fund for costs associated with state disasters and flood mitigation efforts for the 2011-13 biennium as follows:

	General Fund	State Disaster Relief Fund ¹	Total
Regular session			
Disaster response coordination contract (Section 4 of SB 2016)		\$400,000	\$400,000
Spending authority for expenses related to the 2009 flood disaster and other unclosed state disasters (Section 1 of SB 2016)		7,842,304	7,842,304
State share of funding for presidential-declared disasters pursuant to North Dakota Century Code Section 37-17.1-27 (Section 5 of SB 2016)		3,500,000	3,500,000
Emergency snow removal grants (Section 2 of SB 2369)		9,000,000	9,000,000
Disaster relief (Section 4 of SB 2369)		22,000,000	22,000,000
Special session			
State share of funding for presidential-declared disasters pursuant to Section 37-17.1-27 (Section 15 of SB 2371)		29,500,000	29,500,000
2012 disaster contingent appropriation (Section 16 of SB 2371)		5,000,000	5,000,000
Appropriations (Section 9 of SB 2371) for:		10,000,000	10,000,000
• Additional rebuilders loan program funding to the Bank of North Dakota			
• Funding to political subdivisions for flood-impacted housing rehabilitation			
Flood-damaged school infrastructure grants (Section 20 of SB 2371)	\$500,000		500,000
Total	\$500,000	\$87,242,304	\$87,742,304

¹In Section 1 of 2011 Senate Bill No. 2369, the Legislative Assembly provided that expenditure of money in the state disaster relief fund is subject to Emergency Commission and Budget Section approval.

The status of funding provided for disaster relief is as follows:

- The Adjutant General has contracted with Lutheran Disaster Response at a cost of \$400,000 for services to coordinate disaster response organizations with state and political subdivision disaster response efforts, including all aspects of disaster recovery from preparedness training through cleanup for declared or undeclared disasters.
- In December 2011, the Adjutant General requested and received Emergency Commission and Budget Section approval for expenses related to the 2009 flood disaster (\$1,091,013) and other unclosed state disasters (\$4,820,828) in the 2011-13 biennium as provided in Section 1 of 2011 Senate Bill No. 2016.
- In December 2011, the Adjutant General requested and received Emergency Commission and Budget Section approval for providing the required state share of funding for defraying the expenses associated with the 2011 flood event (\$3.5 million) as provided in Section 5 of 2011 Senate Bill No. 2016.
- Pursuant to Section 2 of 2011 Senate Bill No. 2369, the Adjutant General provided \$9 million from the state disaster relief fund for emergency snow removal grants to counties, cities, and townships. Section 2 of Senate Bill No. 2369 provided that a county, township, or city may apply to the Department of Emergency Services for an emergency snow removal grant for reimbursement of up to 60 percent of the costs incurred by the county, township, or city for the period January 2011 through March 2011 that exceed 200 percent of the average costs incurred for these months in 2004 through 2008. The Adjutant General distributed \$9 million in grants prior to June 30, 2011, and reported to the Budget Section regarding the grants awarded under this section on September 15, 2011.
- In December 2011, the Adjutant General requested and received Emergency Commission and Budget Section approval for city flood mitigation projects (\$3.2 million) and for disaster relief relating to 2011 spring flooding (\$14 million), and road grade raising projects (\$4.8 million) as provided in Section 4 of 2011 Senate Bill No. 2369. As of April 2012, the Adjutant General has provided \$671,526 for grants to Minnewauken for city flood mitigation projects and plans to provide the remaining \$2,528,474 to Minnewauken for city flood mitigation projects in the 2011-13 biennium. The Adjutant General provided \$2,874,795 for 2011 spring

flooding disaster relief grants in the 2009-11 biennium under the emergency clause and plans to provide the remaining \$11,125,205 for disaster relief grants in the 2011-13 biennium. As of April 2012, the Adjutant General has not provided funding for road grade raising projects, but plans to provide \$4.8 million in grants in the 2011-13 biennium.

- In December 2011, the Adjutant General requested and received Emergency Commission and Budget Section approval for the required state share of expenses associated with January 2010 winter storm (\$565,527), 2010 flood (\$1,885,457), April 2010 ice storm (\$1,142,381), and the 2011 flood (\$11,705,205) as provided in Section 15 of 2011 Senate Bill No. 2371. Of the \$29.5 million provided in Section 15 of 2011 Senate Bill No. 2371, \$14,201,430 remains available for assistance subject to Emergency Commission and Budget Section approval.
- In December 2011, the Adjutant General requested and received Emergency Commission and Budget Section approval for providing additional rebuilders loan program funding to the Bank of North Dakota and funding to political subdivisions for flood-impacted housing rehabilitation (\$10 million) as provided in Section 9 of 2011 Senate Bill No. 2371. As of April 2012, the Adjutant General has provided \$2,174,150 to political subdivisions for flood-impacted housing rehabilitation grants and plans to provide the remaining \$7,825,850 to political subdivisions for flood-impacted housing rehabilitation grants in the 2011-13 biennium. The Adjutant General does not anticipate providing any of the funds for additional rebuilders loan program funding.
- The Adjutant General provided \$500,000 in flood-damaged school infrastructure grants to the Minot school district that experienced a 2011 flood event which resulted in multiple school facilities being damaged and unusable pursuant to Section 20 of 2011 Senate Bill No. 2371.

As of April 2012, the Adjutant General is in the final stages of developing reporting requirements to be included with requests for reimbursement. The Adjutant General anticipates receiving requests for reimbursement in June 2012.

Compact on Educational Opportunity for Military Children - In 2011 House Bill No. 1248, the Legislative Assembly provided that the Adjutant General pay all expenses incurred by the state to participate in the Compact on Educational Opportunity for Military Children, including the reimbursement of actual and necessary expenses incurred by members of the state council, from the operating expenses line item in Section 1 of 2011 Senate Bill No. 2016.